

PENNSYLVANIA BULLETIN

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Department of Conservation and Natural
Resources
Department of Education
Department of Environmental Protection
Department of General Services
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Insurance Department
Liquor Control Board
Pennsylvania Emergency Management Agency
Pennsylvania Public Utility Commission
Turnpike Commission

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**Latest Pennsylvania Code Reporter
(Master Transmittal Sheet):**

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Pennsylvania Bulletin

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published every week and includes a table of contents. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. First, it is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, repeal or emergency action must be published in the *Pennsylvania Bulletin*. Further, agencies proposing changes to the codified text do so in the *Pennsylvania Bulletin*.

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

The text of certain documents published in the *Pennsylvania Bulletin* is the only valid and enforceable text. Courts are required to take judicial notice of the *Pennsylvania Bulletin*.

Adoption, Amendment or Repeal of Regulations

Generally an agency wishing to adopt, amend or repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances where the agency may omit the proposal step; they still must publish the adopted version.

The Notice of Proposed Rulemaking contains the full text of the change, the agency contact person, a fiscal note required by law and background for the action.

The agency then allows sufficient time for public comment before taking final action. An adopted proposal must be published in the *Pennsylvania*

Bulletin before it can take effect. If the agency wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, they must re-propose.

Citation to the *Pennsylvania Bulletin*

Cite material in the *Pennsylvania Bulletin* by volume number and page number. Example: Volume 1, *Pennsylvania Bulletin*, page 801 (short form: 1 Pa.B. 801).

Pennsylvania Code

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

The *Pennsylvania Code* is cited by title number and section number. Example: Title 10 *Pennsylvania Code*, § 1.1 (short form: 10 Pa.Code § 1.1).

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

How to Find Documents

Search for your area of interest in the *Pennsylvania Code*.

The *Pennsylvania Code* contains, as Finding Aids, subject indexes for the complete *Code* and for each individual title, a list of Statutes Used As Authority for Adopting Rules and a list of annotated cases. Source Notes give you the history of the documents. To see if there have been recent changes, not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred.

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Printing Format

Material proposed to be added to an existing rule or regulation is printed in **bold face** and material proposed to be deleted from such a rule or regulation is enclosed in brackets [] and printed in **bold face**. Asterisks indicate ellipsis of *Pennsylvania Code* text retained without change. Proposed new or additional regulations are printed in ordinary style face.

Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised; and that the fiscal note shall provide the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the five succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the five succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The required information is published in the foregoing order immediately following the proposed change to which it relates; the omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years; in that order, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years, in that order. In item (8) the recommendation, if any, made by the Secretary of Budget is published with the fiscal note. See 4 Pa. Code § 7.231 *et seq.* Where "no fiscal impact" is published, the statement means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended.

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THE COURTS

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CH. 400]

Proposed Amendments Governing Service Upon Associations; Proposed Recommendation No. 149

The Civil Procedural Rules Committee proposes that Rules of Civil Procedure 423 and 424 governing service of original process on associations (partnerships, unincorporated associations, corporations and similar entities) be amended as set forth in this recommendation. The recommendation is being published to the bench and bar for comments and suggestions prior to its submission to the Supreme Court.

All communications in reference to the proposed recommendation should be sent not later than February 1, 1999 to: Harold K. Don, Jr., Esquire, Counsel, Civil Procedural Rules Committee, 5035 Ritter Road, Suite 700, Mechanicsburg, Pennsylvania 17055, Or E-Mail to civil.rules@supreme.court.state.pa.us

The Explanatory Comment which appears in connection with the proposed recommendation has been inserted by the Committee for the convenience of the bench and bar. It will not constitute part of the rules nor will it be officially adopted or promulgated by the Court.

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 400. SERVICE OF ORIGINAL PROCESS

SERVICE UPON PARTICULAR PARTIES

Rule 423. Partnerships and Unincorporated Associations.

Service of original process upon a partnership and all partners named in the action or upon an unincorporated association shall be made upon any of the following persons provided the person served is not a plaintiff in the action:

(1) any partner, officer or registered agent of the partnership or association, or

(2) an agent authorized by the partnership or association in writing to receive service of process for it, or

(3) the manager, clerk or other person for the time being in charge of any regular place of business or activity of the partnership or association, or

(4) a person responsible for receiving visitors, or business mail or deliveries addressed to the partnership or association, at any office or regular place of business or activity of the partnership or association.

Rule 424. Corporations and Similar Entities.

Service of original process upon a corporation or similar entity shall be made by handing a copy to any of the following persons provided the person served is not a plaintiff in the action:

(1) an executive officer, partner or trustee of the corporation or similar entity, or

(2) the manager, clerk or other person for the time being in charge of any regular place of business or activity of the corporation or similar entity, or

(3) an agent authorized by the corporation or similar entity in writing to receive service of process for it, or

(4) a person responsible for receiving visitors, or business mail or deliveries addressed to the corporation, at any office or regular place of business or activity of the corporation.

Explanatory Comment

Rule 423 governing service of original process upon partnerships and unincorporated associations and Rule 424 governing service of original process upon corporations and similar entities provide, inter alia, a method of service whereby a copy of process may be handed to "the manager, clerk or other person for the time being in charge of any regular place of business or activity". It has been suggested, however, that a barrier of a receptionist or security guard often makes such service difficult to effect. To prevent a party to an action from avoiding service by interposing such a barrier, it is proposed that Rules 423 and 424 be amended by adding paragraph (4) to each rule, providing that service may be made upon "a person responsible for receiving visitors, or business mail or deliveries addressed to" the particular association, at any office or regular place of business of the association.

By the Civil Procedural Rules Committee

EDWIN L. KLETT,
Chairperson

[Pa.B. Doc. No. 98-1828. Filed for public inspection November 6, 1998, 9:00 a.m.]

PART I. GENERAL

[231 PA. CODE CHS. 2120, 2150 AND 2170]

Proposed Amendments Governing Associations as Parties; Proposed Recommendation No. 150

The Civil Procedural Rules Committee proposes that Rules of Civil Procedure 2126, 2151, 2176 and 2179 governing associations as parties be amended as set forth in the recommendation. The proposed recommendation is being submitted to the bench and bar for comments and suggestions prior to its submission to the Supreme Court.

All communications in reference to the proposed recommendation should be sent not later than February 1, 1999 to: Harold K. Don, Jr., Esquire, Counsel, Civil Procedural Rules Committee, 5035 Ritter Road, Suite 700, Mechanicsburg, Pennsylvania 17055 or E-Mail to civil.rules@supreme.court.state.pa.us

The Explanatory Comment which appears in connection with the proposed recommendation has been inserted by the Committee for the convenience of the bench and bar. It will not constitute part of the rules of civil procedure nor will it be officially adopted or promulgated by the Court.

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 2120. PARTNERSHIPS AS PARTIES

Rule 2126. Definitions.

As used in this chapter:

“action” means any civil action or proceeding at law or in equity brought in or appealed to any court which is subject to these rules;

“firm name” means any name, fictitious or otherwise, by which a partnership conducts business or is commonly known whether or not such name has been filed or registered;

“liquidator” means any person legally engaged in winding up the affairs of a dissolved partnership;

“partner” means only a general partner or a limited partner who has become subject to the liability of a general partner;

“partnership” means [**only**] a general or limited partnership, **whether it is also a registered limited liability partnership or electing partnership**, and does not mean a [**partnership association, registered partnership,] limited liability company**, unincorporated association, joint stock company or similar association.

CHAPTER 2150. UNINCORPORATED ASSOCIATIONS AS PARTIES

Rule 2151. Definitions.

As used in this chapter

“action” means any civil action or proceeding at law or in equity brought in or appealed to any court which is subject to these rules;

“association” means an unincorporated association conducting any business or engaging in any activity of any nature whether for profit or otherwise under a common name, but does not mean [**an incorporated association, general partnership, limited partnership, registered partnership, partnership association, joint stock company or similar association**] **a partnership as defined in Rule 2126 or a corporation or similar entity as defined in Rule 2176.**

CHAPTER 2170. CORPORATIONS AND SIMILAR ENTITIES AS PARTIES

Rule 2176. Definitions.

As used in this chapter

“action” means any civil action or proceeding at law or in equity brought in or appealed to any court which is subject to these rules;

“corporation or similar entity” includes any public, quasi-public or private corporation, insurance association or exchange, [**registered partnership, partnership association limited,] joint stock company or association, [“Massachusetts trust”,] limited liability company, professional association, business trust**, or any other association which is regarded as an entity distinct from the members composing the association, but does not include the Commonwealth of Pennsylvania, a county, city, borough, town, township, school district or institution district, or a partnership as defined in Rule 2126, or an unincorporated association as defined in Rule 2151;

“corporate name” means any name, real or fictitious, under which a corporation or similar entity was organized, or conducts business, whether or not such name has been filed or registered;

“**executive officer**” means a **chairman, president, vice-president, treasurer, secretary, general manager, or any like officer of a corporation or similar entity.**

“member” includes any shareholder in a corporation or similar entity[;

“**executive officer**” means a **chairman, president, vice-president, treasurer, secretary, general manager, or any like officer of a corporation or similar entity]**.

Official Note: The term “corporation or similar entity” as defined above includes all associations and business entities which are regarded as separate and distinct from their members. No attempt has been made to enumerate all the various classes of private corporations falling within the definition.

Rule 2179. Venue.

(a) Except as otherwise provided by an Act of Assembly or by subdivision (b) of this rule, a personal action against a corporation or similar entity may be brought in and only in

(1) the county where its registered office or principal place of business is located;

(2) a county where it regularly conducts business;

[**Official Note: See Rule 2198.]**

(3) the county where the cause of action arose; or

(4) a county where a transaction or occurrence took place out of which the cause of action arose.

(b) An action upon a policy of insurance against an insurance company, association or exchange, either incorporated or organized in Pennsylvania or doing business in this Commonwealth, may be brought

(1) in a county designated in Subdivision (a) of this rule; or

(2) in the county where the insured property is located; or

(3) in the county where the plaintiff resides, in actions upon policies of life, accident, health, disability, and live stock insurance or fraternal benefit certificates.

Explanatory Comment

Recommendation No. 150 proposes amendment of Rules 2126, 2151 and 2176 providing definitions governing associations as parties. The recommendation also proposes a technical amendment by deleting an obsolete note to Rule 2179, the venue rule governing corporations and similar entities.

Partnerships as Parties

The proposed revision to Rule 2176 defining the term “partnership” continues to provide that “partnership means a general or limited partnership” and adds new language: “whether it is also a registered limited liability partnership or electing partnership”. The reference to a registered limited liability partnership and an electing partnership is derived from Section 8311(b) of the Associations Code, “Partnership defined”.

The proposed revision excludes from the definition “limited liability company, unincorporated association,

joint stock company or similar association". The reference to a limited liability company is new and takes into account Act No. 126 of 1994 which added Chapter 89 relating to limited liability companies to Title 15 of the Consolidated Statutes, the Associations Code. However, the limited liability company is included in the proposed revision to the definition of "corporation or similar entity" found in Rule 2176.

As revised, the exclusionary language no longer contains the terms "partnership association and registered partnership". The latter term is presently found in all three of the definition rules. As stated in Goodrich-Amram 2d § 2176:3, a registered partnership "meant a limited liability partnership formed in compliance with the special Acts of Assembly, now repealed, relating to the formation of such partnerships."

Unincorporated Associations as Parties

The term "association" as used in Rule 2151 et seq. is not the broad term found in the title of the "Associations Code". Rather, it has the limited meaning as defined in Rule 2151. The basic definition continues unchanged: "an unincorporated association conducting any business or engaging in any activity of any nature whether for profit or otherwise under a common name. . . ." However, the definition excludes certain types of "associations" as used in the broader sense of that term. Whereas the present rule excludes from the definition "an incorporated association, general partnership, limited partnership, registered partnership, partnership association, joint stock company or similar association," the proposed revision simply states that "unincorporated association" does not include "a partnership as defined in Rule 2126 or a corporation or similar entity as defined in Rule 2176."

Corporation or Similar Entity

Rule 2176 is revised in two respects. First, the term "executive officer" is merely put in its rightful place alphabetically in the list of definitions but it is not otherwise changed. Second, the term "corporation or similar entity" is revised to include the terms "limited liability company, professional association and business trust".

The addition of "business trust" includes within the definition of corporation or similar entity a "trust subject to Chapter 95 (relating to business trusts)." The addition of "professional association" includes a professional association as defined in Section 9302 of the Associations Code, i.e., "a professional association organized under the Act of August 7, 1961 (P. L. 941, No. 416), known as the Professional Association Act. . . ."

The addition of a "limited liability company to the definition is in accord with the Source Note to Section 8906 of the Associations Code which states:

Notwithstanding the policy of Chapter 89 that a limited liability company is a form of partnership entity, for purposes of the Pennsylvania Rules of Civil Procedure a limited liability company will probably be deemed a "corporation or similar entity" under Pa.R.C.P. 2176, rather than a "partnership" under Pa.R.C.P. 2126 or an "association" under Pa.R.C.P. 2151.

Three types of associations have been deleted from the definition. The deletion of the term "registered partnership" was previously mentioned under the comment to Rule 2156. The reference to "Massachusetts Trust" has been deleted as obsolete. The term "partnership association limited" has been deleted as well. Goodrich-Amram

§ 2176:3 states that the term, "as used in these rules at the time of their adoption, meant a limited liability partnership association formed in compliance with the special Acts of Assembly, now repealed, relating to the formation of such associations."

By the Civil Procedural Rules Committee

EDWIN L. KLETT,
Chairperson

[Pa.B. Doc. No. 98-1829. Filed for public inspection November 6, 1998, 9:00 a.m.]

Title 255—LOCAL COURT RULES

BERKS COUNTY

Berks County Rule of Judicial Administration No. 5000.7; No. 98-8009

Order

And Now, this 7th day of August, 1998, Berks County Rule of Judicial Administration No. 5000.7 is hereby amended to read as set forth in the following form and made a part hereof, and said Rule as so amended is hereby approved, adopted and promulgated for use in the Court of Common Pleas of Berks County, Pennsylvania. Berks County Rule of Judicial Administration as herein amended shall apply to all transcripts requested on or after October 1, 1998. Berks County Rule of Judicial Administration No. 5000.7 as heretofore adopted shall remain in effect as to all transcripts requested on or before September 30, 1998.

The Prothonotary of Berks county of *Ordered and Directed* to do each of the following:

(1) Keep continually available for inspection and copying, copies of this Order and of Berks County Rule of Judicial Administration No. 5000.7 as herein approved, adopted and promulgated;

(2) Forward ten (10) certified copies of the Order and Rule as herein amended to the Administrative Office of Pennsylvania Courts for distribution in accordance with Pennsylvania Rule of Judicial Administration No. 103(c)(2).

Anything to the contrary hereinbefore set forth notwithstanding, this Order and Rule 5000.7 as amended and adopted herein shall not become effective unless, and until, the rates set forth therein are approved by the Supreme Court of Pennsylvania pursuant to Pennsylvania Rule of Judicial Administration 5000.7(f).

By the Court

SCOTT D. KELLER,
President Judge

Berks County Rule of Judicial Administration No. 5000.7. Fees for Transcripts.

(a) Where a person or entity other than the Commonwealth, or one of its political subdivisions, has requested a transcript:

(1) Any person or entity which obtains an order for a transcript shall pay to the clerk one-half the estimated cost for the transcript calculated at the rate of \$2.25 for each page of original transcript and shall pay the balance

upon completion of the transcript. The court reporter shall not be required to start the transcription until such advance payment has been made.

(2) Upon completion of the transcript, the court reporter shall lodge and file the original transcript of record and shall deliver one (1) complete and legible copy thereof:

(A) to the district attorney, if he is a party to the action or represents the Commonwealth in such action;

(B) to the county solicitor of Berks County, if he or she is party to the action or represents the County of Berks in such action;

(C) to the person or entity who ordered the transcript, if, but only if, such person or entity has paid the balance due for the transcript to the clerk in full, calculated at the rate of \$2.25 for each page of original transcript.

(3) Where the Commonwealth, or any political subdivision, requests a copy of the transcript, the court reporter shall provide the Commonwealth, or political subdivision thereof, with a complete and legible copy thereof without charge.

(4) Where any person or entity, other than the Commonwealth, or a political subdivision thereof, requests a copy of the transcript, such person or entity may purchase the same by paying the clerk \$1.00 for each page of complete and legible copy.

(5) The clerk shall pay the monies received for original transcript and for copies to the county promptly, and the county shall thereupon pay therefrom:

(A) to the court reporter, the sum of \$2.25 for each page of original transcript.

(B) to the court reporter, the sum of \$1.00 for each page of complete and legible copy.

(b) Where the Commonwealth or a subdivision thereof, including the County of Berks, is liable for the cost:

(1) The court reporter, upon receipt of the transcript order, shall immediately begin the transcription of his or her notes as directed by the transcript order.

(2) Upon completion of the transcript, the court reporter shall lodge and file the original transcript of record and shall deliver one (1) complete and legible copy to each of the following:

(A) to any party proceeding in forma pauperis;

(B) to the district attorney of Berks County, if said district attorney is a party to the action or is representing the Commonwealth in said action;

(C) to the county solicitor of Berks County, if the county solicitor is a party to the action or is representing the county in said action.

(D) If any person or entity, including but not limited to the Commonwealth, or any of its political subdivisions, desires a copy of the transcript, the court reporter shall provide such person or entity with a complete and legible copy of the same without charge.

(3) Upon completion of the transcript, the County of Berks shall pay to the court reporter, the sum of \$2.00 for each page of original transcript.

(c) Any judge of the court, the district attorney and county solicitor shall each be entitled to a copy of the transcript in any proceeding upon request without charge. In such case, the county shall be liable for the cost of

preparing the original transcript whenever no other person or entity is otherwise liable for the cost therefor.

(d) Nothing in this rule shall authorize delivery of a transcript, or copy thereof, in a proceeding where the record is impounded, to any person or entity not otherwise entitled to the same.

Comments: Rule 5000.2(h) of the Pa.R.J.A. provides that in any case where the court orders a transcript for its own use or where a copy thereof is for the use of a party entitled to proceed in forma pauperis, the county shall pay for the original and one copy of the transcript.

Berks County provides a computer-aided transcription system. For those court reporters who cannot use the system or who must transcribe notes not capable of being translated by the system, the county provides dictation equipment, typewriters, paper and supplies, and pays the typist directly.

[Pa.B. Doc. No. 98-1830. Filed for public inspection November 6, 1998, 9:00 a.m.]

BUCKS COUNTY

Order Amending Rule 266(b) and (e) Regarding Disposition of Motions, Rules, Etc.

And Now, this 13th day of October, 1998, Bucks County Rule of Civil Procedure No. 266(b) is hereby amended as follows:

Rule 266(b) Subject to the requirements of Pa.R.C.P. [209] No. 206.7 and Bucks County Rule of Civil Procedure [209*(c)] No. 206.7*(e), when the matter is at issue and ready for decision, the moving party on the application shall, by praecipe, order the same to be submitted for disposition pursuant to this rule. [Balance of section (b) remains unchanged.]

In addition, Bucks County Rule of Civil Procedure No. 266(e) is hereby amended as follows:

Rule 266(e) Subject to the requirements of Pa.R.C.P. [209] No. 206.7 and Bucks County Rule of Civil Procedure [209*(c)] No. 206.7*(e), any other party may by praecipe forward a matter to the Court for dismissal of the application at issue when the party who submitted it does not comply with the provisions of subsection (b) of this rule. Written notice of the intent to file under this subsection shall be given to the party whose application is at issue at least ten days prior to such submission, during which period of time the non-complying party shall have the opportunity to come into compliance with the requirements of subsection (b). An affidavit of service of such notice shall accompany the praecipe filed under this subsection. For the purpose of Pa.R.C.P. [209] No. 206.7 and Bucks County Rule of Civil Procedure [209*(c)] No. 206.7*(e), a party initiating action under this subsection shall be considered the [**moving party**] petitioner.

In addition, Bucks County Rule of Civil Procedure No. 209*(c) is hereby rescinded.

In addition, Bucks County Rule of Civil Procedure No. 206*(a) is hereby renumbered as Bucks County Rule of Civil Procedure No. 206.3*(a).

In addition, Bucks County Rules of Civil Procedure No. 208*(a), *(b) and *(c) are hereby renumbered as Bucks County Rules of Civil Procedure No. 206.7*(e), *(f) and *(g).

These amendments shall be effective thirty (30) days after the publication in the *Pennsylvania Bulletin*.

By the Court

ISAAC S. GARB,
President Judge

[Pa.B. Doc. No. 98-1831. Filed for public inspection November 6, 1998, 9:00 a.m.]

CARBON COUNTY

Amendment to Local Rule L1915.17 Pre-Hearing Conference and Consent Order and Local Rule L1920.51—Appointment of Master—Notice of Hearing; Civil Action No. 98-2114

Administrative Order No. 13-1998

And Now, this 21st day of October, 1998, it is hereby

Ordered and Decreed that, effective November 10, 1998, the Carbon County Court of Common Pleas hereby Amends Local Rule L1915.17 governing procedures for the Pre-Hearing Conferences in custody matters and Local Rule L1920.51 governing procedures for Master's of Hearings in divorce cases.

It is furthered Ordered and Decreed that seven (7) certified copies of this Administrative Order shall be filed with the Administrative Office of Pennsylvania Courts; two (2) certified copies shall be distributed to Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*; and one (1) certified copy shall be filed with the Pennsylvania Civil Procedural Rules Committee.

By the Court

JOHN P. LAVELLE,
President Judge

Rule L1915.17. Pre-Hearing Conference and Consent Order.

(1) Upon the filing of any claim for custody, partial custody or modification of custody, the moving party shall deposit with the Prothonotary the sum of \$300.00 unless excused by the Court.

(2) A pre-hearing conference shall be scheduled before a hearing officer no sooner than ten (10) days after the

pleading under these rules commencing the action has been filed. All actions commenced under these rules shall be scheduled for conference.

(3) The pre-hearing conference shall be held to focus on issues of fact and law and to explore the possibility of a negotiated settlement and consent order.

(4) A continuance may be granted by the Court upon good cause shown to afford a party reasonable opportunity to obtain counsel and to prepare defense.

(5) If the parties are unable to agree, the Hearing Officer shall immediately contact the Court Calendar Officer for a hearing date, insert this date on a Hearing Notice, as set forth in "Form E", and deliver same forthwith to the parties, counsel, the Court Calendar Officer and file the original with the Prothonotary. The Hearing Officer shall prepare and forward to the Court, within 10 days, a recommended Interim Order which said officer believes is in the best interest of the child(ren) including the hearing date cleared through the Court Calendar Officer. The Interim Order shall also require the parties to file before the hearing with the Prothonotary's Office a Pre-Trial Memorandum which shall contain the following:

- (A) A clear concise statement of the principal custody issues to be resolved by the Court;
- (B) Principles of law to be applied;
- (C) List of witnesses to be called and exhibits;
- (D) Listing of any evidentiary disputes; and Legal Argument.
- (E) Proposed Findings of Fact
- (F) Proposed Custody Order

(6) Upon demand for a full hearing, the moving party shall be responsible to secure the services of an outside court reporter for said hearing and shall be responsible for the attendance of the reporter at the hearing and payment to said outside court reporter unless the Court places the payment responsibility on the other party.

(7) If the parties agree on a custodial arrangement, Two Hundred Dollars shall be refunded to the depositing party and a consent order shall be entered in substantially the following form as set forth in Form D:

"FORM E"

COURT OF COMMON PLEAS OF CARBON COUNTY
COMMONWEALTH OF PENNSYLVANIA
CIVIL ACTION—LAW

Plaintiff

VS.

Defendant

NO. _____

- Attorney for Plaintiff

- Attorney for Defendant

NOTICE OF HEARING

Since you have been unable to agree on a custody order, you are ordered to appear in person at the 1st floor Conference Room, Carbon County Courthouse, Jim Thorpe, Pennsylvania, on _____, 19____ at A.M./P.M., prevailing time, for a hearing. You are ordered to bring with you the child(ren) if they are presently in your custody. If you fail to appear as provided by this order or to bring the child an order for custody, partial custody or visitation may be entered against you or the court may issue an attachment for your attendance.

PLAINTIFF SHALL DEPOSIT THE SUM OF _____ WITH THE PROTHONOTARY OF CARBON COUNTY FOR PAYMENT OF COURT COSTS AND HEARING OFFICER FEES NO LATER THAN TEN (10) DAYS PRIOR TO DATE OF HEARING.

PLAINTIFF SHALL ALSO RETAIN THE SERVICES OF A QUALIFIED COURT STENOGRAPHER TO TRANSCRIBE THE TESTIMONY AT SAID HEARING.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

LEGAL SERVICES OF NORTHEASTERN PENNSYLVANIA, INC.
122 IRON STREET
LEHIGHTON, PA 18235
(610-377-5400)

COUNSEL IS ATTACHED FOR THESE PROCEEDINGS.

Dated: _____, 19 _____

Esquire - Hearing Officer

I/We hereby acknowledge receipt of the Notice of Hearing.

Plaintiff

Defendant

Attorney for Plaintiff

Attorney for Defendant

Rule 1920.51. Appointment of Master—Notice of Hearing.

(1) In all cases where matters claimed by the parties under the Divorce Code of 1980 are in dispute and unresolved, either party may move for the appointment of a Regular Master by filing a motion with the Prothonotary, which motion shall be in the form prescribed by Pa.R.C.P. 1920.74.

(2) The motion requesting the appointment of a Master shall be filed in duplicate together with a deposit in the sum of Five Hundred (\$500.00) Dollars on account of estimated Master's fees and costs.

(3) Scheduling of the Pre-Hearing Conference shall be by the Court Calendar Officer and notice of the time and place of the Pre-Hearing Conference before the Master shall be given by a scheduling Court Order.

(4) Written notice of the final hearing in the form required by Pa.R.C.P. 1915.15(b) shall be given no less than twenty days prior to hearing to each attorney of record and/or the parties by the Master.

(5) The Rules of evidence shall govern the taking of testimony and the admission of exhibits, except that all material and relevant evidence which has substantial probative value may be received and evaluated notwithstanding technical objections to its admissibility.

(6) If the Master determines during the course of the proceedings that additional sums should be deposited for the payment of Master's fees, the Master shall request the parties to deposit such additional sums with the Prothonotary and shall allocate who shall be responsible for the depositing of said additional costs. In the event the parties object to the request of the Master, upon petition of the Master, the Judge shall hold a hearing thereon and issue an appropriate Order.

(7) Final hearings shall be stenographically recorded. The moving party shall be responsible to secure the

services of an outside Court reporter from a Court approved list of reporters for said hearing and shall be responsible for payment thereof to said outside court reporter unless the Court places the payment responsibility on the other party.

(8) The Prothonotary may pay the Master upon receipt of a bill unless the bill exceeds the amount on deposit.

[Pa.B. Doc. No. 98-1832. Filed for public inspection November 6, 1998, 9:00 a.m.]

FAYETTE COUNTY

Amended Local Rule 1915.15(d) Child Custody Conciliation Fee; Civil Division No. 1175 1998, G.D.

Order

And Now, this 29th day of July, 1998, pursuant to Rule 239 of the Rules of Civil Procedure, it is hereby ordered that the above-stated Local Rule be amended as follows.

The Prothonotary of Fayette County is *Ordered* and *Directed* as follows:

(1) File seven (7) certified copies of this Order and Amended Local Rule with the Administrative Office of Pennsylvania Courts.

(2) Forward two (2) certified copies of this Order and Amended Local Rule with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

(3) Forward one (1) certified copy of this Order and Amended Local Rule with the Domestic Relations Procedural Rules Committee.

(4) Forward one (1) copy for publication in the *Fayette Legal Journal*.

(5) Forward one (1) copy to the Fayette County Law Library.

This Amended Local Rule shall be continuously available for public inspection and copying in the Office of the Prothonotary. Upon payment of reasonable costs of reproduction and mailing, the Prothonotary shall furnish to any person any local rule.

This Amended Local Rule shall be effective 30 days after the date of publication in the *Pennsylvania Bulletin*.

By the Court

WILLIAM J. FRANKS,
President Judge

Amended Rule 1915.15(d). Child Custody Conciliation Fee.

Upon the filing of a Complaint, Petition or Motion relating to child custody, the moving party shall pay to the Prothonotary (in addition to any other required fees) a non-refundable conciliation fee in the amount of Seventy-five Dollars (\$75.00) or file a petition to proceed in forma pauperis in accordance with Pa.R.C.P. No. 240. However, if the Complaint, Petition or Motion seeks only the entry of an agreed-upon Order of Child Custody, and/or does not request conciliation, no conciliation fee shall be required.

[Pa.B. Doc. No. 98-1833. Filed for public inspection November 6, 1998, 9:00 a.m.]

FAYETTE COUNTY

Local Rule 214: Pre-Trial Docket and Jury Trial Docket; Civil Division No. 1883 of 1998, G.D.

Order

And Now, this 29th day of September, 1998, pursuant to Rule 239 of the Rules of Civil Procedure, it is hereby

Ordered and Decreed the Fayette County Rule of Civil Procedure 214, subsection (k), is repealed and the new subsection (k) is hereby adopted as follows. This amendment shall be effective 30 days after the publication in the *Pennsylvania Bulletin*.

The Prothonotary of Fayette County is *Ordered and Directed* to do the following:

(1) File seven (7) certified copies of this Order and Amended Rule with the Administrative Office of Pennsylvania Courts.

(2) File two (2) certified copies of this Order and Amended Rule with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

(3) File one (1) certified copy of this Order and Amended Rule with the Pennsylvania Civil Rules Committee.

(4) Forward one (1) copy for publication in the *Fayette Legal Journal*.

(5) Forward one (1) copy to the Fayette County Law Library.

(6) Keep continuously available for public inspection copies of this Order and Rule.

By the Court

WILLIAM J. FRANKS,
President Judge

Rule 214. Pre-Trial Docket and Jury Trial Docket.

(k) Any case on the trial list that is called for trial during the session but not reached for trial shall, at the next session, receive priority.

[Pa.B. Doc. No. 98-1834. Filed for public inspection November 6, 1998, 9:00 a.m.]

PROPOSED RULEMAKING

ENVIRONMENTAL QUALITY BOARD

[25 PA. CODE CH. 95]

[Correction]

Water Quality

An error occurred in a proposal to amend 25 Pa. Code Chapter 95 at 28 Pa.B. 4431, 4494 (August 29, 1998). Sections 95.2—95.9 were listed as proposed to be deleted. The Department is not proposing to delete §§ 95.4 and 95.5.

[Pa.B. Doc. No. 98-1436. Filed for public inspection August 28, 1998, 9:00 a.m.]

STATEMENTS OF POLICY

Title 16—COMMUNITY AFFAIRS

HUMAN RELATIONS COMMISSION

[16 PA. CODE CH. 45]

Housing Accommodations/Commercial Property

The Human Relations Commission (Commission) has adopted the following amendment to its guidelines/statement of policy relating to advertising to read as set forth in Annex A. Under the authority of the act of June 25, 1997 (P. L. 326, No. 34) (Act 34), this amendment, is not subject to review under section 205 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. § 1205) and is effective for a period not to exceed 2 years from the effective date of Act 34, which is August 24, 1997, and shall serve as proposed rulemaking. After the 2-year period, the guideline shall expire and will be replaced by regulations which will have been promulgated, adopted and published as provided by law.

The purpose of this amendment is to expand the type and number of phrases that may be used by advertisers and publishers in advertisements for housing for older persons. The need for this amendment was determined following comments received and meetings held with industry groups, other stakeholders and legislative representatives, following the original publication of the guidelines and statement of policy.

Fiscal Impact

The Commission believes that the amendment will result in no additional cost to the Commission or to the general public.

Paperwork Requirements

No additional paperwork will be required by the amendment.

Effective Date

The amendment shall take effect upon publication in the *Pennsylvania Bulletin*.

Contact Person

Persons wishing to submit comments regarding this amendment should submit them in writing to Nancy L. Gippert, Assistant Chief Counsel, Pennsylvania Human Relations Commission, 101 South Second Street, Suite 300, P. O. Box 3145, Harrisburg, PA 17101.

HOMER C. FLOYD,
Executive Director

(Editor's Note: The regulations of the Commission, 16 Pa. Code Chapter 45, are amended by amending § 45.142 to read as set forth in Annex A, with ellipses referring to the existing text of the statement of policy.)

Fiscal Note: 52-008. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 16. COMMUNITY AFFAIRS

PART II. GOVERNOR'S OFFICE

Subpart A. HUMAN RELATIONS COMMISSION

CHAPTER 45. HOUSING ACCOMMODATIONS/COMMERCIAL PROPERTY

Subchapter B. HOUSING ADVERTISEMENTS—GUIDELINES AND STATEMENT OF POLICY

LIST OF WORDS OR PHRASES TO AVOID

§ 45.142. Words to be avoided.

The Commission will abide by and follow for interpretation of the act, any regulations published by the Department of Housing and Urban Development regarding housing advertisements in areas of concurrent jurisdiction. Until the regulations are promulgated, the following conditions apply:

- (1) The following words should be avoided:

* * * * *

Adult—If the housing is "housing for older persons" as defined by the Federal Fair Housing Act (42 U.S.C.A. §§ 3601—3619 and 3631) and the act, it is appropriate to say so.

(i) A newspaper/publisher may publish an advertisement for housing, and be held harmless for liability for an advertisement which uses the terms "senior housing," "senior community," "retirement housing" or "retirement community," if the advertiser provides a statement formally, in writing, to the newspaper/publisher that the property being advertised meets the requirements for housing for older persons as defined in the act.

(ii) Equivalent phrases referring to persons 55 and 62 and older such as "adult community, 55 and over," "adult community, 62 and over," "adult 55+," "adult 62+" to describe housing for older persons, will also be acceptable.

(iii) The term "adult" alone or with terms that do not meet housing for older persons requirements will remain unlawful terms as a description of housing for older persons.

* * * * *

(2) Any of the words in subsection (a) may be used if they are part of an address. For example, Poplar Church Road, Lutheran Street, Churchville, Black Ridge or Indian Hills, and the like, are permissible.

[Pa.B. Doc. No. 98-1835. Filed for public inspection November 6, 1998, 9:00 a.m.]

NOTICES

DEPARTMENT OF AGRICULTURE

Application Period for Farm Safety and Occupational Health Grant Program

The Department of Agriculture (Department) announces the opening of the application period for funding from the Farm Safety and Occupational Health (FSOH) Grant Program for FY 99. Grant applications will be accepted at the Department of Agriculture, Bureau of Plant Industry, 2301 North Cameron Street, Room G-13, Harrisburg, PA 17110-9408, from October 15, 1998, to January 30, 1999. Applications must be postmarked by January 30, 1999, to be considered for funding.

The FSOH Program was created by the General Assembly through the passage of the Farm Safety and Occupational Health Act (3 P. S. §§ 1901—1915) (act), effective February 10, 1995. The program is funded through a specific appropriation provided for in the act. For program guidelines, see the Farm Safety and Occupational Health Grant Program Statement of Policy published at 7 Pa. Code, Ch. 138g.

The Farm Safety and Occupational Health Grant Program will award financial assistance, of up to \$2,500, to Statewide farm organizations, volunteer fire companies, ambulance services and rescue squads within this Commonwealth that wish to develop and deliver farm safety, occupational health and emergency response programs. The applications will be evaluated using criteria set forth in the Statement of Policy.

Obtaining Applications

Applications are available upon request by contacting Shiree Hunter at the Department of Agriculture, Bureau of Plant Industry, 2301 North Cameron Street, Harrisburg, PA 17110-9408, (717) 787-7204 or by fax (717) 783-3275.

For further assistance, contact John Tacelosky, Department of Agriculture, Bureau of Plant Industry, 2301 North Cameron Street, Harrisburg, PA 17110-9408, (717) 772-5217.

SAMUEL E. HAYES, Jr.,
Secretary

[Pa.B. Doc. No. 98-1836. Filed for public inspection November 6, 1998, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending October 27, 1998.

BANKING INSTITUTIONS

New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-23-98	Enterprise Bank Allison Park Allegheny County	4091 Mt. Royal Blvd. Allison Park Allegheny County	Commenced Operations
10-26-98	Millennium Bank Malvern Chester County	30 Valley Stream Parkway Malvern Chester County	Commenced Operations

Conversions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-21-98	Corry Savings Bank Corry Erie County	Corry	Effective

Represents conversion from a State-chartered mutual savings bank to a State-chartered stock savings bank effected to facilitate the merger of Corry Savings Bank, Corry, with and into Northwest Savings Bank, Warren.

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-21-98	Northwest Savings Bank, Warren, and Corry Savings Bank, Corry Surviving Institution— Northwest Savings Bank, Warren	Warren	Effective

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
	<i>Branch acquired by merger:</i> 150 North Center Street Corry Erie County		
10-23-98	Laurel Bank, Johnstown, and The Peoples National Bank of Rural Valley, Rural Valley Surviving Institution— Laurel Bank, Johnstown <i>Branch acquired by merger:</i> 601 Main Street Rural Valley Armstrong County	Johnstown	Effective
10-26-98	Patriot Bank, Pottstown and First Lehigh Bank, Walnutport Surviving Institution— Patriot Bank, Pottstown	Pottstown	Filed

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-22-98	Sentry Trust Company Chambersburg Franklin County	Penn's Village Shopping Center R. R. 2 McConnellsburg Fulton County	Filed
10-26-98	Millennium Bank Malvern Chester County	1200 Broadcasting Road Wyomissing Berks County	Filed
10-27-98	Community State Bank of Orbisonia Orbisonia Huntingdon County	620 Main Street Saxton Bedford County	Filed
10-19-98	The York Bank and Trust Company York York County	<i>To:</i> 2801 E. Market St. York York County <i>From:</i> York Mall Shopping Center 2801 E. Market St. York York County	Effective
10-21-98	Northern Central Bank Williamsport Lycoming County	<i>To:</i> 193A North Main Street Mansfield Tioga County <i>From:</i> 1199 South Main Street Mansfield Tioga County (Approved/Unopened)	Filed
10-26-98	Community Bank and Trust Company Forest City Susquehanna County	<i>To:</i> 1601 Main Street Dickson City Lackawanna County <i>From:</i> Corner of Main and Lackawanna Avenues Dickson City Lackawanna County	Filed
10-26-98	Pennview Savings Bank Souderton Montgomery County	<i>To:</i> 503 Harleysville Pike Franconia Township Montgomery County	Effective

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
		<i>From:</i> 500 Harleysville Pike Franconia Township Montgomery County	

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-22-98	First Commonwealth Bank Indiana Indiana County	116 East College Ave. State College Centre County	Approved
10-22-98	First Commonwealth Bank Indiana Indiana County	1276 N. Atherton St. State College Centre County	Approved

SAVINGS ASSOCIATIONS

No activity.

CREDIT UNIONS

No activity.

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 98-1837. Filed for public inspection November 6, 1998, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Funding Available for Recreational Trail Grants

The Department of Conservation and Natural Resources (DCNR) began accepting applications for the next grant round for the Pennsylvania Recreational Trails Program on November 1, 1998. Funding for the program is available through the Federal Transportation Equity Act for the 21st Century (TEA 21).

This grant program was first authorized by the United States Congress through the Intermodal Surface Transportation Efficiency Act of 1991 (ISTEA) and was formerly referred to as the Symms National Recreational Trails Program.

The Federal Highway Administration has allocated Pennsylvania \$1.2 million for this round of funding. At least 30% of the funding will be utilized for motorized recreational trail uses and 30% for nonmotorized recreational trail uses. The remaining 40% will be used for both motorized and nonmotorized uses, but preference will be given to projects with the greatest number of compatible recreational trail uses and/or that provide for innovative recreational trail corridor sharing to accommodate motorized and nonmotorized recreational trails.

Applicants may submit projects for the maintenance and restoration of existing recreational trails; development and rehabilitation of trailside and trailhead facilities and trail linkages; purchase and lease of recreational trail construction and maintenance equipment; construction of new trails; acquisition of easements or property for trails, and the operation of educational programs to promote safety and environmental protection related to trails (limited to 5% of the State's funds)

Consideration will also be given to projects that provide for the redesign, reconstruction, nonroutine maintenance

or relocation of recreational trails to benefit the natural environment or to mitigate and minimize the impact to the natural environment.

Project applicants are encouraged to use qualified youth conservation or service corps for the construction and maintenance of recreational trails under this program

Those eligible for trail funding from this program are local governments, State and Federal agencies, organizations and individuals. Eligible grant amounts will range in size from a minimum of \$2,500 to a maximum of \$150,000. This program requires at least a 20% match from the project sponsor, except for acquisition projects which require a 50% match.

Note: This is a reimbursable program; the Department of Conservation and Natural Resources will reimburse project sponsors only for costs actually incurred.

The deadline for applications is March 1, 1999. To apply for funding from the Pennsylvania Recreational Trails Program, please call or write to the Department of Conservation and Natural Resources at the following address for a current application. Workshops will be held throughout the State to provide information on program requirements and how to complete an application.

Department of Conservation and Natural Resources, Bureau of Recreation & Conservation, Pennsylvania Recreational Trails Program, P. O. Box 8475, Harrisburg, PA 17105-8475, (717) 787-2316, FAX: (717) 772-3325, e-mail: tierney.vanyla@al.dcnr.state.pa.us.

Persons with a disability who wish to submit a Pennsylvania Recreational Trails Program grant application and require special assistance should contact Vanyla Tierney at (717) 787-2316 to discuss how the Department may best assist their needs. TTY or TDD users call 1(800)654-5984. For more information, visit us through the Pennsylvania homepage at www.state.pa.us, or visit DCNR directly at www.dcnr.state.pa.us.

JOHN C. OLIVER,
Secretary

[Pa.B. Doc. No. 98-1838. Filed for public inspection November 6, 1998, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Individuals with Disabilities Education Act; Performance Goals and Indicators for Students with Disabilities; Request for Public Comment

Public comment is invited regarding the Department of Education's (Department) proposed Performance Goals and Indicators for Students with Disabilities. These proposed Performance Goals and Indicators are amendments to the Commonwealth's application for Federal funds authorized under Part B of the Individuals with Disabilities Education Act. Part B funds will be used to render services and programs to children with disabilities who are eligible under the Act.

Copies of the proposed amendments are available by calling Beth Runkle at (717) 772-3260 or the TDD at (717) 787-7367. Alternative formats of the document (such as braille and large print) will be made available upon request. The Department will consider all public comments and make any necessary modifications to the Performance Goals and Indicators for Students with Disabilities before submission to the Secretary of the United States Department of Education on March 1, 1999.

Public comments are welcome in alternative formats such as braille or taped comments. Persons who wish to submit comments by telephone may call Laura Davis at (717) 783-6137 or the TDD at (717) 787-7367. Written comments will be received until January 31, 1999 and should be directed to Dr. Geraldine Miller, Special Education Advisor, Bureau of Special Education, 333 Market Street, 7th Floor, Harrisburg, PA 17126-0333. Additionally, public testimony will be held by the Department of Education, Bureau of Special Education for those wishing to present oral testimony on the proposed amendments. A written copy of the oral testimony must be submitted and each presentation should be limited to 15 minutes.

Dates, locations and times for oral testimony are as follows:

<i>Date</i>	<i>Time</i>	<i>Location</i>
January 12, 1999	3—7 p.m.	Western Instructional Support Center 5347 William Flynn Highway, Route 8 Gibsonia, PA
January 13, 1999	3—7 p.m.	Central Instructional Support Center 6340 Flank Drive, Suite 600 Harrisburg, PA
January 14, 1999	3—7 p.m.	Eastern Instructional Support Center 200 Anderson Road King of Prussia, PA

EUGENE W. HICKOK,
Secretary

[Pa.B. Doc. No. 98-1839. Filed for public inspection November 6, 1998, 9:00 a.m.]

1998/99 School-to-Work Local Partnership Regionalization Funding Guidelines

The School-to-Work Local Partnership Regionalization Funding Guidelines have been approved and are now available. Persons who are interested in applying for these funds and wish to have a copy of the guidelines, should contact Christine Vega at (717) 772-4177.

The funding period is for January 4, 1998, through September 30, 1999. Grant proposals not to exceed \$50,000 and must be submitted to the Office of School-to-Work Opportunities by 1 p.m. on December 11, 1998.

Persons who have any questions should contact Christine Vega at (717) 772-4177.

EUGENE W. HICKOK,
Secretary

[Pa.B. Doc. No. 98-1840. Filed for public inspection November 6, 1998, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

Where indicated, the EPA, Region III, Regional Administrator has waived 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 Field Office indicated as the office responsible, within 30 days from the date of this public notice. Comments received within this 30-day period

will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Field Office of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

Following the 30-day comment period, the Water Management Program 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 received and other information are on file and may be inspected and arrangements made for copying at the Field Office that has been indicated above the application.

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

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

PA 0051080. Industrial waste, **Microsemi RF Products of PA, Inc.**, 140 Commerce Drive, Montgomery, PA 18936.

This application is for renewal of an NPDES permit to discharge treated process wastewater, noncontact cooling water and stormwater from an industrial wastewater treatment plant, vacuum equipment and paved surface of Microsemi Company located at 140 Commerce Drive in Montgomery Township, **Montgomery County**. This is an existing discharge to an unnamed tributary to Park Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 24,000 gallons per day of noncontact cooling water from vacuum equipment, are as follows:

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

The proposed effluent limits for an internal monitoring point 101, based on an average flow of 12,000 gallons per day from neutralization unit, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	30	60	75
Total Dissolved Solids	1,000	2,000	2,500
Total Toxic Organics		1.37	
Total Fluoride	3.74	7.48	9.35
pH	within limits of 6.0—9.0 standard units at all times		

Authorization to Discharge Stormwater.

The EPA waiver is in effect.

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

PA 0060780. Sewerage, **GFC-Dura Bond, Inc.**, Paul McIntyre, R. R. 1, Box 1845-Bldg., Berwick, PA 18603.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into an unnamed tributary of the Susquehanna River in Salem Township, **Luzerne County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Danville Borough Water Authority on the Susquehanna River.

The proposed effluent limits for Outfall 001, based on a design flow of 0.021 mgd, are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25.0	50.0
Total Suspended Solids	30.0	60.0
NH ₃ -N (5-1 to 10-31)	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	
pH	6.0—9.0 standard units at all times	

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Residual Chlorine (Months 1—24)	monitor and report 1.2	2.8
(Months 24—60)		

The EPA waiver is in effect.

PA 0060895. Sewerage, **Pocono Mountain Industries, Inc.**, 556 Main Street, Stroudsburg, PA 18360.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into an unnamed tributary of Red Run in Coolbaugh Township, **Monroe County**.

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

Effluent requirements were determined at the point of discharge.

The proposed effluent limits for Outfall 001, based on a design flow of .0144 mgd, are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	15	30
Total Suspended Solids	30	60
NH ₃ -N		
(5-1 to 10-31)	3	6
(11-1 to 4-30)	9	18
Phosphorous as P	.5	1.0
Dissolved Oxygen	a minimum of 5 mg/l at all times	
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric mean	
(10-1 to 4-30)	2,000/100 ml as a geometric mean	
pH	6.0—9.0 standard units at all times	
Total Residual Chlorine (1st Month—24th Month)	monitor and report 1.2	monitor and report 2.8
(25th Month—Expiration)		

The EPA waiver is in effect.

PA 0060852. Sewerage. **St. Michael's School**, P. O. Box 370, Tunkhannock, PA 18657.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into North Branch, Susquehanna River in Falls Township, **Wyoming County**.

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

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

The proposed effluent limits for Outfall 001, based on a design flow of .0136 mgd, are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Total Suspended Solids	30	60
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric mean	
(10-1 to 4-30)	2,000/100 ml as a geometric mean	
pH	6.0—9.0 standard units at all times	
Total Residual Chlorine (1st Month—24th Month)	monitor and report 1.2	monitor and report 2.8
(25th Month—Expiration)		

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 0070271. Sewage, SIC: 4952, **Maidencreek Township Authority**, P. O. Box 529, Blandon, PA 19510-0529.

This application is for amendment of an NPDES permit for an existing discharge of treated sewage to Willow Creek, in Ontelaunee Township, **Berks County**.

The receiving stream is classified for cold water fishes, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Pottstown Borough located on the Schuylkill River. The discharge is not expected to impact any potable water supply.

The proposed Interim effluent limits for Outfall 001 for a design flow of 0.45 mgd are:

Parameter	Average		Instantaneous Maximum (mg/l)
	Monthly (mg/l)	Weekly (mg/l)	
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N			
(5-1 to 10-31)	7.5		15.0
(11-1 to 4-30)	20.0		40.0
Total Residual Chlorine	monitor and report		XXX
Dissolved Oxygen	minimum of 5.0 at all times		
pH	from 6.0—9.0 inclusive		
Fecal Coliforms			
(5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	7,100/100 ml as a geometric average		

The proposed Final effluent limits for Outfall 001 for a design flow of 1.1 mgd are:

Parameter	Average		Instantaneous Maximum (mg/l)
	Monthly (mg/l)	Weekly (mg/l)	
CBOD ₅			
(5-1 to 10-31)	20	30	40
(11-1 to 4-30)	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N			
(5-1 to 10-31)	4.5		9.0
(11-1 to 4-30)	13.0		26.0
Total Residual Chlorine	0.35		1.13
Dissolved Oxygen	minimum of 5.0 at all times		
pH	from 6.0—9.0 inclusive		
Fecal Coliforms			
(5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	4,100/100 ml as a geometric average		

Persons may make an appointment to review the DEP files on this case by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

The EPA waiver is not in effect.

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

PA 0113981. Industrial waste, SIC: 3399, **Pennsylvania Industrial Development Authority**, 481 Forum Building, Harrisburg, PA 17120.

This proposed action is for renewal of an NPDES permit for an existing discharge of treated industrial wastewater to Storm Drain to Unnamed Tributary of Muddy Run in Delaware Township, **Northumberland County**.

The receiving stream is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is PA American Water Company located at Milton.

The proposed effluent limits for Outfall 001, based on a design flow of 0.007 mgd, are:

Parameter	Concentration (mg/l)			Mass (lbs/day)	
	Average Monthly	Daily Maximum	Instantaneous Maximum	Average Monthly	Daily Maximum
Oil and Grease	15		30		
Benzene		not detectable**			
Toluene		not detectable**			
Xylene		not detectable**			
Ethyl Benzene		not detectable**			
pH	6.0—9.0 at all times				

**Using EPA method 602 or equal sensitivity

The EPA waiver is in effect.

PA 0228044. Sewerage, SIC: 4952, **Bradford Heights LLC**, 35 Connecticut Avenue, Greenwich, CT 06830.

This proposed action is for issuance of an NPDES permit for a new discharge of treated sewage wastewater to Unnamed Tributary of Abes Run in Bradford Township, **Clearfield County**.

The receiving stream is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is GPU Generations located at Shawville.

The proposed effluent limits for Outfall 001, based on a design flow of 0.027 mgd, are:

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
CBOD ₅	25		50
TSS	30		60
Total Cl ₂ Residual	1.0		2.7
Fecal Coliforms (5-1 to 9-30)		200 col/100 ml as a geometric mean	
(10-1 to 4-30)		2,000 col/100 ml as a geometric mean	
pH		6.0—9.0 at all times	

The EPA waiver is in effect.

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

PA 0000469-A2. Industrial waste, SIC: 7391, **Aluminum Company of America**, 100 Alcoa Technical Drive, Alcoa Center, PA 15069-0001.

This application is for an amendment of an NPDES permit to discharge treated process water, sewage cooling water and untreated cooling water stormwater from Alcoa Technical Center in Upper Burrell Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, of an unnamed tributary to Pine Run, classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is West Leechburg Water Authority, located at Kiskiminetas River, 12.48 miles below the discharge point.

Outfall 001: existing discharge, design flow of 0.0273 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	monitor and report				
Temperature (°F)					
January 1—31			48		
February 1—29			46		
March 1—31			52		
April 1—15			59		
April 16—30			65		
May 1—15			69		
May 16—31			80		
June 1—15			86		
June 16—30			90		
July 1—31			90		
August 1—31			90		
September 1—15			86		
September 16—30			80		
October 1—15			74		
October 16—31			68		
November 1—15			60		
November 16—30			52		
December 1—31			49		
pH	not less than 6.0 nor greater than 9.0				

Outfall 002: existing discharge to an unnamed tributary to Pine Run.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Daily Average	Instantaneous Maximum
Flow (mgd)	monitor and report				
Temperature (°F)					
January 1—31			46		
February 1—29			43		
March 1—31			54		

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Daily Average</i>	<i>Instantaneous Maximum</i>
April 1—15				61	
April 16—30				67	
May 1—15				70	
May 16—31				82	
June 1—15				87	
June 16—30				91	
July 1—31				91	
August 1—31				90	
September 1—15				87	
September 16—30				81	
October 1—15				75	
October 16—31				69	
November 1—15				61	
November 16—30				54	
December 1—31				50	
pH	not less than 6.0 nor greater than 9.0				

Outfall 003: existing discharge to an unnamed tributary to Pine Run.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Daily Average</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	monitor and report				
Temperature (°F)					
January 1—31				52	
February 1—29				46	
March 1—31				49	
April 1—15				56	
April 16—30				62	
May 1—15				66	
May 16—31				76	
June 1—15				83	
June 16—30				87	
July 1—31				89	
August 1—31				88	
September 1—15				85	
September 16—30				79	
October 1—15				73	
October 16—31				67	
November 1—15				59	
November 16—30				55	
December 1—31				54	
pH	not less than 6.0 nor greater than 9.0				

Outfall 006: existing discharge to an unnamed tributary to Pine Run.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Daily Average</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	monitor and report				
Temperature (°F)					
January 1—31				59	
February 1—29				45	
March 1—31				53	
April 1—15				59	
April 16—30				65	
May 1—15				69	
May 16—31				80	
June 1—15				86	
June 16—30				90	
July 1—31				90	
August 1—31				90	
September 1—15				86	
September 16—30				80	
October 1—15				74	
October 16—31				68	

NOTICES

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Daily Average	Instantaneous Maximum
November 1—15				61	
November 16—30				52	
December 1—31				51	
pH	not less than 6.0 nor greater than 9.0				

Outfall 008: existing discharge to an unnamed tributary to Pine Run.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Daily Average	Instantaneous Maximum
Flow (mgd)	monitor and report				
Temperature (°F)					
January 1—31				50	
February 1—29				46	
March 1—31				53	
April 1—15				60	
April 16—30				66	
May 1—15				69	
May 16—31				81	
June 1—15				87	
June 16—30				91	
July 1—31				91	
August 1—31				90	
September 1—15				87	
September 16—30				81	
October 1—15				75	
October 16—31				69	
November 1—15				61	
November 16—30				54	
December 1—31				53	
pH	not less than 6.0 nor greater than 9.0				

Outfall 009: existing discharge to an unnamed tributary to Pine Run.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Daily Average	Instantaneous Maximum
Flow (mgd)	monitor and report				
Temperature (°F)					
January 1—31				59	
February 1—29				57	
March 1—31				59	
April 1—15				56	
April 16—30				66	
May 1—15				67	
May 16—31				77	
June 1—15				84	
June 16—30				88	
July 1—31				89	
August 1—31				89	
September 1—15				85	
September 16—30				79	
October 1—15				74	
October 16—31				67	
November 1—15				60	
November 16—30				61	
December 1—31				63	
pH	not less than 6.0 nor greater than 9.0				

Other Conditions:

The EPA waiver is in effect.

PA 0028258. Sewage, **Ohiopyle Borough Water and Sewer Company**, Box 83, Ohiopyle, PA 15470.

This application is for issuance of an NPDES permit to discharge treated sewage from the Ohiopyle Borough Sewage Treatment Plant in Ohiopyle Borough, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Meadow Run, which are classified as a high quality cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Ohiopyle Municipal Water Works.

Outfall 001: existing discharge, design flow of 0.03 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25	37.5		50
Suspended Solids	30	45		60
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
pH	not less than 6.0 nor greater than 9.0			

Other Conditions:

The EPA waiver is in effect.

PA 0091171. Sewage, **Economy Borough Municipal Authority**, 2860 Conway-Wallrose Road, Baden, PA 15005.

This application is for renewal of an NPDES permit to discharge treated sewage from The Northview Estates Waste Water Treatment Plant in Economy Borough, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of the North Fork Big Sewickley Creek, which are classified as a trout stocked fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Midland Water Authority on the Ohio River.

Outfall 001: existing discharge, design flow of 0.1 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen (5-1 to 10-31)	1.9	2.9		3.8
(11-1 to 4-30)	2.9	4.4		5.8
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)	.014			.047
Dissolved Oxygen	not less than 6.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0096113. Sewage, **McGuffey School District**, P. O. Box 431, 117 Main Street, Claysville, PA 15323.

This application is for renewal of an NPDES permit to discharge treated sewage from the McGuffey Jr.-Sr. High School STP located in Buffalo Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of Buffalo Creek, which are classified as a high quality 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 on the Ohio River in West Virginia.

Outfall 001: existing discharge, design flow of .024 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	25			50
Ammonia Nitrogen (5-1 to 10-31)	4.0			8.0
(11-1 to 4-30)	12.0			24.0

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.5			1.0
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0096121. Sewage, **McGuffey School District**, P. O. Box 431, Claysville, PA 15323.

This application is for renewal of an NPDES permit to discharge treated sewage from Joe Walker Elementary School Sewage Treatment Plant in South Franklin Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary of Chartiers Creek, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Western Pennsylvania Water Company.

Outfall 001: existing discharge, design flow of 0.0045 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	10			20
Suspended Solids	25			50
Ammonia Nitrogen (5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
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)	0.1			0.3
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.

PA 0215864. Sewage, **Thomas F. Forsythe, David L. and Wendy J. Leonard**, Box 18, Alverton, PA 15617.

This application is for renewal of an NPDES permit to discharge treated sewage from the Thomas Forsythe and David and Wendy Leonard Small Flow STP in East Huntingdon Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Buffalo 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 McKeesport MWA.

Outfall 001: existing discharge, design flow of .0008 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0216089. Sewage, **Westmoreland County Industrial Park Authority**, 601 Courthouse Square, Greensburg, PA 15601.

This application is for renewal of an NPDES permit to discharge treated sewage from I-70 Industrial Park Sewage Treatment Plant in South Huntingdon Township, **Westmoreland County**.

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

Outfall 001: existing discharge, design flow of .05 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60
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
pH	not less than 6.0 nor greater than 9.0			

Other Conditions:

The EPA waiver is in effect.

PA 0217981. Sewage, **Richard and Kathryn Weimer**, R. R. 1, Box 314A, Derry, PA 15627-9744.

This application is for issuance of an NPDES permit to discharge treated sewage from the Weimer Sewage Treatment Plant in Derry Township, **Westmoreland County**.

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

Outfall 001: new discharge, design flow of 0.00063 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	3			6
(11-1 to 4-30)	9			18
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	monitor and report			
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 0031682. Sewage. **Youngsville Motel**, 174 Matthew Run Road, Youngsville, PA 16371.

This application is for renewal of an NPDES permit to discharge treated sewage to the Unnamed Tributary to Matthews Run in Brokenstraw Township, **Warren County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Emlenton Water Company on the Allegheny River located at Emlenton, approximately 88.0 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of 0.001600 mgd, are:

Parameter	Concentration (mg/l)	
	Average Monthly	Instantaneous Maximum
CBOD ₅	10	20
TSS	20	40
Fecal Coliform	200/100 ml as a geometric average	
Total Residual Chlorine	1.4	3.3
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0102181. Sewage. **County of Venango**, Court House Annex, 1174 Elk Street, Franklin, PA 16323.

This application is for a renewal of an NPDES permit, to discharge treated waste to Two Mile Run in Sugar Creek Township, **Venango County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Emlenton on the Allegheny River located at River Mile 90, approximately 32 miles below point of discharge.

The proposed discharge limits for Outfall No. 001, based on a design flow of 0.02 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
TSS	30	60
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 20,700/100 ml as a geometric average	
Total Residual Chlorine	1.5	3.5
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0222712. Sewage. **Sykesville Borough**, 21 East Main Street, Sykesville, PA 15865.

This application is for a new NPDES permit to discharge treated sewage to Stump Creek in Henderson Township, **Jefferson County**. This is a new discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Western Pennsylvania Water Company on the Allegheny River located at Natrona, approximately 80 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of 0.18 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
TSS	30	45	60
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a geometric average 18,400/100 ml as a geometric average	
Total Residual Chlorine	0.5		1.2
pH	6.0—9.0 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 Operations indicated as the office responsible, within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding these applications and proposed permit actions. Comments should include the name, address and telephone number of the writer and a brief statement to inform the Field Office of the basis of the comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

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

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

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

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0083933	Georgetown Area Sewer Authority 46 Quarry Rd. Quarryville, PA 17566	Lancaster Bart Twp.	Nickel Mines Run	TRC
PA 0080489	New Buffalo Restaurant R. D. 4, Box 4940 Duncannon, PA 17020	Perry Watts Twp.	Susquehanna River	TRC

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

Applications under the Pennsylvania Clean Streams Law

(Part II Permits)

The following permit applications and requests for plan approval have been received by the Department of Environmental Protection (Department). Persons objecting on the grounds of public or private interest to the approval of an application or submitted plan may file a written protest with the Department at the address indicated above each permit application or plan. Each written protest should contain the following: name, address and telephone number; identification of the plan or application to which the protest is addressed; and a concise statement in sufficient detail to inform the Department of the exact basis of the protest and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given protest. Each writer will be notified in writing of the time and place if a hearing or conference concerning the plan, action or application to which the protest relates is held. To insure consideration by the Department prior to final action on permit applications and proposed plans, initial protests and additions or amendments to protests already filed should be filed within 15 calendar days from the date of this issue of the *Pennsylvania Bulletin*. A copy of each permit application and proposed plan is on file in the office indicated and is open to public inspection.

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

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

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

WQM. Permit No. 0998420. Sewerage. **Jeanette DeMoreland**, 34 Tohickon Drive, Ottsville, PA 18942. This project is for the construction and operation of a small flow sewage treatment plant to serve the DeMoreland residence located in Haycock Township, **Bucks County**.

WQM. Permit No. 4698435. Sewerage. **Whitemarsh Township**, 616 Germantown Pike, Lafayette Hill, PA 19444-1498. This project is for the construction and operation to reslope, realignment of a 10-inch gravity

sewer to tie into Wissahickon Low Level interceptor located in Springfield Township, **Montgomery County**.

WQM. Permit No. 4698436. Sewerage. **Upper Dublin Township**, 801 Louch Alsh Avenue, Fort Washington, PA 19034. This project is for the construction and operation to expand Upper Dublin Township Wastewater treatment plant located in Upper Dublin Township, **Montgomery County**.

WQM. Permit No. 4698437. Sewerage. **New Life Youth and Family Services**, P. O. Box 203, 585 Freeman School Road, Harleysville, PA 19138. This project is for the construction and operation to replace an existing sewage treatment plant chlorination disinfection facilities with ultraviolet light disinfection facilities to serve New Life Youth and Family Services located in Lower Salford Township, **Montgomery County**.

WQM. Permit No. 4698439. Sewerage. **Whitpain Township**, 960 Wentz Road, Blue Bell, PA 19422. This project is for the construction and operation of a sewage pumping station to collect and convey an anticipated flow of 18,800 gpd located in Whitpain Township, **Montgomery County**.

Southcentral Regional Office: Water Management Program Manager, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110-8200, (717) 705-4707. Persons who wish to review any of these applications, should contact Mary DiSanto at (717) 705-4732.

A. 3698410. Sewage, submitted by **City of Lancaster**, 120 N. Duke Street, Lancaster, PA 17608-1599 in Lancaster City, **Lancaster County** to expand the Susquehanna Pump Station was received in the Southcentral Region on October 15, 1998.

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

WQM Permit No. 4398417. Sewage, **Paul Lokovich, SRSTP**, 76 N. Summit Rd., Greenville, PA 16125. This project is for the construction of a single residence sewage treatment plant in West Salem Township, **Mercer County**.

WQM Permit No. 3798402. Sewage, **Craig L. Myers, SRSTP**, R. R. 1, Box 70, New Wilmington, PA 16142. This project is for the construction of a single residence sewage treatment plant in Wilmington Township, **Lawrence County**.

WQM Permit No. 2598416. Sewage, **Joshua Trayer, SRSTP**, 44 Maplenut Lane, Erie, PA 16510. This project is for the construction of a single residence sewage treatment plant in Venango Township, **Erie County**.

WQM Permit No. 4398418. Sewage, **Verna D. Smith, SRSTP**, 66 Birchwood Dr., Transfer, PA 16154. This

project is for the construction of a single residence sewage treatment plant in Pymatuning Township, **Mercer County**.

**INDIVIDUAL PERMITS
(PAS)**

NPDES Individual

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

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

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

Following the 30-day comment period, the Water Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be 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-T022R. Stormwater. **Granor Price Homes**, 721 Dresher Road, Horsham, PA 19044, has applied to discharge stormwater from a construction activity located in Upper Providence Township, **Montgomery County**, to unnamed tributary to Crossman Run.

Northeast Regional Office: 2 Public Square, Wilkes-Barre, PA 18711-0790.

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

NPDES Permit PAS10Q008-R. Stormwater. **Kay Builders**, Richard Koze, 5940 Hamilton Blvd., Wescosville, PA 18106, has applied to discharge stormwater from a construction activity located in Lower Macungie Township, **Lehigh County**, to Little Lehigh Creek.

NPDES Permit PAS10Q164. Stormwater. **King Real Estate Management Co.**, Carmen Tessitore, 315 S. Cedar Crest Blvd., Allentown, PA 18103, has applied to discharge stormwater from a construction activity located in South Whitehall Township, **Lehigh County**, to Little Lehigh Creek.

SAFE DRINKING WATER

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

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

A. 1598517. Public water supply. **Valley Township**, 890 West Lincoln Highway, Coatesville, PA 19320. This proposal involves the permitting of the Valley Road an existing development water supply served by the City of Coatesville, as a consecutive system in Valley Township, **Chester County**.

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

5498507 (Janahanna Well) and **5498508** (Eagle Rock Well). Public water supply. **Eagle Rock Utilities**, Ken Monk, Property Manager, 1031 Valley of Lakes, Hazleton, PA 18201. This proposal involves an application for two existing 30 gallon permitted wells; the Janahanna Well and the Eagle Rock Well along with four 30,000 gallon storage tanks. Treatment will consist of chlorine disinfection at both wells and manganese green sand filtration at the Eagle Rock Well. Both wells are located in East Union Township, **Schuylkill County**. *Engineer:* Upendra N. Tyagi, P.E./Vitulo

4598505. Public water supply. **Estates at Stone Row**, Rob Sedwin, President, Property Owners Association, 16 Image Drive, Scotrun, PA 18355. This proposal involves an application for permit for two existing 15 to 20 gpm wells with chlorine disinfection serving the Estates at Stone Row. These two wells serve six cluster units, each containing four dwelling units for a total buildout of 24 housing units. It is located in Pocono Township, **Monroe County**. *Engineer:* Jeffrey M. Jacobs, P.E./Lehigh Engineering Associates, Inc.

4898504. Public water supply. **Century Estates III**, George Gasper, Chairperson, Bath Borough Authority, Race and Main Streets, Bath, PA 18014-0037. This proposal involves the construction of a booster pumping station serving Century Estates III. It is located in Bath Borough and East Allen Township, **Northampton County**.

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

A. 2298502. Public water supply. **Pennsylvania-American Water Company**, West Hanover Township, **Dauphin County**. *Responsible Official:* Steven J. Seidl, P.E., Vice President-Engineering, Pennsylvania-American Water Company, 800 West Hersheypark Drive, Hershey, PA 17033. *Type of Facility:* Construction of a booster pumping station at an existing 150,000 gallon storage

tank. Chlorination equipment will be provided. *Consulting Engineer*: Bruce E. Juergens, P.E., Pennsylvania-American Water Company, 800 West Hersheypark Drive, Hershey, PA 17033.

Northwest Regional Office: Regional Manager, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6899.

A. 2098502. Public water supply. **Country Meadows Golf Course**, 21957 Plank Road, Venango, PA 16440. This proposal involves the addition of a nitrate removal unit to the water system in Venango Borough, **Crawford 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) requires 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 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.

For further information concerning the content of a Notice of Intent to Remediate, contact the Department's Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

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

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

Microbac Laboratories, Inc., McCandless Township, **Allegheny County**. A. Warne Boyce and Doreen E. Boyce, 300 Fox Chapel Road, Pittsburgh, PA 15238, Microbac Laboratories, Inc. and Property Owner, 100 Marshall Drive, Warrendale, PA 15086 and David N. Olson, Almes & Associates, Inc. Consulting Engineers, Four Triangle Lane, Suite 200, Export, PA 15632-9255 have submitted a Notice of Intent to Remediate soil and

groundwater contaminated with heavy metals, solvents, BTEX and PAHs. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *North Hills News Record* on Thursday, October 11, 1998.

Spee-D Foodmart, Borough of Forest Hills, **Allegheny County**. Supervalu, 11095 Viking Drive, Eden Prairie, MN 55344-7223 and Ronald W. Jenkins, Delta Environmental Consultants, Inc., 4068 Mt. Royal Boulevard, Suite 225, Allison Park, PA 15101 have submitted a Notice of Intent to Remediate soil and groundwater contaminated with BTEX. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Tribune Review* on Thursday, September 29, 1998.

SOLID AND HAZARDOUS WASTE HAZARDOUS WASTE, TREATMENT, STORAGE AND DISPOSAL FACILITIES

Applications submitted under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a hazardous waste treatment, storage or disposal facility.

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

Application No. PAD000429589. G.R.O.W.S. Landfill, 1513 Bordentown Road, Morrisville, PA 19067. Permit application submitted to modify the existing postclosure permit for the G.R.O.W.S. Landfill located in Falls Township, **Bucks County**. The modification seeks changes to the postclosure groundwater monitoring system and a reduction in the postclosure bond. Changes proposed include the decommissioning of five groundwater monitoring wells currently permitted under the Old G.R.O.W.S. Part B Post-Closure Permit. Application received in the Southeast Regional Office on October 16, 1998.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

Northwest Regional Office: Regional Solid Waste Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6848.

Permit No. 101646. An application to accept certain types of residual waste (Form R-1) and municipal waste-like residual waste (Form S) was received from **World Resource Recovery Systems**, 1631 East Avenue, Erie, PA 16503, located in the City of Erie, **Erie County**. This application was determined to be administratively complete in the Regional Office on October 19, 1998.

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

Application I. D. No. 100419. CBF, Inc., 1 Honey Creek Corp. Center, 125 S. 84th St., Suite 200, Milwaukee, WI 53214. J & J Landfill, R. D. 1, Box 266,

McClellandtown, PA 15458. Application for a major permit modification to make adjustments to Final Grades, to an existing landfill in German Township, **Fayette County**, was received in the Regional Office on October 16, 1998.

Application I. D. No. 100280. USA Valley Facility, Inc., R. D. 2, Box 282A, Pleasant Valley Road, Irwin, PA 15642. Application for a major permit modification to a municipal landfill for an alternate final cap and liner system in Penn Township, **Westmoreland County**, PA. Received in the Regional Office on October 21, 1998.

AIR QUALITY

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.

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 to schedule an appointment.

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's 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).

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

08-399-030B: Osram Sylvania Products, Inc. (Hawes Street, Towanda, PA 18848-0504) for operation of two phosphor furnaces (9C) and associated air cleaning devices (fabric collectors and filters) in Building 5, Department 025 in North Towanda Township, **Bradford County**.

PLAN APPROVALS

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

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

09-0039: Atlas Roofing Corp. (60 Pacific Drive, Quakertown, PA 18951) for installation of a scrubber for asphalt saturators in Richland Township, **Bucks County**.

15-0014A: Norwood Industries, Inc. (57 Morehall Road, Frazer, PA 19355) for amendment of a process tank area and solvent unit in East Whiteland Township, **Chester County**.

AQ-SE-0008: Naceville Materials (2001 Ridge Road, Sellersville, PA 18960) for construction of a portable crushing plant in West Rockhill Township, **Bucks County**.

46-0146: Republic Environmental Systems PA, Inc. (2869 Sandstone Drive, Hatfield, PA 19440) for installation of a waste storage tank and waste container in Hatfield Township, **Montgomery County**.

46-0005I: Merck & Co., Inc. (Sumneytown Pike, P. O. Box 1000, North Wales, PA 19454) for construction of a fuel combustion source in Upper Gwynedd Township, **Montgomery County**.

09-0027: Fres-Co System USA, Inc. (3005 State Road, Telford, PA 18969) for modification of a graphic arts in West Rockhill Township, **Bucks County**.

46-0015: Occidental Chemical Corp. Vinyl Div. (Armand Hammer Boulevard, Pottstown, PA 19464) for modification of 3-98 MMBtu/hr boilers in Lower Pottsgrove Township, **Montgomery County**.

09-0095A: Puralube, Inc. (USX Property, Fairless Hills, PA 19030) for modification of two process heaters in Falls Township, **Bucks County**.

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

01-310-026B: ISP Minerals Inc. (P. O. Box O, Blue Ridge Summit, PA 17214) for installation of two screens at the facility located in Hamiltonban Township, **Adams County**.

22-03024: BSC Litho, Inc. (3000 Canby Street, Harrisburg, PA 17103) for the installation of a catalytic oxidizer on two web offset presses in Penbrook Borough, **Dauphin County**.

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

61-016B: Pennzoil Products Co. (2 Main Street, Rouseville, PA 16344) for replacement of the existing wastewater drain system in Plant 1 to the North API Trap at the Rouseville Refinery in Rouseville, **Venango County**.

61-016C: Pennzoil Products Co. (2 Main Street, Rouseville, PA 16344) for installation of a vacuum producing system to the existing wax filter house naphtha

steamer system to improve the recovery of naphtha for re-use in the washing process at the Rouseville Refinery in Rouseville, **Venango County**.

25-095D: Lord Corp., Mechanical Products Division (1635 West 12th Street, P. O. Box 10039, Erie, PA 16514-0039) for construction of an adhesive spray booth with a dry filter to replace the grandfathered HCL water wash spray booth in Dept. 148 located in the City of Erie, **Erie County**.

**Notice of Intent to Issue
Plan Approval No. 08-318-027**

Mill's Pride—Pennsylvania, c/o Mill's Pride LP (423 Hopewell Road, Waverly, OH 45690-9700) has submitted an application to the Department of Environmental Protection (Department) for approval to construct a wooden kitchen cabinet and cabinet door manufacturing and finishing operation in Athens Township, **Bradford County**. The information provided by the applicant and the Department's own analysis indicates that this operation may potentially result in the emission of 128.34 tons per 12 consecutive month period of particulate matter, 29.79 tons per 12 consecutive month period of volatile organic compounds, 2.53 tons per 12 consecutive month period of sulfur oxides, 37.6 tons per 12 consecutive month period of nitrogen oxides (expressed as NO₂), 8.7 tons per 12 consecutive month period of carbon monoxide, less than 10 tons per 12 consecutive month period of individual hazardous air pollutants and less than 25 tons per 12 consecutive month period of combined hazardous air pollutants. A preliminary review of the information submitted by Mill's Pride-Pennsylvania indicates that the proposed construction will meet all applicable air quality requirements. Based on this finding, the Department intends to approve the application and issue a plan approval to construct the proposed wooden kitchen cabinet and cabinet door manufacturing and finishing operation.

To ensure compliance with all applicable standards, the Department proposes to place the following conditions in the respective plan approval:

1. The wooden kitchen cabinet and cabinet door manufacturing and finishing operation is to be constructed in accordance with the plans submitted with the application (as approved herein).

2. This plan approval is issued for the construction of a wooden kitchen cabinet and cabinet door manufacturing and finishing operation consisting of the following:

a. A 1.12 million board feet capacity green lumber pre-dryer.

b. Eight oak lumber drying kilns, each with a capacity of 70,000 board feet.

c. Ten maple lumber drying kilns, each with a capacity of 50,000 board feet.

d. Various pieces of woodworking equipment (saws, planers, routers, sanders, and the like), the air contaminant emissions from which shall be controlled by five Torit and Day No. 484RF12 fabric collectors, in parallel, and operated as described in the application and supplemental materials submitted for plan approval.

e. A 12,862 cubic foot capacity wood waste storage silo (Silo No. 1), the air contaminant emissions from which shall be controlled by a Torit and Day No. 156RFW8 fabric collector.

f. Two 28,700,000 BTU per hour Hurst Boiler and Welding Company No. M-4000 natural gas/wood waste fired boilers. The air contaminant emissions from each of the two boilers shall be controlled by an air cleaning system consisting of two multi-clones in series. In both cases, the primary multi-clone will be a Hurst Boiler and Welding Company, Inc. No. 12k-1CT and the secondary multi-clone will be a Hurst Boiler and Welding Company, Inc. No. 6UP-44T.

g. A finishing operation consisting of the following:

i. A main conveyerized finishing line consisting of six automated spray booths, six drying/flash off ovens, five sanders, six postsanding cleaners and a wiping machine;

ii. A hand wipe stain application area;

iii. A stand alone hand spray booth; and

iv. Associated cleanup operations.

The air contaminant emissions from all volatile organic compound-emitting finishing operation sources shall be controlled by a Durr No. 125K-16.5x12-800 regenerative thermal oxidizer, as described in the application and supplemental materials submitted for plan approval.

Additionally, the air contaminant emissions from the sanding and cleaning operations incorporated in the finishing operation shall be controlled by several small dust collectors that shall exhaust into the finishing room.

h. Various saw blade grinding and sharpening tools contained in the maintenance shop, the air contaminant emissions from which shall be controlled by a fabric collector.

i. The following storage tanks:

i. A 5,250 gallon topcoat storage tank;

ii. A 5,250 gallon sealer storage tank; and

iii. A 3,750 gallon stain tank.

The air contaminant emissions from the stain storage tank shall be controlled by a pressure relief valve that complies with the requirements specified in 25 Pa. Code § 129.57.

3. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the total combined air contaminant emissions from the entire facility shall never exceed the following emission limitations:

<i>Contaminant</i>	<i>Emission Limitation (tons per 12 consecutive month period)</i>
particulate matter	128.34
volatile organic compounds (VOCs)	29.79
sulfur oxides	2.53
nitrogen oxides (expressed as NO ₂)	37.6
carbon monoxide	8.7
each individual hazardous air pollutant	less than 10
total combined hazardous air pollutants	less than 25

4. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the particulate matter emissions from each of the five fabric collectors identified in condition 2d herein shall never exceed 0.005 grains per dry standard cubic foot. Additionally, each fabric collector shall be equipped with a monitor or gauge that will accurately measure the pressure drop across the respective fabric collector. Only one fabric collector may be

cleaned at any time and only during times when the other four fabric collectors are in operation.

5. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, Silo No. 1 identified in condition 2e herein shall never at any time contain more than 5% by weight of particleboard waste.

6. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the particulate matter emissions from Silo No. 1, after control, shall never exceed 0.02 grains per dry standard cubic foot. Additionally, the fabric collector controlling the air contaminant emissions from Silo No. 1 shall be equipped with a monitor or gauge that will accurately measure the pressure drop across the fabric collector.

7. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the two Hurst and Welding Company boilers identified in condition 2f herein shall utilize staged combustion and flue gas recirculation as nitrogen oxide reduction techniques. Additionally, each of the boilers shall be equipped with oxygen monitors as described in the application and supplemental materials submitted for plan approval, and each of the boilers shall comply with the following emission limitations:

<i>Contaminant</i>	<i>Emission Limitation (pounds per million BTU)</i>
nitrogen oxides (expressed as NO ₂)	0.12
carbon monoxide	0.026
sulfur oxides	0.0098
volatile organic compounds (VOCs)	0.012
particulate matter	0.2 (after control)

8. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the two Hurst and Welding Company boilers identified in condition 2f herein shall be fired on either natural gas or kiln dried wood waste with a particleboard content of not greater than 5% by weight except that a mixture of green wood waste and kiln dried wood waste may be fired provided the following conditions are met:

a. The green wood waste content of the mixture shall not exceed 30% by weight, and

b. The total firing time of this mixture shall not exceed 336 hours in any 12 consecutive month period, combined, for both boilers, that is, if both boilers are ever fired simultaneously with the green wood waste mixture each hour of simultaneous firing shall count as 2 hours.

The combustion of a green wood waste/kiln dried wood waste mixture during the period of time starting from the date of initial startup of either of the two boilers until the first day of stack testing of either of the two boilers will not count towards the 336 hour per year limit specified in condition 8b herein.

9. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the finishing operation identified in condition 2g herein shall operate as follows:

a. All stains shall have a VOC content of not greater than 6.8 pounds per gallon, minus water.

b. All topcoats and sealers shall have a VOC content of not greater than 5.2 pounds per gallon, minus water and as mixed for application.

c. All stains shall be applied as received from the vendor, that is, no thinners, catalysts or other additives will be used.

d. The only additives to be mixed with the topcoats and sealers prior to application shall be their respective catalysts.

e. Only the sealers and topcoats may contain formaldehyde and the formaldehyde content shall not exceed 0.20% by weight.

f. None of the finishes used in this finishing operation shall contain methylene chloride, 1,1,1-trichloroethane or any other halogenated compound.

g. All spray guns (either hand held or automated) shall utilize airless spray technology or an application technique having an equivalent transfer efficiency (as determined solely by the Department).

h. All sources identified in condition 2g herein shall be located and operated within the finishing room as described in the application supplemental materials submitted for plan approval and the finishing room shall provide 100% capture of all air contaminant emissions from all sources identified in condition 2g herein.

i. All VOC-containing materials (finishing materials, cleaning solvents, catalysts, and the like) shall be stored in closed containers when not in actual use; spray gun lines shall be cleaned by flushing solvent through the lines and into closed containers; all used cleaning rags and used rags for the hand application of stains shall be stored in closed containers and shall never be treated so as to allow the evaporative loss of solvents to atmosphere.

j. The company shall, from the date of startup of the finishing operation, implement a finish transfer equipment leak detection and repair program. The program shall establish a monthly transfer equipment inspection schedule, will address the steps to be taken to minimize leaks and the steps that will be taken should transfer equipment repairs ever become necessary. The company shall maintain records of the monthly inspections as well as any corrective actions taken. The company shall retain these records on site for at least 2 years.

k. The company shall implement a training program that will instruct finishing operators on the proper finish application and cleanup methods and equipment use. All personnel responsible for the operation of finishing operation equipment shall be adequately trained prior to the startup of the finishing operation. An outline of the training program as well as records of the dates of training and the personnel trained shall be retained on site for at least 2 years.

l. Should the company ever decide to incorporate into this operation the use of finishing materials other than topcoats, sealers or stains, the company must obtain written Department approval for the use of these materials prior to their actual use.

10. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, all VOC emissions generated within the finishing room as described in the application and supplemental materials submitted for plan approval shall be collected and vented to the Durr thermal oxidizer identified in condition 2g herein. The thermal oxidizer shall provide at least a 98% VOC destruction efficiency. Additionally, the oxidizer shall meet the following design requirements:

a. The oxidizer shall subject all emissions directed to it to a minimum temperature of at least 1,550 degrees Fahrenheit and shall subject these air contaminant emissions to this minimum temperature for at least 0.75 seconds.

b. The oxidizer shall be equipped with a temperature monitoring and recording system that will accurately monitor and record the oxidizer temperature on a continuous basis to ensure that the oxidizer is complying with provisions of condition 10a herein. These records shall be maintained on site for at least 2 years.

c. The oxidizer shall be equipped with an alarm that will alert the operator should the oxidizer temperature drop below 1,550 degrees Fahrenheit or climb above a preset maximum oxidizer temperature. Should a low temperature or high temperature incident occur, all operations occurring with the finishing room shall be shut down until the oxidizer is operating in compliance with all applicable conditions contained herein.

11. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, at no time shall any of the VOC-emitting sources identified in condition 2g herein be operated unless the oxidizer is simultaneously operating in compliance with all applicable conditions contained herein.

12. The finishing operation identified in condition 2g herein is additionally subject to the provisions of 25 Pa. Code § 129.52.

13. The company shall maintain the following records on a monthly basis:

- a. Total board feed of lumber processed in the predryer.
- b. Total board feed of lumber processed in each of the eight oak kilns.
- c. Total board feed of lumber processed in each of the ten maple kilns.
- d. Total quantities of natural gas, green wood wastes, kiln dried wood wastes and particleboard wastes burned in each of the two Hurst and Welding Company boilers.
- e. Total hours that the green wood waste/kiln dried wood waste mixture is burned in either boiler.
- f. The identity, classification (stain, sealer, cleaning solvent, and the like), VOC content, hazardous air pollutant content and quantity used of every VOC-containing material used in the finishing operation.
- g. Quantities of all materials stored in each of the three finishing material storage tanks.

14. The company shall perform stack tests on the following sources according to the following schedules:

a. Within 90 days of startup of each of the two Hurst Boiler and Welding Company boiler, the company shall test the respective boilers for nitrogen oxides, carbon monoxide and particulate matter using reference method test procedures acceptable to the Department. All testing is to be performed while each of the boilers is being fired at its maximum capacity and while being fired on kiln dried wood waste only.

b. Within 90 days of startup of the finishing operation identified in condition 2g herein, the company shall perform volatile organic compound (VOC) testing to determine the VOC destruction efficiency of the thermal oxidizer and the VOC emission rate from the oxidizer exhaust. Additionally, the company shall determine the VOC capture efficiency in the finishing room. All testing, and the like shall be performed using reference method procedures acceptable to the Department and while the finishing operation is operating at full production.

15. At least 60 days prior to the performance of any testing required by condition 14 herein a pre-test plan or protocol shall be submitted to the Department for evaluation.

The pre-test plan or protocol shall contain the specific testing and analytical procedures to be used in performing the testing.

16. The Department shall be given at least 14 days advance notice of the specific dates and times for the performance of any testing required by condition 14 herein in order that Department personnel can arrange to be present. The Department is under no obligation to accept the results of any testing performed without adequate advanced notice having been given to the Department.

17. Within 60 days of completion of the testing required by condition 14 herein two copies of the test report shall be submitted to the Department. The report shall contain the results of the testing, a description of the testing and analytical procedures actually used, all operating data collected during the test, a copy of all raw data and a copy of the calculations generated during the data analysis.

18. The two Hurst Boiler and Welding Company boilers are subject to Subpart Dc of the Federal Standards of Performance for New Stationary Sources, 40 CFR 60.40c—60.48c. The company shall comply with all applicable requirements of this Subpart as well as any other applicable Subpart of the Standards of Performance, including any recordkeeping and reporting requirements. Under 40 CFR 60.4 of the Standards of Performance, the submission of all requests, reports, applications, submittals and other communications required by the Standards of Performance must be made to both the Department and the Environmental Protection Agency. The Environmental Protection Agency copies may be sent to: U. S. EPA Region III, 1650 Arch Street, 11th Floor—3WC22, Philadelphia, PA 19103-2029.

19. Issuance of an operating permit for the aforementioned sources is contingent upon the sources being constructed, the air cleaning devices being installed, and the sources and air cleaning devices being maintained and operated, as described in the application and supplemental materials submitted for plan approval, as well as in accordance with all conditions contained herein, and upon satisfactory demonstration that any air contaminants emitted from the sources are in compliance with the requirements specified in any condition contained herein and the requirements specified in 25 Pa. Code §§ 123.1, 123.11, 123.13, 123.22, 123.31 and 123.41, all sections of Chapter 123 and 25 Pa. Code § 129.52 as well as in compliance with the requirements specified in, or established under any other applicable rule or regulation contained in 25 Pa. Code Part I, Subpart C, Article III. Additionally, the air contaminant emissions from the two boilers identified in condition 2f herein shall be in compliance with the requirements specified in Subpart Dc of the Federal Standards of Performance for New Stationary Sources, 40 CFR 60.40c through 60.48c.

20. The company shall immediately notify the Department of any malfunction of the sources or associated air cleaning devices which results in, or may possibly be resulting in, the emission of air contaminants in excess of the limitations specified in, or established under, any applicable rule or regulation contained in 25 Pa. Code Part I, Subpart C, Article III or in excess of the limitations specified in any condition contained herein or which otherwise results in, or may possibly be resulting in, noncompliance with the requirements specified in any condition contained herein.

21. This plan approval authorizes temporary operation of the sources covered by this plan approval provided the following conditions are met.

a. The Department must receive written notice from the owner/operator of the completion of construction and the operator's intent to commence operation at least 5 working days prior to the completion of construction. The notice should state when construction will be completed and when the operator expects to commence operation.

b. Operation is authorized only to facilitate the start-up and shake-down of sources and air cleaning devices, to permit operations pending the issuance of an operating permit or to permit the evaluation of the sources for compliance with all applicable regulations and requirements.

c. This condition authorizes temporary operation of the sources for a period of 180 days from the date of commencement of operation, provided the Department receives notice from the owner/operator under subpart (a), above.

d. The owner/operator may request an extension if compliance with all applicable regulations and plan approval requirements has not been established. The extension request shall be submitted in writing at least 15 days prior to the end of this period of temporary operation and shall provide a description of the compliance status of the source, a detailed schedule for establishing compliance, and the reasons compliance has not been established.

e. The notice submitted by the owner/operator under subpart (a), above, prior to the expiration of this plan approval, shall modify the plan approval expiration date. The new plan approval expiration date shall be 180 days from the date of commencement of operation.

22. Notification required as a result of any condition herein should be directed to: John Twardowski, Air Pollution Control Engineer, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (717) 321-6523.

In accordance with 25 Pa. Code § 127.45 the conditions to be listed in the plan approval do one or more of the following:

1. Identify the sources and location.
2. Establish allowable air contaminant emission rates.
3. Establish monitoring, recordkeeping, testing and reporting requirements.
4. Help ensure proper operation and adequate maintenance of the air contamination sources and air cleaning devices.

Copies of the application, the Department's analysis and other documents used in the evaluation of the application are available for public inspection during normal business hours at the address listed.

Persons wishing to provide the Department with additional information which they believe should be considered prior to the issuance of the plan approval may submit the information to the Department at the address listed. A 30-day comment period, from the date of publication of this notice, will exist for the submission of comments. Each written comment shall include the following: name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval No. 08-318-027, and concise statements regarding the relevancy of the comments or any objections to the issuance of the plan approval.

A public hearing may be held, if the Department in their discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in a newspaper of general circulation in the county in which the source is to be located by the *Pennsylvania Bulletin*, or by telephone, where the Department determines the notification by telephone is sufficient. All comments and requests must be received by the Department no later than 30 days after publication of this notice.

Written comments or requests for a public hearing should be directed to David W. Aldenderfer, Regional Air Quality Program Manager, Department of Environmental Protection, Northcentral Region—Field Operations, 208 West 3rd Street, Suite 101, Williamsport, PA 17701-6448, (717) 327-3648.

For additional information regarding the Department's analysis of the plan approval application, contact John Twardowski, Air Pollution Control Engineer, Air Quality Program, 208 West 3rd Street, Suite 101, Williamsport, PA 17701-6448, (717) 321-6523.

REASONABLY AVAILABLE CONTROL TECHNOLOGY

(RACT)

Applications received and intent to issue Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations for an Operating Permit to comply with 25 Pa. Code § 129.91 for Reasonable Available Control Technology.

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

46-0176: A. Talone, Inc. (318 West Lancaster Avenue, Ardmore, PA 19003) on October 14, 1998, for the approval of Facility VOC/NO_x RACT located in Lower Merion Township, **Montgomery County**.

23-0017B: PECO Energy Co. (1 Industrial Highway, Eddystone, PA 19022) on October 6, 1998, for approval of Facility VOC/NO_x RACT located in Eddystone Borough, **Delaware County**.

MINING

APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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

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

particular proposed mining activity, the submittal of the permit application will serve as the request for the certification.

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

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

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

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

Coal Applications Received

17724026. Permit Renewal, **E. P. Bender Coal Company, Inc.** (Main and Lehmier Streets, P. O. Box 594, Carrolltown, PA 15722), commencement, operation and restoration of bituminous strip mine for reclamation, only in White and Beccaria Townships, **Cambria and Clearfield Counties**, affecting 145.5 acres, receiving stream unnamed tributary to Witmer Run; and unnamed tributary to Beaverdam Run. Application received October 14, 1998.

56930106. Permit Renewal, **Future Industries, Inc.** (P. O. Box 157, Meyersdale, PA 15552), commencement, operation and restoration of bituminous strip mine in Black Township, **Somerset County**, affecting 191.0 acres, receiving stream unnamed tributaries to/and Caselman River. Application received October 15, 1998.

32970108. Permit Revision, **Simpson Coal Company** (R. D. 1, Box 244, New Alexandria, PA 15670), requesting the addition of auger mining on this bituminous strip mine in Young and Conemaugh Townships, **Indiana**

County, affecting 166.6 acres, receiving stream Harpers Run and unnamed tributary to Blacklegs Creek. Application received October 15, 1998.

32980113. Kraynak Coal Company (R. D. 1, Box 158, Mahaffey, PA 15757), commencement, operation and restoration of bituminous strip-auger mine in Grant Township, **Indiana County**, affecting 140.2 acres, receiving stream unnamed tributary to East Run to East Run and East Run to Little Mahoning Creek to Mahoning Creek to the Allegheny River. Application received October 13, 1998.

56980108. Fieg Brothers (3070 Stoystown Road, Stoystown, PA 15563), commencement, operation and restoration of bituminous strip mine in Milford Township, **Somerset County**, affecting 160.7 acres, receiving stream unnamed tributaries to Coxes Creek. Application received October 16, 1998.

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

30980101. Coresco, Inc. (P. O. Box 1209, Morgantown, WV 26507). Application received for commencement, operation and reclamation of a bituminous surface mine located in Dunkard Township, **Greene County**, proposed to affect 100.0 acres. Receiving streams: unnamed tributary to Dunkard Creek and Crooked Run. Application received October 14, 1998.

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

17980124. River Hill Coal Co., Inc. (P. O. Box 141, Kylertown, PA 16847), commencement, operation and restoration of a bituminous surface mine permit in Bigler Township, **Clearfield County** affecting 61.2 acres, receiving streams: unnamed tributary to Clearfield Creek and unnamed tributary to Alexander Run. Application received October 19, 1998.

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

33980109. MSM Coal Company, Inc. (P. O. Box 243, DuBois, PA 15801) Commencement, operation and restoration of a bituminous surface strip operation in Oliver Township, **Jefferson County** affecting 83.1 acres. Receiving streams: Unnamed tributaries to Beaver Run and Beaver Run. Application to include a stream encroachment to construct an access road across Beaver Run to link this surface mine and a previously approved permit together. Application received October 15, 1998.

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

32951301. Penn American Coal, L.P. (R. D. 1, Box 119A, Avonmore, PA 15618), to transfer the permit for the Burrell Mine in Burrell Township, **Indiana County**, from GRG Group, no additional discharges. Application received September 29, 1998.

03841302. Canterbury Coal Company (R. D. 1, Box 119, Avonmore, PA 15618), to revise the permit for the Dianne Mine in Kiskiminetas Township, **Armstrong County** to add underground acreage and extend subsidence control boundary, no additional discharges. Application received September 29, 1998.

30841312. Consolidation Coal Co. (P. O. Box 100, Osage, WV 26543), to revise the permit for the Blacksville No. 2 in Wayne Township, **Green County** to add 12 surface acres to drill 24 degasification boreholes, no additional discharges. Application received September 30, 1998.

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

54860204R2. Premium Fine Coal, Inc. (R. R. 2, Box 111, Tamaqua, PA 18252), renewal of an existing coal refuse reprocessing operation in Walker Township, **Schuylkill County** affecting 57.0 acres, receiving stream: Little Schuylkill River. Application received October 5, 1998.

40850202R2. Northeast Energy Company (254 Johnson Street, Wilkes-Barre, PA 18702-7435), renewal of an existing coal refuse reprocessing operation in Wilkes-Barre Township, **Luzerne County** affecting 29.2 acres, receiving stream: none. Application received October 7, 1998.

Knox District Office, P. O. Box 669, Knox, PA 16232.
Noncoal Applications Received

37840409. Medusa Cement Company (2001 Portland Park, Wampum, PA 16157) Renewal of an existing limestone operation in Shenango Township, **Lawrence County** affecting 185.0 acres. Receiving streams: An unnamed tributary to Big Run and an unnamed tributary to McKee Run. Application received October 20, 1998.

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

4975SM4A1C3. Glen-Grey Corporation (P. O. Box 7001, Wyoming, PA 19610-6001), correction of an existing quarry operation in Mt. Pleasant Township, **Adams County** affecting 108.3 acres, receiving stream: unnamed tributary to Conewago Creek. Application received September 30, 1998.

7973SM3C4. Miller Quarries (Mill Creek Road, Rushland, PA 18956), correction of an existing quarry operation to include NPDES Permit PA0594369 in Wrightstown Township, **Bucks County**, receiving stream Neshaminy Creek to Delaware River. Application received October 9, 1998.

Bureau of Deep Mine Safety

GM & S Coal Corporation

The Bureau of Deep Mine Safety has received a request for variance from GM & S Coal Corporation. The following notification contains a summary of this request. Complete copies of the variance request may be obtained from Matthew A. Bertovich by calling (724) 439-7469.

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

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

Section 242(c) states that where belt conveyors are installed, main stoppings and regulators shall be so arranged as to reduce the quantity of air traveling in the belt conveyor entry to a minimum for effective ventilation and to provide an intake air split as an escapeway from the face area to the main air current.

Summary of the request: GM & S Coal Corporation requests a variance to allow for the common ventilation of belt conveyor entries with other entries at the Geronimo Mine.

Bureau of Deep Mine Safety

T.J.S. Mining, Inc.

The Bureau of Deep Mine Safety has received a request for variance from T.J.S. Mining, Inc. The following notification contains a summary of this request. Complete copies of the variance request may be obtained from Matthew A. Bertovich by calling (724) 439-7469.

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

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

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

Summary of the request: T.J.S. Mining, Inc. requests a waiver of section 221(d) of the Bituminous Coal Mine Act. This waiver will provide accommodations for the evacuation of men from the mine by way of battery-powered personnel carriers and/or mantrips at the T.J.S. #4 Mine.

Bureau of Deep Mine Safety

DLR Mining, Inc.

The Bureau of Deep Mine Safety has received a request for variance from DLR Mining, Inc. The following notification contains a summary of this request. Complete copies of the variance request may be obtained from Matthew A. Bertovich by calling (724) 439-7469.

The Department is publishing a summary of the request to solicit comments from affected parties on the proposed variance request. Comments may be used by the Bureau to assist in its investigation of the variance request. Comments will be accepted for 30 days following the publication of this notice. All comments should be addressed to: Richard E. Stickler, Director, Bureau of

Deep Mine Safety, Fayette County Health Center, 100 New Salem Road, Room 167, Uniontown, PA 15401.

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

Section 253(b) states that, should a mine operator propose use of roof bolts in lieu of conventional timbering, he shall discuss his proposed plan with the mine inspector in the district. If roof bolts are to be used in a first mining area, the mine inspector in the district and the operator or his representative shall arrange for a test area. Roof bolts shall be installed in conjunction with conventional timbering as the working places advance. After these places have advanced a predetermined distance, all entrances shall be fenced off and approved danger signals displayed on same fences. The conventional timbering shall then be removed. Observations of the test area shall be made by the mine inspector in the district and the operator or his representative. If they are satisfied that the roof bolting is successful, an application together with a copy of the roof bolting plan shall be sent to the secretary requesting a permit. The secretary shall either approve or reject the proposed roof bolting plan within 60 days after its initial submission to him. If the request for the permit is rejected, the secretary shall give his reasons therefor in writing to the operator.

Summary of the request: DLR Mining, Inc. requests a variance to use a roof bolt "pull test" in lieu of a test area as required by section 253(b) for approval to use roof bolts as the primary roof support system at the Ridge Mine.

APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

The following Dam Safety and Encroachment permit applications, requests for Environmental Assessment approval and requests for water quality certification have been received by the Department of Environmental Protection (Department). Section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)) requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1311—1313, 1316 and 1317, as well as relevant State requirements. Initial requests for 401 certification will be published concurrently with the permit application. Persons 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.

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

E40-508. Encroachment. **Estes Express Lines**, 1100 Commerce Road, Richmond, VA 23224. To excavate and to

place fill in a de minimis area of PEM wetlands equal to 0.04 acre, within the drainage basin of Mill Creek (CWF), for the purpose of constructing a paved parking area for trailer storage associated with the expansion of a truck terminal. The project is located at 29 Second Street (Pittston, PA Quadrangle N: 1.8 inches; W: 11.0 inches), in Plains Township, **Luzerne County** (Baltimore District, U. S. Army Corps of Engineers).

E45-362. Encroachment. **Pennsylvania Department of Transportation, Engineering District 5-0**, 1713 Lehigh Street, Allentown, PA 18103. To remove the existing structure and to construct and maintain a prestressed concrete spread box beam bridge (known as the Resica Falls Bridge), having a clear span of 93 feet and an underclearance of approximately 12 feet, across Bushkill Creek. This project includes the relocation of approximately 100 feet of a tributary to Bushkill Creek for the purpose of accommodating the eastern bridge abutment. The bridge is located on S. R. 0402, Section 01B (Bushkill, PA Quadrangle N: 20.2 inches; W: 13.1 inches), in Middle Smithfield Township, **Monroe County** (Philadelphia District, U. S. Army Corps of Engineers).

E48-276. Encroachment. **City of Bethlehem**, 10 East Church Street, Bethlehem, PA 18018. To remove the existing structure and to construct and maintain a 2-span prestressed concrete spread box beam bridge, known as Paint Mill Bridge, having spans of approximately 55 feet and an underclearance of approximately 6.5 feet across Monocacy Creek (HQ-CWF). The project is located along S. R. 3017 (Schoenersville Road), approximately 130 feet downstream of the existing bridge (Catasauqua, PA Quadrangle N: 1.5 inches; W: 1.7 inches), in the City of Bethlehem, **Lehigh and Northampton Counties** (Philadelphia District, U. S. Army Corps of Engineers).

E54-258. Encroachment. **Gerald A. Hoy**, 186 Chestnut Street, P. O. Box 9, Cressona, PA 17929. To place fill in an existing off-stream excavated pond, which has an area of approximately 0.10 acre, for the purpose of eliminating the pond. The pond is located approximately 85 feet north of Beaver Creek, on the north side of S. R. 0183, approximately 0.5 mile west of the intersection of S. R. 0183 and S. R. 3004 (Pottsville, PA Quadrangle N: 0.5 inch; W: 10.9 inches), in Cressona Borough, **Schuylkill County** (Philadelphia District, U. S. Army Corps of Engineers).

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

E01-200. Encroachment. **PA Department of Transportation, Engineering District 8-0**, 2140 Herr Street, Harrisburg, PA 17103. To remove an existing structure and to construct and maintain a concrete bridge having a normal span of 73.08 feet and a minimum underclearance of 7.5 feet over Rock Creek (CH93-WWF) on SR 3001, Segment 0220, Offset 0000 (Gettysburg, PA Quadrangle N: 17.2 inches; W: 13.7 inches) in Cumberland and Straban Townships, **Adams County**.

E05-270. Encroachment. **South Central Counties Solid Waste Agency**, P. O. Box 136, Hopewell, PA 16650. To construct and maintain embankments and appurtenant structures of settling basins and aerobic wetlands within the right bank's 100-year floodway of Sandy Run and to realign approximately 85 feet of same for the purpose of treating acid mine discharge from monitoring points MP-10 and MP-11 located about 1 mile southeast of Kearney Village (Saxton, PA Quadrangle N: 0.7 inch; W: 12.4 inches) in Broad Top Township, **Bedford County**.

E06-520. Encroachment. **Upper Tulpehocken Township**, Ken Grimes, P. O. Box H, Strausstown, PA 19559. To remove an existing structure and to construct and maintain an 18-foot × 5 1/2-foot concrete box culvert in the channel of Northkill Creek at a point at Northkill Road (T-704) (Friedensberg, PA Quadrangle N: 2.7 inches; W: 0.6 inch) in Upper Tulpehocken Township, **Berks County**.

E22-392. Encroachment. **City of Harrisburg**, Stephen Reed, 123 Walnut Street, Suite 212E, Harrisburg, PA 17101. To construct and maintain a parking garage in the floodplain of the Susquehanna River at a point on City Island between Walnut Street and Market Street (Harrisburg, PA Quadrangle N: 0.7 inch; W: 1.9 inches) in the City of Harrisburg, **Dauphin County**.

E67-643. Encroachment. **Outdoor Country Club of York**, Robert Beyer, 1157 Detwiller Drive, York, PA 17404. To dredge and enlarge an existing pond to approximately one-quarter acre and replace the outfall pipe at the Outdoor Country Club on an unnamed tributary to the Little Conewago Creek west of Stillmeadow Lane (Dover, PA Quadrangle N: 2.7 inches; W: 3.3 inches) in Manchester Township, **York County**.

E67-645. Encroachment. **Kinsley Equities II**, New Brittany Residential Development, R. D. 1, Box 131AA, Seven Valleys, PA 17360. To place a new deck slab (16 inches in depth) on top of the existing deteriorated concrete bridge over an unnamed tributary to the Little Conewago Creek (Trout Stocked Fishery) on the Heindel, Schriver, Bentz and Mickley Tract (West York, PA Quadrangle N: 22.2 inches; W: 5.8 inches) in Manchester Township, **York County**.

E67-646. Encroachment. **Lower Windsor Township**, Sandra Ruby, 111 Walnut Valley Ct., Wrightsville, PA 17368. To remove an existing structure and to construct and maintain a 22-foot wide by 5-foot high concrete box culvert on Bank Hill Road over Canadochly Creek (CH93-WWF) (Red Lion, PA Quadrangle N: 18.1 inches; W: 1.5 inches) in Lower Windsor Township, **York County**.

E67-648. Encroachment. **Crown American Properties, LP**, Kevin Evans, Pasquerilla Plaza, Johnstown, PA 15901. To construct and maintain a 13.5 foot by 8 foot by 118 foot long concrete box culvert in an unnamed tributary to Willis Run (CH93-WWF) for the purpose of constructing a new access ramp from SR 0030 to access the West Manchester Mall (West York, PA Quadrangle N: 17 inches; W: 3 inches) in West Manchester Township, **York County**.

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

E15-597. Encroachment. **Thornbury Township**, 8 Township Drive, Cheyney, PA 19319. To remove an existing pedestrian bridge and to construct and maintain a 6-foot wide by 28-foot long prefabricated pedestrian bridge across Chester Creek (TSF) with an underclearance of 6 feet, located at Goose Creek Park situated in the vicinity of the intersection of Westbourne Road (T-355) and Street Road (Route 926) (West Chester, PA Quadrangle N: 10.0 inches; W: 7.0 inches) in Thornbury Township, **Chester County**.

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

E30-187. Encroachment. **Pennsylvania Department of Transportation, Engineering District 12-0**, P. O. Box 459, Uniontown, PA 15401. To remove the existing

bridge and to construct and maintain a three span prestressed, reinforced concrete bridge having spans of 90.6', 90.4', and 72.0' and an underclearance of 29.4' over Dunkard Creek (WWF). Also to construct and maintain two 18" diameter outfalls and one 24" diameter outfall in Dunkard Creek (WWF). During construction, to construct and maintain a temporary causeway and temporary cofferdams in Dunkard Creek (WWF). The project is located along S. R. 0088 at its intersection with S. R. 2010 (Masontown, PA Quadrangle N: 2.6 inches; W: 8.9 inches) in Monongahela and Dunkard Townships, **Greene County**.

E11-269. Encroachment. **Pennsylvania Department of General Services**, Bureau of Engineering and Architecture, 18th and Herr Streets, Harrisburg, PA 17125. To remove the existing structures and to construct and maintain a flood protection project in and along St. Clair Run (CWF) consisting of construction and maintenance of a 16-foot × 7-foot concrete box culvert on Chandler Avenue, construction and maintenance of a 16-foot wide concrete slabs with 8-foot highwalls from Chandler Avenue continuing 960 l. f. upstream. The second area of the project consists of construction and maintenance of a 16-foot wide concrete slab with 2-foot high concrete walls on Fairfield Avenue and continuing 250 l. f. upstream. The project is located in (Johnstown, PA Quadrangle N: 17.5 inches; W: 10.00 inches) the City of Johnstown, **Cambria County**.

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

E10-284. Encroachment. **John J. Jack**, Cabot Resources Corp., 700 Eakastown Road, Sarver, PA 16055. To authorize the placement of fill within the floodway (within 50 feet top of bank) of a tributary to Little Buffalo Creek (HQ-TSF) which was placed without proper permits. The project is located along a tributary to Little Buffalo Creek approximately 1,200 feet northwest of the intersection of S. R. 0356 and S. R. 2017 at Nolf Corners (Freepport, PA Quadrangle N: 12.25 inches; W: 12.75 inches) located in Buffalo Township, **Butler County**.

E10-285. Encroachment. **Slippery Rock Township**, 3604 William Flynn Highway, Slippery Rock, PA 16057. To maintain and extend by 10 feet in length the existing 54-inch diameter equivalent culvert, to place and maintain a 54-inch diameter equivalent culvert, and to place and maintain a 36-inch diameter culvert adjacent to the existing culvert on T-535 (Saniga Road) across a tributary to Slippery Rock Creek (CWF). This project will alleviate the frequency of flooding across T-535 (Saniga Road). The project is located on T-535 (Saniga Road) across a tributary to Slippery Rock Creek approximately 1,000 feet north of the intersection of T-535 (Saniga Road) and S. R. 4066 (West Sunbury, PA Quadrangle N: 8.13 inches; W: 15.5 inches) located in Slippery Rock Township, **Butler County**.

E10-288. Encroachment. **Butler County**, 124 West Diamond Street, P. O. Box 1208, Butler, PA 16003-1208. To remove the existing structure (County Bridge No. 146) and to construct and maintain a composite steel beam bridge with a single clear span of 20 feet and an approximate maximum underclearance of 7 feet on Crowe Street across Breakneck Creek (WWF). The project is located on Crowe Street across Breakneck Creek within Mars Borough approximately 200 feet south of the intersection of S. R. 3015 and S. R. 3019 (Mars, PA Quadrangle N: 12.7 inches; W: 1.6 inches) located in Mars Borough, **Butler County**.

E10-289. Encroachment. **Butler County**, 124 Diamond Street, P. O. Box 1208, Butler, PA 16003-1208. To remove the existing structure (County Bridge No. 148) and to construct and maintain a composite steel beam bridge with a single clear span of 41 feet and an approximate maximum underclearance of 6 feet on Hook Street across Breakneck Creek (WWF). The project is located on Hook Street across Breakneck Creek within Mars Borough approximately 1,500 feet north of the intersection of S.R. 3015 and Spring Street (Mars, PA Quadrangle N: 13.1 inches; W: 0.9 inch) located in Mars Borough, **Butler County**.

DAM SAFETY

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

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

D65-186. Dam. **Township of Penn** (P. O. Box 452, Harrison City, PA 15636). To construct, operate and

<i>SSIP Application No.</i>	<i>Applicant Name and Address</i>
N/A	Van Waters & Rogers Inc. 160 Essex Avenue Avenel, NJ 07001

maintain Berlin Road Area Detention Basin across a tributary to Bushy Run (TSF; Delete PWS), impacting 0.6 acre of wetlands (PEM) and 700 feet of stream and providing 0.6 acre of wetland mitigation, for the purpose of flood control (Irwin, PA Quadrangle N: 18.1 inches; W: 1.1 inches) in Penn Township, **Westmoreland County**.

STORAGE TANKS

SITE SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site Specific Installation Permit application has been received by the Department and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Watershed Conservation, Division of Storage Tanks, P. O. Box 8762, Harrisburg, PA 17105-8762, within 30 days from the date of this publication. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it is based.

<i>County and Municipality</i>	<i>Tank Type and Capacity</i>
Bucks County Falls Township	13 AST's from 4,000 to 20,000 gallons totaling 134,000

ACTIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

Persons aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514), and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law) to the Environmental Hearing Board, 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 (800) 654-5984.

SOLID AND HAZARDOUS WASTE

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

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

The following notice reflects changes to the notice published in the September 12, 1998, *Pennsylvania Bulletin*:

PA0054526. Industrial waste. **Interstate Nuclear Services Corp.**, 295 Parker Street, P. O. Box 201, Springfield, MA 01151-0201.

This application is for renewal of an NPDES permit to discharge treated process wastewater from an industrial laundry and personnel decontamination facility in Royersford Borough, **Montgomery County**. This is a new discharge to the Schuylkill River.

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

The proposed effluent limits for Outfall 001, based on an average flow of 0.055 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>
CBOD ₅	85% removal		
Total Suspended Solids	30	60	75
Total Dissolved Solids	1,000	2,000	2,500
Ammonia (as N)	20	40	50
Total Residual Chlorine	0.5		1.2
Chromium, Hexavalent		monitor/report	
Oil and Grease	15		30
Color (platinum/cobalt scale)	100	200	250
Fecal Coliform		200 colonies/100 ml as a geometric average in accordance with 10 CFR 20, Appendix B, Table 3.	
Annual Radioactive Dose Commitment		within limits of 6.0—9.0 standard units at all times	
pH			

Other Conditions:

Effective disinfection.
85% reduction of CBOD₅ per DRBC requirement.
Special Test Methods for certain pollutants.
The EPA waiver is in effect.

NPDES Permit PA0055271. Sewage. **Goshenhoppen Village**, Third Street and Church Road, East Greenville, PA 18041 is authorized to discharge from a facility located in Upper Hanover Township, **Montgomery County** into Perkiomen Creek.

NPDES Permit PA0052787. Sewage. **Quakertown United Mennonite Church**, 180 Thatcher Road, Quakertown, PA 18951 is authorized to discharge from a facility located in Quakertown Borough, **Bucks County** into Tohickon Creek.

NPDES Permit PA0054003. Industrial waste. **Aloco Industries, Inc.**, P. O. Box 937, Valley Forge, PA is authorized to discharge from a facility located in Upper Providence Township, **Montgomery County** into Crossmans Run.

NPDES Permit PA0011070. Industrial waste. **Knoll Inc.**, 1235 Water Street, East Greenville, PA 18041 is authorized to discharge from a facility located in Upper Hanover Township, **Montgomery County** into Perkiomen Creek.

NPDES Permit PA0012637. Industrial waste. **Bayway Refining Company**, 4101 Post Road, Trainer, PA is authorized to discharge from a facility located in Trainer Borough, **Delaware County** into Marcus Hook Creek, Stony Creek, Delaware Estuary Zone 4.

NPDES Permit PA0052663. Sewage. **Knight's Bridge Corporation**, 112 Chesley Drive, Suite 200, Media, PA 19063-1762 is authorized to discharge from a facility located in Chadds Ford Township, **Delaware County** into Harvey Run.

NPDES Permit PA0020460. Sewage. **Pennridge Wastewater Treatment Authority**, 180 Maple Avenue, P. O. Box 31, Sellersville, PA 18960 is authorized to discharge from a facility located in West Rockhill Township, **Bucks County** into East Branch Perkiomen Creek.

WQM Permit No. 1598412. Sewerage. **Greenhill Sewer Associates**, 1500 Greenhill Road, West Chester, PA 19380. Approval to expand the Hershey's Mill Village STP serving the Hershey's Mill Village Retirement Community located in East Goshen Township, **Chester County**.

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

NPDES Permit No. PA0082309. Sewerage. **Fairview Township Authority**, 599 Lewisberry Road, New Cumberland, PA 17070-2399 is authorized to discharge from a facility located in Fairview Township, **York County** to the receiving waters named Fishing Creek.

NPDES Permit No. PAG043599. Sewerage. **Allen Betts, Jr.**, R. R. 1, Box 409A, Huntingdon, PA 16652 is authorized to discharge from a facility located in Smithfield Township, **Huntingdon County** to the receiving waters of an unnamed tributary to the Juniata River.

NPDES Permit No. PA0080039. Sewerage. **Carroll Valley Sewer and Water Authority**, 5685 Fairfield Road, P. O. Box 718, Fairfield, PA 17320 is authorized to discharge from a facility located in Carroll Valley Borough, **Adams County** to the receiving waters named Toms Creek.

NPDES Permit No. PAG043571. Sewerage. **Shawn Campbell**, 15 Old Mill Inn Road, York, PA 17404 is authorized to discharge from a facility located in Manchester Township, **York County** to the receiving waters named Little Conewago Creek.

Permit No. 3198401. Sewage. **Allen Betts, Jr.**, R. R. 1, Box 409A, Huntingdon, PA 16652. This permit approves the construction of sewage treatment facilities in Smithfield Township, **Huntingdon County**.

Permit No. 6797409. Sewage. **Shawn Campbell**, 15 Old Mill Inn Road, York, PA 17404. This permit approves the construction of sewage treatment facilities in Manchester Township, **York County**.

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

NPDES Permit No. PA0032662. Sewerage. **Mountain View Center Inc.**, Kylertown, PA 16847. Renewal of permit to discharge to unnamed tributary of Mons Run facility located at Cooper Township, **Clearfield County**.

NPDES Permit No. PA0111856. Sewerage. **Northern Tier Career Center**, R. R. 1, Box 157A, Towanda, PA 18848. Renewal of permit to discharge treated wastewater from facility located at North Towanda Township, **Bradford County**.

NPDES Permit No. PA0114073. Sewerage. **CNG Transmission Corporation**, R. R. 3, Box 24T, Westfield, PA 16950. Renewal of permit to discharge treated wastewater from facility located at Farmington Township, **Tioga County**.

NPDES Permit No. PA0209597. Sewerage. **Delmar Township** (Stony Fork), R. D. 5, Box 70A, Wellsboro, PA 16901. Applicant granted permission to discharge treated sewage from a proposed sewage treatment plant that will serve the Stony Fork/Draper Area of Delmar Township, **Tioga County**.

WQM Permit No. 4987201. Industrial waste. **Foster Wheeler Mt. Carmel Inc.**, Marion Heights Road, Marion Heights, PA 17832. The request for increase Dianodic to the cooling water was granted. The facility is located at South Centre Township, **Columbia County**.

WQM Permit No. 1785403, Amendment. Sewerage. **Mahaffey Borough Municipal Authority**, P. O. Box 202, Mahaffey, PA 15757. Permit approved to amend malfunctioning aerators. Facility located at Mahaffey Borough, **Clearfield County**.

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

A. 465I20-T1-A2. Industrial waste. **Powerex, Inc.**, 200 Hillis Street, Youngwood, PA 15697. Application for the modification and operation of the existing treatment plant located in Hempfield Township, **Westmoreland County**.

A. 0298412. Sewerage. **Eugene Ardine**, 4036 Valleyvue Drive, Gibsonia, PA 15044. Application for the construction and operation of a small flow sewage treatment plant to serve the Ardine Residence located in Richland Township, **Allegheny County**.

A. 0498405. Sewerage. **John Gishbaugher**, 1121 Wallace Run Road, Darlington, PA 16115. Application for the construction and operation of a sewage treatment plant to serve Jacks Independent Service Station located in South Beaver Township, **Beaver County**.

A. 6379414-A1. Sewerage. **North Strabane Township Municipal Authority**, 1929B Route 519 South, Canonsburg, PA 15317. Application for the expansion and operation of the existing sewage treatment plant serving the Eighty-Four Commerce Park located in North Strabane Township, **Washington County**.

A. 6398406. Sewerage. **North Strabane Township Municipal Authority**, 1929B Route 519 South, Canonsburg, PA 15317. Application for the construction and operation of the Waterdam Farms and Speers Run Pump Stations located in North Strabane Township, **Washington County**.

NPDES Permit No. PA0097918. Industrial waste, **Pennzoil Products Company**, P. O. Box 2967, Houston, TX 77252-2967 is authorized to discharge from a facility located at Mundy's Corner Facility, Jackson Township, **Cambria County** to receiving waters named Unnamed tributary to Saltlick Run.

NPDES Permit No. PA0030287. Sewerage, **Allegheny Country Club**, Country Club Road, Sewickley, PA 15143 is authorized to discharge from a facility located at Allegheny Country Club Sewage Treatment Plant, Sewickley Heights Borough, **Allegheny County** to receiving waters named Unnamed Tributary of Little Sewickley Creek.

NPDES Permit No. PA0037818. Sewerage, **Saltsburg Borough**, 320 Point Street, P. O. Box 104 is authorized to discharge from a facility located at Saltsburg Borough STP, Saltsburg Borough, **Indiana County** to receiving waters named Conemaugh River.

NPDES Permit No. PA0090140. Sewerage, **Clymer Borough Municipal Authority**, Box 1, R. D. 1, Clymer, PA 15728 is authorized to discharge from a facility located at Clymer STP, Clymer Borough, **Indiana County** to receiving waters named Two Lick Creek.

NPDES Permit No. PA0090719. Sewerage, **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701 is authorized to discharge from a facility located at Robindale Heights Sewage Treatment Plant, East Wheatfield Township, **Indiana County** to receiving waters named Unnamed Tributary of Conemaugh River.

NPDES Permit No. PA0094889. Sewerage, **Westmoreland County Housing Authority**, R. D. 6, Box 233, Greensburg, PA 15601 is authorized to discharge from a facility located at St. Clair Manor STP, St. Clair Township, **Westmoreland County** to receiving waters named Big Spring Run.

NPDES Permit No. PA0110469. Sewerage, **Borough of Patton**, P. O. Box 175, Patton, PA 16668 is authorized to discharge from a facility located at Borough of Patton Wastewater Treatment Plant, Borough of Patton, **Cambria County** to receiving waters named Chest Creek.

NPDES Permit No. PA0216151. Sewerage, **Joyce C. Apple**, 778 Executive Drive, Fallentimber, PA 16639 is authorized to discharge from a facility located at Coal Country Campground STP, Reade Township, **Cambria County** to receiving waters named Unnamed Tributary of Clearfield Creek.

NPDES Permit No. PA0217956. Sewerage, **Raymond Bell**, R. D. 2, Box 394, Saltsburg, PA 15681 is authorized to discharge from a facility located at Hill's Mobile Home Park Sewage Treatment Plant, Bell Township, **Westmoreland County** to receiving waters named Wolford Run.

NPDES Permit No. PA0217964. Sewerage, **Keith Vay**, Box 204, Lowbar, PA 15660 is authorized to discharge from a facility located at K-Vays STP, Sewickley Township, **Westmoreland County** to receiving waters named Unnamed Tributary of Little Sewickley Creek.

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

NPDES Permit No. PA0222615. Sewerage. **Scott Yonkin Small Flow Treatment Facility**, 2804 Homestead Drive, Erie, PA 16506 is authorized to discharge from a facility located in Franklin Township, **Erie County** to an unnamed tributary to Cussewago Creek.

NPDES Permit No. PA0103098. Industrial waste. **Reynolds Water Company**, 301 Arlington Drive, Greenville, PA 16125-8214 is authorized to discharge from a facility located in Pymatuning Township, **Mercer County** to the Shenango River.

NPDES Permit No. PA0027341. Industrial waste. **PPG Industries, Inc., Works 8**, P. O. Box 800, Meadville, PA 16335 is authorized to discharge from a facility located in Greenwood Township, **Crawford County** to an unnamed tributary to Conneaut Outlet.

NPDES Permit No. PA0005321. Sewerage. **Universal Rundle Corporation**, East Cherry Street Extension, New Castle, PA 16102 is authorized to discharge from a facility located in Taylor Township, **Lawrence County** to the Shenango River.

NPDES Permit No. PA0044288. Industrial waste. **General Authority of the City of Franklin, Barrett Flats Water Filtration Plant**, 430 13th Street, Franklin, PA 16323 is authorized to discharge from a facility located in the City of Franklin, **Venango County** to French Creek.

WQM Permit No. 2598411. Sewage. **Summit Township Sewer Authority**, 8890 Old French Road, Erie, PA 16509. This project is for the Route 99 sewer extension, lift station and force main in Summit Township, **Erie County**.

WQM Permit No. 2598410. Sewage. **Scott Yonkin**, 2804 Homestead Drive, Erie, PA 16506. This project is for a small flow treatment facility in Franklin Township, **Erie County**.

WQM Permit No. 6198402. Sewage. **Cranberry Venango County General Authority, Ranch Street Pump Station**, P. O. Box 378, Route 257, Seneca, PA 16346. This project is for the replacement of a pump station in Cranberry Township, **Venango County**.

WQM Permit No. 6298412. Sewerage, **Charles and Amy Burton, SRSTP**, R. R. 02, Box 61C, Dump Rd.,

Sugar Grove, PA 16350. Construction of Charles and Amy Burton SRSTP located in Sugar Grove Township, **Warren County**.

WQM Permit No. 2098413. Sewerage, **Terry Rager, SRSTP**, 1312 Louise St., Homestead, PA 15120. Construction of Terry Rager SRSTP located in North Shenango Township, **Crawford County**.

WQM Permit No. 2098412. Sewerage, **Robert K. and Nancy J. Maxwell, SRSTP**, 12942 Route 98, Meadville, PA 16335. Construction of Robert K. and Nancy J. Maxwell SRSTP located in Vernon Township, **Crawford County**.

INDIVIDUAL PERMITS

(PAS)

The following NPDES Individual Permits for discharges of stormwater from construction activities have been issued.

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10V023	Delaware Valley School Dist. 236 Routes 6 and 209 Milford, PA 18337	Pike Co. Dingman Twp.	Tributary to Dwarfs Kill

INDIVIDUAL PERMITS

(PAR)

Approvals To Use NPDES and/or Other General Permits

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

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

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

List of NPDES and/or other General Permit Type

PAG-1	General Permit For Discharges From Stripper Oil Well Facilities
PAG-2	General Permit For Discharges of Stormwater From Construction Activities
PAG-3	General Permit For Discharges of Stormwater From Industrial Activities
PAG-4	General Permit For Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit For Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit For Wet Weather Overflow Discharges From Combined Sewer Systems
PAG-7	General Permit For Beneficial Use of Exceptional Quality Sewage Sludge By Land Application
PAG-8	General Permit For Beneficial Use of Non-Exceptional Quality Sewage Sludge By Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site

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

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 Name
and Address*

*Receiving Stream
or Body of Water*

*Contact Office and
Telephone No.*

Erie County
Harborcreek Township

PAR10K115

Walten Woods, A
Partnership
521 Seminole Drive
Erie, PA 16505

Unnamed
Tributary to
Lake Erie

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

East Bradford
Township
Chester County

PAR10-G285

John A. Drury
20 Hagerty Blvd.
West Chester, PA 19382

Plum Run

Chester County
Conservation District
601 Westtown Road,
Suite 240
P. O. Box 2747
West Chester, PA
19380-0990

New London Township
Chester County

PAR10-G294

B. K. Campbell
402 Bayard Rd., Suite 100
Kennett Square, PA 19348

W. Branch of
White Clay

Chester County
Conservation District
601 Westtown Road,
Suite 240
P. O. Box 2747
West Chester, PA
19380-0990

Highland Township
and West Fallowfield
Township

PAR10-G290

Octorara Area School
District
228 Highland Road
Atglen, PA 19310

Glen Run

Chester County
Conservation District
601 Westtown Road,
Suite 240
P. O. Box 2747
West Chester, PA
19380-0990

East Caln Township

PAR10-G291

Simpson House
2101 Belmont Avenue
Philadelphia, PA 19131

Unnamed
Tributary to the
East Branch of
Brandywine

Chester County
Conservation District
601 Westtown Road,
Suite 240
P. O. Box 2747
West Chester, PA
19380-0990

West Goshen Township

PAR10-G256

William E. Freas
211 Carter Drive
West Chester, PA 19382

Goose Creek

Chester County
Conservation District
601 Westtown Road,
Suite 240
P. O. Box 2747
West Chester, PA
19380-0990

Amity Township
Berks County

PAR-10-C235

Bertagna Recreation Area
Township of Amity
2004 Weavertown Road
Douglassville, PA 19518

Monocacy Creek

Berks County CD
P. O. Box 520
1238 County Welfare
Rd.
Leesport, PA 19533
(610) 372-4657

Hummelstown
Borough
Dauphin County

PAR-10-I149

Handwerk Contractors, Inc.
P. O. Box 326
Hummelstown, PA 17036

Swatara Creek

Dauphin County CD
1451 Peters Mountain
Rd.
Dauphin, PA 17018
(717) 921-8100

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Lower Paxton Township Dauphin County	PAR-10-I164	Chateau Woods, Inc. 8150 Derry Street Harrisburg, PA 17111	Paxton Creek	Dauphin County CD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Susquehanna Township Dauphin County	PAR-10-I174	Vartan Enterprises 3601 Vartan Way Harrisburg, PA 17110	Paxton Creek	Dauphin County CD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Southampton Township Franklin County	PAR-10-M162	Briary Ridge 511 Schoolhouse Lane Shippensburg, PA 17257	UNT Middle Spring Creek	Franklin County CD 550 Cleveland Ave. Chambersburg, PA 17201 (717) 264-8074
Lackawanna County Olyphant Borough	PAR10N069	Robert Mericle 600 Baltimore Dr. Wilkes-Barre, PA 18702	Sterry Cr.	Lackawanna CD (717) 281-9495
Lehigh County Hanover Township	PAR10Q106	Penn DOT Stephen MacLean 1713 Lehigh St. Allentown, PA 18103	Lehigh River	Lehigh CD (610) 391-9583
Luzerne County Hazle Township	PAR10R162	Mericle Properties 600 Baltimore Dr. Wilkes-Barre, PA 18702	Tom Hicken Cr.	Luzerne CD (717) 674-7991
Luzerne County Hanover Township	PAR10R161	Mericle Properties 600 Baltimore Dr. Wilkes-Barre, PA 18702	Warrior Cr.	Luzerne CD (717) 674-7991
Northampton County Bethlehem Township	PAR10U067-R	Bethlehem Township 4225 Easton Ave. Bethlehem, PA 18020-1496	Nancy Run	Northampton CD (610) 746-1971
Northampton County Bethlehem Township	PAR10U099	Lehigh Valley Ind. Park, Inc. 100 Brodhead Rd. Suite 160 Bethlehem, PA 18017	Nancy Run/ UNT Lehigh River	Northampton CD (610) 746-1971
Northampton County Williams Township	PAR10U097	Chrin Brothers, Inc. 635 Industrial Dr. Easton, PA 18042	Lehigh River	Northampton CD (610) 746-1971
<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>
Luzerne County Wilkes-Barre Township and Hanover Township	PAR602209	Allan Industries, Inc. P. O. Box 999 Wilkes-Barre, PA 18703	No Local Stream; Runs into abandoned mines under I-81N	Northeast Region Water Management 2 Public Square Wilkes-Barre, PA 18711-0790 (717) 826-2553
Freehold Township Warren County	PAR228328	Briggs Transport, Inc. R. R. 1 Bear Lake, PA 16402	Unnamed Tributary to the Little Brokenstraw Creek	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942

NOTICES

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*General Permit Type—PAG-4**Facility Location
County and
Municipality**Permit No.**Applicant Name
and Address**Receiving Stream
or Body of Water**Contact Office and
Telephone No.*

Berks County Manheim Township	PAG043604	Daniel F. McGuire 52 Hunter Forge Road Barto, PA 19504	NW Branch Perkiomen Creek	Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Bedford County	PAG043598	John W. Sprung R. D. 2, Box 435A Greensburg, PA 15601	UNT to Milligan Run	Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Clinton County Colebrook Township	PAG045026	William C. Smith R. D. 2, Box 187 Lock Haven, PA 17745	UNT to West Branch Susquehanna River	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Sugar Grove Township Warren County	PAG048544	Charles and Amy Burton R. R. 2, Box 61C Sugar Grove, PA 16350	Tributary of Stillwater Creek	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942
Vernon Township Crawford County	PAG048545	Robert K. and Nancy J. Maxwell 12942 Route 98 Meadville, PA 16335	Unnamed Tributary to Van Horne Creek	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942
North Shenango Township Crawford Creek	PAG048547	Terry Rager 1312 Louise St. Homestead, PA 15120	Tributary Bennett Run	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942

*General Permit Type—PAG-8**Facility Location
County and
Municipality**Permit No.**Applicant Name
and Address**Receiving Stream
or Body of Water**Contact Office and
Telephone No.*

East Cocalico Township Lancaster County	PAG-08-3521	Adamstown Borough Authority of Lancaster County WWTP 235 East Swartville Road Adamstown, PA 19501		Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110-8200
Cumberland Township Adams County	PAG-08-3523	Cumberland Township Authority North WWTP 1270 B Fairfield Road Gettysburg, PA 17325		Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110-8200
Cumberland Township Adams County	PAG-08-3524	Cumberland Township Authority South WWTP 1270 B Fairfield Road Gettysburg, PA 17325		Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110-8200
Conewago Township York County	PAG-08-3525	Dover Township WWTP 2480 West Canal Road Dover, PA 17315		Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110-8200
Middletown Borough Dauphin County	PAG-08-3526	Borough of Middletown WWTP 60 West Emaus Street Middletown, PA 17057		Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110-8200

**SEWAGE FACILITIES ACT
PLAN APPROVAL**

Plan Revision Approval granted October 19, 1998, 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 17110-8200.

William Dietzel Subdivision, Single Family Residence, East Providence Township, **Bedford County**.

The approved plan revision provided for approval of a revision to the Official Plan of East Providence Township, Bedford County. Project involves construction of a small flow treatment facility to serve one proposed residential dwelling with sewage flows of 400 gallons per day. Located 6/10 mile from the intersection of TR 438 and TR 495, along the east side of TR 495. Treated effluent is to be discharged into an unnamed tributary into French Run, which is listed as a Warm Water Fisheries under Chapter 93. Any required NPDES Permits or Water Management Permits must be obtained in the name of the owner.

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

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

Twin Boroughs Sanitary Authority, Juniata County, P. O. Box 118, Mifflin, PA 17059.

The approved plan provides for expansion and upgrade of the existing Twin Boroughs Sanitary Authority STP from .58 mgd to a .9 mgd flow capacity. The expanded regional STP, consisting of an SBR system will provide treatment capacity for Mifflin and Mifflintown Boroughs as well as Milford, Fermanagh and Walker Townships. 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.

Walker Township, Juniata County, R. D. 1, Box 201-Z, Thompsontown, PA 17094.

Approved plan provides for conveyance of sewage, previously approved for collection in the Village of Mexico, to an upgraded and expanded Twin Boroughs Sanitary Authority STP located in Mifflin Borough. This alternative replaces a previous one calling for construction of a local STP approved by the Department in September of 1997. 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.

SAFE DRINKING WATER

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

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

Permit No. 5498502. Public water supply. **Hegins Township Authority**, 915 West Maple Street, Valley

View, PA 17983. This proposal involves the addition of a new source, Well No. 5, and associated raw water transmission line. Well No. 5 is drilled to intercept an existing, permitted, free flowing spring. *Construction Permit issued: September 29, 1998.*

Regional Office: Northcentral Field Operations, Environmental Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701.

Emergency Permit. The Department issued an operating permit to **Penns Creek Municipal Authority**, P. O. Box 148, Penns Creek, PA 17862; for authorization of temporary operation of the recently drilled Well No. 3 (previously known as Site No. 3).

**LAND RECYCLING AND
ENVIRONMENTAL REMEDIATION**

Under Act 2, 1995

Preamble 4

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908) and Chapter 250 Administration of Land Recycling Program

Provisions of Chapter 250.8 Administration of Land Recycling Program requires the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the Act 2 (Land Recycling and Environmental Remediation Standards Act) remediation standards. Plans and reports required by provisions of Act 2 for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of reuse of the property, and in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. A cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. 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. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the Environmental Cleanup Program in the Department's Regional Office under which the notice of the plan or 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 acted upon the following plans and reports:

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

Jomax Property, City of York, **York County**. The Redevelopment Authority of the City of York, One Market Way West, York, PA 17401 submitted a baseline environmental report concerning the remediation of site soils contaminated with heavy metals and groundwater contaminated with solvents. The site is being remediated as a Special Industrial Area. The baseline environmental report was approved by the Department October 2, 1998.

Conrad's Delicatessen, City of York, **York County**. GeoServices, Ltd., 1525 Cedar Cliff Drive, Camp Hill, PA 17011 submitted a work plan concerning the remediation of site soils and groundwater contaminated with BTEX, PHCs and PAHs. The site is being remediated as a Special Industrial Area. The work plan was approved by the Department October 16, 1998.

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

Antaloski and Hauser Properties, Borough of Frackville, **Schuylkill County**. Brian Evans, Environmental Scientist, Hydrocon Services, Inc., 2945 South Pike Avenue, Allentown, PA 18103 submitted a Final Report (on behalf of his client, Hawranick Plumbing, 61 North 5th Street, Frackville, PA 17931) concerning the remediation of site soils found contaminated with BTEX (benzene, toluene, ethylbenzene and xylene) compounds and polycyclic aromatic hydrocarbons. The report demonstrated attainment of the Statewide human health standard and was approved by the Department on October 16, 1998.

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

GPU Energy, Parcel A., Grain Elevator Site, North of Holland Street, **Erie County**, City of Erie has submitted a Remedial Investigation Report, Risk Assessment Report and the Final Report concerning the remediation of site soils contaminated with heavy metals. These reports were approved by the Department on October 16, 1998.

Pine Instrument Company (Former Cooper Energy Services Steel Service Center), 109 Madison Avenue, Grove City, PA 16127), **Mercer County**, Borough of Grove City, has submitted a Final Report concerning the remediation of soil contaminated with PAHs. The report was approved by the Department on October 21, 1998.

RESIDUAL WASTE PROCESSING FACILITIES

Permit modification issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and the residual waste regulations for a general permit to operate residual waste processing facilities.

Central Office: Division of Municipal and Residual Waste, 14th Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101-2301.

General Permit No. WMGR053. Private Recycling Services, Inc., R. D. 2, Box 250A-1, Cochranon, PA 16314. A permit modification has been issued for the processing of off-specification or out-of-date consumer

commodity-type materials in recyclable containers prior to beneficial use of the container materials. The requested revision allows the processing of empty plastic motor oil containers. The modification was issued by the Central Office on October 22, 1998.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit ID No. 101421. Shade Landfill, Inc., 1176 No. 1 Road, Cairnbrook, PA 15924. Operation of a municipal waste landfill in Shade Township, **Somerset County**. Major permit modification for miscellaneous design changes not affecting capacity or volume, alternative protective cover and alternate leachate detection zone pipe spacing issued in the Regional Office on October 23, 1998.

AIR QUALITY

OPERATING PERMITS

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

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

23-302-132: Degussa Corp. (1200 West Front Street, Chester, PA 19013) issued for operation of a boiler (S28) in City of Chester, **Delaware County**.

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

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

46-0035: SmithKline Beecham Pharm., Inc. (709 Swedeland Road, King of Prussia, PA 19406) issued October 20, 1998, for Facility VOCs/Nox RACT in Upper Merion Township, **Montgomery County**.

09-0009: Webcraft Technologies, Inc. (4371 County Line Road, Chalfont, PA 18914) amended October 15, 1998, for Facility Major VOC Synthetic NOx in **Bucks County**.

46-0079: Naval Air Station Joint Reserve Base (Route 611, Horsham, PA 19044) issued October 21, 1998, for Facility VOC/NOx RACT in Horsham Township, **Montgomery 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.

15-0078: Centocor, Inc. (200 Great Valley Parkway, Malvern, PA 19355) issued October 21, 1998, for operation of an emergency electric generator in East Whiteland Township, **Chester County**.

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

06-3102: City of Reading (815 Washington Street, Reading, PA 19601) issued October 20, 1998, for modification of the wastewater treatment plant controlled by three packed bed scrubbers in Reading, **Berks 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.

09-0050: Better Materials Corp. (Swamp Road and 2nd Street Pike, Penns Park, PA 18943) issued October 21, 1998, for operation of a stone crushing plant in Wrightstown Township, **Bucks County**.

46-313-091A: Rhone-Poulenc Rorer Pharm., Inc. (500 Arcola Road, Collegeville, PA 19426) issued October 23, 1998, for 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 October 23, 1998, for operation of a centrifuge and reactor exhausts in Upper Merion Township, **Montgomery County**.

46-308-018: Hale Products, Inc. (700 Spring Mill Avenue, Conshohocken, PA 19428) issued October 26, 1998, for operation of a nonferrous induction furnace in Conshohocken Borough, **Montgomery County**.

15-303-012A: Great Valley Materials, Inc. (4045 State Road, Devault, PA 19432) issued October 27, 1998, for operation of a drum mix asphalt plant in Charlestown Township, **Chester County**.

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

67-306-006A: P. H. Glatfelter Co. (228 South Main Street, Spring Grove, PA 17362) issued October 22, 1998, to authorize temporary operation of the circulating fluidized bed boiler controlled by electrostatic precipitator, under this Plan Approval until February 18, 1999, at Spring Grove Mill, in Spring Grove Borough, **York County**.

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

37-291A: LaFarge Corp. (510 West Main Street, Canfield, OH 44406) issued September 30, 1998, for slag processing in Pulaski Township, **Lawrence County**.

MINING

APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and

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

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

Coal Applications Issued

32970102. Transfer from Derry International, Ltd. to M. B. Energy, Inc. (P. O. Box 1319, Indiana, PA 15701-1319), commencement, operation and restoration of a bituminous strip mine in Blacklick Township, **Indiana County**, affecting 167.5 acres, receiving stream unnamed tributaries to Muddy Run; unnamed tributaries to Blacklick Creek. Application received August 17, 1998. Permit issued October 20, 1998.

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

63980102. Robinson Coal Company (200 Neville Road, Neville Island, PA 15225). Permit issued for commencement, operation and reclamation of a bituminous surface mine located in Robinson Township, **Washington County**, affecting 55.0 acres. Receiving streams: unnamed tributaries to the North Branch of Robinson Run, Robinson Run to the Ohio River. Application received: April 16, 1998. Permit issued: October 21, 1998.

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

633841304. Vesta Mining Co. (P. O. Box 409, Fredricktown, PA 15333), to renew the permit for the Vesta Mine in North Bethlehem Township, **Washington County**, no additional discharges. Permit issued October 8, 1998.

11981701. Eastern Associated Coal Corp. (P. O. Box 1233, Charleston, WV 25324), to operate the Colver IW in Blacklick Township, **Cambria County**, receiving stream: Elk Creek. Permit issued October 22, 1998.

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

40840203R3. Rossi Excavating Company (9 West 15th Street, Hazleton, PA 18201), renewal of an existing anthracite surface mine and coal refuse reprocessing operation in Hazle Township, **Luzerne County** affecting 101.0 acres, receiving stream: none. Renewal issued October 20, 1998.

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

Noncoal Permits Issued

7273SM8C2. Huss Contracting Company (P. O. Box 549, Tamaqua, PA 18250), renewal of NPDES Permit No. PA0613185 in West Penn Township, **Schuylkill County**, receiving stream: Unnamed tributary to Lizard Creek. Renewal issued October 19, 1998.

5777SM4C. Barletta Materials & Construction, Inc. (P. O. Box 10, Hazleton, PA 18201-0010), renewal of NPDES Permit No. PA0034690 in Nescopeck Township,

Luzerne County, receiving stream: unnamed tributary to Susquehanna River. Renewal issued October 19, 1998.

8173SM1C2. Milestone Materials, Inc. (1900 Sullivan Trail, P. O. Box 231, Easton, PA 18044-0231), renewal of NPDES Permit No. PA0594148 in East Caln Township, **Chester County**, receiving stream: East Branch Brandywine Creek. Renewal issued October 20, 1998.

4873SM6C. Global Stone PenRoc, Inc. (P. O. Box 1967, York, PA 17405-1967), renewal of NPDES Permit No. PA0009695 in West Manchester Township, **York County**, receiving stream: Codorus Creek. Renewal issued October 21, 1998.

7775SM5C. Allentown Cement Company, Inc. (P. O. Box 619, Blandon, PA 19510-0619), renewal of NPDES Permit No. PA0594954 in Oley Township, **Berks County**, receiving stream: Limekiln Creek. Renewal issued October 22, 1998.

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

Small Noncoal (Industrial Minerals) Permits Issued

65912601. Suburban Construction & Supply, Inc. (R. D. 2, Box 149A, Export, PA 15632). Permit revised to add 1.4 acres of mining and support area, including mining activities within 100 feet of S. R. 0286, and to add Special Condition No. 8 regarding the Consent Assessment payment agreement dated September 12, 1998, at a small noncoal surface mining site located in Murrysville Borough, **Westmoreland County**, now affecting 6.9 acres. Receiving streams: tributary to Pucketa Creek to the Allegheny River. Application received: August 7, 1998. Revision issued: October 26, 1998.

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

58980837. William W. Fiske (211 Prospect Street, Susquehanna, PA 18847), commencement, operation and restoration of a bluestone quarry operation in Oakland Borough, **Susquehanna County** affecting 1.0 acre, receiving stream: none. Permit issued October 22, 1998.

Knox District Office, P. O. Box 669, Knox, PA 16232.
Small Noncoal (Industrial Minerals) Permits Returned

62980801. Raymond C. Shields (Box 2045A, Russell, PA 16345) Commencement, operation and restoration of a small noncoal (industrial minerals) sand and gravel operation in Pine Grove Township, **Warren County** affecting 4.0 acres. Receiving streams: None. Application received: March 20, 1998. Permit Returned October 20, 1998.

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 Envi-

ronmental 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 the written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

E67-621. Encroachment. **Shawn Campbell**, 15 Old Mill Inn Road, York, PA 17404. To construct and maintain an underground small flow wastewater treatment plant with a 4-inch diameter outfall in the floodway of the Little Conewago Creek located northeast of the intersection of Susquehanna Trail and Old Mill Inn Road (Dover, PA Quadrangle N: 8.6 inches; W: 2.3 inches) in Manchester Township, **York County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E67-631. Encroachment. **Codorus and Manheim Townships**, Daniel Baugher, R. D. 2, Box 2650, Brodbeck's, PA 17329. To remove an existing structure and to construct and maintain a 20-foot wide box culvert having an underclearance of 3 feet, 6 inches on the Codorus Creek at Pentland Road (T-370) located west of Hill Climb Road (Seven Valleys, PA Quadrangle N: 9.0 inches; W: 15.5 inches) in Codorus and Manheim Townships, **York County**. This permit also includes 401 Water Quality Certification.

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

E13-093A. Encroachment. **Lehighon Water Authority**, Municipal Building, P. O. Box 29, Lehighon, PA 18235. To amend Permit No. E13-093 to include the installation and maintenance of two 12-foot × 18-foot raw water intake structures and associated 12-inch diameter concrete encased D. I. pipes within the bed of the Lehigh River. The project is located immediately east of the Packerton railroad yards approximately 0.2 mile east of S. R. 0209 and S. R. 3006 (Lehighon, PA Quadrangle N: 18.1 inches; W: 11.7 inches) in Mahoning and Franklin Townships, **Carbon County**.

E48-272. Encroachment. **Bethlehem Steel Corporation**, 4th and Emery Streets, Bethlehem, PA 18016-7599. To remove an approximate 275 c. y. tar and sediment deposit from the Lehigh River below Bethlehem Steel Corporation's Outfall No. 015. The project is located at the confluence of the Lehigh River and Saucon Creek,

approximately 0.15 mile upstream of the S. R. 3005 bridge (Hellertown, PA Quadrangle N: 21.8 inches; W: 11.9 inches) in the City of Bethlehem, **Northampton County**.

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

E02-1224. Encroachment. **Girty's Run Joint Sewer Authority**, Room 110, McKre Building, 1097 North Avenue, Pittsburgh, PA 15209. To remove the existing structure and to construct and maintain a wet weather equalization tank and a blower (operations) building on the left bank and in the floodplain of Girty's Run (WWF). The project is located on the west side of Evergreen Road, just west from the intersection of Evergreen Road and Wible Run Road (Pittsburgh East, PA Quadrangle N: 22.4 inches; W: 14.5 inches) in Shaler Township, **Allegheny County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E02-1225. Encroachment. **Girty's Run Joint Sewer Authority**, Room 110, McKre Building, 1097 North Avenue, Pittsburgh, PA 15209. To remove the existing structure and to construct and maintain a wet weather equalization tank, blower (operations) building and a 12-inch diameter outfall structure on the left bank and in the floodplain of Girty's Run (WWF). The project is located on the north side of Babcock Boulevard, approximately 700 feet upstream from the intersection of Babcock Boulevard, Evergreen Road and Thompson Run Road (Glenshaw, PA Quadrangle N: 2.1 inches; W: 16.9 inches) in Ross Township, **Allegheny County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E02-1246. Encroachment. **Jeff and Joan Hrynda**, 1507 Saw Mill Run Blvd., Pittsburgh, PA 15210. To construct and maintain a two story garage in the floodway along the left bank side of Saw Mill Run (WWF). The project is located at the corner of Goff Street and Fawn Street (Pittsburgh East, PA Quadrangle N: 4.5 inches; W: 17.3 inches) in the City of Pittsburgh, **Allegheny County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E63-460. Encroachment. **Pennsylvania Turnpike Commission**, P. O. Box 67676, Harrisburg, PA 17106-7676. To construct and maintain a dual 2,300 to 3,000 linear foot multi-span structure over Mingo Creek (HQ-TSF) and Froman Run (TSF), to construct and maintain a 7' x 10' box culvert 560 feet long in Dry Run (WWF), to construct and maintain two temporary stream diversions 510 feet long on Dry Run and to place and maintain fill in 0.29 acre of wetlands (PEM) with 0.03 acre of temporary wetland impacts. The work is being done in conjunction with the Mon/Fayette Expressway (S. R. 0043), construction Section 52G consisting of a four lane limited access, divided toll highway. This construction section starts at Dry Run Road (S. R. 0136) and ends South of Courtney Run Road (S. R. 1065) (Project starts at Monongahela, PA Quadrangle N: 13.1 inches; W: 15.8 inches and ends at Monongahela, PA Quadrangle N: 18.0 inches; W: 15.4 inches) in Carroll, Union and Nottingham Townships in **Washington County**. The wetland replacements were approved under PA DEP Permit No. E02-1132.

E65-705. Encroachment. **R.W.S. Development Company, Inc.**, R. R. 1, Box 61, Rillton, PA 15678. To place and maintain fill in 0.52 acre of wetlands (PEM) and to

place and maintain fill in an unnamed tributary to Long Run (HQ-TSF) for the purpose of constructing a residential development. The permittee will construct 0.52 acre of wetlands off-site. The project is located along the south side of S. R. 3055 at its intersection with S. R. 3022 (Irwin, PA Quadrangle N: 14.0 inches; W: 16.6 inches) in North Huntingdon Township, **Westmoreland County**.

E65-709. Encroachment. **Elsie H. McAdoo**, 1213 Denbigh Lane, Radnor, PA 19087. To operate and maintain five 36-inch cnp culverts in an unnamed tributary to Tubmill Creek constructed under the Department's Emergency Permit No. EP6598201. The project is located off of S. R. 1007, approximately 0.75 mile south of its intersection with S. R. 0711 (Rachelwood, PA Quadrangle N: 18.25 inches; W: 12.6 inches) in St. Clair Township, **Westmoreland 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.

E16-106. Encroachment. **Stephen R. and Denise W. Johnson**, R. R. 1, Box 24, Fryburg, PA 16326. To install and maintain a sewer line across a tributary to McCauley Run approximately 1,000 feet southeast of the intersection of Hemlock Road and Gowry Road at the Village of McCauley as part of modification/repair of an existing private residence sewage system (Fryburg, PA Quadrangle N: 20.75 inches; W: 8.25 inches) located in Washington Township, **Clarion County**.

E20-458. Encroachment. **Hamilton Wentworth Limited**, Hungry Hollow Road, Great Valley, NY 17441. To impact 0.15 acre of isolated wetland for construction of a commercial development east of the Meadville Wal-Mart store along the north side of S. R. 0322 approximately 0.5 mile west of S. R. 0098 (Geneva, PA Quadrangle N: 22.25 inches; W: 11.75 inches) located in Vernon Township, **Crawford County**. Project includes contribution to the Pennsylvania Wetland Replacement Fund for replacement of 0.15 acre of wetland.

E20-459. Encroachment. **PA Department of Transportation, District 1-0**, 1140 Liberty Street, Franklin, PA 16323. To remove the existing bridge and to construct and maintain a prestressed concrete box beam bridge having a normal span of 77 feet and an underclearance of 10 feet on a 50 degree skew across Little Sugar Creek on SR 2022, Segment 0030, Offset 0000 approximately 900 feet north of S. R. 0173 (Cochranon, PA Quadrangle N: 4.1 inches; W: 6.8 inches) located in Cochranon Borough, **Crawford County**.

E25-571. Encroachment. **General Partitions Corporation**, 1702 Peninsula Drive, Erie, PA 16505. To fill 0.112 acre of a wetland area for the expansion of a parking lot associated with the existing General Partitions industrial facility located at 1702 Peninsula Drive approximately 0.5 mile south of S. R. 0005 (Swanville, PA Quadrangle N: 17.8 inches; W: 2.4 inches) located in Millcreek Township, **Erie County**. Project includes contribution to the Pennsylvania Wetland Replacement Fund for replacement of 0.112 acre of wetland.

ENVIRONMENTAL ASSESSMENT

Environmental Assessment Approvals and Actions on 401 Certification.

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

EA44-002C0. Environmental Assessment. **Board of Supervisors of Derry Township** (P. O. Box M, Yeagertown, PA 17099). To breach and remove a jurisdictional dam across Kishacoquillas Creek (TSF) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 2,500 feet south-east of the intersection of Logan Boulevard and Derry Street (Burnham, PA Quadrangle N: 3.3 inches; W: 11.0 inches) in Derry Township, **Mifflin County**.

EA63-001C0. Environmental Assessment. **Rodger L. Rainey**, 347 Rainey Road, Eighty Four, PA 15330-1900. To construct and maintain a nonjurisdictional dam across a tributary to South Branch Pigeon Creek (WWF) to supply water for livestock. The proposed dam will be located approximately 2,200 feet southeast of the intersection of Rainey Road and T-760 (Hackett, PA Quadrangle N: 3.45 inches; W: 14.70 inches) in Somerset Township, **Washington County**.

SPECIAL NOTICES

Submission Date Extension

Calendar Year 1997 Applications for Municipal Recycling Program Performance Grant Applications

Under Act 101, § 904

The Municipal Waste Planning, Recycling and Waste Reduction Act of 1988

The Department of Environmental Protection (Department) announces an extension to the deadline for calendar year 1997 Recycling Program Performance Grant applications from municipalities for grant assistance under the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. § 904) (Act 101).

The deadline for submission of calendar year 1997 applications has been extended to 3 p.m., November 30, 1998. Applications must be on forms provided by the Department. Applications received by the Department after that date will not be considered. All grant awards are predicated on the receipt of recycling fees required by sections 701 and 702 of Act 101, and the availability of monies in the Recycling Fund.

Grant applications and inquiries concerning this notice should be directed to Todd Pejack, Recycling and Markets Section, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Rachel Carson State Office Building, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7382.

[Pa.B. Doc. No. 98-1841. Filed for public inspection November 6, 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 "July 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 Joe Sieber at (717) 783-8727.

Draft Technical Guidance

DEP ID: 391-2000-024 Title: Field Data Collection and Evaluation Protocol for Deriving Daily and Hourly Discharge Coefficients of Variation (CV) and Other Discharge Characteristics Description: This guidance document presents recommended data collection and analysis procedures that can be used to determine two different discharge CV's (Hourly and Daily) and the average monthly effluent concentration for each parameter of concern. The discharge CV's and the average monthly effluent concentrations derived from these data become data inputs in the Department's computer application PENTOXSD. Anticipated Effective Date: January 7, 1999 Deadline for Submittal of Comments: December 7, 1998 Contact: Clarence Yingling at (717) 787-9637.

Draft Technical Guidance—Substantive Revision

DEP ID: 274-0300-002 Title: Source Testing Manual Description: This guidance will improve the VOC program and correct reporting/testing inconsistencies and improve quality assurance (QA) procedures for related reference methods. Anticipated Effective Date: January 1, 1999. Deadline for Submittal of Comments: December 7, 1998. Contact: Rick Szekeres at (717) 772-3938.

Final Technical Guidance

DEP ID: 562-3900-402 Title: Citizen's Requests: Receiving, Tracking, Investigating, Appealing and Filing Description: Describes how the Bureaus of District Mining Operations and Mining and Reclamation will process, investigate, track and file citizens' requests. Effective Date: November 30, 1998 Contact: Joe Meehan at (717) 783-9388.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-1842. Filed for public inspection November 6, 1998, 9:00 a.m.]

Nitrogen Oxides (NOx) Allowance Program

Proposed Revisions to Title V / State Only Operating Permits to include Conditions Relating to NOx Allowance Requirements in 25 Pa. Code §§ 123.101—123.120

The Department of Environmental Protection (Department) intends to issue new or revise existing Title V/State Only Operating Permits to include provisions of 25 Pa. Code §§ 123.101—123.120 (relating to NOx allowance requirements). These regulations establish a NOx budget

and a NOx allowance trading program for NOx affected sources for the purpose of achieving the health-based ozone ambient air quality standard. A NOx affected source is defined as a fossil fuel fired indirect heat exchange combustion unit with a maximum rated heat input capacity of 250 MMBtu/hour or more and all fossil fuel fired electric generating facilities rated at 15 megawatts or greater or any other source that voluntarily opts to become a NOx affected source.

The new or revised TitleV/State only operating permits will require the owner or operator of each NOx affected source to hold a quantity of NOx allowances meeting the requirements of 25 Pa. Code §§ 123.110(a) by December 31, of each calendar year. One NOx Allowance is the limited authorization to emit one ton of NOx during the NOx Allowance Control Period, which begins May 1 of each year and ends September 30 of the same year. The NOx allowances held in the source's current year NOx Allowance Tracking System (NATS) account must be equal to or greater than the total NOx emitted from the source during the year's NOx allowance control period. The initial NOx allowance control period begins on May 1, 1999.

The new or revised TitleV/State only operating permits will also include emission monitoring, reporting and

recordkeeping requirements for each NOx affected source. NOx emissions from each NOx affected source shall be monitored in accordance with 25 Pa. Code § 123.108 and the procedures contained in the document titled "Guidance for Implementation of Emission Monitoring Requirements for the NOx Budget Program."

Persons wishing to file protests or comments on the proposed Title V/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 permits. Any comments or protests filed at the above address must include a concise statement of the objections to the issuance of the 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* and a newspaper of general circulation, where the facility is located, at least 30 days prior to the date of the hearing.

Copies of the proposed permits and other relevant information are available for review at the address given below.

Bureau of Air Quality, Division of Permits, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325.

01-5005: Metropolitan Edison Company (P. O. Box 16001, Reading, PA 19640) located in South Middletown Township, Adams County

NOx affected Source(s):

G.E. N Frame Turbine #1	Point ID.:031	Allowance: 17
G.E. N Frame Turbine #2	Point ID.:032	Allowance: 6
G.E. N Frame Turbine #3	Point ID.:033	Allowance: 14

01-5004: Metropolitan Edison Hamilton (P. O. Box 16001, Reading, PA 19640) located in Hamilton Township, Adams County

NOx affected Source(s):	Point ID.:031	Allowance: 4
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01-5006: Metropolitan Edison Ortanna (P. O. Box 16001, Reading, PA 19640) located in Highland Township, Adams County

NOx affected Source(s):	Point ID.:031	Allowance: 3
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02-0054: Duquesne Light Company, Cheswick (411 Seventh Avenue, Box 1930, Pittsburgh, PA 15230) located in Springdale Borough, Allegheny County

NOx affected Source(s):

Boiler	Point ID.:001	Allowance: 2114
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03-0027: GPU Generation Inc.—Keystone (1001 Broad St., Johnstown, PA 15907) located in Plumcreek Township, Armstrong County

NOx affected Source(s):

Boiler No. 1	Point ID.:031	Allowance: 4342
Boiler No. 2	Point ID.:032	Allowance: 3446

03-0023: West Penn Power Co. (800 Cabin Hill Dr., Greensburg, PA 15601) located in Washington Township, Armstrong County

NOx affected Source(s):

Foster Wheeler	Point ID.:031	Allowance: 1140
Foster Wheeler	Point ID.:032	Allowance: 1066

04-0446: AES Beaver Valley Partners, Inc. (394 Frankfort Road, Monaca, PA 15061) located in Potter Twp., Beaver County

NOx affected Source(s):

Babcock and Wilcox	Point ID.:032	Allowance: 302
Babcock and Wilcox	Point ID.:033	Allowance: 247
Babcock and Wilcox	Point ID.:034	Allowance: 286
Babcock and Wilcox	Point ID.:035	Allowance: 154

04-0235: Penn Power Co.—Bruce Mansfield (P. O. Box 128, Shippensburg, PA 15077) located in Shippingport Borough, Beaver County

NOx affected Source(s):		
Boiler Unit 1	Point ID.:031	Allowance: 2993
Foster Wheeler Unit No. 2	Point ID.:032	Allowance: 3866
Foster Wheeler Unit 3	Point ID.:033	Allowance: 3504
04-0044: Zinc Corporation Of America (300 Frankfort Road, Monaca, PA 15061) located in Potter Twp., Beaver County		
NOx affected Source(s):		
Coal Boiler 1	Point ID.:034	Allowance: 241
Coal Boiler 2	Point ID.:035	Allowance: 204
06-1024: Metropolitan Edison Co.—Titus (P. O. Box 16001, Reading, PA 19640) located in Cumru Township, Berks County		
NOx affected Source(s):		
Unit 1	Point ID.:031	Allowance: 202
Unit 2	Point ID.:032	Allowance: 186
Unit 3	Point ID.:033	Allowance: 201
No. 4 Combustion Turbine	Point ID.:034	Allowance: 2
No. 5 Combustion Turbine	Point ID.:035	Allowance: 2
07-2006: GPU Generation Inc.—Williamsburg (1001 Broad St., Johnstown, PA 15907) located in Woodbury Township, Blair County		
NOx affected Source(s):		
No. 11 Boiler—Rily	Point ID.:031	Allowance: 38
TVOP-09-0016: PECO Energy—Croyden (955 River Road, Bristol, PA 19020) located in Croydon, Bucks County		
NOx affected Source(s):		
Croyden—Turbine #11	Point ID.:031	Allowance: 11
Croyden—Turbine #12	Point ID.:032	Allowance: 7
Croyden—Turbine #21	Point ID.:033	Allowance: 44
Croyden—Turbine #22	Point ID.:034	Allowance: 20
Croyden—Turbine #31	Point ID.:035	Allowance: 11
Croyden—Turbine #32	Point ID.:036	Allowance: 14
Croyden—Turbine #41	Point ID.:037	Allowance: 8
Croyden—Turbine #42	Point ID.:038	Allowance: 38
TVOP-09-0017: PECO Energy—Falls (3901 N. Delaware Ave., Philadelphia, PA 19137) located in Falls Township, Bucks County		
NOx affected Source(s):		
Unit 1	Point ID.:	Allowance: 7
Unit 3	Point ID.:	Allowance: 6
Unit 2	Point ID.:	Allowance: 7
OP-09-006: United States Steel Corp., The (Pennsylvania Ave., Fairless Hills, PA 19030) located in Falls Township, Bucks County		
NOx affected Source(s):		
Power House Boiler No. 3	Point ID.:043	Allowance: 63
Power House Boiler No. 4	Point ID.:044	Allowance: 14
Power House Boiler No. 5	Point ID.:045	Allowance: 73
Power House Boiler No. 6	Point ID.:046	Allowance: 84
11-0332: Cambria CoGen Company (7201 Hamilton Blvd., Allentown, PA 18195) located in Cambria, Cambria County		
NOx affected Source(s):		
A Boiler	Point ID.:031	Allowance: 200
B Boiler	Point ID.:032	Allowance: 212
11-0318: Ebsenburg Power Company (20 S Van Buren Ave, Barberton, OH 44203-0351) located in Cambria, Cambria County		
NOx affected Source(s):		
CFB Boiler	Point ID.:	Allowance: 206
11-0378: Inter-Power/Ahlcon Partners, Inc.(Colver Power Project) (2591 Wexford-Bayne Road, Sweickley, PA 15143) located in Cambria and Bar Townships, Cambria County		
NOx affected Source(s):		
Cogeneration	Point ID.:	Allowance: 411
13-0003: Panther Creek Energy Facility (R. R. 1 Box 25, Nesquehoning, PA 18240) located in Nesquehoning Borough, Carbon County		
NOx affected Source(s):		
Boiler 2	Point ID.:	Allowance: 117
Boiler 1	Point ID.:	Allowance: 119

OP-15-0019: PECO Energy—Cromby (2301 Market St., Philadelphia, PA 19101) located in East Pikeland Township, Chester County

NOx affected Source(s):

Boiler No 1	Point ID.:031	Allowance: 247
Boiler No 2	Point ID.:032	Allowance: 187

16-0127: Piney Creek Project (2521 3rd Street, S803, Williamsport, PA 17701) located in Piney Township, Clarion County

NOx affected Source(s):

CFB Boiler	Point ID.:	Allowance: 122
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17-0001: GPU Generation Inc.—Shawville (Rte 970, Box F, Shawville, PA 16873) located in Bradford Township, Clearfield County

NOx affected Source(s):

Babcock Wilcox Boiler	Point ID.:031	Allowance: 981
Babcock Wilcox Boiler	Point ID.:032	Allowance: 947
Combustion Engineering	Point ID.:033	Allowance: 852
Combustion Engineering	Point ID.:034	Allowance: 693

18-0005: International Paper Co. (South Highland Street, Lock Haven, PA 17745) located in Castanea Township, Clinton County

NOx affected Source(s):

1 Riley Stoker Vo-Sp	Point ID.:033	Allowance: 145
2 Riley Stoker Vo-Sp	Point ID.:034	Allowance: 145

18-00003: PP&L—Lock Haven (2 North Ninth Street, Allentown, PA 18101) located in Bald Eagle Township, Clinton County

NOx affected Source(s):

CT 1	Point ID.:	Allowance: 3
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57-0001: GPU Generation Inc.—Benton (1001 Broad St., Johnstown, PA 15907) located in Colley Township, Columbia County

NOx affected Source(s):

Point ID.:02	Allowance: 1
Point ID.:03	Allowance: 1

21-5010: Metropolitan Edison Company (P. O. Box 16001, Reading, PA 19640) located in South Middletown Township, Cumberland County

NOx affected Source(s):

G.E. N Frame Turbine	Point ID.:031	Allowance: 9
G.E. N Frame Turbine #1	Point ID.:032	Allowance: 11

21-05009: PP&L—West Shore (2 North Ninth Street, Allentown, PA 18101) located in Hampden Township, Cumberland County

NOx affected Source(s):

CT 2	Point ID.:	Allowance: 3
CT 1	Point ID.:	Allowance: 3

22-05011: PP&L—Harrisburg (2 North Ninth Street, Allentown, PA 18101) located in Harrisburg, Dauphin County

NOx affected Source(s):

CT 4	Point ID.:	Allowance: 4
CT 3	Point ID.:	Allowance: 4
CT 1	Point ID.:	Allowance: 4
CT 2	Point ID.:	Allowance: 4

OP-23-0003: Bayway (Tosco) (1400 Park Ave., Linden, NJ 07036) located in Trainer Borough, Delaware County

NOx affected Source(s):

7 Boiler	Point ID.:032	Allowance: 35
8 Boiler	Point ID.:033	Allowance: 56
	Point ID.:038	Allowance: 187
543 Crude Heater	Point ID.:044	Allowance: 101
544 Crude Heater	Point ID.:045	Allowance: 115

OP-23-0014A: Kimberly-Clark (Front and Ave of the States, Chester, PA 19013) located in Chester, Delaware County

NOx affected Source(s):

Boiler No. 9	Point ID.:034	Allowance: 12
10 Culm Cogen. Fbc Plant	Point ID.:035	Allowance: 85

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OP-23-0017: PECO Energy—Eddystone (2301 Market St., Philadelphia, PA 19101) located in Eddystone, Delaware County

NOx affected Source(s):		
No. 1 Boiler	Point ID.:031	Allowance: 663
No. 2 Boiler	Point ID.:032	Allowance: 432
No. 3 Boiler	Point ID.:033	Allowance: 257
No. 30 Gas Turbine	Point ID.:039	Allowance: 2
No. 40 Gas Turbine	Point ID.:040	Allowance: 1
No. 4 Boiler	Point ID.:041	Allowance: 249

OP-23-0001: Sun Refining & Marketing (P. O. Box 426, Marcus Hook, PA 19061-0426) located in Marcus Hook Borough, Delaware County

NOx affected Source(s):		
Boiler 7	Point ID.:089	Allowance: 86
Cogeneration	Point ID.:090	Allowance: 145

24-0009: Willamette Industries Inc. (2901 E. Lake Rd., Erie, PA 16531) located in Johnsonburg Borough, Elk County

NOx affected Source(s):		
B & W #81 Boiler	Point ID.:040	Allowance: 103
B&W #82 Boiler	Point ID.:041	Allowance: 109

25-0025: General Electric Co. (2901 East Lake Road, Erie, PA 16531) located in Erie, Erie County

NOx affected Source(s):		
B & W Boiler No. 2	Point ID.:032	Allowance: 26

25-0041: GPU Generation Inc.—Front Street (1001 Broad St., Johnstown, PA 15907) located in Erie, Erie County

NOx affected Source(s):		
Erie City Iron Works No.7	Point ID.:031	Allowance: 5
Erie City Iron Works No.8	Point ID.:032	Allowance: 5
Comb. Eng. Boiler No.9	Point ID.:033	Allowance: 134
Comb. Eng. Boiler No.10	Point ID.:034	Allowance: 134

25-0028: International Paper Company (1540 E. Lake Rd., Erie, PA 16533) located in Erie, Erie County

NOx affected Source(s):		
Coal Fired Boiler No. 21	Point ID.:037	Allowance: 68

25-0923: Norcon Power Partners (Box 512, 10915 Ackerman Rd., North East, PA 16428) located in North East Township, Erie County

NOx affected Source(s):		
Turbine 1	Point ID.:01	Allowance: 50
Turbine 2	Point ID.:02	Allowance: 50

30-0099: West Penn Power—Hatfield's Ferry (800 Cabin Hill Dr., Greensburg, PA 15601) located in Monongahela Township, Greene County

NOx affected Source(s):		
Babcock & Wilcox	Point ID.:031	Allowance: 3978
Babcock & Wilcox	Point ID.:032	Allowance: 3703
Babcock & Wilcox	Point ID.:033	Allowance: 2160

32-0059: GPU Generation Inc.—Conemaugh (1001 Broad St., Johnstown, PA 15907) located in Wheatfield Twp., Indiana County

NOx affected Source(s):		
Boiler No. 1	Point ID.:031	Allowance: 3295
Boiler No. 2	Point ID.:032	Allowance: 4197

32-0055: GPU Generation Inc.—Homer City (Power Plant Rd., Homer City, PA 15748) located in Center Twp., Indiana County

NOx affected Source(s):		
Boiler No. 1-Foster Whelr	Point ID.:031	Allowance: 3167
Boiler No. 2-Foster Whelr	Point ID.:032	Allowance: 3987
Boiler No. 3-B.& W.	Point ID.:033	Allowance: 2931

32-0040: GPU Generation Inc.—Seward (1001 Broad St., Johnstown, PA 15907) located in East Whitefield Township, Indiana County

NOx affected Source(s):		
Boiler No. 12 (B&W)	Point ID.:032	Allowance: 145
Boiler No. 14 (B&W)	Point ID.:033	Allowance: 146
Boiler No. 15 (Comb.Eng.)	Point ID.:931	Allowance: 673

- 35-0002: Archbald Power Corporation (P. O. Box 157, Archbald, PA 18403) located in Archbald, Lackawanna County
 NOx affected Source(s):
 Cogen Point ID.: Allowance: 82
- 36-05016: PP&L—Holtwood (2 North Ninth Street, Allentown, PA 18101) located in Martic Township, Lancaster County
 NOx affected Source(s):
 Unit 17 Foster Wheeler Point ID.:934 Allowance: 807
- 37-0023: First Energy Corp.—New Castle (76 South Main Street, Akron, OH 44308) located in West Pittsburg, Lawrence County
 NOx affected Source(s):
 Foster Wheeler Point ID.:031 Allowance: 108
 B.W. Boiler Point ID.:032 Allowance: 97
 Babcock And Wilcox Point ID.:033 Allowance: 185
 Babcock And Wilcox Point ID.:034 Allowance: 339
 Babcock And Wilcox Point ID.:035 Allowance: 622
- 39-00009: PP&L—Allentown (2 North Ninth Street, Allentown, PA 18101) located in Allentown, Lehigh County
 NOx affected Source(s):
 CT 3 Point ID.: Allowance: 3
 CT 1 Point ID.: Allowance: 2
 CT 2 Point ID.: Allowance: 3
 CT 4 Point ID.: Allowance: 3
- 40-00022: PP&L—Harwood (2 North Ninth Street, Allentown, PA 18101) located in Harwood Township, Luzerne County
 NOx affected Source(s):
 CT 2 Point ID.: Allowance: 3
 CT 1 Point ID.: Allowance: 3
- 40-00017: PP&L—Jenkins (2 North Ninth Street, Allentown, PA 18101) located in Laffin, Luzerne County
 NOx affected Source(s):
 CT 2 Point ID.: Allowance: 2
 CT 1 Point ID.: Allowance: 3
- 40-0005: UGI Corp.—Hunlock Power (400 Steward Road, Wilkes-Barre, PA 18773) located in Hunlock Township, Luzerne County
 NOx affected Source(s):
 Foster Wheeler Point ID.:031 Allowance: 375
- 40-0031: Williams Generating Company (2800 Post Oak Blvd., Houston, TX 77056) located in Hazle Township, Luzerne County
 NOx affected Source(s):
 Turbine Point ID.: Allowance: 269
 HRSG Point ID.: Allowance: 129
- 41-00003: PP&L—Williamsport (2 North Ninth Street, Allentown, PA 18101) located in Williamsport, Lycoming County
 NOx affected Source(s):
 CT 1 Point ID.: Allowance: 3
 CT 2 Point ID.: Allowance: 3
- 45-0003: Met Edison Shawnee (P. O. Box 16001, Reading, PA 19640-0001) located in Middle Smithfield Township, Monroe County
 NOx affected Source(s):
 Point ID.:31 Allowance: 3
- OP-46-0005: Merck Sharp & Dohme (Summeytown Pike, West Point, PA 19486-0004) located in Montgomery County
 NOx affected Source(s):
 Cogen II Gas Turbine Point ID.:39 Allowance: 79
- TVOP-46-0039: PECO Energy—Mosier (3901 N. Delaware Ave., Philadelphia, PA 19137) located in Lower Pottsgrove Township, Montgomery County
 NOx affected Source(s):
 Unit 1 Point ID.: Allowance: 7
 Unit 3 Point ID.: Allowance: 6
 Unit 2 Point ID.: Allowance: 7
- 47-0001: PP&L—Montour (2 North Ninth Street, Allentown, PA 18101) located in Derry Township, Montour County
 NOx affected Source(s):
 Montour No. 1 Point ID.:31 Allowance: 3576
 Montour No. 2 Point ID.:32 Allowance: 4706
 Aux.Start-Up Boiler No. 1 Point ID.:33 Allowance: 9
 Aux.Start-Up Boiler No. 2 Point ID.:34 Allowance: 7

48-0013: Bethlehem Steel Corp. (501 East Third St., Bethlehem, PA 18017) located in Bethlehem, Northampton County

NOx affected Source(s):		
Boiler 1 Boiler House 2	Point ID.:41	Allowance: 90
Boiler 2 Boiler House 2	Point ID.:42	Allowance: 90
Boiler 3 Boiler House 2	Point ID.:67	Allowance: 91

48-0006: Met Edison Co.—Portland (P. O. Box 16001, Reading, PA 19640-0001) located in Upper Mt. Bethel Township, Northampton County

NOx affected Source(s):		
Unit No. 1	Point ID.:31	Allowance: 463
Unit No. 2	Point ID.:32	Allowance: 658
Combustion Turbine No. 3	Point ID.:33	Allowance: 1
Combustion Turbine No. 4	Point ID.:34	Allowance: 6

48-0021: Northampton Generating Company (1 Horwith Drive, Northampton, PA 18067) located in Northampton Borough, Northampton County

NOx affected Source(s):		
Boiler	Point ID.:1	Allowance: 210

48-0011: PP&L—Martins Creek (P. O. Box 257, Martins Creek, PA 18066) located in Lower Mt. Bethel Township, Northampton County

NOx affected Source(s):		
Foster-Wheeler Unit No. 1	Point ID.:31	Allowance: 493
Foster-Wheeler Unit No. 2	Point ID.:32	Allowance: 461
C-E Unit No. 3	Point ID.:33	Allowance: 837
C-E Unit No. 4	Point ID.:34	Allowance: 741
No. 4b Auxiliary Boiler	Point ID.:36	Allowance: 0
Combustion Turbine No. 1	Point ID.:37	Allowance: 3
Combustion Turbine No. 2	Point ID.:38	Allowance: 3
Combustion Turbine No. 3	Point ID.:39	Allowance: 3
Combustion Turbine No. 4	Point ID.:40	Allowance: 3

49-0002: Foster Wheeler Mt. Carmel Cogen (Marion Heights Road, Marion Heights, PA 17832) located in Mt. Carmel Township, Northumberland County

NOx affected Source(s):		
Cogen	Point ID.:31	Allowance: 196

95-047: Allied Signal (Margaret & Burmuda Sts, Philadelphia, PA 19137-1193) located in Philadelphia, Philadelphia County

NOx affected Source(s):	Point ID.:052	Allowance: 54
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97-019: Grays Ferry Project (2600 Christian Street, Philadelphia, PA 19101) located in Philadelphia, Philadelphia County

NOx affected Source(s):		
Combustion Turbine	Point ID.:	Allowance: 126
Heat Recovery Steam Gen	Point ID.:	Allowance: 21
Boiler 25	Point ID.:	Allowance: 80

95-005: PECO Energy—Richmond (3901 N. Delaware Street, Philadelphia, PA) located in Philadelphia, Philadelphia County

NOx affected Source(s):	Point ID.:37	Allowance: 28
	Point ID.:38	Allowance: 37

95-006: PECO Energy—Schuylkill (2600 Christian Street, Philadelphia, PA) located in Philadelphia, Philadelphia County

NOx affected Source(s):	Point ID.:3	Allowance: 174
	Point ID.:8	Allowance: 0

95-004: PECO Energy—Delaware (1325 N. Beach Street, Philadelphia, PA) located in Philadelphia, Philadelphia County

NOx affected Source(s):	Point ID.:13	Allowance: 111
	Point ID.:14	Allowance: 129
	Point ID.:18	Allowance: 2

95-038: Sun Oil—Girard Point/Point Breeze (3144 Passyunk Ave., Philadelphia, PA) located in Philadelphia, Philadelphia County

NOx affected Source(s):		
GP F-1	Point ID.:002-2,3,4	Allowance: 91
GP Boiler 37	Point ID.:02-2,3	Allowance: 87
GP Boiler 38	Point ID.:02-4,5	Allowance: 87
GP Boiler 39	Point ID.:02-6,7	Allowance: 87
GP Boiler 40	Point ID.:02-8,9	Allowance: 116
PB 3H-1	Point ID.:19/20	Allowance: 43

95-001: Trigen Energy Co.—Sansom (908 Sanson Street, Philadelphia, PA) located in Philadelphia, Philadelphia County		
NOx affected Source(s):	Point ID.:1	Allowance: 31
	Point ID.:2	Allowance: 27
	Point ID.:3	Allowance: 12
	Point ID.:4	Allowance: 15
95-002: Trigen Energy Co.—Schuylkill (2600 Christian Street, Philadelphia, PA) located in Philadelphia, Philadelphia County		
NOx affected Source(s):	Point ID.:1	Allowance: 0
	Point ID.:2	Allowance: 0
	Point ID.:5	Allowance: 0
95-029: U. S. Naval Base (NSWCCD-SSES, Philadelphia, PA 19112-5083) located in Philadelphia, Philadelphia County		
NOx affected Source(s):	Point ID.:98	Allowance: 1
	Point ID.:99	Allowance: 1
54-00004: Gilberton Power Company (50 Eleanor Avenue, Frackville, PA 17931) located in West Mahonoy Township, Schuylkill County		
NOx affected Source(s):		
Boiler	Point ID.:	Allowance: 335
54-0008: Northeastern Power Company (P. O. Box 7, McAdoo, PA 18237) located in Kline Township, Schuylkill County		
NOx affected Source(s):		
CFB Boiler	Point ID.:	Allowance: 202
54-0011: PP&L—Fishback (2 North Ninth Street, Allentown, PA 18101) located in Pottsville, Schuylkill County		
NOx affected Source(s):		
CT 1	Point ID.:	Allowance: 2
CT 2	Point ID.:	Allowance: 2
54-0003: Schuylkill Energy Resources (P. O. Box 112, Shenendoah, PA 17976) located in Mahonoy Township, Schuylkill County		
NOx affected Source(s):		
Boiler	Point ID.:31	Allowance: 350
54-0006: Westwood Energy Properties (US Route 209, Tremont, PA 17981) located in Porter Township, Schuylkill County		
NOx affected Source(s):		
Boiler	Point ID.:	Allowance: 135
54-0005: Wheelabrator Frackville Energy Co. (P. O. Box 392, Frackville, PA 17931) located in Mahonoy Township, Schuylkill County		
NOx affected Source(s):		
Boiler	Point ID.:	Allowance: 205
55-0001A: PP&L—Sunbury (2 North Ninth Street, Allentown, PA 18101) located in Monroe Township, Snyder County		
NOx affected Source(s):		
Sunbury SES Unit 1a	Point ID.:31	Allowance: 295
Sunbury SES Unit 1b	Point ID.:32	Allowance: 295
Sunbury SES Unit 2a	Point ID.:33	Allowance: 295
Sunbury SES Boiler 2b	Point ID.:34	Allowance: 295
Sunbury SES Unit No. 3	Point ID.:35	Allowance: 681
Sunbury SES Unit No. 4	Point ID.:36	Allowance: 824
Combustion Turbine 1	Point ID.:39	Allowance: 3
Combustion Turbine 2	Point ID.:40	Allowance: 3
59-0003: GPU Generation Inc.—Tioga (1001 Broad St., Johnstown, PA 15907) located in Covington Township, Tioga County		
NOx affected Source(s):	Point ID.:31	Allowance: 3
61-00181: Scrubgrass Power Plant (R. R. 1, P. O. Box 238 Lisburn Road, Kennerdell, PA 16374) located in Scrubgrass Township, Venango County		
NOx affected Source(s):		
Unit 1	Point ID.:31	Allowance: 182
Unit 2	Point ID.:32	Allowance: 179
62-0012: GPU Generation Inc.—Warren (1001 Broad St., Johnstown, PA 15907) located in Conewago Township, Warren County		
NOx affected Source(s):		
	Point ID.:1	Allowance: 10
Boiler No. 1	Point ID.:31	Allowance: 76
Boiler No. 2	Point ID.:32	Allowance: 73
Boiler No. 3	Point ID.:33	Allowance: 77
Boiler No. 4	Point ID.:34	Allowance: 80

63-0014: Duquesne Light Co.—Elrama (411 Seventh Ave., Mail Drop 14-705, Pittsburgh, PA 15230) located in Union Twp., Washington County

NOx affected Source(s):

No. 1 Boiler	Point ID.:31	Allowance: 334
No. 2 Boiler	Point ID.:32	Allowance: 333
No. 3 Boiler	Point ID.:33	Allowance: 446
No. 4 Boiler	Point ID.:34	Allowance: 1016

63-883A: PA Transformer Technology, Inc. (P. O. Box 440, Canonsburg, PA 15317) located in Canonsburg Borough, Washington County

NOx affected Source(s):

Foster-Wheeler	Point ID.:32	Allowance: 0
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63-0016: West Penn Power Co.—Mitchell (800 Cabin Hill Dr., Greensburg, PA 15601) located in Union Twp., Washington County

NOx affected Source(s):

Combustion Eng Coal Unit	Point ID.:34	Allowance: 931
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64-0008: GPU Generation Inc.—Wayne (1001 Broad St., Johnstown, PA 15907) located in Wayne Township, Wayne County

NOx affected Source(s):

	Point ID.:31	Allowance: 11
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66-0001: Procter & Gamble Paper Products Co. (P. O. Box 32, Mehoopoany, PA 18629) located in Washington Township, Wyoming County

NOx affected Source(s):

Westinghouse 251B10	Point ID.:35	Allowance: 246
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67-5004: Glatfelter, P. H. Co. (228 South Main Street, Spring Grove, PA 17362) located in Spring Grove Borough, York County

NOx affected Source(s):

Number 4 Power Boiler	Point ID.:34	Allowance: 127
Number 1 Power Boiler	Point ID.:35	Allowance: 85
Number 5 Power Boiler	Point ID.:36	Allowance: 232

67-5028: Metropolitan Edison Tolna (P. O. Box 16001, Reading, PA 19640) located in Hopewell Township, York County

NOx affected Source(s):

	Point ID.:31	Allowance: 4
	Point ID.:32	Allowance: 4

67-2005: PP&L—Brunner Island (2 North Ninth Street, Allentown, PA 18101) located in East Manchester Township, York County

NOx affected Source(s):

Brunner Island 2	Point ID.:32	Allowance: 1474
Brunner Island Unit 1	Point ID.:931	Allowance: 1294
Brunner Island Unit 3	Point ID.:933	Allowance: 2913

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-1843. Filed for public inspection November 6, 1998, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Design Professional Selections

The Selections Committee for the Department of General Services (Department) will meet to consider selections of Design Professionals for the following projects:

Project No. DGS 412-47—Renovation of Franklin Science Center, Shippensburg University, Shippensburg, Cumberland County, PA. Construction Cost: \$4,167,000. The scope of work includes, but is not limited to, modernization to support multi-media teaching technology, flexibility of work stations, state of the art teaching/research laboratories and CATV infrastructure; correction of safety, health and regulatory deficiencies; sinkhole remediation; ADA compliance and life cycle renewal/replacement of building systems.

Project No. DGS 1104-55 Phase 1—Renovations to Kresge Hall, Renovation of 4th and 6th Floors, Temple University, Main Campus, Philadelphia, Philadelphia County, PA. Construction Cost: \$4,736,260. The scope of work includes, but is not limited to, renovation of the 4th and 6th floors (8,100 sq. ft. each) which will include removal of existing wet teaching labs and provide mechanical, electrical and architectural upgrades to convert space into state of the art classrooms and laboratories.

Project No. DGS 1573-2-7—Bake Shop and Expand Kitchen/Dining Facility, State Correctional Institution, Smithfield, Huntingdon County, PA. Construction Cost: \$2,310,000. The scope of work includes, but is not limited to, construction of a large scale institutional bakery production area separate from the food preparation area. The expansion of the kitchen/dining facility includes construction of approximately 8,000 sq. ft. of kitchen/production space, dining room service, increased work area, security and improvement of traffic flow in the inmate dining room.

The following project advertisement replaces in its entirety the project advertisement for Project No. DGS 577-27, which was advertised for Design Professional Selections in the October 31, 1998 issue of the *Pennsylvania Bulletin*, and will have the deadline date as stated in paragraph (d).

Project No. DGS 577-27-28—Construction of a Level 2 Housing Unit—Upgrade Perimeter Security, State Correctional Institution, Graterford, Montgomery County, PA. Construction Cost: \$9,667,773. The scope of work includes, but is not limited to, construction of an approximately 40,000 sq. ft. building to include 50 double rooms and four dormitories. Also included in the L-2 Unit are dayrooms, offices, toilet rooms, support areas and program areas. Provide a 14'0" fence (approximately 1,200 feet) around unit. Upgrade perimeter security to include lighting on both sides of perimeter, electrified fence inside the perimeter, a closed circuit television system to monitor alarms or provide random viewing from the central control room.

Requirements and Information

Note—Project Program

A Project Program, prepared by the Using Agency, for the above advertised projects may be available and can be obtained upon request to the Selections Committee, Department of General Services, Room 104, 18th and Herr Streets, Harrisburg, PA 17125, (717) 783-8468.

Instructions for Filing Application

Professionals will not be considered by the Committee until all of the following requirements are met.

(a) Signed Revised 1994 Form 150, not more than 1 year old as of the deadline date stated in paragraph (d), must be filed with the Department for the requesting professional firm and the designated key consultants listed on the requesting professional firm's application (Form 150-S). All signatures on Form 150 must be original signatures. Consultants listed on the requesting professional firm's application (Form 150-S) shall be deemed to be designated key consultants. If these documents are not on file with the Department, the requesting professional firm must submit them with the firm's application (Form 150-S). A photocopy of Form 150 without an original signature of a principal of the firm is not acceptable. Revised 1994 Form 150, Architect/Engineer Questionnaire, may be obtained upon request to the Selections Committee, Department of General Services, Room 104, 18th and Herr Streets, Harrisburg, PA 17125, (717) 783-8468.

(b) The requesting professional firm shall obtain from each consultant listed in the requesting professional firm's application (Form 150-S) a signed letter of certification on the consultant's letterhead, attesting to the firm's consent to participate in the requesting professional firm's application (Form 150-S) for the specific project. Signed letters of certification from consultants are required and constitute a part of the requesting professional firm's application (Form 150-S) for the specific project. All signatures on letters of certification must be original signatures.

(c) The requesting professional firm must submit six signed copies of Revised 1994 Form 150-S, Specific Project Form, for each project herein advertised in which the firm is interested and qualified to perform. All signatures on Form 150-S must be original signatures. For architectural projects and, when appropriate, for engineering projects,

the Professional shall supply photographs showing a maximum of two different views of each of the three projects described in Question 14, Page 5 of the application (Form 150-S). The requesting professional firm or Joint Venture members must be the Professional of Record for the projects described in Question 14, Page 5 of the application (Form 150-S). It is not acceptable to list work performed by key consultants. The identification and appropriate supportive information concerning each photograph shall include the name, project title, location and the name of the Professional of Record. Renderings and brochures will not be accepted in lieu of photographs. The photographs shall be attached to each copy of the application, (Form 150-S). The pages of each copy of revised 1994 Form 150-S must be stapled with photographs and consultant's letters of certification followed by photocopies of licenses of registered professionals included as the last section of the application. Do not bind the application (Form 150-S) in any way to any other documentation. Do not bind the application (Form 150-S) in a binder of any type. Revised 1994 Form 150-S may be obtained upon request to the Selections Committee, Department of General Services, Room 104, 18th and Herr Streets, Harrisburg, PA 17125, (717) 783-8468.

(d) A complete project submission, which consists of documents described in paragraphs (a), (b) and (c) above, must be received on or before the close of business (5 p.m.) Wednesday, November 18, 1998, and addressed to the Selections Committee, Department of General Services, Room 104, 18th and Herr Streets, Harrisburg, PA 17125. Fax applications are not acceptable.

Project submissions must be made on the current 1994 forms. Outdated forms are not acceptable.

(e) The Selections Committee may at its discretion establish interviews with any or all of the Professionals who have requested consideration for appointment as designer for the above projects. If an interview is required, the Professional will be notified by the Committee as to the date, time and location.

(f) Additional information, in writing, may be requested by the Committee as required. Additional services—indoor air quality assessment program and hazardous materials.

The Professional firm selected to design a project will be expected to perform and administer, when required by the Department as Additional Services, an Indoor Air Quality Assessment Program during Building or Renovation Commissioning and the sampling, testing, inspection and monitoring for removal of any asbestos, other hazardous waste or contaminants encountered during project design or construction, unless otherwise stated in the Scope.

The professional agrees to comply with the terms of the Agreement and specifically as it relates to the Professional Liability Insurance and the General Liability Insurance Requirements.

The Selections Committee encourages responses from small firms, minority firms, women-owned firms and firms who have not previously performed State work, and will consider Joint Ventures, which will enable them to participate in this program.

All applications submitted are subject to review by the Selections Committee. The Selections Committee disclaims any liability whatsoever as to its review of the applications submitted and in formulating its recommendations for selection. All recommendations for selection

made by the Committee shall be final under the act of July 22, 1975 (P. L. 75, No. 45).

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 98-1844. Filed for public inspection November 6, 1998, 9:00 a.m.]

DEPARTMENT OF HEALTH

Requests for Exceptions

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.71(a)(b)(d) (relating to bed furnishings):

Tel Hai Nursing Center, Inc
1200 Tel Hai Circle
Honeybrook, PA 19344

Cornwall Manor
P. O. Box 125 Boyd Street
Cornwall, PA 17016

Pleasant View Retirement Community
544 North Penryn Road
Manheim, PA 17545

Colonial Manor Nursing Home
970 Colonial Avenue
York, PA 17403

The Green Home, Inc.
37 Central Avenue
Wellsboro, PA 16901

South Hills Health and Rehabilitation Center
201 Village Drive
Canonsburg, PA 15317

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.28(d) (relating to nurses' station):

Transitional Level of Care Unit
201 Reeceville Road
Coatesville, PA 19320

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.34 (relating to treatment room or examining room):

Transitional Care Center at Crozer—Chester Medical Center
1 Medical Center Boulevard
Upland, PA 19013

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of the building):

Woodland Place
745 Greenville Road
Mercer, PA 16137

Springs Manor Care Center
100 Canfield Street
Cambridge Springs, PA 16403

Caledonia Manor
3301 Lincoln Way East
Fayetteville, PA 17222

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.37 (relating to equipment for bathrooms):

Inglis House, A Wheelchair Community
2600 Belmont Avenue
Philadelphia, PA 19131-2700

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.20(h)(2) (relating to patient bedrooms):

Berks County Home—Berks Heim
P. O. Box 1495
Reading, PA 19603

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 211.2(g)(h) (relating to medical services):

Stoneridge Village
450 East Lincoln Avenue
Myerstown, PA 17067-2213

Healthsouth Rehabilitation of Mechanicsburg—
Renova Center
4950 Wilson Lane
Mechanicsburg, PA 17055-4497

Nipple Convalescent Home
100 South Front Street
Liverpool, PA 17045

Weatherwood—Carbon County Nursing Home and
Rehabilitation Center
1000 Evergreen Avenue
Weatherly, PA 18255-1599

Wallingford Nursing and Rehabilitation Center
115 South Providence Road
Wallingford, PA 19086

Harston Hall Nursing and Convalescent Home
350 Haws Lane
Flourtown, PA 19031

Osprey Ridge Healthcare and Rehabilitation Center
45 North Scott Street
Carbondale, PA 18407

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 201.18(f) (relating to management):

RMH-HB/SNF
US Route 1
Media, PA 19063-5177

Transitional Care Center Shenango Valley Campus
2200 Memorial Drive
Farrell, PA 16121

Mary Evans Extended Care Center
724 Pershing Street
Ellwood City, PA 16117

Transitional Care Center Greenville Campus
110 North Main Street
Greenville, PA 16125

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 201.3 (relating to building approval); 28 Pa. Code § 205.36(g)(h) (relating to bathing facilities); 28 Pa. Code § 205.19(a) (relating to windows and window sills); and 28 Pa. Code § 205.20(k) (relating to patient bedrooms):

Valley View Home
301 Valley View Boulevard
P. O. Box 1229
Altoona, PA 16003

These requests are on file with the Department. Persons may receive a copy of the requests for exception by

requesting a copy from: Richard Brubaker, Division of Nursing Care Facilities, P. O. Box 90, Harrisburg, PA 17120, fax: (717) 772-2163, E-Mail PAEXCEPT.

Those persons who wish to comment on this exception request may do so by sending a letter by mail, e-mail or facsimile to the division and address listed above.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact: V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Services at (800) 654-5984 [TT].

DANIEL F. HOFFMANN,
Secretary

[Pa.B. Doc. No. 98-1845. Filed for public inspection November 6, 1998, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Prevailing Wages/Discontinuance of Electronic Bulletin Board

On December 20, 1997, the Department of Labor and Industry (Department) published a notice at 27 Pa.B. 6621 informing the public of the availability of lists of prevailing wage predeterminations, and the accessibility of the actual predeterminations, on the Department's electronic bulletin board and Internet Web site.

The purpose of this notice is to advise the public of the discontinuance of the electronic bulletin board. The reason for this discontinuance is the infrequent use of the electronic bulletin board by the public to access wage

determinations, and the corresponding increased popularity of the Department's Internet Web site as a source for this data. Wage determinations will continue to be posted by date and county on the Department's Web site at www.state.pa.us/PWAGE/pwmain.html.

For further information, contact A. Robert Risaliti, Bureau of Labor Law Compliance, at (800) 932-0665; (717) 787-4763; rrisaliti@dli.state.pa.us.

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 98-1846. Filed for public inspection November 6, 1998, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Federal Poverty Income Guidelines for 1998

The Department of Public Welfare announces the implementation in this Commonwealth of the 1998 Federal Poverty Income Guidelines (FPIGs) which were issued by the Department of Health and Human Services and published at 60 FR 7772 on February 24, 1998.

The FPIGs are the basis for the income eligibility limits for several programs whose regulations are published in 55 Pa. Code and administered by the Department of Public Welfare. These programs include the Healthy Beginnings Program for Pregnant Women and Qualified Children, Chapter 140, Subchapter A; the Healthy Horizons Program for the Elderly and Disabled, Chapter 140, Subchapter B; Extended Medical Coverage under the Categorically Needy Program for AFDC/AFDC-U Related Categories, Chapter 140, Subchapter C (TANF has replaced AFDC); and Transitional Child Care Programs, Chapter 168.

The percentages for the Healthy Beginnings, Healthy Horizons and Transitional Child Care Programs are set forth as follows:

Persons	100% of FPIG		120% of FPIG		133% of FPIG		135% of FPIG		175% of FPIG		185% of FPIG	
	Month	Annual	Month	Annual	Month	Annual	Month	Annual	Month	Annual	Month	Annual
1	\$ 671	\$ 8,050	\$ 805	\$ 9,660	\$ 892	\$10,707	\$ 906	\$10,868	\$1,174	\$14,088	\$1,241	\$14,893
2	\$ 904	\$10,850	\$1,085	\$13,020	\$1,203	\$14,403	\$1,221	\$14,648	\$1,582	\$18,988	\$1,673	\$20,073
3	\$1,138	\$13,650	\$1,365	\$16,380	\$1,513	\$18,155	\$1,536	\$18,428	\$1,991	\$23,888	\$2,104	\$25,253
4	\$1,371	\$16,450	\$1,645	\$19,740	\$1,823	\$21,879	\$1,851	\$22,208	\$2,399	\$28,788	\$2,536	\$30,433
5	\$1,604	\$19,250	\$1,925	\$23,100	\$2,134	\$25,603	\$2,166	\$25,988	\$2,807	\$33,688	\$2,968	\$35,613
6	\$1,838	\$22,050	\$2,205	\$26,460	\$2,444	\$29,327	\$2,481	\$29,768	\$3,216	\$38,588	\$3,399	\$40,793
7	\$2,071	\$24,850	\$2,485	\$29,820	\$2,754	\$33,051	\$2,796	\$33,548	\$3,624	\$43,488	\$3,831	\$45,973
8	\$2,304	\$27,650	\$2,765	\$33,180	\$3,065	\$36,775	\$3,111	\$37,328	\$4,032	\$48,388	\$4,263	\$51,153
Each Additional Person	\$ 233	\$ 2,800	\$ 280	\$ 3,360	\$ 310	\$ 3,724	\$ 315	\$ 3,780	\$ 408	\$ 4,900	\$432	\$ 5,180

These percentages apply as follows:

Healthy Beginnings—

- a. 185% for pregnant women and infants up to 1 year of age.
- b. 133% for children age 1 through 5 years of age; and
- c. 100% for children age 6 and older who were born after September 30, 1983.

Healthy Horizons—

- a. 100% for those persons eligible for the categorically needy and Medicare cost-sharing programs.
- b. 120% for those persons eligible for the Specified Low-Income Medicare Beneficiaries and Medically Needy Only Programs.
- c. 135% and 175% for those persons eligible for the Qualifying Individuals Beneficiaries Program.

(There are different resources limits for each of these programs.)

Transitional Child Care—185%

Additional information on the specific programs is available at the county assistance offices.

Effective Date

This notice shall take effect upon publication in the *Pennsylvania Bulletin* and apply retroactively to February 24, 1998.

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-NOT-181. No fiscal impact; (8) recommends adoption. Increased costs have been included in estimated caseload projections.

Annex A

TITLE 55. PUBLIC WELFARE

PART II. PUBLIC ASSISTANCE MANUAL

Subpart C. ELIGIBILITY REQUIREMENTS

CHAPTER 140. SPECIAL MA ELIGIBILITY PROVISIONS

Subchapter C. ELIGIBILITY PROVISIONS FOR EMC UNDER THE CATEGORICALLY NEEDY PROGRAM FOR AFDC/AFDC-U RELATED CATEGORIES

APPENDIX A

EXTENDED MEDICAL COVERAGE (EMC) MONTHLY INCOME LIMITS

185% OF THE 1998 FEDERAL POVERTY INCOME GUIDELINES

<i>Family Size</i>	<i>185% of the Federal Poverty Income Guidelines</i>
1	\$1,241
2	\$1,673
3	\$2,104
4	\$2,536
5	\$2,968
6	\$3,399
7	\$3,831
8	\$4,263
Each Additional Person	\$ 432

[Pa.B. Doc. No. 98-1847. Filed for public inspection November 6, 1998, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Harley-Davidson Instant Lottery Game

Under the State Lottery Law, and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of changes to the Pennsylvania Harley-Davidson instant lottery game rules that were published at 28 Pa.B. 2545 (May 30, 1998) and amended at 28 Pa.B. 3458 (July 18, 1998).

Due to the popularity of the Pennsylvania Harley-Davidson instant lottery game, the Lottery has extended

the deadline for players to send in their non-winning Pennsylvania Harley-Davidson instant lottery tickets for the Second Chance Drawing. Section 10(f) of the Pennsylvania Harley-Davidson instant lottery game notice published at 28 Pa.B. 2445 (May 30, 1998) and any language located on the Pennsylvania Harley-Davidson instant lottery ticket that are inconsistent with this notice are hereby rescinded. All entries for the Second Chance Drawing must be received by Lottery Headquarters no later than December 15, 1998.

The Second Chance Drawing will be held at Lottery Headquarters and will begin on December 16, 1998, or on a date to be determined by the Secretary. The Lottery will begin announcing winners on December 29, 1998.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 98-1848. Filed for public inspection November 6, 1998, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Application for Lease of Right-of-Way

District 10-0

The Department of Transportation, pursuant to the authority contained in Section 2002(c) of the Administrative Code (71 P. S. § 512(c)) and in 67 Pa. Code § 495.4, gives notice that an application to lease highway right-of-way has been submitted to the Department by Borough of Indiana, of 80 North Eighth Street, Indiana, PA 15701, seeking to lease highway right-of-way located at Philadelphia Street, Indiana Borough, Indiana County, 0.32 acres ±, adjacent to SR 286, Section(s) _____, for purposes of Maintaining a Welcome to Indiana sign.

Interested persons are invited to submit, within thirty (30) days from the publication of this notice in the *Pennsylvania Bulletin*, written comments, suggestions and/or objections regarding the approval of this application to Richard H. Hogg, P.E., District Engineer, Engineering District 10-0, P. O. Box 429, Indiana, PA 15701.

Questions regarding this application or the proposed use may be directed to: R. K. Cornman, R/W Administrator 10-0, P. O. Box 429 Indiana, PA 15701, (724) 357-2835.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-1849. Filed for public inspection November 6, 1998, 9:00 a.m.]

Application for Lease of Right-of-Way

District 10-0

The Department of Transportation, pursuant to the authority contained in Section 2002(c) of the Administrative Code (71 P. S. § 512(c)) and in 67 Pa. Code § 495.4, gives notices that an application to lease highway right-of-way has been submitted to the Department by Champion Properties, Inc., of 3637 Washington Road, Suite 2, McMurray, PA 15317, seeking to lease highway right-of-way located at Old Freedom Road, Cranberry Township, Butler County, 0.277 acres ±, adjacent to Haldeman

Drive, 3.4 acre parcel adjacent to Stockpile 06, for purposes of establishing access to Champion Properties.

Interested persons are invited to submit, within thirty (30) days from the publication of this notice in the *Pennsylvania Bulletin*, written comments, suggestions and/or objections regarding the approval of the application to Richard H. Hogg, P.E., District Engineer, Engineering District 10-0, P. O. Box 429, Indiana, PA 15701.

Questions regarding this application or the proposed use may be directed to: R. K. Cornman, R/W Administrator 10-0, P. O. Box 429 Indiana, PA 15701, (724) 357-2835.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-1850. Filed for public inspection November 6, 1998, 9:00 a.m.]

**Retention of Engineering Firms
Montgomery County
Project Reference No. 08430AG2259**

The Department of Transportation will retain an engineering firm for an Open-End Contract to provide supplementary construction inspection staff under the Department's Inspector(s)-in-Charge to perform construction inspection services on various projects in Montgomery County in Engineering District 6-0, on an as-needed basis. The Contract will include roadway and bridge construction projects. The Contract will be for a period of sixty (60) months, with a maximum cost of \$1.0 million.

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

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

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

- a. Ability to package and present the Letter of Interest in accordance with the "General Requirements and Information" section.
- b. Review of inspectors' resumes with emphasis on construction inspection capabilities. Department and District experience and supervisory experience.
- c. Any specialized experience in asphalt paving, structures, concrete, drainage, paint inspection and Maintenance and Protection of Traffic.
- d. Number of NICET and NECEPT certified inspectors in each payroll classification.
- e. Understanding of Department's requirements, policies, and specifications.
- f. Ability to provide CPM scheduling, (TCM-1 Classification).
- g. Ability to provide a "CDS" operator or someone capable of inputting data into a personal computer, (TCIS Classification).

h. Past Performance.

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

A minimum of four (4) individuals submitted as part of your inspection staff must have a NECEPT Bituminous Field Technician Certification.

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

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

** These two (2) specialized classifications will be used for bridge painting inspection. Under these classifications, the selected firm must provide lead abatement training for these employees prior to any job assignment. In addition, the firm must establish, implement and maintain an effective employee medical surveillance in accordance with 29 CFR 1926 throughout the duration of this inspection.

These two (2) specialized classifications will have the following requirements:

1. NACE Intermediate Coating Inspector Training/or equivalent.

The inspector for the above NACE Intermediate Coating Inspector Training category shall have completed at least 80% of the required credits for this NACE category or equivalent training; also, shall have a minimum of five (5) years coating inspection experience on heavy industrial or highway projects; also, shall have a minimum of one (1) year experience of coatings inspection on a lead removal project where air monitoring, blood monitoring, containment and disposal of lead debris were performed; also, shall be knowledgeable in OSHA 1926.62 (lead) regulations, applicable OSHA regulations governing proper respirator usage (29 CFR 1910.134) and lead exposure (29 CFR 1910.1025) shall also be capable of "climbing" on high bridge members to perform coatings inspection; shall be capable of supervising/training lower level coatings inspectors (both consultant and state) if necessary. He shall also complete EPA accredited training for lead removal (Title X, Sections 402 and 404).

2. NACE Basic Coating Inspector Training/or equivalent.

The inspector for the NACE Basic Coating Inspector shall have completed at least 80% of the required credits for this category or equivalent training; also, shall have a minimum of three (3) years coating inspection experience on heavy industrial or highway project; also, shall have a minimum of six (6) months experience on lead removal

project; also shall be knowledgeable in OSHA 1926.62 (lead regulations) applicable OSHA regulations governing proper respirator usage (29 CFR 1910.134) and lead exposure (29 CFR 1910.1025); shall also be capable of "climbing" on high bridge members to perform coatings inspection; shall also be capable of working with state inspectors; shall also complete EPA accredited training for lead removal (Title X, Section 402 and 404).

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

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

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

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-1)	\$44.93
(TCIS)	\$39.36
(TCI)	\$34.43
(TA)	\$23.67
NACE Intermediate Coating Inspector	\$58.15
NACE Basic Coating Inspector	\$50.56

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

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

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

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

- a. Paint test kits per project as may be required.
- b. Two-way radios per project as may be required.
- c. Cellular phone per project as may be required.
- d. 35 MM camera per project.
- e. Safety vests—high visibility for inspectors.

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

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

No resumes are required for the TA Classification.

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

Any technical questions concerning the requirements for this project should be directed to: Mr. Thomas Larney, District 6-0, at (610) 964-6683.

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

**Fayette, Greene and Westmoreland Counties
Project Reference No. 08430AG2260**

The Department of Transportation will retain an engineering firm to provide supplementary construction inspection staff of approximately twenty-eight (28) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on the following seven (7) projects:

1. S.R. 0030, Section 15R, Westmoreland County. This project involves the restoration of S.R. 1053 to Mt. View in Hempfield and unity Townships.
2. S.R. 1008, Section C01, Fayette County. This project involves the bridge replacement of the Virgin Run Bridge over Furnace Run in Franklin Township.
3. S.R. 3089, Section G01, Westmoreland County. This project involves the bridge replacement of the Belson Run Bridge over Belson Run in Hempfield Township.
4. S.R. 0201, Section 08R, Fayette County. This project involves the restoration of S.R. 0201 near Vanderbilt Borough in Dunbar and Franklin Townships.
5. S.R. 0021, Section 08R, Greene County. This project involves the restoration of S.R. 0021 in Jefferson and Cumberland Townships.
6. S.R. 0217, Section 01R, Westmoreland County. This project involves the restoration of S.R. 0217 from 3rd Street to the Derry Bridge in Derry Borough.
7. S.R. 0066, Section UNK, Westmoreland County. This project involves the restoration near the Traffic Route 66/Traffic Route 366 intersection from S.R. 1042 to the end of the four-lane in Washington Township.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be estab-

lished directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

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

- a. Ability to package and present the Letter of Interest in accordance with the "General Requirements and Information" section.
- b. Number of available inspectors in each payroll classification.
- c. Number of NICET certified inspectors in each payroll classification.
- d. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, and drainage.
- e. Ability to provide CDS operators.
- f. Past performance.

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

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

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	3 (3)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	21 (17)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	4 (0)

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

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

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

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCIS)	\$39.36
(TCI)	\$34.43
(TA)	\$23.67

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

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

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

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

- 5 Nuclear Densometer Gauges/License
- 5 Vehicles for the Transportation of Nuclear Gauges

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

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

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

<i>Classification</i>	<i>No. of Resumes</i>
TCIS	4
TCI	25

No resumes are required for the TA Classification.

The second copy of the letter of interest and required forms, (see general requirements and information section shall be sent to: Mr. Michael H. Dufalla, P.E., District Engineer, Engineering District 12-0, P. O. Box 459, N. Gallatin Avenue, Extension, Uniontown, PA 15401.

Any technical questions concerning the requirements for this project should be directed to: Mr. Anthony M. Dzurko, P.E., District 12-0, at (724) 439-7137.

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

**Washington and Greene Counties
Project Reference No. 08430AG2261**

The Department of Transportation will retain an engineering firm to provide supplementary construction inspection staff of approximately twenty-three (23) inspec-

tors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on the following eight (8) projects:

1. S.R. 1002, Section 01R, Washington County. This project involves the bridge replacement and intersection improvements from S.R. 1002 to Traffic Route 19 in N. Strabane and Peters Township.
2. S.R. 1030, Section B10, Washington County. This project involves new construction for the Donora Industrial Park Access Road from the railroad crossing to 14th Street.
3. S.R. 0019, Section 13R, Washington County. This project involves the placement of concrete mountable curb, concrete median barrier, a pavement overlay and new signals.
4. S.R. 0018, Section 03M, Greene County. This project involves the bridge replacement of Bridge No. 3 over Ten Mile Creek.
5. S.R. 0018, Section 04M, Greene County. This project involves the bridge replacement over the South Fork Ten Mile Creek Bridge.
6. S.R. 0018, Section 05M, Greene County. This project involves the bridge replacement of Bridge No. 1 over Ten Mile Creek.
7. S.R. 0019, Section UNK, Greene County. This project involves the restoration from Donaldson's Crossroads to the County Line.
8. S.R. 0079, Section 120, Washington County. This project involves the construction of a Park n Ride lot at the I-79/S.R. 0519 interchange area near Cannonsburg.

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

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

- a. Ability to package and present the Letter of Interest in accordance with the "General Requirements and Information" section.
- b. Number of available inspectors in each payroll classification.
- c. Number of NICET certified inspectors in each payroll classification.
- d. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, and drainage.
- e. Availability of CDS certified inspectors.
- f. Past performance.

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

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

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	2 (2)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	18 (11)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	3 (0)

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

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

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

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCIS)	\$39.36
(TCI)	\$34.43
(TA)	\$23.67

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

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

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

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

4 Nuclear Densometer Gauges/License
4 Vehicles for the Transportation of Nuclear
Gauges

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

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

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

<i>Classification</i>	<i>No. of Resumes</i>
TCIS	3
TCI	22

No resumes are required for the TA Classification.

The second copy of the letter of interest and required forms, (see general requirements and information section shall be sent to: Mr. Michael H. Dufalla, P.E., District Engineer, Engineering District 12-0, P. O. Box 459, N. Gallatin Avenue, Extension, Uniontown, PA 15401.

Any technical questions concerning the requirements for this project should be directed to: Mr. Anthony M. Dzurko, P.E., District 12-0, at (724) 439-7137.

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

General Requirements and Information

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

The first copy of the Letter of Interest and required information must be submitted to:

Mr. Charles W. Allwein, P.E., Chief
Consultant Selection Committee
7th Floor, Forum Place
555 Walnut Street
P. O. Box 3060
Harrisburg, Pennsylvania 17105-3060

Note: The Zip Code for express Mailing is 17101-1900

The Letter of Interest and required information must be received within twenty (20) calendar days of this Notice. The Deadline for receipt of a Letter of Interest at the above address is 4:30 p.m., November 30, 1998.

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

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

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

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

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

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

The Department requests that each Letter of Interest include the following information and that the information be packaged and presented in the order indicated below to facilitate the Department's review and evaluation.

The firm's ability and willingness to package and present the requested information in the above order to facilitate the Department's review and evaluation will be the first factor considered in the evaluation process.

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

2. A fact sheet that includes the project reference number for which the applicant wishes to be considered, the firm's legal name, fictitious name (if applicable), and the firm's federal identification number. If the project advertisement indicated the Department will retain an engineering firm for the project, the applicant should indicate on this fact sheet the names and Professional Engineer License Number of individuals who are directing heads or employees of the firm who have responsible charge of the firm's engineering activities, and whose names and seals shall be stamped on all plans, specifications, plats, and reports issued by the firm. If the project advertisement indicated the Department will retain an Land Surveying firm for the project, the applicant should indicate on this fact sheet the names and Professional Land Surveyor Registration Number of individuals who

are directing heads or employees of the firm who have responsible charge of the firm's land surveying activities, and whose names and seals shall be stamped on all plans, plats, and reports issued by the firm.

3. Project Organizational Chart (one page, one side, maximum size 11" x 17")

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

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

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

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

The prime and each subconsultant should not include more than one page each for Items 10 and 11.

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

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

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

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

6. Authorization Letters (if required)

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

7. Registration To Do Business

Firms with out-of-state headquarters or corporations not incorporated in Pennsylvania must include, with each Letter of Interest, a copy of their registration to do business in the Commonwealth as provided by the Department of State. Firms who are not registered to do

business in Pennsylvania at the time of this advertisement must document that they have applied for registration to the Department of State, Corporation Bureau. The telephone number for the Corporation Bureau is (717) 787-1057 or (717) 787-2004.

8. Overhead Rates (one page)

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

9. Additional Information

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

Letters of Interest will be rejected for the following reasons:

1. Received after the cut-off time and date specified above.
2. Failure to identify a Department Certified Disadvantaged Business Enterprise (DBE) if a DBE participation goal is identified in the advertised project.
3. Failure to include a copy of the registration to do business in the Commonwealth, if applicable.

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

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-1851. Filed for public inspection November 6, 1998, 9:00 a.m.]

Retention of Firm Specializing in Right-of-Way Acquisition

Blair County Convention & Sports Facilities Authority; S. R. 9900, Section CCA—Convention Center Assess Roads

The Blair County Convention & Sports Facilities Authority (Authority) in cooperation with the Federal Highway Administration (FHWA) and the Pennsylvania Department of Transportation (Department) will retain a firm specializing in Right-of Way Acquisition to perform all acquisition services for S. R. 9900, Section CCA, Blair County Convention Center access roads. The project is located in Allegheny Township, Blair County.

The project will provide access to the Convention Center from Business Route 220 Plank Road) and PA 36 (Logan Boulevard). The services required are, but not limited to, relocation assistance planning/problem identification, appraisal planning/services, negotiations, title and settlement services, relocation assistance and payments, and property management.

A selection will be made from the Technical Proposals in response to the project scope of work. Technical Proposals must include a Standard Form 254 and 255. The scope of work is available from Cheryl Ebersole, Executive Director, Allegheny Mountains Convention & Visitors Bureau (AMC&VB), Logan Valley Mall, Route 220 and Goods Lane, Altoona, PA 16602, (814) 943-4183.

A Standard Form 254, not more than one (1) year old as of the date of the advertisement, must accompany the Technical Proposal for the firm, each party to a Joint Venture, and each subconsultant the firm or Joint Venture is proposing to use for the performance of professional services. The Form must be submitted for each subconsultant regardless of whether the subconsultant is an individual, a college professor or a company.

The Standard Form 255 must be signed, dated and filled out in its entirety, including Item No. 5 listing the proposed subconsultants and the type of services they will perform on the project.

Technical question concerning the scope of work should be directed to G. Edward Stoltz, P.E., Design Services Engineer, Pennsylvania Department of Transportation, Engineering District 9-0, at (814) 696-7204. Questions will be received until 4:30 p.m. November 19, 1998. The questions received and a written reply will be provided to all firms that request a scope of work.

Technical and Price Proposals must be received at the AMC&VB no later than Noon November 25, 1998. The Price Proposal must be submitted in a separate sealed envelope. Submit five (5) copies of the Technical Proposal and three (3) copies of the Price Proposal.

Technical Proposals will be evaluated by a Selection Committee appointed by the Authority. The Authority will establish an order of ranking (Minimum of three firms) for the purpose of negotiating an agreement. The following factors, listed in the order of importance, will be used in the evaluation:

1. Specialized experience and technical competence of the firm/team
2. Specialized experience and technical competence of the key team members
3. Proposals to expedite the project and maintain the schedule
4. Demonstration of past performance on similar projects
5. The prime and subconsultant's workload and availability of staff
6. Response to the scope of work and approach to the project
7. Location of the consultant

The Department's limitation for wages and profit will apply. The applicable overhead rate will be determined by a Federal Acquisition Regulation (FAR) audit prepared by a CPA or another governmental agency.

The Authority reserves the right to reject all proposals submitted, to cancel the solicitations requested by this Notice, and/or readvertise the solicitation for the services.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-1852. Filed for public inspection November 6, 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, October 22, 1998, and took the following actions:

Regulations Approved:

Department of Transportation #18-331: Vehicle Equipment and Inspection (amends 67 Pa. Code Chapter 175)

State Board of Veterinary Medicine #16A-575: Professional Conduct (deletes 49 Pa. Code § 31.21, Principle 7, Paragraph (h))

Pennsylvania Public Utility Commission #57-184: Standards for Changing Customer's Electric Supplier (amends 52 Pa. Code Chapter 57)

Regulations Deemed Approved under Section 5(g) of the Regulatory Review Act—Effective October 14, 1998.

Pennsylvania Public Utility Commission #57-196: Motor Carrier Property Applications (amends 52 Pa. Code §§ 3.381 and 5.51)

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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
October 22, 1998

Department of Transportation—Vehicle Equipment and Inspection; Regulation No. 18-331

Order

On August 21, 1996, the Independent Regulatory Review Commission received this proposed regulation from the Department of Transportation (Department). This rulemaking amends 67 Pa. Code Chapter 175. The authority for this regulation is found in sections 4103, 4301, 4501, 4521 and 6103 of the Vehicle Code (75 Pa.C.S. §§ 4103, 4301, 4501, 4521 and 6103). The proposed regulation was published in the August 31, 1996 edition of the *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on September 29, 1998.

The amendments clarify existing state inspection requirements for motor vehicles and add additional criteria regarding acceptable vehicle equipment and modifications, including after-market equipment applications. Approximately 18,000 official inspection stations and about 80,000 official inspection mechanics will be required to enforce these amended rules. Owners of vehicles that are not in compliance with these revised requirements will incur some costs to conform their vehicles in order to pass periodic state inspections.

We have reviewed this regulation and find it to be in the public interest. The revised regulation sets forth more clearly defined vehicle equipment and modification standards. It will also address the growing public safety concern regarding vehicle accidents, injuries, and fatalities attributable to dangerous and unregulated vehicle modifications.

Therefore, It Is Ordered That:

1. Regulation No. 18-331 from the Department of Transportation, as submitted to the Commission on September 29, 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
October 22, 1998

State Board of Veterinary Medicine—Professional Conduct; Regulation No. 16A-575

Order

On September 24, 1996, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Veterinary Medicine (Board). This rulemaking deletes 49 Pa. Code § 31.21, Rules of Professional Conduct for Veterinarians, Principle 7, Veterinarian/client relationships, Paragraph (h). Paragraph (h) requires a veterinarian to give a client a 30-day written notice prior to withdrawal of services. The authority for this regulation is 63 P. S. § 485.5(2). The proposed regulation was published in the October 5, 1996 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on September 17, 1998.

The Senate Consumer Protection and Professional Licensure Committee approved this regulation on September 29, 1998. The House Professional Licensure Committee filed a letter on October 2, 1998, stating they have no comments.

We have reviewed this regulation and find it to be in the public interest. The Board concluded that a specific standard governing abandonment of animals is not necessary in the Code of Conduct. Other principles in the Code of Conduct establish that while the animal is under the care of a veterinarian, the veterinarian may not neglect the animal and is responsible for his actions in caring for the animal. Therefore, Principle 7 was duplicative and unnecessary.

Therefore, It Is Ordered That:

1. Regulation No. 16A-575 from the State Board of Veterinary Medicine, as submitted to the Commission on September 17, 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
October 22, 1998

Pennsylvania Public Utility Commission—Standards for Changing Customer's Electric Supplier; Regulation No. 57-184

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 Chap-

ter 57. The authority for this regulation is 66 Pa.C.S. §§ 501 and 2807(d)(1). 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 September 22, 1998.

The regulation governs customer selection of an electric generation supplier (supplier). It ensures that an electric distribution company (EDC) does not change a customer's supplier without direct oral confirmation from the customer, or written evidence of the customer's consent as required by the Electric Generation Choice and Competition Act of 1996.

The Senate Consumer Protection and Professional Licensure Committee approved the regulation on September 29, 1998.

The final-form regulation underwent substantial revisions from the proposed version. It now reflects the method of communication, electronic data transfer, developed by suppliers and EDCs during the pilot program. Although we support the PUC's efforts, we have identified three sections of the final-form regulation where clarity could be improved.

First, section 57.174 references "electronic data transfer and exchange standards" but does not include a citation nor indicate where such standards can be found. The standards referenced are contained in an order adopted by the PUC. A reference to that order could be included in a future rulemaking or the PUC could publish a policy statement incorporating the standards. Either option would clarify what the data transfer standards are. The other clarity issues which follow could be resolved in a future rulemaking.

Section 57.174 states the EDC must make the supplier change at the beginning of the first "feasible" billing period. It is not clear what conditions would impact the "feasibility" of a change following the 10-day waiting period.

Section 57.173(a)(1) requires the supplier to notify the EDC of the customer's supplier selection by the end of the next business day following the "customer contact." We understand the "contact" is intended to be the execution of an agreement. This interpretation is clarified in correspondence from the PUC to EDCs and suppliers on August 17, 1998. However, it is not clear in the regulation.

Finally, section 57.172 addresses procedures for contact made "orally" by a customer with the EDC. The section does not indicate whether the procedures apply to written comments.

We have reviewed this regulation and find it to be in the public interest. The proposal protects consumers against a practice known as "slamming" and establishes procedures to be used by EDCs and suppliers during the change of a customer's supplier.

Therefore, It Is Ordered That:

1. Regulation No. 57-184 from the Pennsylvania Public Utility Commission, as submitted to the Commission on September 22, 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
October 22, 1998

*Pennsylvania Public Utility Commission—Motor Carrier
Property Applications; Regulation No. 57-196*

Order

On April 28, 1998, the Independent Regulatory Review Commission (Commission) received the proposed version of this regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking would amend 52 Pa. Code §§ 3.381 and 5.51. The authority for this regulation is section 501 of the Public Utility Code (66 Pa.C.S. § 501). The proposed version of this regulation was published in the May 9, 1998 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form version of this regulation was submitted to the Commission on September 22, 1998.

This regulation represents an important step in the "deregulation" of the motor carrier industry. In 1994, the United States Congress amended the Interstate Commerce Act to preempt state regulation of motor carriers of property in the areas of rates, routes and service. In response to this change in Federal law, this regulation will excise existing requirements that new motor carrier applications be published in the *Pennsylvania Bulletin*. Since the PUC no longer regulates rates, routes and service, there is no need to publish these applications. The PUC claims that this regulation will streamline the application process, increase the PUC's speed in handling applications and reduce costs for applicants.

The final-form regulation contains no changes from the proposed regulation. We did not file any comments on the proposed regulation. Furthermore, the House Consumer Affairs Committee did not convey any recommendations, comments or objections to this regulation, and the Senate Consumer Protection and Professional Licensure Committee approved the final-form regulation on September 29, 1998.

Therefore:

The Commission will notify the Legislative Reference Bureau that Regulation No. 57-196 from the Pennsylvania Public Utility Commission, as submitted to the Commission on September 22, 1998, was deemed approved under section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) on October 14, 1998.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 98-1853. Filed for public inspection November 6, 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.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
50-112	Pennsylvania Securities Commission Registration of Securities; Registration of Broker-dealers, Agents and Investment Advisers; Administration	10/23/98

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
6-265	State Board of Education Academic Standards and Assessment	10/27/98

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 98-1854. Filed for public inspection November 6, 1998, 9:00 a.m.]

INSURANCE DEPARTMENT

Appeal of Antonio Saez under The Motor Vehicle Financial Responsibility Law Catastrophic Loss Benefits Continuation Fund; Doc. No. CF98-10-019

A telephone prehearing conference initiated by this office shall be conducted on December 1, 1998, at 10 a.m. The parties shall have exchanged and filed prior to November 24, 1998, all exhibits intended for use at the hearing, a witness list identifying the names, addresses and telephone numbers for the proposed witnesses, the identity of all experts along with their curriculum vitae and proposed testimony, an estimate of time for the respective party's case-in-chief, a listing of all legal issues and the supportive citation for the respective party's position pertaining to the legal issues and all joint factual stipulations.

The hearing shall occur on December 15, 1998, at 2 p.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. 98-1855. Filed for public inspection November 6, 1998, 9:00 a.m.]

Appeal of Connie Principato and Pennsylvania Collision Trade Guild, also t/a Coalition for Collision Repair Equality; Doc. No. DO98-10-002

On October 2, 1998, Connie Principato and the Pennsylvania Collision Trade Guild, also t/a Coalition for Collision Repair Equality, filed a Petition for Declaratory Order seeking a determination by the Insurance Commissioner of Pennsylvania that insurance companies and their appraisers licensed to do business in this Commonwealth are violating the Appraisers Act and applicable regulations by certain referral and appraisal practices surrounding the appraisal and repair of damages to motor vehicles. The Petition also seeks a determination that insurance companies are violating the Unfair Insurance Practices Act by misrepresenting terms of their insurance policies, by entering into agreements with selected direct repair shops, by engaging in unfair claim settlement or compromise practices in connection with claim payment and settlement, and by actions directed toward certain

auto repair shops alleged to constitute a boycott of those shops. The Petition also seeks an order declaring that existing laws and regulations do not permit "insurance companies and appraisers to only pay for 'prevailing market procedures' and only at the 'prevailing market rate' to repair damage to a motor vehicle."

And Now, this 26th day of October, 1998, under 1 Pa. Code §§ 35.30, 35.35 and 35.36, it is hereby *Ordered* as follows:

1. On or before December 4, 1998, interested persons desiring to participate shall file a petition to intervene pursuant to 1 Pa. Code §§ 35.27—35.32 and agencies authorized to participate shall file a notice of intervention pursuant to 1 Pa. Code § 35.27(1).

2. Petitions to intervene and notices of intervention shall be filed with the Docket Clerk of the Administrative Hearings Office, Pennsylvania Insurance Department, Capitol Associates Building Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

3. Answers to petitions to intervene shall be filed on or before December 15, 1998.

4. Except as otherwise specifically provided herein, all protests, petitions and motions preliminary to hearing, and all answers to the petition for declaratory order, shall be filed on or before December 29, 1998.

Interested persons are reminded of the need to serve all parties with any document which is filed with the Administrative Hearings Office. Copies of pertinent docket material relating to this case may be obtained from F. Karen Bernhard, Assistant Docket Clerk, at the above address, (717) 783-2126.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-1856. Filed for public inspection November 6, 1998, 9:00 a.m.]

Medical Inter-Insurance Exchange (MIIX); Rate Filing

On October 19, 1998, the Insurance Department received from Medical Inter-Insurance Exchange (MIIX) a Physicians & Surgeons Professional Liability rate filing.

The company requests an overall 15.0% increase. In addition, the company is proposing to adopt increased limit factors to adjust Pennsylvania physicians and surgeons rates from limits of \$300,000/\$900,000 to limits of \$400,000/\$1,200,000 and hospital rates from limits of \$300,000/\$1,500,000 to \$400,000/\$2,000,000 to comply with Act 135. The proposed effective date is January 1, 1999.

Unless formal administrative action is taken prior to December 18, 1998, the subject filing may be deemed approved by operation of law.

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

All interested parties are invited to submit written comments, suggestions or objections to Nabila Audi, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA

17120, or by e-mail at naudi@ins.state.pa.us, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-1857. Filed for public inspection November 6, 1998, 9:00 a.m.]

Princeton Insurance Company; Rate Filing

On October 20, 1998, the Insurance Department received from Princeton Insurance Company a Physicians & Surgeons Professional Liability rate filing. This filing replaces an earlier filing which was withdrawn.

The company requests an overall 38.7% increase. The proposed effective date is February 1, 1999.

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

All interested parties are invited to submit written comments, suggestions or objections to Nabila Audi, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, or by e-mail at naudi@ins.state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-1858. Filed for public inspection November 6, 1998, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing, as authorized by the act of June 17, 1998 (P. L. 464, No. 68) in connection with their company's termination of the insured's automobile policies. The hearings will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). All administrative hearings are held in the Insurance Department Offices in Harrisburg, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

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

Appeal of Maureen D. Donnelly; file no. 98-219-34284; Royal Indemnity Company; doc. no. PH98-10-020; November 24, 1998, at 10 a.m.;

Appeal of Maria Solomon; file no. 980-280-34344; AAA Mid-Atlantic Insurance Co.; doc. no. PH98-10-021; November 24, 1998, at 1 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Commissioner may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

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

Persons with a disability who wish to attend the above-referenced administrative hearings, 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. 98-1859. Filed for public inspection November 6, 1998, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Luzerne County, Wine & Spirits Shoppe #4003, Dallas Village Shopping Center, 415 Memorial Highway, Dallas, PA 18612-1150.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 6,000 to 8,500 net useable square feet of new or existing retail commercial space within Dallas Township.

Proposals due: December 4, 1998 at 12:00 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Charles D. Mooney, (717) 657-4228

Wayne County, Wine & Spirits Shoppe #6403, Hamlin Shopping Center, Rt. 590, Hamlin, PA 18427-0760.

Lease Expiration Date: December 31, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,900 to 3,300 net useable square feet of new or existing retail commercial space within Salem Township.

Proposals due: December 4, 1998 at 12:00 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Charles D. Mooney, (717) 657-4228

Berks County, Wine & Spirits Shoppe #0612, 524 Schuylkill Avenue, Reading, PA 19601-2628.

Lease Expiration Date: August 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,700 to 3,500 net useable square feet of new or existing retail commercial space within Northwestern section of Reading.

Proposals due: December 4, 1998 at 12:00 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661

Contact: Charles D. Mooney, (717) 657-4228

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 98-1860. Filed for public inspection November 6, 1998, 9:00 a.m.]

PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY

Meeting Notice

Notice is hereby given of a working group meeting of the Radiological Emergency Preparedness Advisory Committee (REPAC) of the Pennsylvania Emergency Management Council (PEMC) to review the State policy regarding the use of potassium iodide (KI) in connection with a nuclear power plant incident. The meeting will be held at 10 a.m., on Tuesday, November 24, 1998, in conference room HB 305 at M.S. Hershey Medical Center.

Questions concerning this meeting should be directed to Vice Chair William P. Kirk at (717) 783-9730.

JOSEF C. JORDAN,
Director
Bureau of Plans

[Pa.B. Doc. No. 98-1861. Filed for public inspection November 6, 1998, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Implementation of Required State Review Regarding Public Interest Payphone Program and Funding Mechanism; M-00981201

Commissioners Present: John M. Quain, Chairperson; Robert K. Bloom, Vice Chairperson; David W. Rolka; Nora Mead Brownell; Aaron Wilson, Jr.

Public Meeting held
October 16, 1998

Opinion and Order

By the Commission:

The Telecommunications Act of 1996 (act) directed the Federal Communications Commission (FCC) to promul-

gate new regulations which govern the payphone industry and, inter alia, ensure that all payphone owners are compensated for calls originated on their payphones and discontinue subsidies for payphones owned by local exchange carriers (LECs). See 47 U.S.C.A. § 276. A notice of proposed rulemaking (CC Docket No. 96-128) was adopted by the FCC on June 4, 1996, and released on June 6, 1996.

On September 20, 1996, the FCC adopted and released a Report and Order implementing the payphone provisions of the act. *Implementation of the Pay Telephone Reclassification and Compensation Provisions of the Telecommunications Act of 1996*, CC Docket No. 96-128 and No. 91-35, (September 20, 1996), (*Report and Order*). On November 8, 1996, the FCC released the Order on Reconsideration. *Implementation of the Pay Telephone Reclassification and Compensation Provisions of the Telecommunications Act of 1996*, CC Docket No. 96-128 and No. 91-35, (November 8, 1996), (*Reconsideration Order*). A summary of the *Reconsideration Order* was published on December 12, 1996 at 61 Fed. Reg. 65341. The FCC, finding no new evidence or arguments, made no significant changes to the September 20, 1996 *Report and Order*. Essentially, the FCC affirmed its position that the payphone market is fundamentally competitive and can be safely deregulated so as to permit market forces to set rates for local coin calls. *Reconsideration Order*, 61-62.

In the *Report and Order*, the FCC had also directed each state to examine its regulations applicable to payphones and payphone service providers, removing or modifying those that erect barriers to entry or exit and thereby affect the ability of companies to compete in the payphone industry on an equal footing. *Report and Order*, 60. Furthermore, in response to Congress's concern expressed in section 276(b)(2) of the act, the FCC concluded that a need exists to "ensure the maintenance of payphones that serve the public policy interests of health, safety, and welfare in locations where there would not otherwise be payphones as a result of the operation of the market." The FCC was concerned about the access to emergency services in isolated areas with low residential phone penetration. *Report and Order*, 277.

The FCC expressed the opinion that states are in a better position to ascertain the need for payphones which serve community interests. *Report and Order*, 278. However, the FCC believed that the act directed the agency to impose guidelines for establishment of a public interest payphone program. *Report and Order*, 281. Ultimately, the FCC in its *Report and Order* at paragraph 285, reached the following conclusion:

... we direct each state to review whether it has adequately provided for public interest payphones in a manner consistent with this Report and Order. In particular, each state should evaluate whether it needs to take any measures to ensure that payphones serving important public interests will continue to exist in light of the elimination of subsidies and other competitive provisions established pursuant to Section 276 of the 1996 Act, and that any existing programs are administered and funded consistent with the requirements described above. This review must be completed by each state within two years of the date of issuance of this Report and Order, and may be conducted in conjunction with each state's study of the payphone marketplace which we are requiring in connection with the transition to market-based payphone compensation.

We initially recognized our responsibilities on this issue in our decision on the *Petition of the Pennsylvania Telephone Association Regarding Paystation Deregulation Compliance Filing*, P-00971166 (Order entered March 14, 1997), (*PTA Petition*), page 5, which states as follows:

The FCC established a national guideline whereby the companies providing public interest payphones are to be fairly compensated for the cost of such services. The FCC allows the individual state commissions to determine whether they want to adopt rules for funding and maintaining such a program.

After noting that Pennsylvania's Universal Service Fund may be used to fund public interest payphones, we directed the Universal Task Force to consider this issue and requested the submission of recommendations and comments on public interest payphones and their funding. *PTA Petition*, page 13.

In the *Final Report and Recommendation of the Pennsylvania Universal Telephone Service Task Force*, filed September 29, 1997, at Docket No. I-00940035,¹ the following decision was made with respect to our obligation in addressing this matter:

With respect to the issue of public interest payphone funding, the Subcommittee concludes that the issue is too complex to be addressed within the time allotted. Further, much of the information that the Subcommittee needs to consider will not be available until after October 7, 1997, the date on which the regulation of payphone prices is scheduled to end. The Subcommittee will address this issue when the requisite information becomes available, and will submit a supplemental report to the Commission concerning this subject.

Universal Service Task Force Report, page 3. Thereafter, we had the occasion to address this issue again in a rulemaking docket.

On April 10, 1998, we issued a Final-Form Rulemaking Order in *Rulemaking to Rescind Obsolete Regulations Regarding Telephone and Residential Telephone Service*, 52 Pa. Code Chapters 63 and 64, Docket No. L-00960113.² In considering § 63.95, originally named as "Sufficiency of public telephone service,"³ we noted that the requisite information on this subject was still not available and also cited the quotation in the Universal Service Task Force Report that the issue was "too complex to be addressed within the time allotted" (page 22). Furthermore, we acknowledged that as opposed to complaints about the low level of residential payphone penetration, the complaints we now receive pertain to having an overabundance of payphones and the role they play in illegal activities (page 22). It is a rare occasion for our Bureau of Consumer Services to receive a complaint that a payphone was needed at a certain location.

In the Final-Form Rulemaking Order, we essentially retained only subsection (c) of § 69.95,⁴ which we believed to be consistent with the FCC's directive on implementing a public interest payphone program. Revised § 69.95, which recognizes the Commission's authority to require a payphone service provider to place a coin

¹ This report and recommendation was adopted and approved by the Commission by Final Opinion and Order entered February 2, 1998.

² The Final-Form Rulemaking Order was published in the *Pennsylvania Bulletin* on July 18, 1998 at 28 Pa.B. 29.

³ Annex A to the Final-Form Rulemaking Order has the section titled "Coin telephone service in the public interest."

⁴ Section 63.95 only remains as one sentence, which provides as follows:
[(c)] The Commission may require a [local exchange carrier or a nonpublic utility] payphone service provider to place or replace a [public] coin telephone at a particular location if it is determined that a placement or replacement is in the public interest.

telephone, is consistent with the FCC's delegation of authority over public interest payphones to the states. We anticipate requiring the closest payphone service provider in that area to place another coin telephone at the needed location. In any event, decisions on requests for the placement of a coin telephone will likely be made on a case-by-case basis. Given the complexity of implementing a public interest payphone funding mechanism and the speculation as to when and where a public interest payphone⁵ would be needed, we find that imposing a funding mechanism is unwarranted, and we therefore decline to adopt rules to implement funding.

Moreover, in the April 10, 1998 Final-Form Rulemaking Order, we stated definitively that we have "adequately provided for public interest payphones," as directed by the FCC in its *Report and Order* (§285). Specifically, we stated that "[i]n any event, existing paragraph (c) is consistent with the FCC's directive since the regulation contemplates that we would ensure the placement of public telephones at certain locations to promote the public interest" (page 22). Our determination in the April 10, 1998 Final-Form Rulemaking Order effectively satisfied the 2-year time period for State review established by the FCC in its *Report and Order*.

Finally, the FCC has imposed a safeguard to assure the sufficiency of state action. Under paragraph 286 of its *Report and Order*, the FCC made the following statement:

If interested parties believe that a state is not supporting public interest payphones fairly and equitably, such parties may file a petition with the Commission asserting that the state is not providing for payphones in accordance with Section 276(b)(2) and the guidelines we adopt in this Report and Order, as may be amended from time to time.

To the extent that any interested party believes that our treatment of public interest payphones, in particular our decision not to impose a funding mechanism, is unfair or inequitable, they may petition the FCC for relief; *Therefore*,

It Is Ordered That:

The Federal Communications Commission's (FCC) requirement that the Pennsylvania Public Utility Commission adequately review its public interest payphone program and funding mechanism consistent with the FCC's September 20, 1996 *Report and Order* has been satisfied.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-1862. Filed for public inspection November 6, 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.

⁵ The definition of public interest payphone is "a payphone which (1) fulfills a public policy objective in health, safety, or public welfare, (2) is not provided for a location provider with an existing contract for the provision of a payphone, and (3) would not otherwise exist as a result of the operation of the competitive marketplace." *Report and Order* (§282).

Protests to the applications published herein are due on or before November 30, 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-00115386. Ronald Heier (65 Stuart Run Road, Quarryville, Lancaster County, PA 17566)—persons in paratransit service, between points in the county of Lancaster, and from points in the said county, to points in Pennsylvania, and return; limited to the transportation of persons whose personal beliefs preclude them from owning or operating motor vehicles.

A-00115398. All Star Limousine, Ltd. (5219 Bay Road North, Bensalem, Bucks County, PA 19020), a corporation of the Commonwealth of Pennsylvania—persons in limousine service, between points in the counties of Philadelphia, Bucks, Montgomery and Delaware, and from points in said counties, to points in Pennsylvania, and return. *Attorney:* Saul L. Langsam, 15th Street & John F. Kennedy Boulevard, Two Penn Center Plaza, Suite 1510, Philadelphia, PA 19102.

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 November 23, 1998.

- | | |
|------------|--|
| A-00115403 | James R. Kirkham, Inc.
5329 Gloria Drive, Morrisville, PA
19067 |
| A-00115402 | William E. Shoemaker, t/a Shoemaker's
Contracting
R. D. #1, Box 246, Manns Choice, PA
15550 |
| A-00115401 | G. A. Peak Excavating, Inc.
116 Branch Road, Sellersville, PA
18960 |
| A-00115400 | Raymond K. Elmer, t/a K & D Trucking
105 Engletown Road, Honeybrook, PA
19344 |
| A-00115382 | Tuzze Trucking, Inc.
56 Cottage Street, Carbondale, PA
18407 |
| A-00115380 | Bernard Chytla, t/a Bernard Chytla
Trucking
103 Anthony Lane, West Chester, PA
19382 |
| A-00115379 | Highlander Express, Inc.
2934 Kings Mill Road, Bethel Park,
PA 15102-1636 |
| A-00115376 | Michael F. Ronca & Sons, Inc.
179 Mikron Road, Bethlehem, PA
19020 |

- A-00115375 Gary A. Brown
R. R. #5, Box 275, Pine Grove, PA
17963
- A-00115374 Godfrey Transport, Inc.
50 East 91st Street, Suit 305, India-
napolis, IN 46240; Baker & Daniels,
300 North Meridian Street, Suite
2700, Indianapolis, IN 46204
- A-00115392 Walter G. Berger, t/a Bergers Towing &
Salvage
6861 Blue Ridge Avenue, Harrisburg,
PA 17112
- A-00115393 Steven M. Smith
853 Callowhill Road, Perkasie, PA
18944
- A-00115094 F.2 Community Ambulance Service, Inc.
1010 Buffalo Street, Franklin, PA
16323; John A. Pillar, 1106 Frick
Building, Pittsburgh, PA 15219
- A-00115394 Howard L. Renninger, Jr., t/a Ren-
ninger Enterprises
310 West Main Street, Tremont, PA
17981
- A-00115396 David Piro
450 Girard Street, Johnstown, PA
15905
- A-00115397 Let's Move It, Inc.
401 East Louthier Street, Carlisle, PA
17013; Scott W. Pohlman, 1013
Mumma Road, Suite 100, Lemoyne,
PA 17043
- A-00115404 David R. Kerstetter, t/a Venom Truck-
ing
158 1st Street, Coaldale, PA 18218;
Joseph J. Velitsky, P. O. Box 95, Sum-
mit Hill, PA 18250

*Pennsylvania Public Utility Commission, Bureau of
Transportation and Safety v. Affiliated Transport Ex-
press, Inc.; Doc. No. A-00108010C9801*

Complaint

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania, empowered to regulate motor carriers and brokers within this 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 Affiliated Transport Express, Inc., respondent, maintains a principal place of business at 2531 East State Street, Trenton, NJ 08619.
2. That all times relevant to this Complaint, respondent held a certificate of public convenience issued by this Commission at Application Docket No. A-00108010.
3. That pursuant to Section 512 of the Public Utility Code, 66 Pa.C.S. § 512, and 52 Pa. Code Chapter 32; respondent is required to maintain evidence of current insurance on file with this Commission.
4. That respondent has failed to maintain evidence of bodily injury and property damage liability insurance and

cargo insurance, in violation of the Public Utility Code and regulations cited in Paragraph 3 of this complaint.

5. That as a result of failure to maintain evidence of current insurance on file with this Commission, the Bureau of Transportation and Safety Prosecutory Staff requests that the Secretary of the Commission revoke respondent's certificate of public convenience.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Secretary of the Commission revoke the certificate of public convenience held by Affiliated Transport Express, Inc. at Docket No. A-00108010, for failure to maintain current evidence of insurance on file with the Commission.

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

Notice to Plead

A. You must file an answer within twenty (20) days of the date of service. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice to plead. 52 Pa. Code § 1.56(a). The answer must raise all factual and legal arguments that you wish to claim in your defense and must include the docket number of this Complaint. Your answer must be verified and the original and two (2) 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 of the date of service as identified in Paragraph A. above, the Bureau of Transportation and Safety will request that the Commission enter an order revoking your certificate of public convenience; contract carrier permit; or brokerage license or imposing such other remedy as may be appropriate.

C. In lieu of an answer, you may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Upon receipt of the proof of insurance from your insurer, the complaint proceeding shall be closed.

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 that the Commission enter an order revoking your certificate of public convenience; contract carrier permit; or brokerage license.

E. If you file an answer which contests the complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-1863. Filed for public inspection November 6, 1998, 9:00 a.m.]

Telecommunications

A-310651. Bell Atlantic-Pennsylvania, Inc. and Service Electric Telephone Company. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Service Electric Telephone Company for approval of an Interconnection Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Service Electric Telephone Company, by its counsel, filed on October 15, 1998, at the Pennsylvania Public Utility Commission (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. Comments are due on or before 20 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and Service Electric Telephone Company Joint Petition are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-1864. Filed for public inspection November 6, 1998, 9:00 a.m.]

Telecommunications

A-310684F0002. GTE North Incorporated and United States Telecommunications, Inc. Joint Petition of GTE North Incorporated and United States Telecommunications, Inc. for approval of a Resale Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

GTE North Incorporated and United States Telecommunications, Inc., by its counsel, filed on October 13, 1998, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of a Resale Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 20 days after the date of publication of this notice. Copies of the GTE North Incorporated and United States Telecommunications, Inc., Joint Petition are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-1865. Filed for public inspection November 6, 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 for the following contract.

Contract No. 87-021-RP83—General construction of a new generator building at the Valley Forge Service Plaza located at M.P. 324.6 EB, Chester Co., and the North Neshaminy Service Plaza, WB, located at M.P. 351.9, Bucks Co., PA

Bid Opening Date—December 10, 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 \$25 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.

A prebid conference for the project will be held November 18, 1998, at 10 a.m. The party will meet at the Valley Forge Service Plaza construction site.

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

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-1866. Filed for public inspection November 6, 1998, 9:00 a.m.]

Retention of an Engineering Firm for Traffic and Revenue Study

Systemwide Reference No. 3-107

The Turnpike Commission (Commission) is seeking consultant services to perform Traffic and Revenue Studies for potential near-term and long-term modifications to the toll schedule and method of toll collection.

The study will consist of three areas of analysis.

The first area of analysis will consist of developing and analyzing the near-term goal of developing a toll structure utilizing a quarter interval tolls. This phase will include traffic and revenue projections for various toll

schedules. In addition, operational improvements such as improved through-put at the plazas and coin handling should be reviewed and analyzed.

Due to the continued traffic growth and peak hour congestion in the urban portions of the Turnpike, a second area of study will include a feasibility study of congestion pricing. This study will include a review of issues associated with congestion pricing and include a recommendation for implementation and estimated traffic and revenue. This portion should also identify improvements in traffic flow at or near the interchanges.

The third area will include a review of possible long term modifications to the toll collection system and toll schedule to optimize revenue and minimize operations and maintenance. This will include possible changes in the system to switch from primarily a ticket system and to make the collection uniform systemwide. This will require traffic and revenue estimates for the various configurations. This phase will also require a staged implementation plan to arrive at the final configuration and associated traffic and revenue analysis. This portion will include a series of broad alternatives and include cost to implement each alternative.

Questions and inquiries concerning this Project should be directed to Timothy M. Scanlon, P.E. at (717) 939-9551, Ext. 5590; or by e-mail at tscanlon@paturnpike.com.

General Requirements and Information

Firms interested in performing the above services are invited to submit Expanded Letters of Interest to Barry L. Troup, P.E., Assistant Chief Engineer for Design, at the PA Turnpike Commission Administration Building located on Eisenhower Boulevard at the Harrisburg-East Interchange (No. 19). (FedEx address: Route 283 and Eisenhower Boulevard, Highspire, PA 17034) (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676).

The expanded letters 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 the date of this advertisement, and Standard Form 255, "Architect-Engineer and Related Services Questionnaire for Specific Project," must accompany each expanded letter of interest. Explanation that the firm has successfully completed similar type projects, of the same magnitude, is required. If the firm has multiple offices, the location of the office performing the work must be identified.

Firms with out-of-State headquarters or corporation 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 Commission currently limits its participation 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 indirect payroll costs (overhead) on design projects to 130% or the consultant's actual audited overhead rate, whichever is less.

The Consultant in their submission should identify the following factors:

(A) Specialized experience and technical competence of firm. The firm must clearly demonstrate their capabilities of completing this project by identifying similar projects that have been completed, the magnitude of the project, and the client.

(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 letters of interest must include an indication of the prime consultant's and subconsultant's current workload for all Pennsylvania Department of Transportation and Pennsylvania Turnpike Commission projects.

(D) Location of consultant's office where the work will be performed.

(E) Listing of subconsultant's intended. Any deviation from the subconsultant's listed in the expanded letter of interest will require written approval from the Commission.

(F) An organization chart for the Project, identifying key personnel. Only resumes of key personnel should be included.

(G) Other factors, if any, specific to the project.

Each firm should demonstrate in their expanded letter of interest their ability to perform the specific requirements indicated for this project by including a maximum three page report on this project.

The expanded letter of interest and required forms must be received by 12 p.m. (noon), Friday, November 20, 1998. Any 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 received in response to this solicitation, 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 or Requests for Proposals will not be requested prior to selection.

The Commission reserves the right to reject all expanded letters of interest, to cancel solicitation requested under this notice, and/or to re-advertise solicitation for these services.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-1867. Filed for public inspection November 6, 1998, 9:00 a.m.]

STATE CONTRACTS INFORMATION

DEPARTMENT OF GENERAL SERVICES

Notices of invitations for bids and requests for proposals on State contracts for services and commodities for which the bid amount is reasonably expected to be over \$10,000, are published in the State Contracts Information Section of the *Pennsylvania Bulletin* prior to bid opening date. Information in this publication is intended only as notification to its subscribers of available bidding and contracting opportunities, and is furnished through the Department of General Services, Vendor Information and Support Division. No action can be taken by any subscriber or any other person, and the Commonwealth of Pennsylvania is not liable to any subscriber or any other person, for any damages or any other costs incurred in connection with the utilization of, or any other reliance upon, any information in the State Contracts Information Section of the *Pennsylvania Bulletin*. Interested persons are encouraged to call the contact telephone number listed for the particular solicitation for current, more detailed information.

EFFECTIVE JULY 1, 1985, A VENDOR'S FEDERAL IDENTIFICATION NUMBER (NUMBER ASSIGNED WHEN FILING INCOME TAX DOCUMENTS) OR SOCIAL SECURITY NUMBER IF VENDOR IS AN INDIVIDUAL, MUST BE ON ALL CONTRACTS, DOCUMENTS AND INVOICES SUBMITTED TO THE COMMONWEALTH.

Act 266 of 1982 provides for the payment of interest penalties on certain invoices of "qualified small business concerns". A qualified small business concern is an independently owned, operated for profit, business employing 100 or fewer employes and is not a subsidiary or affiliate of a corporation otherwise not qualified.

Such penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter. The small business concern must include on every invoice submitted to the Commonwealth: "(name of vendor) is a qualified small business concern as defined at 4 Pa. Code § 2.32".

For information on the required payment date and annual interest rate, please call the Pennsylvania Department of Commerce, Small Business Action Center, 483 Forum Building, 783-5700.

Reader's Guide

- ① Service Code Identification Number
- ② Commodity/Supply or Contract Identification No.

B-54137. Consultant to provide three 2-day training sessions, covering the principles, concepts, and techniques of performance appraisal and standard setting with emphasis on performance and accountability, with a knowledge of State Government constraints.

Department: General Services
 Location: Harrisburg, Pa.
 Duration: 12/1/93-12/30/93
 Contact: Procurement Division
 787-0000

③ Contract Information

④ Department

⑦

⑤ Location

(For Commodities: Contact:)
 Vendor Services Section
 717-787-2199 or 717-787-4705

⑥ Duration

REQUIRED DATA DESCRIPTIONS

- ① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.
- ② Commodity/Supply or Contract Identification No.: When given, number should be referenced when inquiring of contract of Purchase Requisition. If more than one number is given, each number represents an additional contract.
- ③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.
- ④ Department: State Department or Agency initiating request for advertisement.
- ⑤ Location: Area where contract performance will be executed.
- ⑥ Duration: Time estimate for performance and/or execution of contract.
- ⑦ Contact: (For services) State Department or Agency where vendor inquiries are to be made.

(For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705

GET A STEP AHEAD IN COMPETING FOR A STATE CONTRACT!

The Treasury Department's Bureau of Contracts and Public Records can help you do business with state government agencies. Our efforts focus on guiding the business community through the maze of state government offices. The bureau is, by law, the central repository for all state contracts over \$5,000. Bureau personnel can supply descriptions of contracts, names of previous bidders, pricing breakdowns and other information to help you submit a successful bid on a contract. We will direct you to the appropriate person and agency looking for your product or service to get you "A Step Ahead." Services are free except the cost of photocopying contracts or dubbing a computer diskette with a list of current contracts on the database. A free brochure, "Frequently Asked Questions About State Contracts," explains how to take advantage of the bureau's services.

Contact: **Bureau of Contracts and Public Records**
 Pennsylvania State Treasury
 Room G13 Finance Building
 Harrisburg, PA 17120
 717-787-2990
 1-800-252-4700

BARBARA HAFER,
State Treasurer

Online Subscriptions At <http://www.statecontracts.com> 1-800-334-1429 x340

Commodities

1367078 Clothing and individual equipment—65,000 bibs, terry cloth, ends are interlocked to prevent unraveling; Velcro fasteners; "One 2-Wear Bid consisting of 100% cotton, white velour terry with "One 2-Wear" vinyl spill-proof backing w/ultra dense looping of material.

Department: Health
Location: Harrisburg, Dauphin County, PA
Duration: FY 98—99
Contact: Vendor Services; fax request to (717) 787-0725 or call (717) 787-2199

1287118 Communication equipment—2 each TC7401-20 dome/trim ring module light tint fits TC7422; 2 each TC7422A back box/power supply for TC700 series, indoor, pendant; 2 each LTC 465/00 adapter kit, for maintaining fixed cameras in backbox; 9 each LTC 0242/20 camera 1/4" 330 TVL color DSP w/3MM lens 12VDC/24VAC 60 Hz; 7 each LTC 9348/00 dome; housing 8.5 inch ceiling mount metal backbox; 1 each LTC 5416/60 power supply, 16 camera 24 VAC 12VA each output; 1 each PA7027C 27 inch resolution color monitor 600 TVL 120V 60HZ; 1 each LTC 2641/60 Allplex 9 channel color multiplexer Simplex 120V; 1 each TC9227MM-W monitor mount wall for 20—27 inch monitor 200 lb.; 1 each Elkay desk rack assembly for mounting equipment; 1 each LTC 5234/60 distribution amplifier 4 input 12 out (3 per input) 120V; 1 each LTC 0242/20 camera 1/4" 330 TVL color DSP w/3MM lens 12VDC/24VAC 60 Hz; 2 each TC552A camera 1/3" 380 TVL B/W 24V 60HZ no lens; 2 each TC9936 CS lens 1/3 inch 3.5 to 8MM direct drive F/1.4 to F/90; 1 each LTC 5416/60 power supply 16 camera 24VAC 12VA each output; 3 each LTC 9353/00 housing, indoor for camera/lens to 8.75 inch; 3 each LTC 9210/00 column mount 8 inch 15 lb. max load; 1 each LTC 9101/00 rack kit for up to 2 half rack units; 2 each LTC 3924/60 VCR, time lapse 24 hour "Real Time" high density; 2 each LTC 9061/00 rack kit for LTC 3924 recorder; 2 each LTC 2009/61 9 inch monochrome monitor 800 TVL 120VAC 60 HZ; 1 each LTC 9009/00 rack kit for up to 2 LTC 2009S 10.5 inch high; 1 each TC210A 9 inch color monitor 330 TVL 120V 60HZ; 1 each TC210AMK pack kit for up to 2 TC210S or TC210AS 10.5 inch high; 2 each WP 300 Telex wall plat microphone; 2 each MPA-1 Aries Resources custom mic preamp; 2 each SPK-1000 Telex self powered monitor speaker; 1 each RK-1 custom rack for SPK 1000; 1 each Elkay desk rack assembly for mounting equipment; 3 each LTC 2662/60 Allplex 16 channel color multiplexer duplex 120V; 3 each PA7027C 27 inch hi resolution color monitor 600 TVL 120V 60HZ; 3 each LTC 3924/60 VCR time lapse 24 hour "Real Time" high density 120VAC 60 HZ; 3 each. Elkay desktop cabinet for equipment; 1 lot labor for installation.

Department: Corrections
Location: Mercer, Mercer County, PA
Duration: FY 98—99
Contact: Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199

PSU 4729-g Computer and related equipment—1 each Apple Power Macintosh.

Department: Penn State University
Location: University Park, Centre County, PA
Duration: FY 98—99
Contact: Steve Blazer, (814) 865-1402, fax (814) 865-3028

PSU 4730-g Computer and related equipment—2 each 3 Cm 24 port hubs with management, module and cable.

Department: Penn State University
Location: University Park, Centre County, PA
Duration: FY 98—99
Contact: Steve Blazer, (814) 865-1402, fax (814) 865-3028

PSU 4731-g Computer and related equipment—3 each 3 Com Network Cards/Assante boards and transceivers.

Department: Penn State University
Location: University Park, Centre County, PA
Duration: FY 98—99
Contact: Steve Blazer, (814) 865-1402, fax (814) 865-3028

PSU 4732-g Computer and related equipment—1 each Fore 3810 chassis and modules.

Department: Penn State University
Location: University Park, Centre County, PA
Duration: FY 98—99
Contact: Steve Blazer, (814) 865-1402, fax (814) 865-3028

PSU 4734-g Computer and related equipment—1 each PC and Laptop.

Department: Penn State University
Location: University Park, Centre County, PA
Duration: FY 98—99
Contact: Steve Blazer, (814) 865-1402, fax (814) 865-3028

PSU 4735-g Computer and related equipment—1 each LAN interface.

Department: Penn State University
Location: University Park, Centre County, PA
Duration: FY 98—99
Contact: Steve Blazer, (814) 865-1402, fax (814) 865-3028

PSU 4736-g Computer and related equipment—4 each transmitter/receiver.

Department: Penn State University
Location: University Park, Centre County, PA
Duration: FY 98—99
Contact: Steve Blazer, (814) 865-1402, fax (814) 865-3028

PSU 4728-g Computer and related equipment—110 each AMP Universal data adapter.

Department: Penn State University
Location: University Park, Centre County, PA
Duration: FY 98—99
Contact: Steve Blazer, (814) 865-1402, fax (814) 865-3028

1333208 Firefighting, rescue and safety equipment—230 each shipping cases for handheld radar guns and accessories; 1 each die charge for steel die for foam cutout.

Department: State Police
Location: Harrisburg, Dauphin County, PA
Duration: FY 98—99
Contact: Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199

1317218 Materials handling equipment—1 complete job furnish and set-up 1 set of automatic sliding doors.

Department: Public Welfare
Location: Ebensburg Center, Ebensburg, Cambria County, PA
Duration: FY 98—99
Contact: Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199

1196138 Motor vehicles, trailers and cycles—1 each 1999 model compact enclosed type 4x4 vehicle.

Department: Military and Veterans Affairs
Location: Southeastern Veterans Center, Spring City, Chester County, PA
Duration: FY 98—99
Contact: Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199

1225138 Motor vehicles, trailers and cycles—1 each 1999 model cutaway cab and chassis w/omnibus body converted to 7 wheelchair positions and 16 seated passengers.

Department: Military and Veterans Affairs
Location: Hollidaysburg Veterans Home, Hollidaysburg, Blair County, PA
Duration: FY 98—99
Contact: Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199

1267228 Motor vehicles, trailers and cycles—1 each 1999 model compact enclosed type 4x4 vehicle full size matching spare tire and wheel mounted on exterior carrier on rear tailgate or under frame, power windows, power door locks, cloth or cloth w/vinyl trim on seats, white exterior paint color; 1 each 1999 model compact enclosed type 4x4 vehicle power windows, power door locks, cloth or cloth w/vinyl trim on seats.

Department: General Services
Location: Harrisburg, Dauphin County, PA
Duration: FY 98—99
Contact: Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199

1268228 Motor vehicles, trailers and cycles—2 each 1999 model heavy duty 4x4 pickup truck; 1 each 1999 model heavy duty 4x4 pickup truck.

Department: General Services
Location: Harrisburg, Dauphin County, PA
Duration: FY 98—99
Contact: Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199

1269228 Motor vehicles, trailers and cycles—1 each 1999 model utility body truck.

Department: General Services
Location: Harrisburg, Dauphin County, PA
Duration: FY 98—99
Contact: Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199

1326168 Paper and printing—40M PDE-105 Application for Commonwealth Secondary Diploma (Reprint).

Department: Education
Location: Harrisburg, Dauphin County, PA
Duration: FY 98—99
Contact: Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199

1329118 Service and trade equipment—5 each Cissell 125 LB reversing dryers, Model L125URDG 460 volts.

Department: Correctional Industries
Location: Pittsburgh, Allegheny County, PA
Duration: FY 98—99
Contact: Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199

SERVICES

Advertising—01

RFP No. 97-07-13 Request for Proposal to develop a coordinated series of Statewide preventive health messages related to family health. This Request for Proposal calls for a public health marketing approach, using targeted media services to deliver these messages.

Department: Health
Location: Statewide
Duration: 39 months with a 2-year renewal option
Contact: Libby Dodson, (717) 772-2762

Agricultural Services—02

23-60003029 Provide fish feed used in a Statewide fish culture program during the period January 01 through March 31, 1999. Fish feed products purchased in bulk and bagged quantities only from vendors who have had their products tested and accepted by the Fish and Boat Commission.

Department: Fish and Boat Commission
Location: Statewide to various fish culture stations as requested
Duration: January 01, 1999—March 31, 1999
Contact: Dennis C. Ricker, (814) 359-5141

Computer Related Services—08

ME No. 80193 The contractor will be required to provide computer assisted instructional adult literacy education program services for school age youths and adults incarcerated in various State Correctional Institutions.

Department: Education
Location: Bureau of Correction Education, 333 Market Street, 12th Floor (Central Office), Harrisburg, PA 17126-0333
Duration: January 1, 1999—December 31, 2003
Contact: Gregory Strayer, Project Director, (717) 783-9206

RFP 99-14 Kutztown University is seeking proposals from qualified vendors for a modular, enterprise-wide Electronic Imaging System for our Admissions, Financial Aid, and Registrar's Office. Responsibilities will include but not be limited to: data scanning and retrieval capabilities in each of the above offices; provision for central storage of documents on either a dedicated Imaging server or the existing network. The selection of the successful vendor will be based on the evaluation criteria as stated in the RFP. RFP packages will be available November 9 through November 18, 1998. Requests for packages must be submitted in writing to: Barbara Reitz, Kutztown University, Purchasing Department, P. O. Box 730, Kutztown, PA 19530, (610) 683-4132, fax (610) 683-4674; e-mail: reitz@kutztown.edu. There is a pre-proposal meeting scheduled for November 18, 1998 at 10 a.m. and proposals will be received by December 2, 1998 by 2 p.m.

Department: State System of Higher Education
Location: Kutztown University, Kutztown, PA 19530
Duration: 1 year after Notice to Proceed with option to renew
Contact: Barbara Reitz, Director of Purchasing, (610) 683-4132

SP 401331 Services required for scanning of approximately 475,000 pages of oil and gas documents. The electronically scanned images must be high quality to be retrieved later for using Internet access. Contractor must be within 1 hour of the Bureau's Pittsburgh Office located on Washington's Landing, 500 Waterfront Drive, Pittsburgh, PA 15222.

Department: Conservation and Natural Resources
Location: Bureau of Topographic and Geologic Survey, Pittsburgh, PA
Duration: Commence upon execution
Contact: Corey Gaiski, (717) 783-0760

SP 401332 Services required for necessary software and licenses to view over the Internet, oil and gas well documents that have been electronically scanned. Scanned images and indices will be provided to the contractor on 4mm DAT tapes.

Department: Conservation and Natural Resources
Location: Bureau of Topographic and Geologic Survey, Pittsburgh, PA
Duration: Commence upon execution and terminate June 30, 1999
Contact: Corey Gaiski, (717) 783-0760

Construction and Construction Services—09

050-309 For the removal and hauling of fallen rock from behind protective fencing on Traffic Route 248 in the counties of Carbon and Northampton. Equipment needed: 1—single axle truck; 1—track loader (CAT 955); 1—water truck w/1,000 gallon tank, all equipment is with operators. Personnel: 1—foreman and 1—labor. Contractor will be required to either submit a modified waste management plan, or follow a supplied plan. For specific information on this project call: Joe Subalusky at (610) 791-6048.

Department: Transportation
Location: Traffic Route 248, Carbon and Northampton Counties, PA
Duration: One year from effective date
Contact: Bill Bellas, (610) 798-4190

DGS A 208-8 Project title: Remove and Replace Underground Gasoline Storage Tank. Brief description: Remove two 5,000 gallon underground gasoline storage tanks, concrete pads, dispenser and piping and replace with one new 10,000 gallon below ground vaulted gasoline storage system with dispenser, card reader, software, a fuel management system, related piping and electrical work, site assessment, sampling and testing and related grading and paving. Electrical and UST/AST construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, December 2, 1998 at 1 p.m.

Department: General Services
Location: PA State Police, Troop "N" Headquarters, Hazleton, Luzerne County, PA
Duration: 150 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

DGS A 225-8 Project title: New Electrical Service, Emergency Generator and Distribution System. Brief description: Install new electrical service, distribution panel boards, wireways, surface metal raceway, stand-by generator and automatic transfer switch. Replace existing branch circuit panel boards. Electrical Construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, December 2, 1998 at 11 a.m.

Department: General Services
Location: PA State Police, Troop "D" Headquarters, Butler, Butler County, PA
Duration: 150 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

DGS A 939-12 Project title: Repair/Improve Parking Lot. Brief description: Work consists of parking lot improvements to 18th and Herr Streets including landscaping, plaza development and entrance revisions. General Construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, December 2, 1998 at 2 p.m.

Department: General Services
Location: Public Works Complex, 18th and Herr Streets, Harrisburg, Dauphin County, PA
Duration: 120 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

DGS A 970-132 Project title: Roof Replacement Repoint and Rebuild Parapet Walls. Brief description: Install new sprayed-in-place polyurethane foam roofing system over existing built up roof, replacing all gutters and downspouts with new. Repoint and/or rebuild parapet walls, removing and replacing coping stones with new or resetting existing as required. General Construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, December 2, 1998 at 1 p.m.

Department: General Services
Location: National Armory Building, Pine Grove, Schuylkill County, PA
Duration: 120 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

JC-20-98 Construction project: UC Service Center in Scranton, PA to remove wall and closet located between two rooms. Enlarged room should have an exterior ventilation system, the enlarged room should meet and maintain the standard heating and air conditioning temperatures. Vendor is to be responsible for securing various permits from the City of Scranton for this project. Mandatory onsite inspection.

Department: Labor and Industry
Location: 135 Franklin Avenue, Scranton, PA 18503-0591
Duration: January 4, 1999 through April 30, 1999
Contact: David Simakaski, (717) 963-4696

Demolition—11

No. 21 To renovate the first floor of Williams Cottage located at the Loysville Youth Development Center, R. D. 2, Box 365B, Loysville, PA 17047.

Department: Public Welfare
Location: Loysville Youth Development Center, Williams Cottage, R. D. 2, Box 365B, Loysville, PA 17047
Duration: July 1, 1998 to June 30, 1999
Contact: Mary Lou Auman, Purchasing Agent, (717) 789-5508

2004-B05G The Pennsylvania Department of Transportation will be accepting sealed bids for the sale and removal of six residential dwellings located along Freedom Crider Road in the Township of New Sewickley, Beaver County. Contractors will be required to demolish or remove all structures, outbuildings and site improvements. The contractor will also be required to comply with FHWA and State regulations. For bid forms, specifications and further information, please contact Michael Sudar, District Property Manager at (412) 429-4830.

Department: Transportation
Location: New Sewickley Township, Beaver County, PA
Duration: 30 days
Contact: Michael Sudar, (412) 429-4830

Engineering Services—14

099489 Consultant to provide right of way acquisition services for S. R. 9900, Section CCA, Blair County Convention Center access roads.

Department: Blair County Convention and Sports Facilities Authority
Location: Allegheny Township, Blair County, PA
Duration: 12 months
Contact: Cheryl Ebersole, Executive Director, (814) 943-4183

08430AG2259 An open-end contract to provide supplementary construction inspection staff to perform construction inspection and documentation services on various projects in Montgomery County.

Department: Transportation
Location: Engineering District 6-0
Duration: Sixty (60) months
Contact: Consultant Agreement Division, (717) 783-9309

08430AG2260 To provide supplementary construction staff of approximately 28 inspectors, under the Department's Inspector-in-Charge, for construction inspection and documentation services on seven projects in Fayette, Greene and Westmoreland Counties, Engineering District 12-0.

Department: Transportation
Location: Engineering District 12-0
Duration: Fifteen (15) months
Contact: Consultant Agreement Division, (717) 783-9309

08430AG2261 To provide supplementary staff of approximately 23 inspectors, under the Department's Inspector-in-Charge, for construction inspection and documentation services on eight projects in Washington and Greene Counties, Engineering District 12-0.

Department: Transportation
Location: Engineering District 12-0
Duration: Thirteen (13) months
Contact: Consultant Agreement Division, (717) 783-9309

RFP 99-15 Kutztown University is seeking a professional firm, or team of professional firms, to assist the University in the preparation of a comprehensive Facilities Master Plan. The Master Plan will address the efficient and effective use of Campus facilities to compliment the overall University Mission and best support existing and future academic programs; recommend improvements to existing campus conditions; and address possible future growth or changes in programs and how these changes may impact the physical aspects of the University. Request for Proposal packages are available for a nonrefundable fee of \$10 from Barbara Reitz, Director of Purchasing, Kutztown University, Administration Bldg., Room 224, Kutztown, PA 19530. Packages are available November 9, 1998, questions are due November 19, 1998 by 12 noon, and proposals are due by 12 noon on November 30, 1998. Oral presentations for short listed firms will be held on December 22, 1998. The System encourages responses from small and minority firms and firms which have not previously worked for the System. Nondiscrimination and Equal Opportunity are policies of the Commonwealth and the State System of Higher Education.

Department: State System of Higher Education
Location: Kutztown University, Kutztown, PA 19530
Duration: Approximately 18 months after Notice to Proceed
Contact: Barbara Reitz, (610) 683-4132

Food—19

1030 Fresh fruit and vegetables. Bids will be done on a monthly basis.

Department: Corrections
Location: State Correctional Institution at Frackville, 1111 Altamont Boulevard, Frackville, PA 17931
Duration: January 1, 1999—December 31, 1999
Contact: Mary Lou Neverosky, Purchasing Agent, (717) 874-4516

1031 Foodstuffs, including but not limited to meat, fish, poultry (including turkey products), frozen vegetables, fresh eggs, cheeses, margarine (excluding all milk), waffles, pizza, ice cream and protein alternative products. Bids will be done on a monthly basis.

Department: Corrections
Location: State Correctional Institution at Frackville, 1111 Altamont Boulevard, Frackville, PA 17931
Duration: January 1, 1999—December 31, 1999
Contact: Mary Lou Neverosky, Purchasing Agent, (717) 874-4516

5974 Coffee, decaffeinated in liquid form for January through June 1999. Specifications and delivery dates available upon request from Agency.

Department: Public Welfare
Location: Harrisburg State Hospital, Cameron and Maclay Streets, Harrisburg, PA 17105-1300
Duration: January through June 1999
Contact: Jack W. Heinze, Purchasing Agent, (717) 772-7435

5975 Drinks, diet decaffeinated iced tea for January through June 1999. Specifications and delivery dates available upon request from Agency.

Department: Public Welfare
Location: Harrisburg State Hospital, Cameron and Maclay Streets, Harrisburg, PA 17105-1300
Duration: January through June 1999
Contact: Jack W. Heinze, Purchasing Agent, (717) 772-7435

5976 Pies and cakes, fresh for January through June 1999. Specifications and delivery dates available upon request from Agency.

Department: Public Welfare
Location: Harrisburg State Hospital, Cameron and Maclay Streets, Harrisburg, PA 17105-1300
Duration: January through June 1999
Contact: Jack W. Heinze, Purchasing Agent, (717) 772-7435

5977 Bread, rolls, and related products, fresh for January through June 1999. Specifications and delivery dates available upon request from Agency.

Department: Public Welfare
Location: Harrisburg State Hospital, Cameron and Maclay Streets, Harrisburg, PA 17105-1300
Duration: January through June 1999
Contact: Jack W. Heinze, Purchasing Agent, (717) 772-7435

5978 Pastries, fresh for January through June 1999. Specifications and delivery dates available upon request from Agency.

Department: Public Welfare
Location: Harrisburg State Hospital, Cameron and Maclay Streets, Harrisburg, PA 17105-1300
Duration: January through June 1999
Contact: Jack W. Heinze, Purchasing Agent, (717) 772-7435

7129 Milk—chocolate, low fat, buttermilk, skim milk.

Department: Military Affairs
Location: Hollidaysburg Veterans Home, Route 220 at Meadows Intersection, P. O. Box 319, Hollidaysburg, PA 16648
Duration: January 1, 1999 through December 31, 1999
Contact: Becky Clapper, Purchasing Agent, (814) 696-5210

Fuel Related Services—20

Project No. 198 DEP certified underground storage tank. Inspector to inspect underground storage tanks PA Army National Guard facilities Statewide.

Department: Military and Veterans Affairs
Location: Building 0-47, Ft. Indiantown Gap, Annville, Lebanon County, PA
Duration: December 15, 1998—September 30, 1999
Contact: Emma Schroff, (717) 861-8518

HVAC—22

01 Interstate Safety Rest Area plumbing service and repair contract throughout the Pennsylvania Department of Transportation's District 8-0. This includes: Cumberland, Franklin, Dauphin, Adams and York Counties.

Department: Transportation
Location: Adams, Cumberland, Dauphin, Franklin and York Counties, PA
Duration: January 1, 1999 to December 31, 2000 with 2 one-year renewals
Contact: William Tyson, (717) 787-7600

No. 23 To replace the water softener system at the Loysville Secure Treatment Unit, R. D. 2, Box 500, Loysville, PA 17047.

Department: Public Welfare
Location: Loysville Secure Treatment Unit, R. D. 2, Box 500, Loysville, PA 17047
Duration: July 1, 1998 to June 30, 1999
Contact: Mary Lou Auman, Purchasing Agent, (717) 789-5508

No. 25 To install smoke detectors at the Reed Building of the North Central Secure Treatment Unit, 210 Clinic Road, Danville, PA 17821.

Department: Public Welfare
Location: North Central Secure Treatment Unit, Reed Building, 210 Clinic Road, Danville, PA 17821
Duration: July 1, 1998 to June 30, 1999
Contact: Mary Lou Auman, Purchasing Agent, (717) 789-5508

No. 26 To install a water softener system at the Youth Forestry Camp 3, R. D. 1, Box 175, James Creek, PA 16657.

Department: Public Welfare
Location: Youth Forestry Camp No. 3, R. D. 1, Box 175, James Creek, PA 16657
Duration: July 1, 1998 to June 30, 1999
Contact: Mary Lou Auman, Purchasing Agent, (717) 789-5508

No. 27 Electrical upgrade for Dorm A and Dorm B, located at the Youth Forestry Camp 3, R. D. 1, Box 175, James Creek, PA 16657.

Department: Public Welfare
Location: Youth Forestry Camp No. 3, Dorm A and Dorm B, R. D. 1, Box 175, James Creek, PA 16657
Duration: July 1, 1998 to June 30, 1999
Contact: Mary Lou Auman, Purchasing Agent, (717) 789-5508

Janitorial Services—23

Service Purchase Contract No. 401577 Provide weekly cleaning of two park offices located at Nockamixon State Park. These would include the Nockamixon State Park office building and the Regional Park Office building.

Department: Conservation and Natural Resources
Location: Regional Park Office No. 4, 2808 Three Mile Run Road, Perkaspie, PA 18944-2065
Duration: December 31, 2001
Contact: Regional Park Office, (215) 453-5016

FM-76 Furnish all equipment, materials and labor to perform janitorial services including empty waste baskets; clean lavatories; sweep floors; machine buff tile floors; vacuum carpets; wash windows inside and outside; general housecleaning twice a year; shampoo carpets. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Facility Management Division, Lykens Station, 301 State Road, Elizabethtown, PA 17023
Duration: February 01, 1999 to June 30, 2001
Contact: Deshawn Lewis or Joan Berkoski, (717) 783-5484

Medical Services—29

325916 Provide the services of psychiatric nurses as requested and required by the Norristown State Hospital. Persons supplied must be licensed and have at least 6 months experience in mental health nursing. Shift shall be for 8 hours and include weekends and holidays. Day shift: 7 a.m.—3:30 p.m.; evening shift: 3 p.m.—11:30 p.m.; night shift: 11:15 p.m.—7:15 a.m.

Department: Public Welfare
Location: Norristown State Hospital, 1001 Sterigere Street, Norristown, Montgomery County, PA 19401
Duration: January 01, 1999 through June 30, 2001
Contact: Maria Jordan, (610) 313-1302

IFB No. 98-07-03 Invitation for bid to provide technical assistance and medical service consultant in the areas of chronic diseases, infectious diseases, obstetrics/gynecology, addiction medicine, psychiatry, neurology, neonatology, pediatric medicine, pathology and epidemiology.

Department: Health
Location: Statewide
Duration: 30 months
Contact: Libby Dodson, (717) 772-2762

SP 402566 Provide two or more board-certified child psychiatrists to perform written reviews and evaluation of behavioral health services provided to medical assistance clients under 21 years of age. These psychiatrists are to be available up to 120 hours/month each of which is onsite consultation time. The hours per month in this specification are estimates only and could be lower depending upon the volume of requests for behavioral health services during a given month. Job specifications can be obtained from the Procurement Office.

Department: Public Welfare
Location: Cherrywood Building, Grounds of Harrisburg State Hospital, Harrisburg, PA 17110
Duration: February 1, 1999 to June 30, 2001 with three additional 1-year renewals
Contact: Kathy A. King-McCarthy, (717) 705-3878

Property Maintenance—33

No. 22 To renovate the second floor of Allegheny Cottage which is located at the Loysville Youth Development Center, R. D. 2, Box 365B, Loysville, PA 17047.

Department: Public Welfare
Location: Loysville Youth Development Center, Allegheny Cottage, R. D. 2, Box 365B, Loysville, PA 17047
Duration: July 1, 1998 to June 30, 1999
Contact: Mary Lou Auman, Purchasing Agent, (717) 789-5508

No. 24 To install security screens at the North Central Secure Treatment Unit, Jackson Building, 210 Clinic Road, Danville, PA 17821.

Department: Public Welfare
Location: North Central Secure Treatment Unit, Jackson Building, 210 Clinic Road, Danville, PA 17821
Duration: July 1, 1998 to June 30, 1999
Contact: Mary Lou Auman, Purchasing Agent, (717) 789-5508

030-0302 Tree removal and trimming in Union County, 1.9 miles on S. R. 0045. Contractor to provide all equipment, labor, material and traffic control necessary to complete contract according to bid specification. Job is to be bid on per mile basis. Payment will be made lump sum. All requests for bid packages must be received by fax at (717) 368-4343 (Attn: Lyndon Mink).

Department: Transportation
Location: Union County, PA
Duration: 4 months
Contact: Lyndon B. Mink, (717) 368-4224

030-0303 Tree removal and trimming in Montour County, 1.0 mile on S. R. 0642. Contractor to provide all equipment, labor, material and traffic control necessary to complete contract according to bid specification. Job is to be bid on per mile basis. Payment will be made lump sum. All requests for bid packages must be received by fax at (717) 368-4343 (Attn: Lyndon Mink).

Department: Transportation
Location: Montour County, PA
Duration: 4 months
Contact: Lyndon B. Mink, (717) 368-4224

030-0304 Tree removal and trimming in Bradford County, 0.41 mile on S. R. 0014. Contractor to provide all equipment, labor, material and traffic control necessary to complete contract according to bid specification. Job is to be bid on per mile basis. Payment will be made lump sum. All requests for bid packages must be received by fax at (717) 368-4343 (Attn: Lyndon Mink).

Department: Transportation
Location: Bradford County, PA
Duration: 4 months
Contact: Lyndon B. Mink, (717) 368-4224

030-0305 Tree removal and trimming in Lycoming County, 3.82 miles on S. R. 0220. Contractor to provide all equipment, labor, material and traffic control necessary to complete contract according to bid specification. Job is to be bid on per mile basis. Payment will be made lump sum. All requests for bid packages must be received by fax at (717) 368-4343 (Attn: Lyndon Mink).

Department: Transportation
Location: Lycoming County, PA
Duration: 4 months
Contact: Lyndon B. Mink, (717) 368-4224

030-0306 Tree removal and trimming in Tioga and Bradford Counties, 2.4 miles on S. R. 0006. Contractor to provide all equipment, labor, material and traffic control necessary to complete contract according to bid specification. Job is to be bid on per mile basis. Payment will be made lump sum. All requests for bid packages must be received by fax at (717) 368-4343 (Attn: Lyndon Mink).

Department: Transportation
Location: Tioga and Bradford Counties, PA
Duration: 4 months
Contact: Lyndon B. Mink, (717) 368-4224

1000-067 The purpose of this contract is to treat State Highways in Armstrong, Indiana and Jefferson Counties with herbicides to control and promote the growth of desirable roadside vegetation. Bare ground, broadcast weed and brush, and expressway turf management will be done on an "end-result" basis with the contractor providing the herbicides to be used. Krenite and other specialty programs will be done on an hourly basis with the Department to provide the herbicides being applied. All requests for bid packages must be received by fax at (724) 357-2872 (Attn: Diane Spence).

Department: Transportation
Location: Armstrong, Indiana and Jefferson Counties, PA
Duration: One year, plus two renewals of 2 years each
Contact: Thomas R. Sitler, (724) 357-2833

1000-068 The purpose of this contract is to treat State Highways in Armstrong, Butler and Clarion Counties with herbicides to control and promote the growth of desirable roadside vegetation. Bare ground, broadcast weed and brush, and expressway turf management will be done on an "end-result" basis with the contractor providing the herbicides to be used. Krenite and other specialty programs will be done on an hourly basis with the Department to provide the herbicides being applied. All requests for bid packages must be received by fax at (724) 357-2872 (Attn: Diane Spence).

Department: Transportation
Location: Armstrong, Butler and Clarion Counties, PA
Duration: One year, plus two renewals of 2 years each
Contact: Thomas R. Sitler, (724) 357-2833

067197-05 Supply all labor, tools, equipment, building materials and appurtenances to repaint portions of Buildings 21 and 49.

Department: Public Welfare
Location: Norristown State Hospital, 1001 Sterigere Street, Norristown, Montgomery County, PA 19401
Duration: November 01, 1998 through June 30, 1999
Contact: Gary Raisner, F.M.M., (610) 313-5465

067197-07 Supply all labor, tools, equipment, building materials and appurtenances to renovate storage areas to toilet areas for the Vocational Adjustment Services Department.

Department: Public Welfare
Location: Norristown State Hospital, 1001 Sterigere Street, Norristown, Montgomery County, PA 19401
Duration: November 01, 1998 through June 30, 1999
Contact: Gary Raisner, F.M.M., (610) 313-5465

Service Purchase Contract No. 401581 Complete rehabilitation of the burned down comfort station in Neshaminy State Park, Lower Bucks County, Bensalem, PA.

Department: Conservation and Natural Resources
Location: Bureau of State Parks, Neshaminy State Park, 3401 State Road, Bensalem, PA 19020
Duration: June 30, 1999
Contact: Regional Park Office, (215) 453-5016

FM-77 Furnish all labor, materials and equipment for removal of snow, salting and cinderling from driveways and parking areas at the Selingsgrove Station, R. D. 1, Box 131, Selingsgrove, PA 17870, (SR 522, 2 miles west of Selingsgrove). Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Facility Management Division, Selingsgrove Station, R. D. 1, Box 131, Selingsgrove, PA 17870
Duration: February 01, 1999 to June 30, 2001
Contact: Deshaw Lewis or Joan Berkoski, (717) 783-5484

SU-802.3 Work shall be completed at Shippensburg University, Shippensburg Township, Cumberland County, PA, and shall be accomplished by one Prime Mechanical Contractor. The project shall include the furnishing of all labor, superintendence, material, tools, equipment and performing all work necessary to install a dust collector, exhaustor and exhaust duct system for the Carpenter Shop Dust Collecting System Project. Prospective bidders may obtain project plans for a nonrefundable fee of \$60, by contacting Entech Engineering, Inc., 4 South Fourth Street, P. O. Box 32, Reading, PA 19603. Prebid meeting with site visit immediately to follow will be held on Tuesday, November 24, 1998, at 10 a.m. in the Reed Operations Center. Bids due December 15, 1998 at 4 p.m., Old Main Room 300. Bids open: December 16, 1998 at 2 p.m. in Old Main Room 203A. Prevailing wages and contracts apply.

Department: State System of Higher Education
Location: Shippensburg University, Shippensburg, Shippensburg Township, Cumberland County, PA
Duration: 90 days from date of Notice to Proceed
Contact: Deborah K. Martin, Contract Administrator, (717) 532-1121

Real Estate Services—35

87A Lease Office Space to the Commonwealth of Pennsylvania. PA State Police, 8,020 useable square feet of new or existing office/barracks space, parking for 74 vehicles in Lawrence County, PA, within the following boundaries: (1) within a 2 mile radius of the intersection of PA Route 60 and S. R. 4012 (Mitchell Road) or (2) within a 2 mile radius of the intersection of PA Route 60 and U. S. Route 224. Solicitation No.: 92714. Proposals due: December 28, 1998.

Department: General Services
Location: Real Estate, 505 North Office Building, Harrisburg, PA 17105
Duration: Indeterminate 1998—99
Contact: John Hocker, (717) 787-4394

Sanitation—36

1998-Sludge Settling Lagoon Sludge Removal—bids are being solicited for a contractor to supply all necessary labor, equipment including mobilization and demobilization and all materials necessary to remove, store, transfer and spread or inject fish culture waste sludge on adjacent agricultural fields at the Tylersville Fish Culture Station, Loganton, Clinton County, PA. Estimated quantity of sludge to be removed is 250,000 gallons. Lagoon is approximately 120' x 140' drawn down to a depth of 1'. Flow of approximately 6,000 gpm of water will be maintained through lagoon during removal process.

Department: Fish and Boat Commission
Location: Tylersville Fish Culture Station, Loganton, Clinton County, PA
Duration: Approximate start date December—January 98—99
Contact: Kathi Tibbott, Purchasing Agent, (814) 359-5130

SP 398351 Removal of solid waste from Bendigo State Park, Elk County. Bids will be opened at Bureau of State Parks, Regional Office 1, R. R. 4, Box 212, Emporium, PA 15834 on November 20, 1998 at 2 p.m., prevailing time. Bids may be obtained from Bendigo State Park or Regional Park Office No. 1.

Department: Conservation and Natural Resources
Location: Bendigo State Park, Glen Hazel Road, Johnsonburg, PA 15845
Duration: January 1, 1999 to December 31, 2002
Contact: Len Strom, Park Manager, (814) 965-2646

Miscellaneous—39

98-017 The contractor shall provide leadership training in Organizational Culture Training to mid-level executive and senior managers. Approximately 800 people. Training time frame is July 99—December 2000. Class size is a minimum of 25 people for a 2—3 day training program.

Department: Corrections
Location: Training Academy, 1451 North Market Street, Elizabethtown, PA 17022
Duration: 1—2 years
Contact: Ruth Nagy, (717) 367-9070

7100-01-98 Provide verification of purchase price of used motor vehicles reported to the Department. Verification is required to discover where applicants have under reported the actual purchase price and hence paid less sales tax than is due to the Commonwealth. The Commonwealth and the vendor will have the option to renew the contract for 4 additional years.

Department: Transportation
Location: Bureau of Motor Vehicles, 1101 South Front Street, 4th Floor, Harrisburg, PA 17104
Duration: January 01, 1999 through December 31, 1999
Contact: Pete Spangler, (717) 705-1037

SP 342861 Site preparation, installation and all materials for two woven wire fences around portions of and located on the Buchanan State Forest. The two sites are: Site 1—located in Mann Township, Bedford County, approximately 3,847 lineal feet perimeter. Site 2—located in Southampton Township, Bedford County, approximately 3,432 lineal feet perimeter.

Department: Conservation and Natural Resources
Location: Bureau of Forestry, Buchanan State Forest, Forest District No. 2, R. R. 2, Box 3, McConnellsburg, PA 17233
Duration: Execution of contract to June 15, 1999
Contact: Andrew J. Glodek, Forester, (717) 485-3148

RFP 32-98 Ability training for delinquent youth confined to Youth Development Centers operated by the Department of Public Welfare. Provide delinquent youth with the interest, skills and tools necessary to locate, submit applications, successfully interview and secure employment upon discharge from a Youth Development Center.

Department: Public Welfare
Location: Loysville YDC, Perry County; New Castle YDC, Lawrence County; Bensalem YDC, Bucks County, PA
Duration: January 01, 1999—December 31, 1999 with 1-year renewals
Contact: Kathy A. King-McCarthy, (717) 705-3878

RFP 99-13 Kutztown University is seeking qualified firms to perform services to identify both retrospective and prospective Pennsylvania Sales and Use Tax savings on construction contracts. The process consists of reverse auditing to determine potential refunds, filing the petition for refunds, as well as monitoring the claims. Packages are available from: Barb Reitz, Director of Purchasing, Kutztown University, Admin. Building, Room 224, Kutztown, PA 19530, (610) 683-4132, fax: (610) 683-4674. Packages are available November 02, 1998 and all questions must be submitted in writing no later than noon, Wednesday, November 11, 1998. Proposals must be received by November 20, 1998 by 2 p.m. in the Purchasing Department, Room 224, Kutztown University.

Department: State System of Higher Education

Location: Kutztown University, Kutztown, PA 19530

Duration: 6—12 months after notice to proceed

Contact: Barb Reitz, Director of Purchasing, (610) 683-4132

[Pa.B. Doc. No. 98-1868. Filed for public inspection November 6, 1998, 9:00 a.m.]

DESCRIPTION OF LEGEND

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| <p>1 Advertising, Public Relations, Promotional Materials</p> <p>2 Agricultural Services, Livestock, Equipment, Supplies & Repairs: Farming Equipment Rental & Repair, Crop Harvesting & Dusting, Animal Feed, etc.</p> <p>3 Auctioneer Services</p> <p>4 Audio/Video, Telecommunications Services, Equipment Rental & Repair</p> <p>5 Barber/Cosmetology Services & Equipment</p> <p>6 Cartography Services</p> <p>7 Child Care</p> <p>8 Computer Related Services & Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting</p> <p>9 Construction & Construction Maintenance: Buildings, Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.</p> <p>10 Court Reporting & Stenography Services</p> <p>11 Demolition—Structural Only</p> <p>12 Drafting & Design Services</p> <p>13 Elevator Maintenance</p> <p>14 Engineering Services & Consultation: Geologic, Civil, Mechanical, Electrical, Solar & Surveying</p> <p>15 Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core & Exploratory Drilling, Stream Rehabilitation Projects and Installation Services</p> <p>16 Extermination Services</p> <p>17 Financial & Insurance Consulting & Services</p> <p>18 Firefighting Services</p> <p>19 Food</p> <p>20 Fuel Related Services, Equipment & Maintenance to Include Weighing Station Equipment, Underground & Above Storage Tanks</p> <p>21 Hazardous Material Services: Abatement, Disposal, Removal, Transportation & Consultation</p> | <p>22 Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental & Repair</p> <p>23 Janitorial Services & Supply Rental: Interior</p> <p>24 Laboratory Services, Maintenance & Consulting</p> <p>25 Laundry/Dry Cleaning & Linen/Uniform Rental</p> <p>26 Legal Services & Consultation</p> <p>27 Lodging/Meeting Facilities</p> <p>28 Mailing Services</p> <p>29 Medical Services, Equipment Rental and Repairs & Consultation</p> <p>30 Moving Services</p> <p>31 Personnel, Temporary</p> <p>32 Photography Services (includes aerial)</p> <p>33 Property Maintenance & Renovation—Interior & Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning & Planting, etc.)</p> <p>34 Railroad/Airline Related Services, Equipment & Repair</p> <p>35 Real Estate Services—Appraisals & Rentals</p> <p>36 Sanitation—Non-Hazardous Removal, Disposal & Transportation (Includes Chemical Toilets)</p> <p>37 Security Services & Equipment—Armed Guards, Investigative Services & Security Systems</p> <p>38 Vehicle, Heavy Equipment & Powered Machinery Services, Maintenance, Rental, Repair & Renovation (Includes ADA Improvements)</p> <p>39 Miscellaneous: This category is intended for listing all bids, announcements not applicable to the above categories</p> |
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GARY E. CROWELL,
Secretary

STATE CONTRACTS INFORMATION

5655

Contract Awards

The following awards have been made by the Department of General Services, Bureau of Purchases:

Requisition or Contract #	Awarded On	To	In the Amount Of	Requisition or Contract #	Awarded On	To	In the Amount Of
				7490-03 RIP No. 2	11/02/98	Hamilton Sorter Com- pany, Inc.	5,000.00
1052388-01-1	10/27/98	Cook's Equip- ment, Inc.	112,400.00	8183820-01	10/27/98	Moore USA, Inc.	368,000.00
1072118-01-1	10/27/98	Gurtler Chemicals, Inc.	13,365.00	8217410-01	10/27/98	Halsted Corpo- ration	16,660.00
1138118-01	10/27/98	ATD American Co.	55,800.00	8430-04	11/02/98	Goaltex Corp.	38,209.90
1154138-01	10/04/98	Curran Taylor, Inc.	17,700.00	8430-04	11/02/98	Double Sales Corporation	4,545.00
3930-01	11/02/98	Modern Han- dling Equip- ment Co.	184,000.00	8430-04	11/02/98	Esposito's, Inc.	6,653.75
3930-01	11/02/98	Manchester Industries, Inc.	184,000.00	8430-04	11/02/98	Henry Frank Wholesale Ltd.	205.00
6810-03	10/30/98	Tetra Tech- nologies, Inc.	43,928.00	9130-03	11/02/98	Erie Petro- leum, Inc.	115,824.75
6810-03	10/30/98	Flor-Dri Sup- ply Com- pany, Inc.	9,224.00	9130-03	11/02/98	Carlos R. Lef- fler, Inc.	269,259.75
6810-03	10/30/98	Milazzo Indus- tries, Inc.	2,320.00	9130-03	11/02/98	Witter Gas and Oil Co., Inc.	35,069.80
6810-03	10/30/98	Sal Chemical Company, Inc.	16,220.00	9130-03	11/02/98	Texas Liquids LLC	73,130.25
6810-03	10/30/98	General Chemical Corp.	7,792.00	9130-03	11/02/98	Agway Petro- leum Corp.	1,581,854.05
7220-01	11/04/98	Eagle Janito- rial Supply Co.	57,832.25	9130-03	11/02/98	BP Oil Co.	144,779.50
7370-01	11/01/98	Interboro Packaging Corp.	29,079.00	9130-03	11/02/98	Bedford Valley Petroleum Corp.	124,201.70
7370-01	11/01/98	Calico Indus- tries Inc./Bid Dept.	69,283.20	9130-03	11/02/98	Glassmere Fuel Serv, Inc.	207,964.14
7370-01	11/01/98	XPEDX/ Harrisburg Division	65,290.65	9130-03	11/02/98	J. J. Powell, Inc.	115,242.30
7485-01 Supp No. 1 and Re- bid No. 1	11/02/98	Educational Marketing System	50,357.90	9130-03	11/02/98	Klasen Oil Co., Inc.	40,910.00
7485-01 Supp No. 1 and Re- bid No. 1	11/02/98	Alling & Cory Company	505,263.69	9130-03	11/02/98	Montour Oil Serv Co.	219,460.80
7485-01 Supp No. 1 and Re- bid No. 1	11/02/98	Matrix Data Corporation	2,122.44	9130-03	11/02/98	Export Fuel Co., Inc.	207,905.29
7485-01 Supp No. 1 and Re- bid No. 1	11/02/98	Westrex Inter- national	7,644.00	9130-03	11/02/98	Farm and Home Oil Co.	195,365.77
				9130-03	11/02/98	Pipeline Petro- leum, Inc.	48,074.80
				9130-03	11/02/98	Orris Fuel Service	121,601.97
				9130-03	11/02/98	Pickelner Fuel Co., Inc.	5,000.00
				9130-03	11/02/98	Reed Oil Co.	35,200.00
				9130-03	11/02/98	Petroleum Traders Corp.	274,602.28
				9130-03	11/02/98	Phoenix Petro- leum Co.	69,562.68

STATE CONTRACTS INFORMATION

Requisition or Contract #	Awarded On	To	In the Amount Of
9130-03	11/02/98	Petron Oil Corp. GARY E. CROWELL, <i>Secretary</i>	11,461.23

[Pa.B. Doc. No. 98-1869. Filed for public inspection November 6, 1998, 9:00 a.m.]
