

NOTICES

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending November 10, 1998.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
11-4-98	First Commonwealth Financial Corporation, Indiana, to acquire 100% of the voting shares of Southwest National Corporation, Greensburg, and indirectly Southwest National Bank of Pennsylvania, Greensburg	Indiana	Approved
11-6-98	ACNB Corporation, Gettysburg, to acquire 100% of the voting shares of Farmers National Bancorp, Inc., Newville, and indirectly Farmers National Bank of Newville, Newville	Gettysburg	Filed

Bank Holding Company Reorganization (Charter/Merger)

<i>Date</i>	<i>Name of Institution/Corporation</i>	<i>Location</i>	<i>Action</i>
11-6-98	Peoples Home Interim Savings Bank Beaver Falls Beaver County	Beaver Falls	Approved Effective 11-9-98
11-6-98	Peoples Home Savings Bank, Beaver Falls, and Peoples Home Interim Savings Bank, Beaver Falls Surviving Institution— Peoples Home Savings Bank, Beaver Falls	Beaver Falls	Approved Effective 11-9-98

Above transactions are being effected solely in connection with the two-tier reorganization of PHS Bancorp, M.H.C., Beaver Falls.

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-2-98	Three Rivers Bank and Trust Company Jefferson Borough Allegheny County Purchase of assets/assumption of liabilities of one branch office of First Western Bank, N.A., New Castle, Located at: 451 Hyde Park Road Leechburg Westmoreland County	Jefferson Borough	Filed
11-2-98	U. S. Bank Johnstown Cambria County Purchase of assets/assumption of liabilities of two branch offices of First Western Bank, N. A., New Castle, Located at:	Johnstown	Filed

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
	103 Tenth Street Barnesboro Cambria County	104 South Center Street Ebensburg Cambria County	

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-26-98	Harris Savings Bank Harrisburg Dauphin County	Martin's/Giant Food Store 1729 Dual Highway Hagerstown Washington County Maryland	Opened
10-30-98	Berks County Bank Reading Berks County	601 Penn Street Reading Berks County	Opened
10-30-98	Parkvale Savings Bank Monroeville Allegheny County	307 Fourth Avenue Pittsburgh Allegheny County	Opened
11-2-98	Abington Savings Bank Jenkintown Montgomery County	101 Ft. Washington Ave. Fort Washington Montgomery County	Filed
11-2-98	Abington Savings Bank Jenkintown Montgomery County	667 Welsh Road Lower Moreland Twp. Montgomery County	Filed
11-4-98	Northwest Savings Bank Warren Warren County	2296 South Market St. Elizabethtown Lancaster County	Approved
11-4-98	Northwest Savings Bank Warren Warren County	922 Columbia Avenue Lancaster Lancaster County	Approved
11-4-98	Northwest Savings Bank Warren Warren County	201 West Main St. New Holland Lancaster County	Approved
11-4-98	Northwest Savings Bank Warren Warren County	1195 Manheim Pike Lancaster Lancaster County	Approved

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-4-98	Lafayette Ambassador Bank Easton Northampton County	<i>To:</i> 60 West Broad Street Bethlehem Northampton County <i>From:</i> 231 East Broad Street Bethlehem Northampton County	Filed
11-6-98	Lebanon Valley Farmers Bank Lebanon Lebanon County	<i>To:</i> Palmyra Shopping Center 901 East Main St. Palmyra Lebanon County <i>From:</i> 41 North Londonderry Square Palmyra North Londonderry Twp. Lebanon County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-2-98	Three Rivers Bank and Trust Company Jefferson Borough Allegheny County	914 Narrows Run Road Coraopolis Allegheny County	Filed

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-6-98	U. S. Bank Johnstown Cambria County	180 St. Mary's St. Loretto Cambria County	Filed

SAVINGS ASSOCIATIONS

No activity.

CREDIT UNIONS

No activity.

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 98-1908. Filed for public inspection November 20, 1998, 9:00 a.m.]

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

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of December, 1998, is 7 3/4%.

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

Each month the Department of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in Pennsylvania. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 5.24 to which was added 2.50 percentage points for a total of 7.74 that by law is rounded off to the nearest quarter at 7 3/4%.

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 98-1909. Filed for public inspection November 20, 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 office noted above the application within 30 days from the date of this public notice. Comments received within this 30-day comment period, will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant.

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

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

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

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 0050881. Sewage, **North Penn School District**, 401 East Hancock Street, Lansdale, PA 19446.

This application is for renewal of an NPDES permit to discharge treated sewage from a sewage treatment plant in Montgomery Township, **Montgomery County**. This is an existing discharge to an unnamed tributary to Little Neshaminy Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 6,000 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅		
(5-1 to 10-31)	10	20
(11-1 to 4-30)	20	40
Suspended Solids	30	60
Ammonia (as N)		
(5-1 to 10-31)	2.0	4.0
(11-1 to 4-30)	6.0	12.0
Total Residual Chlorine		
(0—2 years)	0.8	2.0
(3 years)	0.5	1.2
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 5.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	
Phosphorus as P		
(4-1 to 10-31)	2.0	4.0
Nitrite and Nitrate		
(7-1 to 10-31)	9	18

The EPA waiver is in effect.

PA 0057509. Industrial waste, **Joseph Silvestri & Son**, 1168 Naamans Creek Road, Boothwyn, PA 19601.

This application is for issuance of an NPDES permit to discharge treated process wastewater from a process wastewater treatment facility in Bethel Township, **Delaware County**. This is a new discharge to South Branch Naamans Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 0.025 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25		50
Total Suspended Solids	30		60
pH	within limits of 6.0—9.0 standard units at all times		
Ammonia as N			
(5-1 to 10-31)	2.5		5.0
(11-1 to 4-30)	7.5		15.0
Dissolved Oxygen	minimum 4.0 mg/l at all times		
Fecal Coliform	200 colonies/100 ml as a geometric average		
Total Residual Chlorine	0.13		0.31
Total Dissolved Solids	1,000		2,000
Total Copper	monitor/report	monitor/report	monitor/report

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

Other Conditions:

The EPA waiver is in effect.

PA 0055280. Sewage, **David R. Jones**, 6179 Covered Bridge Road, Pipersville, PA 18947.

This application is for renewal of an NPDES permit to discharge treated sewage from a single residence sewage treatment plant in Plumstead Township, **Bucks County**. This is an existing discharge to a dry swale to an unnamed tributary to the Tohickon Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 400 gpd are as follows:

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

The EPA waiver is in effect.

PA 0021857. Sewage, **Souderton Borough**, 31 West Summit Street, Souderton, PA 18964.

This application is for renewal of an NPDES permit to discharge treated sewage from the Souderton Borough STP in Franconia Township, **Montgomery County**. This is an existing discharge to Skippack Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 2.0 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅			
(5-1 to 10-31)	15	23	30
(11-1 to 4-30)	25	40	50
Total Suspended Solids	30	45	60
Ammonia (as N)			
(5-1 to 10-31)	1.8		3.6
(11-1 to 4-30)	3.6		7.2
Phosphorus (as P)			
(4-1 to 10-31)	2.0		4.0
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		
Total Residual Chlorine	0.012		0.039
Total Copper			
(0—3 years)	0.10		0.25
(4—5 years)	0.023		0.058

Other Conditions:

The EPA waiver is not in effect.

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

PA 0042048. Sewerage, **Conyngham Borough Authority**, P. O. Box 469, Conyngham, PA 18219.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into Little Nescopeck Creek in Sugarloaf 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 proposed downstream potable water supply (PWS) considered during the evaluation is Danville Borough Water Supply on the Susquehanna River.

The proposed effluent limits for Outfall 001, based on a design flow of .35 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
Fecal Coliform	200/100 ml as a geometric mean		
(5-1 to 9-30)	2,000/100 ml as a geometric mean		
(10-1 to 4-30)	6.0—9.0 standard units at all times		
pH			
Total Residual Chlorine	monitor and report		monitor and report
(1st Month—24th Month)	1		2
(25th Month—Expiration)			

The EPA waiver is in effect.

PA 0044997. Sewerage, **Mount Pocono Municipal Authority**, 303 Pocono Boulevard, Mount Pocono, PA 18344.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into Forest Hills Run in Mt. Pocono Borough, **Monroe County**.

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

Effluent requirements were determined at the point of discharge.

Outfall 001

The proposed effluent limits based on a design flow of .60 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10.0	15.0	20.0
Total Suspended Solids	30.0	45.0	60.0
NH ₃ -N			
(5-1 to 10-31)	2.70		5.40
(11-1 to 4-30)	8.10		16.20
Phosphorus as P	1.0		2.0
Dissolved Oxygen	a minimum of 7.0 mg/l at all times		
Fecal Coliform	200/100 ml as a geometric mean		
(5-1 to 9-30)	2,000/100 ml as a geometric mean		
(10-1 to 4-30)	6.0—9.0 standard units at all times		
pH			
Total Residual Chlorine	monitor and report		
(1st Month—36th Month)	.19		.44
(37th Month—Expiration)			
Total Copper	monitor and report		
NO ₂ + NO ₃ as N	13.80		27.60
<i>Temperature</i>			
Jan 1—31	43.5°F (Daily Maximum)		
Feb 1—29	42.5°F (Daily Maximum)		
Mar 1—31	50.9°F (Daily Maximum)		
Apr 1—15	55.9°F (Daily Maximum)		
Apr 16—30	57.0°F (Daily Maximum)		
May 1—15	58.2°F (Daily Maximum)		
May 16—30	62.2°F (Daily Maximum)		
Jun 1—15	65.3°F (Daily Maximum)		
Jun 16—30	69.3°F (Daily Maximum)		
Jul 1—31	72.7°F (Daily Maximum)		
Aug 1—15	71.6°F (Daily Maximum)		
Aug 16—31	71.6°F (Daily Maximum)		
Sep 1—15	67.5°F (Daily Maximum)		
Sep 16—30	61.5°F (Daily Maximum)		
Oct 1—15	56.5°F (Daily Maximum)		
Oct 16—31	52.5°F (Daily Maximum)		
Nov 1—15	47.7°F (Daily Maximum)		

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Nov 16—30	43.4°F (Daily Maximum)		
Dec 1—30	45.1°F (Daily Maximum)		

The proposed effluent limits based on a design flow of .99 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10.0	15.0	20.0
Total Suspended Solids	30.0	45.0	60.0
NH ₃ -N			
(5-1 to 10-31)	2.40		4.80
(11-1 to 4-30)	7.20		14.40
Phosphorus as P	1.0		2.0
Dissolved Oxygen	a minimum of 7.0 mg/l at all times		
pH	6.0—9.0 at all times		
NO ₂ + NO ₃ as N	12.10		24.20
Total Residual Chlorine	.12		.275
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 Copper	monitor and report		
<i>Temperature</i>			
Jan 1—31	41.0°F (Daily Maximum)		
Feb 1—29	40.4°F (Daily Maximum)		
Mar 1—31	46.9°F (Daily Maximum)		
Apr 1—15	52.3°F (Daily Maximum)		
Apr 16—30	55.2°F (Daily Maximum)		
May 1—15	57.2°F (Daily Maximum)		
May 16—30	61.2°F (Daily Maximum)		
Jun 1—15	64.7°F (Daily Maximum)		
Jun 16—30	68.7°F (Daily Maximum)		
Jul 1—31	72.4°F (Daily Maximum)		
Aug 1—15	71.3°F (Daily Maximum)		
Aug 16—31	71.3°F (Daily Maximum)		
Sep 1—15	67.3°F (Daily Maximum)		
Sep 16—30	61.3°F (Daily Maximum)		
Oct 1—15	56.3°F (Daily Maximum)		
Oct 16—31	52.3°F (Daily Maximum)		
Nov 1—15	47.4°F (Daily Maximum)		
Nov 16—30	42.7°F (Daily Maximum)		
Dec 1—31	42.8°F (Daily Maximum)		

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

PA 0021229. Sewage, SIC: 4952, **Littlestown Borough Authority**, 46 East King Street, Littlestown, PA 17340-1612.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to an unnamed tributary of Alloway Creek, in Union Township, **Adams County**.

The receiving stream is classified for warm water fishery, 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 the City of Frederick located in Frederick, Maryland. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 1.0 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N			
(5-1 to 10-31)	1.5	XXX	3.0
(11-1 to 4-30)	4.5	XXX	9.0
Total Residual Chlorine			
(Interim)	monitor and report	XXX	monitor and report
(Final)	0.17	XXX	0.55
Dissolved Oxygen		minimum of 5.0 at all times	
pH		from 6.0—9.0 inclusive	

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Fecal Coliforms (5-1 to 9-30) (10-1 to 4-30)			200/100 ml as a geometric average 2,000/100 ml as a geometric average

Individuals 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.

The permit proposes a monthly maximum flow limit of 1.3 mgd.

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

PA 0060062. SIC: 4952, **U. S. Department of Labor (Red Rock Job Corps Center)**, P. O. Box 218, Lopez, PA 18628-0218.

This proposed action is for renewal of an NPDES permit for discharge of treated sewage to an unnamed tributary to Mehoopany Creek in Colley Township, **Sullivan County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is the Danville Borough located approximately 100 miles below the discharge.

The proposed effluent limits for Outfall 001, based on a design flow of 0.05 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
Suspended Solids	10	20
Total Chlorine Residual	monitor	
Dissolved Oxygen	monitor	
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 200/100 ml as a geometric average	
pH	6.0—9.0 su at all times.	

The EPA waiver is in effect.

PA 0113891. Sewerage, SIC: 4952, **Boar & Bull Tavern, Inc.**, 315 North Market Street, Selinsgrove, PA 17870-1909.

This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage wastewater to an unnamed tributary of Middle Creek in Beaver Township, **Snyder County**.

The receiving stream is classified for the following uses: cold water fishery, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Dauphin Consolidated Water Company located approximately 55 river miles downstream.

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

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

The EPA waiver is in effect.

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

PA 0100013. Sewage, **National Fuel Gas Distribution Corporation**, P. O. Box 2081, Erie, PA 16512.

This application is for a new NPDES permit to discharge treated sanitary sewage to an unnamed tributary of Elk Creek in Fairview Township, **Erie County**. This is an existing discharge.

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

The proposed effluent limits for Outfall 001, based on an average design flow of 0.000600 mgd, are:

<i>Parameter</i>	<i>Effluent Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	50
Total Suspended Solids	20	40
NH ₃ -N	3	6
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
Phosphorus as P	1.0	
Total Residual Chlorine (interim)	monitor and report	
(final)	1.4	3.3
Fecal Coliform	200/100 ml as a geometric average	
pH	6.0—9.0 standard units at all times	

The EPA waiver is in effect.

PA 0020257. Sewage. **Borough of Grove City**, P. O. Box 110, Grove City, PA 16127-0110.

This application is for renewal of an NPDES permit to discharge treated sewage to the Wolf Creek in Grove City, **Mercer 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 Camp Allegheny intake on Slippery Rock Creek located at Wayne Township, approximately 25 miles below point of discharge.

The proposed effluent limits for Outfall No. 001 (after the chlorine contact tank), based on a design flow of 3.0 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	15	22.5	30
TSS	30	45	60
Ammonia-Nitrogen (5-1 to 10-31)	3.5		7
(11-1 to 4-30)	10		21
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	3,600/100 ml as a geometric average		
Total Residual Chlorine (Interim)	0.84		1.68
(Final)	0.39		1.27
Copper	XX		
Thallium (Interim)	XX		
(Final)	0.0046		0.0092
Dissolved Oxygen	minimum of 5 mg/l at all times		
pH	6.0—9.0 at all times		

XX—monitor and report.

The EPA waiver is not in effect.

PA 0103811, Amendment No. 2. Industrial waste, SIC: 4953, **Waste Management Disposal Services of PA, Inc./Northwest Sanitary Landfill**, 1436 West Sunbury Road, West Sunbury, PA 16061.

In a letter dated October 28, 1998, the applicant requested that this permit application be withdrawn. The application is being returned as requested. The notice for the draft permit was published on September 19, 1998.

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 0085472	DiBiase Construction, Inc. 101 Roberts Rd. Wyomissing, PA 19610-3109	Berks Cumru Township	UNT to Schuylkill 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.

Applications received for industrial waste and sewage applications under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

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. 3691410, Amendment 98-1. Industrial waste, submitted by **Turkey Hill Dairy, Inc.**, 2601 River Road, Conestoga, PA 17516-9630 in Manor Township, **Lancaster County** to expand their existing facility and construct an equalization tank and sludge storage facility was received in the Southcentral Region on October 23, 1998.

A. 0698407. Sewage, submitted by **Borough of Bernville**, P. O. Box 73, Bernville, PA 19506 in Bernville Borough, **Berks County** to upgrade and expand the existing wastewater treatment plant was received in the Southcentral Region on November 2, 1998.

A. 6798410. Sewage, submitted by **Spring Grove Area School District**, 100 East College Avenue, Spring Grove, PA 17362 in Paradise Township, **York County** to construct an on-lot treatment system to serve the Paradise Elementary School was received in the Southcentral Region on November 6, 1998.

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

WQM Permit No. 4398419. Sewage, **William Williams, SRSTP**, 54 Grange Rd., West Middlesex, PA 16159. This project is for the construction of a single residence sewage treatment plant in Shenango Township, **Mercer County**.

WQM Permit No. 1098410. Sewage, **C. Thomas Cumberledge, SRSTP**, P. O. Box 404, Evans City, PA 16033-0404. This project is for the construction of a single residence sewage treatment plant in Connoquenessing Township, **Butler County**.

WQM Permit No. 1098411. Sewage, **William M. Schreiner, SRSTP**, 3258 William Flynn Highway, Slippery Rock, PA 16057. This project is for the construction of a single residence sewage treatment plant in Slippery Rock Township, **Butler 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 Regional Office or County Conservation District Office indicated as the responsible office, within 30 days from the date of this public notice. A copy of the written comments should be sent to the County Conservation District Office. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Regional Office of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the Regional Office considers the public response significant.

Following the 30-day comment period, the Water 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 County Conservation District Office or the Department Regional Office indicated above the application.

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

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

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

NPDES Permit PAS-10-C028. Stormwater. **Triple Crown Corporation**, 5351 Jaycee Avenue, Harrisburg, PA 17112, has applied to discharge stormwater from a construction activity located in Birdsboro Borough, **Berks County**, to Hay Creek.

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

Northampton County Conservation District, District Manager, R. R. 4, Nazareth, PA 18064-9211, (610) 746-1971.

NPDES Permit PAS10U102. Stormwater. **Pektor Partners, L.P.**, 559 Main St., Suite 300, Bethlehem, PA 18018, has applied to discharge stormwater from a construction activity located in Williams Township, **Northampton County**, to Frya Run.

SAFE DRINKING WATER

Applications received 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.

4596503. Public water supply. **Pennsylvania American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033. This proposal involves the construction of PWS facilities to treat water from Well No. 1, previously developed by Coolbaugh Township and connecting it to customers previously served by the Tobyhanna Water Company, Fairview Water Company National Utilities, Inc., at Pine Hill and Summit Point. It is located in Coolbaugh Township, **Monroe County**. *Engineer:* Bruce Juergens, PE, Engineering Manager.

4598503. Public water supply. **Pennsylvania American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033. This proposal involves the installation of corrosion inhibitor feed facilities at the PAWC properties of Pine Hill and Summit Point. PAWC properties changing the AquaMag polyphosphate feed at the Pocono Mountain Industrial Park Well to a zinc orthophosphate. It is located in Coolbaugh Township, **Monroe County**. *Engineer:* Paul Zielinski, Water Quality Superintendent.

4598504. Public water supply. **Mushroom Farms Development**, 7 Sherman Road, Tobyhanna, PA 18466. This proposal involves the installation of equipment for pH adjustment and to apply a corrosion inhibiting chemical. It is located in Tobyhanna Township, **Monroe County**. *Engineer:* Birck Linder, PE, Linder Engineering.

4598506. Public water supply. **Stroudsburg Municipal Authority**, 410 Stokes Avenue, P. O. Box 237, East Stroudsburg, PA 18301. This proposal involves the use of duplex submersible, in line, booster pumps with associated controls and small hydropneumatic tanks. It is located in Stroud Township, **Monroe County**. *Engineer:* RKR Hess Associates.

4898505. Public water supply. **Lehigh Township Municipal Authority**, 1069 Municipal Road, Walnutport, PA 18088. This proposal involves a DE filter, storage reservoir/clear well, hypochlorite disinfection system, pH adjustment and orthophosphate corrosion control treatment. It is located in Lehigh Township, **Northampton County**. *Engineer:* Spotts, Stevens and McCoy, Inc.

5498506. Public water supply. **Schuylkill County Municipal Authority—Mount Laurel Water Treatment Plant**, 221 South Centre Street, Pottsville, PA 17901, David Holley, General Manager. This proposal involves an increase in the permitted water treatment flow rate from 1.0 mgd, the construction of a new 1 mg distribution storage tank, a SCADA monitoring system, a new raw and treated water pump and new clear well. It is located in New Castle Township, **Schuylkill County**.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 1

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

Sections 302 and 303 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate identifies a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the background or Statewide health standard to remediate a site must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department 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.

Tailgaters Parking LLC, Stowe Township, **Allegheny County**. The Peters Group, Diana Ragusa, 501 Camberly Court, Mars, PA 16046 and P & LE Properties, Inc., in care of John Hartman, 49 Plus Street, Pittsburgh, PA 15203 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with PCBs, lead, heavy metals, pesticides, solvents, BTEX, PHCs, PAHs and undetermined. 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 *Suburban Gazette* on October 7, 1998.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 2

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

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

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific cleanup standard, in whole or in part, and for sites determined to be located in Special Industrial Areas. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area by the person conducting remediation. For the sites identified, a municipality may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period, a municipality may request that the person identified, as the remediator of a site, develop and implement a public involvement plan. Requests to be involved, and comments, should be directed to the remediator of a site. For further information concerning the content of a Notice of Intent to Remediate, contact the Department's Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

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

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

Osram Sylvania Products, Inc., West Manchester Township, **York County**. Osram Sylvania Products, Inc., 1128 Roosevelt Avenue, York, PA 17404 resubmitted a Notice of Intent to Remediate site soils contaminated

with solvents. The applicant proposes to remediate the site to meet the site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *York Daily Record* on October 30, 1998.

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

Westinghouse Air Brake Company, Borough of Wilmerding, **Allegheny County**. Westinghouse Air Brake Company, Locomotive Division, 1001 Airbrake Avenue, Wilmerding, PA 15148 and American Geosciences, Inc., David R. Perry, 3925 Reed Boulevard, Suite 400, Murfreesville, PA 15668-1848 has submitted a Notice of Intent to Remediate soil contaminated with heavy metals, solvents and PHCs. The applicant proposes to remediate the site to meet a site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Progress* 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).

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

35-318-077: Scranton Army Ammunition Plant (156 Cedar Avenue, Scranton, PA 18505) for operation of a paint spray booth in Scranton, **Lackawanna County**.

39-313-034A: Elementis Catalysts, Inc. (1 West Allen Street, Unit No. 11, Allentown, PA 18102) for operation of an aluminum chloride reactor system in Allentown, **Lehigh County**.

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

48-303-010: McMinn Material Co., Inc. (R. R. 5, Box 5165A, Easton Road, Bethlehem, PA 18015) for operation of a bituminous concrete mix plant in Bethlehem, **Northampton County**.

48-309-095: Essroc Cement Corp. (3251 Bath Pike, Nazareth, PA 18064) for operation of a clinker silo discharge system in Lower Nazareth Township, **Northampton County**.

48-310-005A: Waylite Corp. (R. R. 5, Box 5165, Easton Road, Bethlehem, PA 18015) for operation of a material dryer in Bethlehem, **Northampton County**.

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

21-317-059: Quaker Oats Company (St. John's Church Road, Shiremanstown, PA 17011) for the operation of a wheat dryer in Hampden Township, **Cumberland County**.

38-318-030B: Supreme Mid-Atlantic Corporation (P. O. Box 779, Jonestown, PA 17038) for the Plant No. 2 paint areas in Swatara Township, **Lebanon County**.

67-399-021: American Ash Recycling Corporation of PA (1072 Roosevelt Avenue, York, PA 17404) for municipal ash recycling in West Manchester Township, **York County**.

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

17-304-002: Clearfield Machine Co. (P. O. Box 992A, Clearfield, PA 16830) for operation of two rotary reverberatory iron melting furnaces previously owned and operated by Clearfield Machine Company in Clearfield Borough, **Clearfield County**.

17-304-007: Clearfield Machine Co. (P. O. Box 992A, Clearfield, PA 16830) for operation of a molding sand reclaim system and associated air cleaning device (a fabric collector) previously owned and operated by Clearfield Machine Company in Clearfield Borough, **Clearfield County**.

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

11-00242: Westmont Hilltop School District (827 Diamond Boulevard, Johnstown, PA 15905) for operation of boilers at a high school in Westmont Boro, **Cambria County**.

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

10-313-044A: Witco Corporation (P. O. Box 336, Petrolia, PA 16050) for the operation of methanol storage tanks in Fairview Township, **Butler County**.

PA-10-028A: Armstrong Cement and Supply Company (100 Clearfield Road, Cabot, PA 16023) for the operation of a ball mill and air separator in West Winfield Township, **Butler County**.

PA-10-282A: Butler County Humane Society (P. O. Box 2036, Butler, PA 16003) for the operation of an incinerator in Renfrew Township, **Butler County**.

PA-25-952A: Bush Industries of PA Incorporated (2455 Robison Road West, Erie, PA 16509) for the operation of wood product uv surface coating in Summit Township, **Erie County**.

PA-25-974A: Hi-Tech Plating Company Incorporated (1015 West 18th Street, Erie, PA 16502) for the operation of a chrome plating operation in Erie, **Erie County**.

37-309-046: Essroc Materials, Incorporated (P. O. Box 779, Bessemer, PA 16112) for the operation of tire-derived fuel systems in Bessemer Borough, **Lawrence County**.

PA-37-011B: Farmers Dairy Foods, Incorporated (P. O. Box 198, New Wilmington, PA 16142) for the operation of a spray dryer, in Wilmington Township, **Lawrence County**.

PA-37-023A: Pennsylvania Power Company (P. O. Box 891, 1 East Washington Street, New Castle, PA 16103) for the operation of a boiler in West Pittsburg, **Lawrence County**.

PA-42-184E: Keystone Powdered Metal Company (1935 State Street, St. Marys, PA 15857) for the operation of a tempering furnace in Lewis Run, **McKean County**.

PA-42-184F: Keystone Powdered Metal Company (1935 State Street, St. Marys, PA 15857) for the operation of a heat treat furnace in Lewis Run, **McKean County**.

PA-43-304A: Greenville Veterinary Clinic (409 East Jamestown Road, Greenville, PA 16125) for the operation of an incinerator in Greenville, **Mercer County**.

PA-61-064A: Con Air Group-Franklin Division (P. O. Box 790, Franklin, PA 16323) for the operation of a painting process in Sugarcreek, **Venango County**.

Notice of Intent to Issue Title V Operating Permits

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

Appointments to review copies of the Title V application, proposed permit and other relevant information must be made by contacting Records Management at the

regional office telephone number noted. For additional information, contact the regional office noted.

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

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

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

TVOP 18-00009: Clinton County Solid Waste Authority (P. O. Box 209, McElhatten, PA 17748) for their Wayne Township Landfill located in Wayne Township, **Clinton County**. The facility's major sources include a flare system and a diesel fueled dirt-screening operation. The air emissions from the facility are below major source thresholds. This facility is subject to Subpart Cc, of the Federal Standards of Performance for New Stationary Sources, 40 CFR 60.30c—60.36c, "Emission Guidelines and Compliance Times for Municipal Solid Waste Landfills."

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

65-00163: Pa Dept. of Public Welfare (Torrance, PA 15779) issued November 4, 1998, for facility at Torrance State Hospital in Derry Township, **Westmoreland 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.

PA-46-0033: Waste Management Disposal Services of PA (1425 Sell Road, Pottstown, PA 19464) for a permitted landfill in West Pottsgrove Township, **Montgomery County**.

PA-09-0018: Moore North America, Inc. (100 American Drive, Quakertown, PA 18951) for the modification of nonheatset web offset printing presses in Richland Township, **Bucks County**.

PA-23-0078: Metro Machine Corporation of PA (Foot of Morton Avenue, Chester, PA 19013) for the construction of a shipyard in the City of Chester, **Delaware County**.

PA-23-0047: Degussa Corporation (1200 West Front Street, Chester, PA 19013) for the construction of a flattening mill in the City of Chester, **Delaware County**.

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

08-316-011A: Masonite Corp., Subsidiary of International Paper Co. (P. O. Box 311, Towanda, PA 18848-0311) for installation of a replacement air cleaning device (a venturi scrubber) on a hardboard press (die form press) in Wysox Township, **Bradford County**.

35-313-010: Taylor Chemical, Inc. (c/o Chemtall, Inc., P. O. Box 250, Riceboro, GA 31323) for construction of a polyacrylamide manufacturing process in the Stauffer Industrial Park, Taylor Borough, **Lackawanna County**.

39-309-046C: Lafarge Corp. (5160 Main Street, Whitehall, PA 18052) for modification of Kiln No. 3 in Whitehall Township, **Lehigh County**.

39-309-049A: Lafarge Corp. (5160 Main Street, Whitehall, PA 18052) for modification of Kiln No. 2 in Whitehall Township, **Lehigh County**.

48-309-104: Essroc Cement Corp. (3251 Bath Pike, Nazareth, PA 18064) for modification of cement packing machine No. 1 and No. 4 in Nazareth Borough, **Northampton County**.

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

67-05014A: York Group, Inc. (2880 Blackridge Road, York, PA 17402) for the inclusion of presently uncontrolled VOC sources under the control of an activated carbon concentrator and a catalytic incinerator located in Manchester Township, **York County**.

67-399-022: York International Corporation (P. O. Box 1592, York, PA 17405) for the installation of three dry plasma plate cutting machines at their Grantley Plant located in Spring Garden Township, **York County**.

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

63-641B: Regal Industrial Corporation (P. O. Box 291, Donora, PA 15033) for installation of painting operations at Donora Plant in Donora Boro, **Washington County**.

56-270A: Lane Construction Corporation (P. O. Box 346, Donegal, PA 15628) for installation of drum-mix asphalt plant at Donegal Asphalt Plant No. 49 in Jefferson Township, **Somerset County**.

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

33-309-017A: Owens Brockway Glass Container, Incorporated, Plant No. 19 (Route 219 North, Brockway, PA 15824) for minor modification of Operating Permit 33-309-017 to increase ammonia emission limit to 2.8 lbs/hr, in Snyder Township, **Jefferson County**.

REASONABLY AVAILABLE CONTROL TECHNOLOGY

(RACT)

Proposed Revision to the State Implementation Plan for Oxides of Nitrogen and Volatile Organic Compounds and Public Hearing

Approval of an amendment of a Reasonably Available Control Technology (RACT) plan for Pennsylvania Electric Company/GPU Generation, Inc. in Bradford Township, Clearfield County.

The Department of Environmental Protection (Department) has made a preliminary determination to approve an amendment of a Reasonably Available Control Technology (RACT) plan and an amendment to the State Implementation Plan (SIP) for an electric generating facility (Shawville Generating Station) owned by Pennsylvania Electric Company and operated by GPU Generation, Inc. in Bradford Township, Clearfield County.

The proposed SIP revision does not adopt new regulations. It incorporates the provisions and requirements contained in the amendment of the RACT approval for the facility to comply with current regulations.

The preliminary RACT amendment, if finally approved, will result in the revision of Plan Approval PA-17-0001 issued on December 27, 1994, and reissued on October 6, 1998, and will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan.

The proposed amendment consists of revising the allowable nitrogen oxides (NO_x) emission limit for pulverized bituminous coal-fired Unit 1 from .50 pounds per million BTU of heat input (30 day rolling average) to .524 pounds per million BTU of heat input (30 day rolling average) and the allowable nitrogen oxides (NO_x) emission limit for pulverized bituminous coal-fired Unit 2 from .50 pounds per million BTU of heat input (30 day rolling average) to .542 pounds per million BTU of heat input (30 day rolling average). This revision is authorized under 25 Pa. Code § 129.91(j).

One public hearing will be held for the purpose of receiving comments on the proposed plan approval revision and the proposed SIP revision. The hearing will be held on January 6, 1999, at 1 p.m. at the DEP Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA. The public is invited to comment on the proposal. Persons interested in commenting are invited to appear at the public hearing.

Persons wishing to present testimony at the hearing should contact Daniel Spadoni at (717) 327-3659 at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Daniel Spadoni at (717) 327-3659 or the Pennsylvania AT&T relay service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Those unable to attend the hearing, but wishing to comment, should provide written comments to David W. Aldenderfer, Air Quality Environmental Program Manager, Pennsylvania DEP, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. Comments should be submitted by January 21, 1999.

All pertinent documents are available for review from 8 a.m. to 4 p.m. in the DEP Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling (717) 327-3693.

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

32970107. SMP Boundary Revision, **Simpson Coal Company** (R. D. 1, Box 244, New Alexandria, PA 15670) to add 0.2 acre to the existing permit of which 0.1 acre is for additional mining of the Pittsburgh coal seam in Young Township, **Indiana County**, receiving stream unnamed tributaries to Blacklegs Creek. Application received November 2, 1998.

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

17723164. **Al Hamilton Contracting Co.** (R. D. 1, Box 87, Woodland, PA 16881), renewal of an existing bituminous surface mine permit in Bradford Township, **Clearfield County** affecting 548.9 acres. This application is for reclamation only. Receiving streams: Forcey Run and Valley Fork Run and Roaring Run to West Branch Susquehanna River to the Susquehanna River. Application received October 21, 1998.

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

40930202C. **Rossi Excavating Company** (9 West 15th Street, Hazleton, PA 18201), correction to an existing coal refuse reprocessing operation to add strip mining in Hazle Township, **Luzerne County** affecting 447.7 acres, receiving stream—none. Application received October 21, 1998.

54900101R. **Peppi Coal Co.** (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine operation in Reilly and Branch Townships, **Schuylkill County** affecting 1,794.0 acres, receiving stream—Panther Creek. Application received October 24, 1998.

54900101T. **Blackwood, Inc.** (P. O. Box 639, Wind Gap, PA 18091), transfer of an existing anthracite surface mine operation from Peppi Coal Co. in Reilly and Branch Townships, **Schuylkill County** affecting 1,794.0 acres, receiving stream—Panther Creek. Application received October 24, 1998.

54930201. **Wheelabrator Culm Services, Inc.** (Liberty Lane, Hampton, NH 03842), renewal of an existing coal refuse reprocessing operation in Mahanoy Township, **Schuylkill County** affecting 117.0 acres, receiving stream—none. Application received October 26, 1998.

54830109R3. **Joe Kuperavage Coal Company** (916 Park Avenue, Port Carbon, PA 17965), renewal of an existing anthracite surface mine operation in Blythe Township and New Philadelphia Borough, **Schuylkill County** affecting 625.0 acres, receiving stream—Schuylkill River. Application received October 30, 1998.

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

Large Industrial Mineral Applications Received

4773SM2. **Milestone Materials, Inc.** (P. O. Box 231, Easton, PA 18044-0231), renewal of the existing NPDES permit on a large industrial mineral permit, Potter Township, **Centre County** affecting 15.0 acres. Application received October 26, 1998.

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

Noncoal Applications Received

37860305. **G. L. McKnight, Inc.** (P. O. Box 773, Slippery Rock, PA 16057). Renewal of an existing gravel

operation in Plain Grove Township, **Lawrence County** affecting 103.0 acres. Receiving streams: Taylor Run. Application received November 3, 1998.

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

60840401A1C3. Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9454), renewal of NPDES Permit No. PA0614181 in Buffalo Township, **Union County**, receiving stream—Buffalo Creek. Application received October 23, 1998.

44930301C. Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9454), renewal of NPDES Permit No. PA0595985 in Armagh Township, **Mifflin County**, receiving stream—Laurel Creek. Application received October 23, 1998.

6476SM10A1C2. John F. Walker Excavating, Inc. (P. O. Box 175, Newville, PA 17241), renewal of NPDES Permit No. PA0594172 in Middlesex Township, **Cumberland County**, receiving stream—Conodoguinet Creek. Application received October 27, 1998.

7574SM1A1C2. Pennsy Supply, Inc. (1001 Paxton Street, Harrisburg, PA 17104-1645), renewal and correction of NPDES Permit No. PA0594300 in Silver Spring Township, **Cumberland County**, receiving stream—Conodoguinet Creek. Application received October 29, 1998.

66980302. Joseph W. Keller (P. O. Box 247, Fleetville, PA 18420), commencement, operation and restoration of a large quarry operation in Lemon Township, **Wyoming County** affecting 44.38 acres, receiving stream—unnamed tributary. Application received November 4, 1998.

APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

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

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

E51-169. Encroachment. Philadelphia Industrial Development Corporation, 1500 Market Street, 2600 Centre Square West, Philadelphia, PA 19102. To maintain approximately 0.10 acre of fill within wetlands (PEM) associated with the Otten Flavors Industrial Development and in conjunction with the Philadelphia Industrial Development Corporation (PIDC). The site is located in the Eastwick Industrial Park just east of the intersection of Bartram and Holstein Avenues (Philadelphia USGS Quadrangle N: 3.5 inches; W: 15.2 inches) in the City and **County of Philadelphia**.

E51-171. Encroachment. Carmen Gricco, t/a Specialty Sales Inc., 933 Penn Street, Philadelphia, PA 19147. To maintain four existing 17-inch steel pilings, to install and maintain three new timber pilings and to permanently moor, operate and maintain two commercial vessels at Pier 40 North along the Delaware River (WWF-MF) which will be utilized as a restaurant facility. The project is located approximately 1,000 feet southeast of Exit 18 of Interstate 95 (Northbound) and just east of the intersection of Penn Street and Ellen Street (Philadelphia, PA USGS Quadrangle N: 15.9 inches; W: 1.3 inches) in the City and **County of Philadelphia**.

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

E40-509. Encroachment. Pennsylvania American Water Company, 20 East Union Street, Wilkes-Barre, PA 18701. To modify and maintain an existing aerial utility line crossing of Monument Creek (HQ-CWF), with work consisting of constructing steel trusses to support the two 30-inch water mains. The project will include bank rehabilitation within a 90-foot channel reach at the crossing location to restore the grades of the eroded banks, and placement of R-7 riprap bank protection. The project is located approximately 100 feet north of S. R. 0502 (Avoca, PA Quadrangle N: 14.1 inches; W: 8.9 inches), in Pittston Township, **Luzerne County** (Baltimore District, U. S. Army Corps of Engineers).

E48-277. Encroachment. Pektor Partners, L.P., 559 Main Street, Suite 300, Bethlehem, PA 18018. To construct and maintain a 60-inch diameter C.M.P. outfall structure and associated energy dissipater along the northern streambank of Frya Run (HQ-CWF). The project is located approximately 0.2 mile west of the intersection of Township Road T418 and S. R. 0611 (Riegelsville, PA Quadrangle N: 21.7 inches; W: 11.4 inches), in Williams Township, **Northampton County** (Philadelphia District, U. S. Army Corps of Engineers).

E64-198. Encroachment. W. J. Reining & Sons, Inc., P. O. Box 277, Beach Lake, PA 18405. To construct and maintain a road crossing of Wangum Creek (HQ-CWF). Consisting of an aluminum open-bottom arch culvert, having a span of 19.0 feet and an underclearance of 6.3 feet. The purpose of the crossing is to provide access for timber harvesting. The project is located approximately 3,000 feet west of the Lake Township/Paupack Township boundary (Lakeville, PA Quadrangle N: 18.4 inches; W: 8.4 inches), in Lake Township, **Wayne 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.

E01-201. Encroachment. Latimore Township, David Myers, P. O. Box 218, York Springs, PA 17372. To maintain an 8-foot wide by 3-foot high concrete box culvert on

Latimore Creek (CH93-CWF) on Hollow Road (T-635) just south of T-608 (Dillsburg, PA Quadrangle N: 11.25 inches; W: 17.0 inches) in Latimore Township, **Adams County**.

E01-202. Encroachment. **Gettysburg Municipal Authority**, 601 East Middle Street, Gettysburg, PA 17325. To construct and maintain a 16-inch diameter water transmission main along Pumping Station Road and Long Lane. The new main will cross four waterways: (1) Willoughby Run (WWF) west of Black Horse Tavern Road, north of Millerstown Road (2) Stevens Run (WWF) west of Emmittsburg Road and Long Lane (3) unnamed tributary #1 to Willoughby Run (WWF) east of West Confederate Avenue and (4) unnamed tributary #2 to Willoughby Run (WWF) east of crossing No. 3. Crossings will be located in Gettysburg Borough and Cumberland Township, **Adams County**. The project will pass through the Gettysburg National Military Park. Western end of project located at (Fairfield, PA Quadrangle N: 8.5 inches; W: 3.5 inches) and eastern end of project is located at (Gettysburg, PA Quadrangle N: 14.25 inches; W: 15 inches).

E22-389. Encroachment. **Steven McElrath**, 4814 Derry Street, Harrisburg, PA 17111. To maintain a storage shed and a spa and enclosure in the floodway of Spring Creek at a point along Derry Street between 48th and 49th Streets (Harrisburg East, PA Quadrangle N: 1.6 inches; W: 6.3 inches) in Swatara Township, **Dauphin County**.

E22-393. Encroachment. **PA Department of Transportation**, Engineering District 8-0, 1240 Herr Street, Harrisburg, PA 17103. To remove an existing structure and to construct and maintain a 20.2-foot by 5-foot box culvert in the channel of a tributary to Beaver Creek (Nyes Run) at a point at SR 2019, Section 003, Segment 0100, Offset 0000 (Harrisburg, PA Quadrangle N: 10.75 inches; W: 5.0 inches) in Lower Paxton Township, **Dauphin County**.

E31-149. Encroachment. **PA Department of Transportation**, Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648. To remove a deck of an existing bridge and to construct and maintain a new bridge deck and partially remove and replace five existing pier supports in the Juniata River (WWF) located on SR 0522, Section 002, Segment 0460, Offset 2259 at Mount Union Borough (Mount Union, PA Quadrangle N: 3.3 inches; W: 0.6 inch) in Mount Union Borough, **Huntingdon County**.

E34-090. Encroachment. **William Sheaffer**, P. O. Box 104, Beavertown, PA 17813. To remove silt and sediment from a 1,000 foot section of Leiningers Run at a point in the vicinity of T-415 (Richfield, PA Quadrangle N: 3.25 inches; W: 3.5 inches) in Susquehanna Township, **Juniata County**.

E67-651. Encroachment. **Bill and Nick Nichols**, 114 Bridge Street, New Cumberland, PA 17070. To construct and maintain two 48-inch diameter culverts, 33 feet long, in Fishing Creek (CH93-TSF) to construct a private drive to an existing hunting camp located north of SR 0392 (Potts Road) directly across from Ramblewood Drive north of Exit-14 off of Interstate 83 (Steelton, PA Quadrangle N: 4.8 inches; W: 11.0 inches) in Newberry Township, **York County**.

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

E14-333. Encroachment. **Phillip Yanak**, R. R. 1, Woodward, PA 16882. To remove, construct and maintain

a single span bridge with a clear span of 14 feet and an underclearance of 28 inches over an unnamed tributary to Elk Creek located .75 mile south on Penn St. from the intersection of SR 45 turn east onto Bear Alley (Millheim, PA Quadrangle N: 2.1 inches; W: 13.7 inches) in Millheim Borough, **Centre County**. Estimated stream disturbance is 30 feet; stream classification EV.

E60-137. Encroachment. **Lewisburg Area Joint Sewer Authority**, P. O. Box 305, Lewisburg, PA 17837. To maintain a concrete encased sanitary sewer line under Limestone Run approximately 170 feet west of Fairground Road and 400 feet south of SR 0045 (Lewisburg, PA Quadrangle N: 14.75 inches; W: 4.8 inches) in East Buffalo Township, **Union County**. Estimated stream disturbance is 6 feet with no wetland impact; stream classification WWF.

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

E26-248. Encroachment. **Albert Gallatin Area School District**, 10 West Church Street, Masontown, PA 15461-1800. To operate and maintain a 240-foot long, 24-inch ADS pipe in an unnamed tributary to the Monongahela River (WWF) located at Albert Gallatin Elementary School (Masontown, PA Quadrangle N: 17.85 inches; W: 4.00 inches) in Masontown Borough, **Fayette County**.

ACTIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

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

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

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

NPDES Permit No. PA0054216. Industrial waste. **Rockwood Spring Water Company**, P. O. Box 624, Harmonyville Road, Pottstown, PA 19464, is authorized to discharge from a facility located in South Coventry Township, **Chester County** into an unnamed tributary to Pigeon Creek.

NPDES Permit No. PA0057444. Industrial waste. **Jackson Immuno Research Laboratories, Inc.**, P. O. Box 9, West Grove, PA 19390-9156, is authorized to discharge from a facility located in Penn Township, **Chester County** into an unnamed tributary to East Branch Big Elk Creek.

NPDES Permit No. PA0055140, Amendment No. 1. Industrial waste. **Equivest Management, Inc.**, 215 S. Broad Street, Philadelphia, PA 19107, is authorized to discharge from a facility located in Norristown Borough, **Montgomery County** into the Schuylkill River.

NPDES Permit No. PA0026867. Sewerage. **Abington Township**, 1176 Old York Road, Abington, PA 19001, is authorized to discharge from a facility located in Upper Dublin Township, **Montgomery County** into Sandy Run Creek.

NPDES Permit No. PA0027987. Sewerage. **Sun Company Inc. (R & M)**, 10 Penn Center, 1801 Market Street, Philadelphia, PA 19103 is authorized to discharge from a facility to serve Peter J. Camiel Service Plaza located in Wallace Township, **Chester County** to an unnamed tributary to Marsh Creek.

NPDES Permit No. PA0024651. Sewage. **Atglen Borough Sewer Authority**, P. O. Box 250, Atglen, PA 19310, is authorized to discharge from a facility located at the Atglen Borough WWTP located in Atglen Borough, **Chester County** into Valley Creek.

WQM Permit No. 4698427. Sewerage. **Abington Township**, 1176 Old York Road, Abington, PA 19001. Approval for the construction and operation of a sewage pump station and sewage collection system located in Abington Township, **Montgomery County**.

WQM Permit No. 0998416. Sewerage. **Lower Makefield Township**, 1100 Edgewood Road, Yardley, PA 19067. Approval for the construction and operation of a sewer extension to serve Newtown Center located in Lower Makefield Township, **Bucks County**.

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

NPDES Permit No. PA-0020745-A1. Sewerage. **Nescopeck Borough**, 501 Raber Avenue, Nescopeck, PA 18635-1101 is authorized to discharge from a facility located in the Borough of Nescopeck, **Luzerne County**, to Nescopeck Creek.

Permit No. 6698201. Industrial waste. **Procter & Gamble Paper Products Company**, P. O. Box 32, Route 87, Mehoopany, PA 18629-0032. Permit to reconfigure existing activated sludge treatment system into a combination aerated-facultative stabilization pond system, located in Washington Township, **Wyoming County**.

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

NPDES Permit No. PA0084174. Sewerage. **Covance Research Products, Inc.**, 310 Swampbridge Road, Denver, PA 17517 is authorized to discharge from a facility located in West Cocalico Township, **Lancaster County** to the receiving waters of an unnamed tributary to the Cocalico Creek.

NPDES Permit No. PA0085740. Sewerage. **Mill Creek Area Municipal Authority**, P. O. Box 4, Mill Creek, PA 17060 is authorized to discharge from a facility located in Mill Creek Borough, **Huntingdon County** to the receiving waters named Juniata River.

NPDES Permit No. PA0083429. Sewerage. **West Cocalico Township Authority**, 156B West Main Street, Reinholds, PA 17569 is authorized to discharge from a facility located in West Cocalico Township, **Lancaster County** to the receiving waters named Little Cocalico Creek.

NPDES Permit No. PA0043443. Sewerage. **Alexandria Borough—Porter Township Joint Sewer Authority**, P. O. Box 113, Alexandria, PA 16611 is authorized to discharge from a facility located in Porter Township, **Huntingdon County** to the receiving waters named Frankstown Branch of the Juniata River.

NPDES Permit No. PA0026549, Amendment No. 98-1. Sewerage. **City of Reading**, 815 Washington Street, Reading, PA 19601-3960 is authorized to discharge from a facility located in Reading City, **Berks County** to the receiving waters named Schuylkill River.

NPDES Permit No. PA0087815. Sewerage. **Char-Mar Properties, Inc.**, 420 East Conestoga Street, New Holland, PA 17557 is authorized to discharge from a facility located in Caernarvon Township, **Lancaster County** to the receiving waters of an unnamed tributary to the Conestoga River.

NPDES Permit No. PA0085677. Industrial. **Harley-Davidson Motor Company**, 1425 Eden Road, York, PA 17402 is authorized to discharge from a facility located in Springettsbury Township, **York County** to the unnamed tributary of Codorus Creek.

Permit No. 3698409. Sewage. **Char-Mar Properties, Inc.**, 420 East Conestoga Street, New Holland, PA 17557. This permit approves the construction of sewage treatment facilities in Caernarvon Township, **Lancaster County**.

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

NPDES Permit No. PA0209716. Sewerage. **Thomas G. Kitchen**, Laporte State Police Barricks, P. O. Box 183, Laporte, PA 18626. Applicant granted permission for an NPDES permit to discharge treated sewage from facility located at Laporte Township, **Sullivan County**.

WQM Permit No. 5998412. Sewerage. **Laurel Health System**, 15 Meade Street, Wellsboro, PA 16901. Approval to construct and maintain a sewage treatment facility to serve Morris Run Personnel Care Home. Facility is located at Hamilton Township, **Tioga County**.

WQM Permit No. 5798401. Sewerage. **Thomas G. Kitchen**, LaPorte PA State Police Barracks, P. O. Box 183, Laporte, PA 18626. Applicant granted permission to construct a wastewater treatment facility to discharge treated sewage. Facility located at Laporte Township, **Sullivan County**.

NPDES Permit No. PA0008923, Amendment No. 1. Industrial waste. **Corning Asahi Video Products Company**, P. O. Box P-9, State College, PA 16801-0009. Amending the sampling protocol for outfall 001 total suspended solids and metals has been granted to facility located at College Township, **Centre County**.

NPDES Permit No. PA008923, Amendment No. 2. Industrial waste. **Corning Asahi Video Products Company**, P. O. Box P-9, State College, PA 16801-0009. This amendment approves the use of alternate chemicals in the industrial waste treatment plant. Amending Permit Page 1 and a new page 14D.1 of 14 for facility located at College Township, **Centre County**.

WQM Permit No. 4198201. Industrial waste. **Williamsport Wire Rope Inc.**, P. O. Box 3188, Williamsport, PA 17701. Approval granted to construct a new rinse wastewater treatment system replacing the old treatment system to facility located at Williamsport, **Lycoming 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>
PAS10Q159	Windy Road Partners 1818 Bent Pine Hill Fogelsville, PA 18051	Lehigh County Lowhill Township	Tributary to Lyon Creek

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10U098	Ronald and Eileen Orr 752 Bangor Road Nazareth, PA 18064	Northampton County Plainfield Township	Little Bushkill Creek
PAS10U099	Tim Buck P. O. Box 363 Kulpsville, PA 19443	Northampton County Moore Township	Monocacy Creek

INDIVIDUAL PERMITS

(PAR)

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

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

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

List of NPDES and/or other General Permit Type

- PAG-1 *General Permit For Discharges From Stripper Oil Well Facilities*
- PAG-2 *General Permit For Discharges of Stormwater From Construction Activities*
- PAG-3 *General Permit For Discharges of Stormwater From Industrial Activities*
- PAG-4 *General Permit For Discharges From Single Residence Sewage Treatment Plant*
- PAG-5 *General Permit For Discharges From Gasoline Contaminated Ground Water Remediation Systems*
- PAG-6 *General Permit For Wet Weather Overflow Discharges From Combined Sewer Systems*
- PAG-7 *General Permit For Beneficial Use of Exceptional Quality Sewage Sludge By Land Application*
- PAG-8 *General Permit For Beneficial Use of Non-Exceptional Quality Sewage Sludge By Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site*
- PAG-9 *General Permit For Beneficial Use of Residential Septage By Land Application to Agricultural Land, Forest or a Land Reclamation Site*

General Permit Type—PAG-2

<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>
Northampton County Glendon Borough	PAR10U088	Chrin Bros., Inc. 635 Industrial Dr. Easton, PA 18042	Lehigh River	Northampton CD (610) 746-1971
Northampton County Bethlehem Township	PAR10U102	Wagner Enterprises LTD P. O. Box 3154 Easton, PA 18043	Lehigh River (U.N.T.)	Northampton CD (610) 746-1971
Lehigh County Upper Milford Township	PAR10Q008-2	Little Lehigh Development Corp. F. A. Rohrback 232 Main St. Emmaus, PA 18049	Hosensack Creek	Lehigh CD (610) 391-9583
Northampton County Bethlehem Township	PAR10U085-2	Forks Development Co., Inc. 6065 William Penn Hwy. Easton, PA 18045	Lehigh River (U.N.T.)	Northampton CD (610) 746-1971
Cumru Township Berks County	PAR-10-C228	Deerfield Dev. Phase I Berkshire Greens Inc. 10 Village Center Drive Reading, PA 19607	Schuylkill River	Berks County CD P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533 (610) 372-4657
Exeter Township Berks County	PAR-10-C230	Devon Green II Forino Dev. Inc. 3000 Penn Avenue West Lawn, PA 19609	Antietam Creek	Berks County CD P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533 (610) 372-4657
Lower Heidelberg Township Berks County	PAR-10-C240	Green Valley Estates Sun Pipeline Co. Ten Penn Center 1801 Market Street Philadelphia, PA 19103	Cacoosing Creek Little Cacoosing Creek	Berks County CD P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533 (610) 372-4657
Spring Township Berks County	PAR-10-C241	Keiser Ridge Hayes Construction Inc. 850 N. Wyomissing Blvd. Wyomissing, PA 19610	Cacoosing Creek	Berks County CD P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533 (610) 372-4657
Hampden Township Cumberland County	PAR-10-H170	Carlisle Carrier Corporation David L. Metzler 6380 Brackbill Blvd. Mechanicsburg, PA 17055	Trindle Spring Run	Cumberland County CD 43 Brookwood Ave. Suite 4 Carlisle, PA 17013 (717) 240-7812
South Middleton Township Cumberland County	PAR-10-H178	Allen Distribution Allen Distribution Bldg. 5 P. O. Box 62 Plainfield, PA 17081	Alexander and Spring Creek	Cumberland County CD 43 Brookwood Ave. Suite 4 Carlisle, PA 17013 (717) 240-7812
North Middleton Township Cumberland County	PAR-10-H183	Carlisle Suburban Authority 240 Clearwater Drive Carlisle, PA 17013	Conodoguinet Creek	Cumberland County CD 43 Brookwood Ave. Suite 4 Carlisle, PA 17013 (717) 240-7812

NOTICES

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<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Clay Township Lancaster County	PAR-10-O-328	Wildflower Pond Associates 1810 Rothsville Road, Suite 200 Lititz, PA 17543	Middle Creek	Lancaster County CD 1383 Arcadia Road, Room 6 Lancaster, PA 17601 (717) 299-5361
Mount Joy Township Lancaster County	PAR-10-O-328	Grandview Associates 568 Kraybill Church Road Mount Joy, PA 17552	Little Chickies Creek	Lancaster County CD 1383 Arcadia Road, Room 6 Lancaster, PA 17601 (717) 299-5361
Lancaster City Lancaster County	PAR-10-O-332	County of Lancaster 50 N. Duke Street Lancaster, PA 17603	Conestoga River	Lancaster County CD 1383 Arcadia Road, Room 6 Lancaster, PA 17601 (717) 299-5361
Warwick Township Lancaster County	PAR-10-O-339	Horst & Huffman Associates 1050 Sylvan Road Lancaster, PA 17601	UNT Santo Domingo Creek	Lancaster County CD 1383 Arcadia Road, Room 6 Lancaster, PA 17601 (717) 299-5361
Millerstown Borough Perry County	PAR-10-5125	Millerstown Lodge 925 Loyal Order of Moose 7 North Market Street Millerstown, PA 17062	Juniata River	Perry County CD P. O. Box 36 36 W. Main Street New Bloomfield, PA 17068 (717) 582-8988
Windsor Township York County	PAR-10-Y350	Milner Heights Larkin & Sons Inc. P. O. Box 454 Red Lion, PA 17356	Cabin Creek	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Franklin Township York County	PAR-10-Y343	Quality Green Houses & Perennial Farms Gary Lebo 209 S. Sporting Hill Road Mechanicsburg, PA 17055	North Branch Bermudian Creek	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Windsor Township York County	PAR-10-Y348	Windsor Township Municipal Building 255 Bahn's Mill Road P. O. Box 458 Red Lion, PA 17356	Kreutz Creek	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
East Manchester Township York County	PAR-10-Y349	Orchard Business Park Kinsley Equities II 2700 Water Street York, PA 17403	Little Conewago Creek	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430

General Permit Type—PAG-3

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Carbon County Bowmanstown Borough/ East Penn Township	PAR232227	The Prince Mfg. Co. 229 Radio Road P. O. Box 1009 Quincy, IL 62306-1009	Fireline Creek and Lehigh River	Northeast Region Water Management 2 Public Square Wilkes-Barre, PA 18711- 0790 (717) 826-2553

General Permit Type—PAG-4

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Columbia County Greenwood Township	PAG045036	Richard and Mary Sanders P. O. Box 496 Millville, PA 17846	UNT to Little Fishing Creek	Northcentral Region 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Huntingdon County Union Township	PAG043605	Donald and Florence Jackson, Sr. R. R. 1, Box 285 Mapleton Depot, PA 17052-9721	UNT of Smith Run	Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

**SEWAGE FACILITIES ACT
PLAN APPROVAL**

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

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

Location: Shirley Township, Huntingdon County, R. R. 1, Box 110, Shirleysburg, PA 17260.

The approved plan provides for construction of three sewer line extensions, including five pump stations, to provide public sewer service to the Route 747, 522 and T394 sections of the municipality. Treatment will be provided by Mount Union Municipal Authority. An OLDS Management Ordinance will address the remainder of the Township. The Sugar Run drainage basin of Hill Valley is not approved at this time. Approval consideration will be given pending submission of additional information concerning technical feasibility of its selected alternative. 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).

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

Permit No. 1598506. Public water supply. **Philadelphia Suburban Water Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489. Philadelphia Suburban Water Company has been issued permit approval for the addition of an orthophosphate (inhibitor) along with caustic soda, both for corrosion control at the LaReserve Water System, located in East Marlborough Township, **Chester County**. *Type of Facility:* Public Water Supply System. *Consulting Engineer:* Anthony L. Fernandes, Philadelphia Suburban Water Company, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489. *Permit to Construct Issued:* October 27, 1998.

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

Application No. M. A. The Department issued an operation permit to **Upper Halfmoon Water Company, Inc.** (1952 Halfmoon Valley Road, Port Matilda, PA

16870; Halfmoon Township, **Centre County**) for operation of the finished water storage tank and 240 feet of 8-inch distribution line.

**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 Re-

gional 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.

Former American Insulator Site, New Freedom Borough, **York County**. Franklin Center, Inc., c/o James R. Holley & Associates, Inc., 18 South George Street, York, PA 17410 submitted a final report concerning the remediation of site soils and groundwater contaminated with BTEX and PHCs. The final report demonstrated attainment of the Statewide health standard, and was approved by the Department on November 2, 1998.

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

Mahoning Hardward and Implement Company, Borough of Punxsutawney, **Jefferson County**, 116-120 Indiana Street, submitted a final report concerning the remediation of soil contaminated with BTEX. The report was approved by the Department on November 3, 1998.

SOLID AND HAZARDOUS WASTE

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Solid Waste 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.

Responsible Office: Southcentral Regional Office, Regional Solid Waste Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706.

Permit No. 100944. Lanchester Landfill, Chester County Solid Waste Authority (7224 Division Highway, Narvon, PA 17555). Application for the use of processed construction and demolition waste material as an alternative daily cover for a site in Caernarvon and Honey Brook Townships, **Lancaster and Chester Counties**. Permit issued in the Regional Office October 29, 1998.

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

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

Permit No. 603337. Leon Kline Farm, BFI, Conestoga Landfill, Mineview Drive, P. O. Box ±18, Morgantown, PA 19543). This permit has been revoked at the applicant's request for a site in Upper Frankford Township, **Cumberland County**. Permit revoked in the Regional Office October 29, 1998.

Permit No. 603285. Martin Greenleaf Farm, Wheelabrator Water Technologies, Inc., Bio Gro Division (Eastern Region, 180 Admiral Cochrane Drive, Suite 305, Annapolis, MD 21401). The permit has been revoked at the applicant's request for a site in Colerain Township, **Lancaster County**. Permit revoked in the Regional Office November 2, 1998.

Permit No. 603285. Peifer Brother Farm, Wheelabrator Water Technologies, Inc., (Bio Gro Divi-

sion, Eastern Region, 180 Admiral Cochrane Drive, Suite 305, Annapolis, MD 21401). The permit has been revoked at the applicant's request for a site in Oley Township, **Berks County**. Permit revoked in the Regional Office November 2, 1998.

Permit No. 100944. Lanchester Landfill, Chester County Solid Waste Authority, (P. O. Box 476, Honey Brook, PA 19344). This permit has been revoked at the applicant's request for a site in Caernarvon and Honeybrook Townships, **Lancaster County**. Permit revoked in the Regional Office October 27, 1998.

AIR QUALITY

OPERATING PERMITS

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

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

GP5-12-01: CNG Transmission Corp. (P. O. Box 2450, Clarksburg, WV 26302) issued October 7, 1998, to operate a 145 horsepower natural gas-fired reciprocating internal combustion engine and associated air cleaning device (a catalytic converter) under the General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP-5) at PA Tract 168 in Portage Township, **Cameron County**.

GP4-18-02: Autoline Industries East, Inc. (P. O. Box 210, McElhattan, PA 17748) issued October 9, 1998, to construct and operate a burnoff oven under the General Plan Approval and General Operating Permit for Burnoff Ovens (BAQ-GPA/GP-4) in Wayne Township, **Clinton County**.

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

GP-42-076: Kane Manufacturing Corporation (515 North Fraley Street, Kane, PA 16735) issued November 4, 1998, for the operation of a burn off oven in Kane, **McKean County**.

GP-43-308: Ergon Trucking Incorporated (944 New Castle-Mercer Road, Mercer, PA) issued November 4, 1998, for the construction and operation of three crude oil storage tanks in East Lackawannock Township, **Mercer County**.

Operating Permits transferred 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.

12-302-001A: Emporium Hardwoods, Inc. (HC3, Box 1, Emporium, PA 15834) on October 6, 1998, for operation of a wood-fired boiler and associated air cleaning device (a multiclone) previously owned and operated by Mallory Lumber Corporation in Shippen Township, **Emporium County**.

17-305-007B: River Hill Coal Co., Inc. (P. O. Box 141, Kylertown, PA 16847) on October 6, 1998, for operation of a bituminous coal processing facility including rotary breakers and associated equipment previously

owned and operated by River Hill Coal Company, Inc. in Karthaus Township, **Clearfield County**.

17-306-001: Pennsylvania Electric Co., owner, and GPU Generation Inc., operator (1001 Broad Street, Johnstown, PA 15907) on October 6, 1998, for operation of two bituminous coal-fired utility boilers (Units 1 and 2) and associated air cleaning devices (electrostatic precipitators) previously owned and operated by Pennsylvania Electric Company at the Shawville Generating Station in Bradford Township, **Clearfield County**.

17-306-002B: Pennsylvania Electric Co., owner, and GPU Generation Inc., operator (1001 Broad Street, Johnstown, PA 15907) on October 6, 1998, for operation of two bituminous coal-fired utility boilers (Units 3 and 4) and associated air cleaning devices (electrostatic precipitators) previously owned and operated by Pennsylvania Electric Company at the Shawville Generating Station in Bradford Township, **Clearfield County**.

17-399-011: Pennsylvania Electric Co., owner, and GPU Generation Inc., operator (1001 Broad Street, Johnstown, PA 15907) on October 6, 1998, for operation of an ash disposal facility previously owned and operated by Pennsylvania Electric Company in Bradford Township, **Clearfield County**.

OP-59-0003: Pennsylvania Electric Co., owner, and GPU Generation Inc., operator (1001 Broad Street, Johnstown, PA 15907) on October 6, 1998, for operation of a natural gas-fired combustion turbine and a #2 fuel oil-fired starting engine previously owned and operated by Pennsylvania Electric Company in Covington Township, **Tioga County**.

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

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

08-399-003D: OSRAM SYLVANIA Products, Inc. (Hawes Street, Towanda, PA 18848-0504) on October 6, 1998, for operation of various pieces of ceramic powder processing and chemical pilot plant equipment and associated air cleaning devices (a fabric collector and a scrubber) in Departments 212 and 216, Building 15, in North Towanda Township, **Bradford County**.

08-316-012A: Masonite Corp. (P. O. Box 311, Towanda, PA 18848) on October 6, 1998, for operation of a hardboard press (Line I Press) and associated air cleaning device (a venturi scrubber system) and a hardboard tempering operation (Line I) and associated air cleaning device (a regenerative thermal oxidizer) in Wysox Township, **Bradford County**.

18-313-018B: Avery Dennison, Chemical Division (R. D. 2, Box 70, Mill Hall, PA 17751) on October 26, 1998, for operation of various chemical reactors and associated chemical processing equipment and associated air cleaning devices (two thermal fume oxidizers) in Bald Eagle Township, **Clinton County**.

OP-14-0002: Bellefonte Lime Co. (P. O. Box 448, Bellefonte, PA 16823) on October 19, 1998, for operation of two rotary lime kilns (#4 and 5) and associated air cleaning devices (two scrubbers), a stone dryer and associated air cleaning device (a fabric collector), six

space heaters and one waste oil heater, all of which are subject to the Department's Reasonably Available Control Technology (RACT) regulations for nitrogen oxides emissions, at the Bellefonte Plant in Spring Township, **Centre County**.

OP-49-0011: Fleetwood Motor Homes of Pennsylvania, Inc. (P. O. Drawer 5, Paxinos, PA 17860) on October 30, 1998, for operation of various motor home manufacturing operations, all but one of which are subject to the Department's Reasonably Available Control Technology (RACT) regulations for volatile organic compounds, in Ralpho Township, **Northumberland County**.

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

65-00844: Sterling Lebanon Packaging Corp. (P. O. Box 768, Thomas Avenue and Lafferty St., Jeannette, PA 15644) issued November 11, 1998 for packaging manufacturing at Jeannette Plant in Jeannette, **Westmoreland County**.

03-209A: Buffalo Limestone, Inc. (R. R. 1, Box 198 A-1, Ford City, PA 16226) issued October 29, 1998 for portable limestone crushing at Stitt Mine at Kittanning Township, **Armstrong County**.

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

PA-24-124B: PA Industrial Heat Treaters (P. O. Box 348, St. Marys, PA 15857) issued October 30, 1998, for the operation of a continuous draw furnace no. 3 in Benzinger Township, **Elk 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.

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

35-303-011A: Haines and Kibblehouse, Inc. (P. O. Box 196, Skippack, PA 19474) issued on October 19, 1998, for modification of a batch asphalt plant at Dunham Drive, Dunmore Borough, **Lackawanna County**.

40-317-019A: Hershey Chocolate, USA (Humboldt Industrial Park, Scotch Pine Drive, P. O. Box 340, Hazleton, PA 18201) issued on October 19, 1998, for modification of a pan polishing operation in Hazle Township, **Luzerne County**.

48-313-070B: Praxair Distribution, Inc. (145 Shimersville Road, Bethlehem, PA 18015) issued on October 19, 1998, for modification of a gas collection system in Bethlehem, **Northampton County**.

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

14-313-037: Rutgers Organics Corp. (201 Struble Road, State College, PA 16801) on October 2, 1998, for modification of an existing chemical process facility (Naxan ABL/AAL) by adding a xylene recovery operation in College Township, **Centre County**.

OP-53-0009C: National Fuel Gas Supply Corp. (P. O. Box 2081, Erie, PA 16512) on October 6, 1998, for

construction of a 3200 horsepower natural gas-fired reciprocating internal combustion engine at the Ellisburg Compressor Station in Allegany Township, **Potter County**.

8-322-001B: Northern Tier Solid Waste Authority (P. O. Box 10, Burlington, PA 18814-0010) on October 7, 1998, for construction of municipal solid waste landfill disposal areas (Cells 6, 7 and 8) and associated air cleaning device (a landfill gas extraction and collection system) in West Burlington Township, **Bradford County**.

8-316-013A: Masonite Corp. (P. O. Box 311, Towanda, PA 18848) on October 9, 1998, for modification of a hardboard press (Line II) to manufacture a new product, trimboard, in Wysox Township, **Bradford County**.

55-303-003: Meckley's Limestone Products, Inc. (R. D. 1, Box 950, Herndon, PA 17830) on October 20, 1998, for construction of a batch asphalt concrete plant and associated air cleaning device (a fabric collector) in Franklin Township, **Snyder County**. The asphalt plant is subject to Subpart I of the Federal Standards of Performance for New Stationary Sources.

PA-17-0001: Pennsylvania Electric Co., owner, and GPU Generation Inc., operator (1001 Broad Street, Johnstown, PA 16907) on October 6, 1998, for implementation of Reasonably Available Control Technology (RACT) on various sources at an electric generation facility (Shawville Generating Station) previously owned and operated by Pennsylvania Electric Company in Bradford Township, **Clearfield County**.

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

20-318-006B: Lord Corporation (124 Grant Street, Cambridge Springs, PA 16403) issued October 16, 1998, for modification of spray lines in Cambridge Springs, **Crawford County**.

Plan Approval 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.

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

06-1003B: Lucent Technologies, Inc. (P. O. Box 13396, Reading, PA 19612) granted October 30, 1998, to authorize temporary operation of the photoresist stripper line, under this Plan Approval until February 28, 1999, at the Reading Plant, in Muhlenberg Township, **Berks County**.

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

04-307-099B: Shasta, Inc. (300 9th Street, Monaca, PA 15061) issued November 6, 1998, for operation of swing grinder at Aliquippa Plant in Aliquippa Boro, **Beaver County**.

65-137A: Allegheny Ludlum Corp. (100 River Road, Brackenridge, PA 15014) issued November 3, 1998, for installation of sendzimer cold rolling mill at Vandergrift Plant in Vandergrift Boro, **Westmoreland County**.

65-078A: Hempfield Foundries Company (P. O. Box 69, Greensburg, PA 15601) issued November 3, 1998, for

installation of sand reclamation and shotblast in Southwest Greensburg Boro, **Westmoreland 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).

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

Coal Permits Issued

03980103. Dutch Run Coal, Inc. (A02-366, Shelocta, PA 15774). Permit issued for commencement, operation and reclamation of a bituminous coal/sandstone and shale surface/auger mining site located in Plumcreek Township, **Armstrong County**, affecting 42.1 acres. Receiving streams: unnamed tributaries to Plumcreek. Application received: June 16, 1998. Permit issued: November 3, 1998.

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

17753050. River Hill Coal Co., Inc. (P. O. Box 141, Kylertown, PA 16847), major permit revision for a Change in Permit Acreage from 727.6 to 642.8 acres, Karthaus Township, **Clearfield County**, receiving streams: Saltlick Run and unnamed tributaries to Saltlick Run. Application received October 8, 1998. Permit issued October 30, 1998.

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

Noncoal Permits Issued

25820301. Frank Tucci (R. D. 2, Cambridge Springs, PA 16403). Renewal of the existing NPDES No. PA0604208 in McKean Township, **Erie County**. Receiving streams: Unnamed tributary of Elk Creek. Application received: September 11, 1998. Permit Issued: October 30, 1998.

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

8275SM1C. Prospect Aggregates, Inc. (P. O. Box 7, East Petersburg, PA 17520), correction to an existing quarry operation in West Hempfield Township, **Lancaster County** affecting 59.2 acres, receiving stream—unnamed tributary to Chickies Creek. Correction issued November 5, 1998.

ABANDONED MINE RECLAMATION

Bureau of Abandoned Mine Reclamation, P. O. Box 8476, Harrisburg, PA 17105-8476.

Bond Forfeiture Contract Awarded: BF 425-101.1.
Location: Goshen Township, Clearfield County. Descrip-

tion: AMLR, Mine Drainage Permit No. 4578BC6, Goshen Township, Clearfield County. *Contractor:* Earthmover's Unlimited, Inc. *Amount:* \$13,423. *Date of Award:* August 27, 1998.

Bond Forfeiture Contract Awarded: BF 341-102.1.
Location: Newport Township, Luzerne County. *Description:* AMLR Project, North American Mining, Inc., Newport Township, Luzerne County. *Contractor:* James T. O'Hara, Inc. *Amount:* \$257,239. *Date of Award:* July 9, 1998.

Bond Forfeiture Contract Awarded: BF 386-101.1.
Location: Eau Claire Borough, Butler County. *Description:* Acid Mine Drainage Treatment Project, Pengrove Coal-Hortert Site, Eau Claire Borough, Butler County. *Contractor:* Joseph C. Puryear Trucking and Excavating. *Amount:* \$97,014.79. *Date of Award:* August 13, 1998.

Bond Forfeiture Contract Awarded: BF420-101.1.
Location: Murrysville Borough, Westmoreland County. *Description:* AMLR Project, Frank Kowalski, Murrysville Borough, Westmoreland County. *Contractor:* Utilities Forestry Services, Inc. *Amount:* \$266,898. *Date of Award:* August 28, 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 Environmental Hearing Board, 400 Market Street, Floor 2, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

E15-579. Encroachment Permit. **Tredyffrin Township**, 1100 Duportail Road, Berwyn, PA 19312 and

PennDOT, 200 Radnor Chester Road, St. Davids, PA 19087. To extend Chesterbrook Boulevard (T-843) from U. S. Route 202 southeast to Swedesford Road (S. R. 0252), opposite Cassatt Road (S. R. 1007), and to provide full access to the Chesterbrook Interchange by constructing a new southbound U. S. Route 202 on-ramp and a new northbound U. S. Route 202 off-ramp (Valley Forge, PA Quadrangle N: 11.4 inches; W: 12.3 inches) in Tredyffrin Township, **Chester County**.

Work consists of:

(1) To elongate the existing 6-foot by 6-foot box culvert stream enclosure in and along an unnamed tributary to Little Valley Creek situated beneath SR 0202 at station 607+50 by installing a 17-foot extension at the downstream end for the new southbound on-ramp, and installing a 20 foot extension at the upstream end for the new northbound off-ramp. Work will also include a channel relocation of approximately 120 linear feet at the upstream end of the extended stream enclosure. The proposed activities will impact 0.09 acre of associated wetlands (PEM/SS/FO).

(2) To construct and maintain 180 linear feet of 8-foot by 5-foot reinforced concrete box culvert stream enclosure in and along an unnamed tributary to Little Valley Creek beneath the proposed Chesterbrook Boulevard, and near the intersection of Cassatt Road and Swedesford Road. Work also includes the replacement and maintenance of a headwall for four existing culverts (93-inch × 64-inch arch pipe, 53-inch × 41-inch arch pipe, 36-inch R.C.P. and 24-inch R.C.P.) incorporated into a junction chamber at Swedesford Road. The proposed junction chamber will connect the upstream end of the elongated stream enclosure to the four existing culverts. This work will impact 0.08 acre of associated wetlands (PEM/SS/FO). The permittee has made a contribution to the wetland replacement fund to compensate for the 0.17 acre of wetland impact.

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

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

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

E67-626. Encroachment. **Joseph Bene**, 60 Crestwood Lane, York, PA 17402. To place 260 linear feet of fill in the floodway of an unnamed tributary to Mill Creek for the purpose of flood control for new medical offices located between Memory Lane and Pleasant Valley Road (York, PA Quadrangle N: 20.3 inches; W: 8.3 inches) in Springettsbury Township, **York County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E17-322. Encroachment. **Pa. Dept. of Transportation**, 1924—30 Daisy St., Clearfield, PA 16830. To remove an existing superstructure and to construct and maintain a single span prestressed concrete spread box beam with a concrete deck and sidewalks on the left and right sides to be placed on top of existing abutments with a normal clear span of 54 feet 1 inch and a minimum underclearance of 5 feet across Moose Creek located immediately south of the intersection of SR 1050 (Maple Avenue) and Moose Street (Clearfield, PA Quadrangle N: 6.0 inches; W: 9.3 inches) in Lawrence Township, **Clearfield County**. Estimated stream disturbance is 56 linear feet; stream classification is Cold Water Fishery. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E17-323. Encroachment. **APEX Machine & Hydraulic Inc.**, 511 Brisbin St., Houtzdale, PA 16651. To expand an existing commercial facility and associated parking facilities and to restore 0.08 acre of PEM wetlands filled without authorization. The project is located on the south side of SR 0322 approximately 1.9 miles west of the SR 0053 intersection in Decatur Township, Clearfield County (Wallaceton, PA Quadrangle N: 8.3; W: 1.1) in Decatur Township, **Clearfield County**.

E18-258. Encroachment. **Northern Central Bank**, 102 West Fourth St., Williamsport, PA 17701. To construct, operate and maintain 120 square feet of expansion and 266.75 cubic yards of associated fill to an existing commercial facility in the floodway of Fishing Creek. The construction work shall consist of placing 0.5 feet of fill across 0.33 acre and constructing the expansion to the existing commercial building that is located along the eastern right-of-way of SR 0150 at the intersection of Country Club Lane and SR 0150 (Mill Hall, PA Quadrangle N: 20.7 inches; W: 14.8 inches) in Bald Eagle Township, **Clinton County**. This permit was issued under section 105.13(e) "Small Projects."

E59-377. Encroachment. **Pa. Dept. of Transportation**, 715 Jordan Avenue, Montoursville, PA 17754. To remove an existing single structure and to construct, operate and maintain a single span prestressed concrete spread box beam bridge to carry SR 4017, Section 013 Segment/Offset 0070-0000 across Losey Creek. The bridge shall be constructed with a clear normal span of 28.33-feet. The average underclearance of each span shall be a minimum of 7.4 feet. The bridge shall be constructed at a skew of 45-degrees. The proposed bridge is located along the eastern right-of-way of SR 0249 approximately 1.04 miles west of the intersection of SR 4017 and SR 0249 (Keeneyville, PA Quadrangle N: 22.7 inches; W: 10.4 inches) in Middlebury Township, **Tioga County**. This permit also authorizes the construction and operation of a temporary crossing; upon completion of the bridge construction, the temporary crossing shall be removed and the area fully restored to original contours and elevations.

WATER ALLOCATIONS

Actions taken on applications filed under the act of June 24, 1939 (P. L. 842, No. 365) (32 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of this Commonwealth.

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

WA-09-1001. Water Allocation. **Warwick Township Water and Sewer Authority**, 1733 Township Green, Jamison, PA 18925 has been granted the right to purchase 1.2 million gallons per day, based on a 30-day average, from the Philadelphia Suburban Water Company in Warwick Township, **Bucks County**. *Type of Facility: Public Water Supply System. Consulting Engineer: Boucher and James, Inc., 127 South Fifth Street, Suite 300, Quakertown, PA 18957. Permit Issued: October 27, 1998.*

SPECIAL NOTICES

Notice of Settlement Under the Hazardous Sites Cleanup Act Gettysburg Foundry Site Cumberland Township, Adams County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305), has entered into a proposed consent order and agreement (COA) with C. M. Metals, Inc. regarding the remediation of the Gettysburg Foundry Site (Site). The Site is located at 2664 Emmitsburg Road, Gettysburg, PA 17325 in Cumberland Township, Adams County, PA. The 21-acre site is located in a rural area about 4 miles south of the town of Gettysburg.

From 1957 until 1997, Gettysburg Foundry Specialties Company (GFSC) manufactured aluminum castings and was classified as a secondary aluminum smelting plant. Among other things, GFSC recycled aluminum to produce aluminum ingots. During the process of melting aluminum recyclable materials in the furnace at the facility, combined pieces of dirt, steel and aluminum rose to the surface of the melted material. This "dross" was skimmed off and sent to another part of the plant for handling. At that time, magnets removed the steel and the rest of the material was screened to remove the dirt and dust from the aluminum. The aluminum was sent back to the furnace and the dirt and dust (referred to as aluminum dross fine waste) was set aside for disposal. In addition to the aluminum dross fine waste, GFSC's air pollution control system generated baghouse dust. Much of the waste was stored on the site in two onsite pits and in buildings. The company filed for Chapter 11 bankruptcy in February 1996. The plant ceased operations on March 13, 1997.

Because of the threat to human health and the environment posed by the GFSC site, the Department undertook two Prompt Interim Responses at the site. The first was conducted in August 1997. Under this response, the site was secured by repairing an existing fence around the facility and piles of dross waste, which were exposed to the elements, were moved into the Foundry Building. The second response, begun in May 1998, provided for the removal of 676 drums of waste and the aboveground waste stored at the site. The Department has removed the drummed waste.

On November 4, 1998, the Department and C. M. Metals entered into the proposed consent order and agreement. Under the terms of the COA, C. M. Metals will implement the remaining portions of the second prompt interim response Statement of Decision (SOD), including the removal of the remaining aboveground waste, will implement the final remedial SOD as it

relates to waste in the pits and contaminated soil and groundwater, and will reimburse the Department \$25,000 for its response costs at the GFSC site.

This notice is provided under section 1113 of HSCA (35 P. S. § 6020.1113). This section provides that the settlement will become final upon the filing of the Department's response to any significant written comments. The proposed consent order and agreement that contains the specific terms of the settlement is available for public review and comment. The proposed consent order and agreement can be examined from 8 a.m. to 4 p.m. at the Department's office at 909 Elmerton Avenue, Harrisburg, PA 17110, by contacting Barbara Faletti at (717) 705-4864. A public comment period on the proposed consent order and agreement will extend for 60 days from today's date. Persons may submit written comments regarding the proposed consent order and agreement to the Department by January 20, 1999, by submitting them to Barbara Faletti at the above address.

[Pa.B. Doc. No. 98-1910. Filed for public inspection November 20, 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.

Final Technical Guidance—Minor Revision

DEP ID: 381-5511-014 Title: Guidance on Utilization of Minority and Women's Business Enterprise Firms Description: This guidance document will apply to all recipients of loan funds under the Clean Water and Drinking Water State Revolving Fund programs. Page Length: 38

pages Location: Volume 27 Tab 53 Effective Date: December 1, 1997 Contact: Trudy Troutman at (717) 783-3795.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-1911. Filed for public inspection November 20, 1998, 9:00 a.m.]

Low-Level Waste Advisory Committee

The date for the next meeting of the Department of Environmental Protection's Low-Level Waste Advisory Committee (LLWAC) is December 10, 1998. The meeting will begin at 9 a.m., and end at 2 p.m. at the Rachel Carson State Office Building, EQB Room # 105—First Floor.

Questions concerning the meeting should be addressed to Rich Janati at 1 (800) 232-2786 or e-mail at janati.rich@al.dep.state.pa.us.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Marianne Hansen directly at (717) 787-2480 or through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-1912. Filed for public inspection November 20, 1998, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Entrepreneurial Assistance to Persons With Severe Disabilities Served Through the Washington District Office, PA Office of Vocational Rehabilitation

The Department of Labor and Industry (Department), Office of Vocational Rehabilitation (OVR), under the Rehabilitation Act of 1973 as amended in 1986 (P. L. 99-506), announces that competing applications to provide entrepreneurial assistance to persons with severe disabilities served through the Washington District Office, OVR will be accepted. This competition is authorized under section 301 of the Rehabilitation Act of 1973, as amended.

Funding for these projects is provided under the auspices of the Pennsylvania State Board of Vocational Rehabilitation and the Office of Vocational Rehabilitation, which will serve as administrator and fiscal agent for grants awarded under this announced competition.

This competition will provide multi-year funding for up to 2 years. OVR will entertain applications which propose to provide Entrepreneurial Assistance to persons with severe disabilities residing in the counties served by OVR's Washington District Office which include Washington, Greene and Fayette Counties. The assistance will be in the form of comprehensive evaluation, training and technical assistance specific to each person's needs and abilities, enabling qualified persons with severe disabilities to become entrepreneurs, establishing and operating their own businesses.

Application Information

Applications received by close of business 5 p.m., Wednesday, January 20, 1999, which are complete and

conform to established specifications will be accepted for review. Applications submitted after that date and time will be ineligible for consideration.

Applications will be evaluated by a panel of reviewers convened for that purpose. One grant will be awarded through this competition contingent upon the availability of funds and the receipt of acceptable applications. Grants will be awarded by April 1, 1999. The final award made through this competition is subject to the approval of the Executive Director, Pennsylvania Office of Vocational Rehabilitation.

Eligible applicants are not-for-profit, private business development services or entities, government agencies or postsecondary educational institutions. If the applicant is other than a postsecondary educational institution, it must assure the ongoing presence and participation of a postsecondary educational institution's School of Business, Entrepreneurial Program or Service or other comparable disciplines.

An applicant must demonstrate an understanding of the economy, market characteristics and market potential in the three county target area. While not required, it is preferred the grantee will have the flexibility to situate the desired service in at least two locations within the target area, specifically, in the Monongahela River Valley and northern Washington County.

An applicant must demonstrate a minimum of 3 years experience in entrepreneurial assistance services of the type required.

The original and one copy of the application narrative, along with the original and one copy of the Project Budget contained in a separate, sealed envelope must be received at the following address by the application deadline noted previously: Office of Vocational Rehabilitation, Infrastructure Services Section, 1320 Labor and Industry Building, Seventh and Forster Streets, Harrisburg, PA 17120, Attention: Raymond L. Walker, Supervisor.

No reference may be made to the amount of funds requested, or other budgetary information, in the application narrative.

Four copies of the completed application narrative only must be submitted to the Washington OVR District Office at the following address: Office of Vocational Rehabilitation, Washington District Office, 201 West Wheeling Street, Washington, PA 15301, Attention: Donald Angelone, District Administrator, (724) 223-4430 (Voice/TDD).

No budget information may be sent to the Washington District Office.

Service Information

For purposes of this competition, Entrepreneurial Assistance to Persons with Severe Disabilities will encompass services delivered by successful applicant, as follows:

- Evaluate consumers' potential to participate in and benefit from customized entrepreneurial training, technical assistance and follow-up support.
- Instruct consumers in feasibility analysis, market analysis, longitudinal planning, financial planning and business development.
- Provide technical assistance service enabling participating OVR consumers to identify and access needed financial, production and operation resources.

- Develop and implement a long range plan of oversight and support following consumers' progress from the date of business-start forward, for a period of no less than 12 months.

Commitment to Enhance Socially/Economically Restricted Business (SERB)

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

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

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

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

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

1. The business has gross revenues exceeding \$4 million annually.
2. The concentration of an industry is such that more than 50% of the market is controlled by the same type of SERB (Minority Business Enterprise [MBE] or Women Business Enterprise [WBE]).

Proposers not considered to be socially/economically restricted businesses seeking to identify businesses for joint venture and subcontracting opportunities are encouraged to contact: Department of General Services, Bureau of Contract Administration and Business Development, Room 502, North Office Building, Harrisburg, PA 17125, (717) 787-7380, fax (717) 787-7052.

Application Material/Questions

The complete application package containing a detailed Request for Proposal and Guidelines for application, is available by writing to the following address: Office of Vocational Rehabilitation, Infrastructure Services Section, 1320 Labor and Industry Building, Seventh and Forster Streets, Harrisburg, PA 17120, Attention: Raymond L. Walker, Supervisor.

Applications may also be obtained by contacting Jacqueline Lucas at (717) 787-7016, TDD: (717) 783-8917 or by requesting them by e-mail addressed to jlucas@dli.state.pa.us.

Questions related to this announcement should be directed to Jacqueline Lucas at the above address and telephone number.

Preproposal Conference

A preproposal conference to deal specifically with technical questions regarding the application will be held for prospective applicants on Wednesday, December 2, 1998,

beginning at 1 p.m. at: Office of Vocational Rehabilitation, Washington District Office, 201 West Wheeling Street, Washington, PA 15301, Attention: Donald Angelone, District Administrator, (724) 223-4430 (Voice/TDD).

Persons expecting to attend should advise Donald Angelone, in advance, of any special considerations/accommodations that may be required for them to fully participate in the preproposal conference. Reserved, handicapped parking is available, but limited. It is imperative that persons needing such parking notify Donald Angelone as soon as possible.

Persons needing directions to the Washington OVR District Office may call the Washington District Office's toll-free telephone number (800) 634-2060 (within PA) TDD: (724) 223-4430.

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 98-1913. Filed for public inspection November 20, 1998, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Ground Hog Day '99 Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Ground Hog Day '99.

2. *Price:* The price of a Pennsylvania Ground Hog Day '99 instant lottery game ticket is \$1.00.

3. *Play Symbols:* Each Pennsylvania Ground Hog Day '99 instant lottery game ticket will contain one play area featuring one "Lucky Symbol" area and one "Your Symbols" area. The play symbols and their captions located in the "Lucky Symbol" area and the "Your Symbols" area are: Money Bag Symbol (MNYBAG), Sun Symbol (SUN), Moon Symbol (MOON), Sunglasses Symbol (SHADES), Snowflake Symbol (SNOW), Shovel Symbol (SHOVEL), Cloud Symbol (CLOUD), Kite Symbol (KITE) and Umbrella Symbol (UMBREL).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Prize" area are: \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20\$ (TWENTY), \$50\$ (FIFTY) and \$500 (FIV HUN).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$4, \$5, \$10, \$20, \$50 and \$500. The player can win up to five times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 4,080,000 tickets will be printed for the Pennsylvania Ground Hog Day '99 instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$500 (FIV HUN) appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(b) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$50\$ (FIFTY) appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(c) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$20\$ (TWENTY) appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(d) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(e) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$5⁰⁰ (FIV DOL) appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(f) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$4⁰⁰ (FOR DOL) appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(g) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$2⁰⁰ (TWO DOL) appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(h) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$1⁰⁰ (ONE DOL) appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$1.

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

Match Any Of Your Symbols
To The Lucky Symbol With
Prize(s) Of:

\$1
\$2
\$1 x 5

Win
\$1
\$2
\$5

Approximate Odds
1:8.33
1:18.75
1:42.86

Approximate No. of Winners
Per 4,080,000 Tickets

489,600
217,600
95,200

*Match Any Of Your Symbols
To The Lucky Symbol With
Prize(s) Of:*

<i>Prize(s) Of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 4,080,000 Tickets</i>
\$2 x 2 + \$1	\$5	1:100	40,800
\$5	\$5	1:375	10,880
\$2 x 5	\$10	1:375	10,880
\$5 x 2	\$10	1:375	10,880
\$2 x 2 + \$5 + 1	\$10	1:375	10,880
\$10	\$10	1:375	10,880
\$10 x 2	\$20	1:1,500	2,720
\$4 x 5	\$20	1:1,500	2,720
\$5 x 4	\$20	1:1,500	2,720
\$20	\$20	1:1,500	2,720
\$10 x 5	\$50	1:12,000	340
\$50	\$50	1:12,000	340
\$20 x 5	\$100	1:12,000	340
\$500	\$500	1:40,000	102

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Ground Hog Day '99 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Ground Hog Day '99, prize money from winning Pennsylvania Ground Hog Day '99 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Ground Hog Day '99 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

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

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Ground Hog Day '99 or through normal communications methods.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 98-1914. Filed for public inspection November 20, 1998, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Retention of Engineering Firms

**Berks, Carbon, Lehigh, Monroe, Northampton and
Schuylkill Counties
Project Reference No. 08430AG2263**

The Department of Transportation will retain an engineering firm for an Open-End Contract to provide supplementary construction inspection staff, under the Depart-

ment's Inspector(s)-in-Charge, to perform construction inspection services on various projects in Engineering District 5-0, that is Berks, Carbon, Lehigh, Monroe, Northampton and Schuylkill Counties. The Contract will include roadway and bridge construction projects, and material plant inspection. The Contract will be for a period of sixty (60) months, with a maximum cost of one million (\$1,000,000) dollars.

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 acceptable 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 and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, drainage, signing, pavement markings, traffic signals, erosion and sedimentation control and bridge painting.
- c. Understanding the Department's requirements, policies, and specifications.
- d. Past performance.
- e. Number of available inspectors in each payroll classification.
- f. Number of NICET certified inspectors in each payroll classification.
- g. Workload.

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

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

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	2 (2)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	6 (4)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	12 (6)
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>
(TCM-1)	\$44.93
(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; at least two (2) inspectors

listed are to be nuclear gauge certified and one (1) to be C.D.S. certified; 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, if required, at no direct cost to the Department:

2	Nuclear Densometer Gauges/License
1	Paint Test Kit
1	Vehicle for the Transportation of Nuclear Gauges
1	Base Radio Station
6	Two-Way Radios
1	Two-Way Radio Repeater Station
1	Camera (type 35mm)

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	3
TCIS	8
TCI	15

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. Walter E. Bortree, P.E., District Engineer, District 5-0, Parkwood Building, 2460 Parkwood Drive, Allentown, PA 18103, Attention: Mr. Brian H. Graver.

Any technical questions concerning the requirements for this project should be directed to: Mr. Brian H. Graver, District 5-0, at (610) 791-6022.

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

Perry County

Project Reference No. 08430AG2264

The Department of Transportation will retain an engineering firm to provide supplementary construction inspection staff of approximately thirteen (13) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services for S.R. 0011, Section 008, Perry County, U.S. 11/15. This project involves reconstruction and widening the existing roadway and structures to 48 feet and drainage and guide rail improvements.

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 N.E.C.E.P.T. certified inspectors, as indicated in the scope of work.

d. Number of NICET certified inspectors in each payroll classification.

e. 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, drainage, construction documentation procedures and "CDS" operations.

f. Understanding of Department's requirements, policies, and specifications.

g. 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 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)	4 (4)
Transportation Construction Inspector—Materials (TCI—Materials) (NICET Highway Materials Level 2 or equivalent)	1 (1)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	4 (3)
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>
(TCM-1)	\$44.93
(TCIS)	\$39.36
(TCI-Materials)	\$35.51
(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:

1	Nuclear Densometer Gauge/License
1	Vehicle for the Transportation of Nuclear Gauge
* 14	Cellular Phones
2	Camera (type 35mm)

* Due to local terrain, may be substituted with 14 two-way radios and 1 two-way radio base station as determined by the District at the time of the scope of work meeting.

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 TCM-1 and 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>
TCM-1	2
TCIS	5
TCI-M	2
TCI	5

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. Barry G. Hoffman, P.E., District Engineer, District 8-0, 2140 Herr Street, Harrisburg, PA 17103-1699.

Any technical questions concerning the requirements for this project should be directed to: Mr. Richard K. Waddell, District 8-0, at (717) 787-5054.

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

Statewide

Project Reference No. 08430AG2265

The Department of Transportation will retain two (2) photogrammetric mapping firms for Open-End Contracts with the ability to perform all photogrammetric services. Each Open-End Contract will be for a period of sixty (60) months at a maximum cost of \$1.0 million each. The work will be performed on a Statewide basis by specific projects as determined by the Department. The items of work to be performed on each project may vary as the project dictates.

Services requested may include, but are not limited to the following:

- * Vertical and oblique aerial photography acquisition, using a variety of aircraft
- * Airborne GPS
- * Scanning of aerial film
- * Geodetic mapping control surveys
- * Global Positioning System (GPS) surveys
- * Analytical aero-triangulation
- * Digital map compilation
- * Digital orthophotography
- * Digital terrain models
- * Archive files on to electronic media

All work must be performed in accordance with the requirements of the applicable sections of the Department's "Surveying and Mapping Manual", Publication 122M, January 1995 edition. The geodetic surveying and photogrammetric mapping must be performed under the direct supervision of a licensed Pennsylvania Professional Land Surveyor. It is also recommended that a Certified Photogrammetrist (ASPRS) be part of the firms full-time staff working in the photogrammetry section.

Firms submitting a letter of interest for this work should have prior experience in geodetic surveys and large-scale photogrammetric mapping for highway design in metric and/or english units. Digital mapping should be compiled directly into CADD using analytical stereo plotters or softcopy workstations with the ability to convert the digital data into a variety of formats. In addition to current state-of-the-art surveying equipment and photogrammetric systems, firms should have sufficient qualified personnel to complete large assignments with short delivery schedules.

Five (5) firms will be ranked for the purpose of negotiating two (2) Open-End Contracts. The ranking order will be based on the Department's evaluation of the acceptable letters of interest. 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 Department has established the following factors to evaluate the firms that submitted acceptable letters of interest. The factors are listed in order of importance:

- a. Specialized experience and technical competence of firm.

- b. Past record of performance with respect to cost control, work quality, and available staff to meet schedules.

- c. The specific experience on in-house staff and professional qualifications shall be considered.

- d. Quality assurance/quality control criteria established for checking all work tasks. Specialized photogrammetric systems and surveying equipment.

- e. Previous experience on Open-End Contracts.

- f. Relative size of firm to size of projects that may be completed under this Contract.

- g. Current Workload.

- h. Location of Consultant.

Any technical questions concerning the requirements for this project should be directed to L. Bradley Foltz, P.L.S., Photogrammetry & Surveys Division, at (717) 783-1518, ext. 3002.

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

General Requirements and Information

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

The first copy of the Letter of Interest and required information must be submitted to:

Mr. Charles W. Allwein, P.E., Chief
 Consultant Selection Committee
 7th Floor, Forum Place
 555 Walnut Street
 P. O. Box 3060
 Harrisburg, Pennsylvania 17105-3060

Note: The Zip Code for express Mailing is 17101-1900

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

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

If an individual, firm, or corporation not authorized to engage in the practice of engineering desires to submit a Letter of Interest, said individual, firm, or corporation may do so as part of a Joint Venture with an individual, firm, or 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. 98-1915. Filed for public inspection November 20, 1998, 9:00 a.m.]

FISH AND BOAT COMMISSION

Additional Restrictions on Fish and Boat Commission Property

The Executive Director of the Fish and Boat Commission, acting under the authority of 58 Pa. Code § 53.18, has established the following additional restrictions for Fish and Boat Commission property. These restrictions shall remain in effect until further notice.

<i>County</i>	<i>Area</i>	<i>Additional Restrictions</i>
Philadelphia	Frankford Access Area	Closed to all use from 5 p.m. to 8 a.m. from December 1 to April 1.
Philadelphia	Tacony Access Area	Closed from December 1 to April 1.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 98-1916. Filed for public inspection November 20, 1998, 9:00 a.m.]

Advance Notice of Proposed Rulemaking; Creel Limit for Trout

The Fish and Boat Commission (Commission) is publishing this advance notice of proposed rulemaking to invite interested persons to provide comments on a proposal to reduce the Statewide daily creel limit of trout from eight to five during the regular season. This proposal would not apply to the Conowingo Reservoir, the Delaware River or Lake Erie and its tributaries.

The proposal to reduce the creel limit by three per day is based on social and policy perceptions and issues. From a resource-based fisheries management perspective, there will be no distinct impacts from reducing the creel limit from eight to five. This change, however, may affect public perceptions about the value of these fish and the appropriate number of fish to be taken each day.

Interested persons are invited to submit written comments, objections or suggestions to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, on or before January 19, 1999. Comments submitted by facsimile will not be accepted. Comments also may be submitted electronically at "regulations@fish.state.pa.us." A subject heading of the proposal and a return name and address must be included in each transmission. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 98-1917. Filed for public inspection November 20, 1998, 9:00 a.m.]

Closure of Fords Lake, Lackawanna County

The Fish and Boat Commission (Commission) will temporarily close Fords Lake to all public access and use beginning at 12:01 a.m. on December 1, 1998. Fords Lake, a 73-acre lake, is located 3 miles west of Clarks Summit in Lackawanna County.

The Commission is closing Fords Lake to public use so that it may draw down the lake. The draw down is needed to facilitate repairs to the dam. The Commission intends to lower the lake slowly, a maximum of 6 inches at a time.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 98-1918. Filed for public inspection November 20, 1998, 9:00 a.m.]

Designations of Waters Subject to Special Fishing Regulations

The Fish and Boat Commission (Commission) is designating the following waters as subject to 58 Pa. Code Chapter 65 (relating to special fishing regulations), effective January 1, 1999:

§ 65.2. Delayed Harvest Fly-Fishing Only Areas.

The following waters are designated to be regulated and managed as Delayed Harvest Fly-Fishing Only Areas and are added to the list of waters subject to these regulations.

<i>County</i>	<i>Water on which located</i>	<i>Description</i>
Potter	Kettle Creek	Section from 500 feet downstream of S.R. 144 Bridge upstream 1.7 miles

The following waters are deleted from the list of "Delayed Harvest Fly-Fishing Only Areas" designated under § 65.2:

<i>County</i>	<i>Water on which located</i>	<i>Description</i>
Elk	Big Mill Creek	1.0 mile section from the 1461 bridge downstream to Ridgway Reservoir

§ 65.4a. All-Tackle Trophy Trout.

The following waters are designated to be regulated and managed under the All-Tackle Trophy Trout Program and are added to the list of waters subject to these regulations.

<i>County</i>	<i>Water on which located</i>	<i>Description</i>
Fayette and Somerset	Youghiogheny River	3.5 mile section from the confluence with Ramcat Run downstream to the pipeline crossing at the confluence with Lick Run

§ 65.4b. All-Tackle Selective Harvest Program.

The following waters are designated to be regulated and managed under the All-Tackle Selective Harvest Program and are added to the list of waters subject to these regulations.

<i>County</i>	<i>Water</i>	<i>Description</i>
Cameron	Hunts Run	From the confluence with McNuff Branch downstream to the mouth, a distance of 4.7 miles.
Potter	Sinnemahoning Creek East Fork	From the confluence with Wild Boy Run downstream to the confluence with Camp Run, a distance of 2.9 miles.
Union	Cherry Run	From the mouth upstream, a distance of 2.7 miles.
Westmoreland	Camp Run	From the headwaters downstream to the mouth a distance of 4.1 miles.

§ 65.6. Delayed Harvest Artificial Lures Only Areas.

The following waters are designated to be regulated and managed under the Delayed Harvest Artificial Lures Only Program and are added to the list of waters subject to these regulations.

<i>County</i>	<i>Water on which located</i>	<i>Description</i>
Chester	East Branch Brandywine Creek	1.2 mile section from the Dorlans Mill Road downstream to Forge Road
Elk	Big Mill Creek	1.5 mile section from the confluence with Rocky Run downstream to 0.3 mile downstream of the S.R. 1461 bridge
Elk	East Branch Clarion River	1.15 mile section from 100 yards downstream of the outflow of the East Branch Clarion River Lake downstream for a distance of 1.15 miles
Fayette	Meadow Run	1.7 mile section from the confluence with Laurel Run downstream to the SR 0381 bridge
Fulton	Cove Creek	1.0 mile section from 200 yards downstream of the SR 0928 bridge downstream to the lower Buchanan State Forest boundary
Juniata and Mifflin	East Licking Creek	4.0 mile section from the Texas Eastern gas pipeline crossing downstream to the upstream boundary of the Karl B. Guss State Forest picnic area
Luzerne	Harveys Creek	1.5 mile section from Pavlick Road (T- 497) upstream to Jackson Road (T-812)
Venango	Oil Creek	1.0 mile section from the two green posts near the Drake Well Museum downstream to the Oil Creek State Park hiking trail bridge

The following waters are removed from the list of Delayed Harvest Artificial Lures Only Program designated under § 65.6:

County	Water on which located	Description
Potter	Kettle Creek	Section from 500 feet downstream of S.R. 144 Bridge upstream 1.7 miles

§ 65.8. Warmwater/Coolwater Species Special Conservation Waters.

The following waters are deleted from the list of "Warmwater/Coolwater Species Special Conservation Waters" designated under § 65.8:

County	Water
Washington	Cross Creek Lake

§ 65.9. Big Bass Special Regulations.

The following lakes are designated to be regulated and managed under the Big Bass Special Regulations and are added to the list of waters subject to these regulations.

County	Water
Chester	Chambers Lake
Washington	Cross Creek Lake

§ 65.11. Panfish Enhancement Special Regulation.

The following lakes are designated to be regulated and managed under the Panfish Enhancement Special Regulation and are added to the list of waters subject to this regulation.

County	Water
Centre	J.F. Sayers Lake
Chester	Chambers Lake (new lake to open in 1999)
Montour	Lake Chillisquaque

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 98-1919. Filed for public inspection November 20, 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, November 5, 1998, and took the following actions:

Regulations Approved:

Environmental Quality Board #7-330: New Motor Vehicle Emissions Control Program (NMVECP) (amends 25 Pa. Code Chapters 121 and 126).

Department of Revenue #15-397: Single Factor Apportionment (amends 61 Pa. Code Chapters 155 and 170).

State Board of Auctioneer Examiners #16A-642: Biennial Renewal Fees (amends 49 Pa. Code §§ 1.23 and 1.25 and adds § 1.41).

Department of Conservation and Natural Resources #7B-1: State Forests (amends 17 Pa. Code Chapter 21).

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

Public Meeting held
November 5, 1998

Environmental Quality Board—New Motor Vehicle Emissions Control Program (NMVECP); Regulation No. 7-330

Order

On November 13, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (EQB). This rulemaking amends 25 Pa. Code Chapters 121 and 126. The authority for this regulation is contained in 5(a)(1) of the Air Pollution Control Act (35 P. S. § 4005(a)(1)). The proposed regulation was published in the November 29, 1997 edition of the *Pennsylvania Bulletin*, with a 75-day public comment period. The final-form regulation was submitted to the Commission on October 5, 1998.

The EQB has proposed a new motor vehicle emissions control program to reduce the emissions of nitrogen oxide and volatile organic compounds in Pennsylvania. These final rules will require automobile manufacturers to meet specific tailpipe standards for new automobiles and trucks weighing less than 6,000 pounds. This regulation is in response to Federal Clean Air Act requirements.

The Environmental Protection Agency has approved the National Low Emission Vehicle (NLEV) program as a voluntary alternative to the emission standards of the California Low Emission Vehicle Program. This rulemaking implements the provisions of the NLEV program for Pennsylvania. If NLEV ceases to be effective or an automobile manufacturer opts out of the NLEV program, the standards of the backup Pennsylvania Clean Vehicles Program would apply.

We have reviewed this regulation and find it to be in the public interest. The regulation is necessary to help Pennsylvania improve its air quality by reducing ozone pollution and to meet Federal Clean Air Act requirements.

Therefore, It Is Ordered That:

1. Regulation No. 7-330 from the Environmental Quality Board, as submitted to the Commission on October 5, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

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

Public Meeting held
November 5, 1998

*Department of Revenue—Single Factor Apportionment;
Regulation No. 15-397*

Order

On January 13, 1998, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Revenue (Department). This rulemaking amends 61 Pa. Code Chapters 155 and 170. The authority for this regulation is sections 408 and 603 of the Tax Reform Code (72 P. S. §§ 7408 and 7603). The proposed regulation was published in the January 24, 1998 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 7, 1998.

The Department of Revenue (Department) is amending Chapter 155, Capital Stock and Foreign Franchise Tax (Tax), to add an exemption to section 155.10 (Single factor apportionment). The proposal also repeals a November 1997 Statement of Policy (SOP) to exempt student loan assets.

Student loan assets owned or held by a trust or other entity for the securitization of student loans will be exempt from the Tax. Exemptions include: student loan notes; Federal, State or private subsidies or guarantees; instruments that represent a guarantee of debt, certificates or other securities; contract rights to acquire or dispose of student loans and interest rate swap agreements; interest in or debt obligations of other student loan securitization trusts or entities; and cash or cash equivalents representing reserve funds or payments on notes or securities.

We have reviewed this regulation and find it to be in the public interest. This amendment codifies the change made by Act 45 of 1998. The Department anticipates the business trust Tax exemption will maintain or increase the availability of financing for student loans.

Therefore, It Is Ordered That:

1. Regulation No. 15-397 from the Department of Revenue, as submitted to the Commission on October 7, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

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

Public Meeting held
November 5, 1998

State Board of Auctioneer Examiners—Biennial Renewal Fees; Regulation No. 16A-642

Order

On March 17, 1998, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Auctioneer Examiners (Board). This rulemaking amends 49 Pa. Code §§ 1.23 and 1.25 and adds § 1.41. The authority for this regulation is found in 63 P. S. § 734.6. The proposed regulation was published in the March 28, 1998 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 6, 1998.

The Board is increasing the biennial licensure renewal fees for apprentice auctioneers, auctioneers, auction companies and auction houses. Existing fees range from \$30 to \$50. The revised fees range from \$100 to \$200.

We have reviewed this regulation and find it to be in the public interest. The revised fees will provide the Board with adequate funds to eliminate its deficit and cover its operating expenses. With the implementation of the revised fees, the Board anticipates that it will not have to increase fees for at least three biennial periods.

Therefore, It Is Ordered That:

1. Regulation No. 16A-642 from the State Board of Auctioneer Examiners, as submitted to the Commission on October 6, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

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

Public Meeting held
November 5, 1998

*Department of Conservation and Natural Resources—
State Forests; Regulation No. 7B-1*

Order

On September 2, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Conservation and Natural Resources (Department). This rulemaking amends 17 Pa. Code Chapter 21. The authority for this regulation is 71 P. S. § 1340.313. The proposed regulation was published in the September 13, 1997 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 5, 1998.

We have reviewed this regulation and find it to be in the public interest. The amendments update a broad range of provisions that are more than 25 years old. The Department states that recreational and commercial use of State forest land has increased dramatically in that time period. In addition, the Department has made many amendments to the language of the regulation to make it clearer.

Therefore, It Is Ordered That:

1. Regulation No. 7B-1 from the Department of Conservation and Natural Resources, as submitted to the Commission on October 5, 1998, is approved; and

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

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 98-1920. Filed for public inspection November 20, 1998, 9:00 a.m.]

INSURANCE DEPARTMENT

Donegal Mutual Insurance Company; Homeowners Rate Filing

On November 6, 1998, the Insurance Department received from Donegal Mutual Insurance Company a filing for a proposed rate level and rule changes for homeowners insurance.

The company requests an overall 6.6% increase amounting to \$1,488,000 annually, to be effective February 1, 1999, for new business and March 1, 1999, for renewal business.

Unless formal administrative action is taken prior to January 5, 1999, 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 Xiaofeng Lu, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, (E-mail: xlu@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. 98-1921. Filed for public inspection November 20, 1998, 9:00 a.m.]

John and Evandine King; Hearing

Appeal of John and Evandine King under the Pennsylvania Assigned Risk Plan; Farmer's Mutual of McCandless Township; Doc. No. PH98-11-001

Under the Pennsylvania Assigned Risk Plan, Section 19, that was adopted by the Insurance Commissioner under 75 Pa.C.S. § 1741, notice is hereby given that John and Evandine King have requested a hearing on the determination by the Pennsylvania Assigned Risk Plan Governing Committee concerning their effective date of coverage.

The hearing will be held as follows:

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

Date: December 9, 1998

Time: 1 p.m.

Both parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearing will be held in accord-

ance with the requirements of the Administrative Agency Law, 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law); section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) and the regulations set forth at 31 Pa. Code § 59.7(e). Under 31 Pa. Code § 59.7(e), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code §§ 31.1—35.193, 35.225—35.251, unless specific exemption is given.

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

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-1922. Filed for public inspection November 20, 1998, 9:00 a.m.]

Nationwide Mutual Fire Insurance Company; Homeowners and Mobile Homeowners Rate Revision; Rate Filing

On October 30, 1998, the Insurance Department received from Nationwide Mutual Fire Insurance Company a filing for a rate level change for homeowners and mobile homeowners insurance.

The company requests an overall 7.0% decrease amounting to -\$10,756,500 annually, to be effective February 26, 1999.

Unless formal administrative action is taken prior to December 29, 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 Chuck Romberger, CPCU, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120 (e-mail at cromberg@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. 98-1923. Filed for public inspection November 20, 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 Frank C. Leone; file no. 98-210-34603; Travelers Property & Casualty; doc. no. PH98-11-002; December 8, 1998, at 10 a.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. 98-1924. Filed for public inspection November 20, 1998, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed But Not Published

The Legislative Reference Bureau accepted the following documents during the preceding calendar month for

filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of Bulletin). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no such documents have been received. For questions concerning or copies of documents filed, but not published, please call (717) 783-1530.

Executive Board

Resolution #CB-98-244, Dated September 29, 1998, a letter of agreement has been signed between the Commonwealth of Pennsylvania and the Pennsylvania State Education Association and* to amend the Article and Recommendation of the Military Leave specified in the Collective Bargaining Agreements, in #CB-96-309 for Local Associations at *Thaddeus Stevens State School of Technology, dated November 18, 1996; #CB-96-310 for Local Associations at Scotland School for Veterans' Children and Scranton State School for the Deaf, dated November 18, 1996; and #CB-97-092 for Local Associations at Hiram G. Andrews Center, dated April 18, 1997.

Resolution #CB-98-247, Dated September 29, 1998, a letter of agreement has been signed between the Commonwealth of Pennsylvania and the Pennsylvania Nurses Association Union which covers the Nursing and Supportive Medical Services First Level Supervisory (P5) Unit effective July 1, 1997 through June 30, 2000, the letter of agreement amends the Recommendations of the Military Leave, Health Benefits, Travel Expenses and Professional Education Program specified in #CB-97-149, dated June 23, 1997.

Governor's Office

Manual M210.5—Standard (STD) Forms Management—Amended, September 15, 1998.

Management Directive No. 230.10—Travel and Subsistence Allowances Revision No. 9, Dated October 5, 1998.

Management Directive No. 530.26—Benefit Entitlements for Employees on Military Leave, Amended October 15, 1998.

Administrative Circular No. 98-29—Holidays-1999—Dated September 24, 1998.

Administrative Circular No. 98-30—Relocation—Pennsylvania Commission on Crime and Delinquency—Dated October 2, 1998.

Administrative Circular No. 98-31—Access to Issuances of the Directives Management System on the Intranet—Dated October 14, 1998.

Administrative Circular No. 98-32—Placing of Decals and Logos on Commonwealth Vehicles—Dated October 20, 1998.

Administrative Circular No. 98-33—Winterization of State Vehicles and Commonwealth Garage Parking and Hours of Operation—Dated October 20, 1998.

GARY R. HOFFMAN,
Director;
Pennsylvania Bulletin

[Pa.B. Doc. No. 98-1925. Filed for public inspection November 20, 1998, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The Liquor Control Board seeks the following new site:

Lehigh County, Wine & Spirits Shoppe #3908, Lower Macungie Township, Borough of Macungie.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,200 to 3,000 net useable square feet of new or existing retail commercial space within the Borough of Macungie or Lower Macungie Township in Lehigh County along PA Route 100 within 2 miles of the intersection with West End Trail.

Proposals due: December 11, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board

Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661

Contact: Ronald Hancher, (717) 657-4228

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 98-1926. Filed for public inspection November 20, 1998, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before December 14, 1998, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protests shall also indicate whether it applies to the temporary authority application or the permanent application or both.

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

A-00115417. Christopher J. Mercer & Ernest Demonte, Copartners t/d/b/a Blue Star Limousine Service (R.R. 4, 479B, Hill Church Road, Boyertown, Berks County, PA 19512)—persons, in limousine service: (1) between points in the townships of Pike, Oley, Amity, Douglass, Earl, Colebrookdale and Washington and the boroughs of Bally, Bechtelsville and Boyertown, all located in Berks County, and the townships of New Hanover, Upper Pottsgrove, West Pottsgrove, Lower Pottsgrove and Douglass and the borough of Pottstown, all located in Montgomery County, and from points in said territory, to points in Pennsylvania, and return; and (2) from the townships of Pike, Oley, Amity, Douglass,

Earl, Colebrookdale and Washington and the boroughs of Bally, Bechtelsville and Boyertown, all located in Berks County, and the townships of New Hanover, Upper Pottsgrove, West Pottsgrove, Lower Pottsgrove and Douglass and the borough of Pottstown, all located in Montgomery County, to the Allentown Queen City Airport and the Lehigh Valley International Airport, both located in Lehigh County; the Pottstown Municipal Airport and the Reading Municipal Airport, both located in Berks County, and the Philadelphia International Airport located in the city and county of Philadelphia and Tinicum Township, Delaware County, and vice versa.

A-00115423. Kathleen M. Keighron t/d/b/a Community Custom Transportation Service, LLC. (MMC Plaza, 2nd Floor, Route 115, P.O. Box 541, Effort, PA 18330-0541)—persons upon call or demand in the counties of Monroe and Carbon.

A-00115423, F. 2. Kathleen M. Keighron t/d/b/a Community Custom Transportation Service, LLC. (MMC Plaza, 2nd Floor, Route 115, PO Box 541, Effort, PA 18330-0541)—persons in paratransit service, between points in the counties of Monroe and Carbon, and from points in the said counties, to points in Pennsylvania, and return.

A-00115420. John Thomas Jackson, t/d/b/a Jackson's Taxi Service (P. O. Box 143, Farrell, Mercer County, PA 16121)—persons upon call or demand in the cities of Farrell, Sharon and Hermitage and the boroughs of Wheatland, Sharpsville, West Middlesex, Clark, Mercer and Greenville and the townships of Pymatuning, South Pymatuning and Shenango, all located in the county of Mercer.

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

A-00089839, Folder 4, Am-A. Price Bus Company, Inc. (c/o 239 Old River Road, P. O. Box 1007, Wilkes-Barre, Luzerne County, PA 18702), a corporation of the Commonwealth of Pennsylvania—discontinuance of service—persons over the following route to the harness racetrack designated as Pocono Downs in Plains Township, Luzerne County and vice versa: Beginning at the intersection of Main Street and State Highway Traffic Route 315 in the borough of Dupont, Luzerne County, thence on State Highway Traffic Route 315 through Pittston Township, the borough of Yatesville, Jenkins Township and the borough of Laflin to the racetrack designated as Pocono Downs in Plains Township, and returning over the same route; service over said route to be provided only on days when racing is in progress at Pocono Downs; with Right No. 1 subject to the following conditions: That the rights, powers and privileges herein granted shall also include the right to digress from the aforesaid route when such is temporarily closed by municipal or Pennsylvania State Highway Authorities and official detours established by them, provided reports are filed with the Commission describing the detours, however, it includes no right to pick up or deliver passengers on these detours if certificated carriers have the right to render this service. *Attorney:* Scott Gould, 100 Pine Street, Harrisburg, PA 17108-1166.

A-00089839, Folder 3, Am-A. Price Bus Company, Inc. (c/o 239 Old River Road, P. O. Box 1007, Wilkes-Barre, Luzerne County, PA 18702), a corporation of the Commonwealth of Pennsylvania—discontinuance of ser-

vice—as a common carrier by motor vehicle, at A-00089839, F. 3, authorizing the transportation (1) on Monday nights only, persons attending social functions at St. Mary's Visitation Church in the borough of Dickson City, Lackawanna County, from points on the following routes to said church, and vice versa: (a) Beginning at the intersection of Main and Stephenson Streets in the borough of Duryea, Luzerne County, thence via Main Street through the boroughs of Old Forge and Taylor, Lackawanna County thence via South Main Avenue, North Main Avenue, Parker Street, North Scranton, thence via Boulevard Avenue to the borough of Dickson City, Lackawanna County, thence via Main Street to Blakely Corners, thence South Main Street, thence right on Dundaff Street to St. Mary's Visitation Church, in the borough of Dickson City; (b) Beginning at the intersection of Loomis and North Main Streets in the borough of Taylor, Lackawanna County, thence via North Main Street to the city of Scranton, thence via South Main Avenue, North Main Avenue, Market Street and Highway 307 to the North Scranton Expressway, thence via Highway Route 81 to North Main Avenue exit in the city of Scranton, thence via Main Avenue to Main Street in Dickson City, Lackawanna County, thence via Dundaff Street to St. Mary's Visitation Church in the borough of Dickson City; (c) Beginning at the intersection of Church Street and Winfield Avenue in the borough of Moosic, Lackawanna County, thence via Winfield Avenue, Rothe Street and Birney Avenue to the city of Scranton, thence via Pittston Avenue, Sanders Street, Cedar Avenue, Highway Route 11, Lackawanna Avenue, Wyoming Avenue, Green Ridge Street, Highway Route 307, North Main Avenue, Main Street in the borough of Dickson City, thence via Dundaff Street to St. Mary's Visitation Church in the borough of Dickson City; (d) Beginning at the Erie-Lackawanna Avenue Railroad Station, Jefferson Avenue in the city of Scranton, thence via Lackawanna Avenue, Cedar Avenue, Fig Street, Pittston Avenue, Moosic Street, Highway Routes 11 and 307 through the borough of Dunmore, Lackawanna County, thence via Dunmore Street in the borough of Throop, Lackawanna County, thence via South Valley Avenue in the boroughs of Throop and Olyphant, Lackawanna County, thence via Lackawanna Avenue in the borough of Olyphant, thence via Main Street in the borough of Dickson City, Lackawanna County, thence via Dundaff Street to St. Mary's Visitation Church in the borough of Dickson City; (e) Beginning in the village of Richmondale, Fell Township, Lackawanna County, thence via Hudson Street to the borough of Forest City, Susquehanna County, thence via Highway Routes 247 and 171 through the borough of Forest City, Susquehanna County, and Vandling, Lackawanna County, and the village of Simpson, Fell Township, Lackawanna County, thence via Highway Route 6 through the city of Carbondale, Lackawanna County, thence via Highway Route 247 through the boroughs of Archbald and Blakely, Lackawanna County, thence via Main Street in the borough of Dickson City, Lackawanna County, thence via Dundaff Street to St. Mary's Visitation Church in the borough of Dickson City; (2) on Tuesday nights only, persons attending social functions at St. Thomas Aquinas Church in the borough of Archbald, Lackawanna County, from points along the following routes to said church, and vice versa: (a) Beginning at the intersection of Main and Union Streets in the borough of Taylor, Lackawanna County, thence via North Main Street in the said borough, thence to South Main Avenue and North Main Avenue in the city of Scranton, thence via Main Street in the borough of Dickson City, thence via Main Street in the borough of

Blakely, Lackawanna County, thence via Ridge Road and Keystone Avenue in the borough of Blakely, Lackawanna County, thence via Main Street in the borough of Archbald, Lackawanna County, thence via Salem Street and Laurel Street to the St. Thomas Aquinas Church in the borough of Archbald, Lackawanna County; (b) Beginning in the village of Richmondale, Fell Township, Lackawanna County, thence via Hudson Street to the borough of Forest City, Susquehanna County, thence via Highway Routes 247 and 171 through the boroughs of Forest City, Susquehanna County and Vandling, Lackawanna County, and the village of Simpson, Fell Township, Lackawanna County, thence via Highway Route 6 through the city of Carbondale, Lackawanna County, thence via Pike Street and Gordon Avenue in the city of Carbondale, thence via Lackawanna Avenue in the borough of Mayfield, Lackawanna County, thence via Washington Avenue in the borough of Jermyn, Lackawanna County, thence via Main Street to the borough of Archbald, Lackawanna County, thence via Salem Street and Laurel Street to the St. Thomas Aquinas Church in the borough of Archbald, Lackawanna County; (3) on Wednesday nights only, persons attending social functions at Holy Trinity Church in the village of Simpson, Fell Township, Lackawanna County, from points on the following routes to said church, and vice versa: (a) Beginning in the village of Richmondale, Fell Township, Lackawanna County, thence via Hudson Street to the borough of Forest City, Susquehanna County, thence via Highway Routes 247 and 171 to the borough of Forest City, Susquehanna County, thence via Highway Route 247 to the village of Browndale, Clinton Township, Wayne County, thence via Highway Route 171 through the borough of Vandling, Lackawanna County, to Main Street in the village of Simpson, Fell Township, Lackawanna County thence via Rittenhouse Street to Holy Trinity Church in the village of Simpson, Fell Township, Lackawanna County; (b) Beginning at the intersection of Main Avenue and Jackson Street in the city of Scranton, thence via North Main Avenue in the city of Scranton, thence via Main Street in the borough of Dickson City, thence via Main Street in the borough of Blakely, Lackawanna County, thence via Ridge Road in the said borough through the borough of Archbald, Lackawanna County, thence via Old Carbondale Turnpike through the boroughs of Jermyn and Mayfield, Lackawanna County, thence via Gordon Avenue in the city of Carbondale, Lackawanna County, thence via Pike Street, Highway Route 6 in the said city, thence via Highway Route 71 through the borough of Vandling, Lackawanna County, to Main Street in the village of Simpson, Fell Township, Lackawanna County, thence via Rittenhouse Street to Holy Trinity Church in the village of Simpson, Fell Township, Lackawanna County; (4) on Thursday nights and Sunday afternoons only, persons attending social functions at St. Nicholas Byzantine Roman Catholic Church in the borough of Old Forge, Lackawanna County, from points on the following routes to said church, and vice versa: (a) Beginning at the intersection of Main Avenue and Jackson Street in the city of Scranton, thence via South Main Street to Main Street in the boroughs of Taylor and Old Forge, Lackawanna County, thence via Powell Street, Church Street and Vine Street to St. Nicholas Byzantine Roman Catholic Church, in the borough of Old Forge, Lackawanna County; and (b) Beginning at the intersection of North Main Avenue and Market Street in the city of Scranton, thence via Market Street, Wayne Avenue, Oak Street, North Main Avenue, Highway Route 307, Wyoming Avenue, Lackawanna Avenue, Cedar Avenue and Highway Route 11 to the

borough of Moosic, Lackawanna County, thence via Main Street and Moosic Road to the borough of Old Forge, Lackawanna County, thence via Main Street, Powell Street, Church Street and Vine Street to St. Nicholas Byzantine Roman Catholic Church in the borough of Old Forge, Lackawanna County; (5) on Friday nights only, persons attending social functions at St. Francis Church, Lee Park, Township of Hanover, Luzerne County, from points on the following route to said church, and vice versa: (a) Beginning at the intersection of Main Avenue and Jackson Street in the city of Scranton, thence via North Main Avenue, Highway Routes 307 and 11 through the borough of Dunmore, the city of Scranton and the borough of Moosic, Lackawanna County, and the borough of Avoca, Luzerne County, thence via Highway Route 315 to the borough of Dupont, Luzerne County, thence via Highway Route 309 to the city of Wilkes-Barre, Luzerne County, thence via Blackman Street and South Main Street in the said city, thence via Middle Road, Hanover Township, Luzerne County, thence via Oxford Street to St. Francis Church Hall in the township of Hanover, Luzerne County; subject to the following conditions is necessary or proper for the service, accommodation or convenience of the public: (a) That the transportation herein authorized shall be paid for by the respective churches and not the individual passengers; (b) that, with respect to the aforesaid route to St. Francis Church, Lee Park, Township of Hanover, Luzerne County, no right, power or privilege is granted to pick up or discharge passengers at the intersection of Main and McAlpine Streets in the borough of Avoca nor at points in said borough south of said intersection; (c) that, with respect to the aforesaid route to St. Francis Church, Lee Park, Township of Hanover, Luzerne County, no right, power or privilege is granted to pick up or discharge passengers at the intersection of Main and Zeigler Streets in the borough of Dupont nor at any point on said route south of Zeigler Street (Dupont), except at said church; and (d) that the certificate holder shall comply with all the provisions of the Public Utility Law as now existing or as may hereafter be amended, and Bus and Taxicab Regulations effective April 15, 1946, or as may hereafter be revised, and any other regulations as may hereafter be prescribed by the Commission. Failure to comply shall be sufficient cause to suspend, revoke or rescind the rights and privileges conferred by the certificate. *Attorney:* Scott A. Gould, 100 Pine Street, P. O. Box 1166, Harrisburg, PA 17108-1166.

A-00112763, Folder 1, Am-B. Eastern Medical Ambulance, Inc. (1309 East Market Street, Warren, Ohio 44483), a corporation of the State of Ohio—persons upon call or demand, in the city of Meadville, Crawford County: *So as to permit* the transportation of persons upon call or demand in the county of Crawford. *Attorney:* William A. Gray, 2310 Grant Building, Pittsburgh, PA 15219-2383.

**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 December 7, 1998.

- A-00115433 Larry and Mindy Deatruck, Husband & Wife, t/a L & M Deatruck Trucking, R.D. 1, Box 59, Ickesburg, PA 17037
- A-00115425 Jeff Kairo, t/a Jeff Kairo Trucking, 130 Espy Street, Nanticoke, PA 18634

*Pennsylvania Public Utility Commission, Bureau of
Transportation and Safety v. EconExpress, Incorporated;
Doc. No. A-00107656C9801*

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 EconExpress, Incorporated, respondent, maintains a principal place of business at Suite 103-A, 1776 South Naperville Road, Wheaton, Illinois 60187.
2. That all times relevant to this Complaint, respondent held a certificate of public convenience issued by this Commission at Application Docket No. A-00107656.
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 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 EconExpress, Incorporated at Docket No. A-00107656, 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. 98-1927. Filed for public inspection November 20, 1998, 9:00 a.m.]

Telecommunications

A-310696F0002. Bell Atlantic-Pennsylvania, Inc. and DIECA Communications, Inc., d/b/a COVAD Communications Company. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and DIECA Communications, Inc., d/b/a COVAD Communications Company for approval of an Interconnection Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and DIECA Communications, Inc., d/b/a COVAD Communications Company, by its counsel, filed on October 16, 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 DIECA Communications, 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. 98-1928. Filed for public inspection November 20, 1998, 9:00 a.m.]

Telecommunications

A-310692. Bell Atlantic-Pennsylvania, Inc. and Northpoint Communications, Inc. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Northpoint Communications, Inc. for approval of an Interconnection Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Northpoint Communications, Inc., 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 Northpoint Communications, 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. 98-1929. Filed for public inspection November 20, 1998, 9:00 a.m.]

Transfer by Sale

A-110150F0019. Duquesne Light Company. Application of Duquesne Light Company for approval of the transfer by sale of certain real property located within the city of Pittsburgh to Glimcher Development Services, Inc.

This Application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before December 7, 1998, under 52 Pa. Code (relating to public utilities).

Applicant: Duquesne Light Company

Through and By Counsel:

Leslie M. Grey Esquire, 411 Seventh Avenue 16-006,
Pittsburgh, PA 15230

JAMES J. McNULTY,
Secretary

[Pa.B. Doc. No. 98-1930. Filed for public inspection November 20, 1998, 9:00 a.m.]

**Water Service
Without Hearing**

A-210079. Warwick Water Works, Inc. Application of Warwick Water Works, Inc. for a Certificate of Public Convenience to supply public water service to properties within St. Peter's Village, located in Warwick Township, Chester County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before December 7, 1998, under 52 Pa. Code (relating to public utilities).

Applicant: Warwick Water Works, Inc.

Through and By Counsel: Joseph E. Brion, Esquire, Buckley, Nagle, Gentry, Brion, Mcguire & Morris LLP, 304 North High Street, West Chester, PA 19380.

JAMES J. McNULTY,
Secretary

[Pa.B. Doc. No. 98-1931. Filed for public inspection November 20, 1998, 9:00 a.m.]
