

NOTICES

DELAWARE RIVER BASIN COMMISSION

Notice of Commission Meeting and Public Hearing

The Delaware River Basin Commission will hold a public hearing on Wednesday, February 18, 1998 rather than the earlier announced date of February 25. The hearing will be part of the Commission's regular business meeting which is open to the public and scheduled to begin at 1 p.m. in the Goddard Conference Room of the Commission's offices at 25 State Police Drive, West Trenton, NJ.

An informal conference among the Commissioners and staff will be held at 10 a.m. at the same location and will include a presentation on GIS soils data and status report; 1998 DRBC meeting locations and events and discussion of the Commission's Ground Water Advisory Committee functions.

In addition to the subjects listed which are scheduled for public hearing at the 1 p.m. business meeting, the Commission will also address the following: Minutes of the January 28, 1998 business meeting; announcements; General Counsel's Report; report on Basin hydrologic conditions; a resolution to adopt the current expense and capital budgets for Fiscal Year 1999; a resolution concerning election of a Chairman at meetings of the U.S. Supreme Court Decree Parties with regard to DRBC drought-related resolutions; a resolution to authorize funding for a research study concerning rainfall frequency; a resolution concerning U.S. Geological Survey study of flow need issues in the Delaware Estuary; and public dialogue.

The subjects of the hearing will be as follows:

Applications for Approval of the Following Projects Under Article 10.3, Article 11 and/or Section 3.8 of the Compact:

1. *Holdover: City of Bethlehem Authority D-97-47 CP.* A proposed temporary surface water withdrawal project that entails installation of an emergency intake structure in the Beltzville Reservoir, just downstream of the confluence of Pohopoco Creek with the Reservoir's tailwater, in Towamensing Township, Carbon County, PA. The withdrawal is planned to provide up to 15 million gallons per day during a 3-year period while the applicant's Penn Forest Dam is undergoing reconstruction and refilling. The applicant's distribution system serves the City of Bethlehem and 11 other municipalities in its vicinity, in both Lehigh and Northampton Counties. This hearing continues that of January 28, 1998.

2. *Borough of Clementon D-87-92 CP RENEWAL.* An application for the renewal of a ground water withdrawal project to supply up to 31 million gallons (mg)/30 days of water to the applicant's distribution system from Well Nos. 9, 10 and 11. Commission approval on February 24, 1988 was limited to 6 years, subsequently revised to 10 years, and will expire unless renewed. The applicant requests that the total withdrawal from all wells remain limited to 31 mg/30 days. The project is located in Clementon Borough, Camden County, NJ.

3. *Borough of Alburtis D-91-42 CP RENEWAL.* An application for the renewal of a ground water withdrawal project to supply up to 6.5 mg/30 days of water to the applicant's distribution system from Well Nos. 1, 2, 3 and 4. Commission approval on December 9, 1992 was limited to 5 years. The applicant requests that the total withdrawal from all wells remain limited to 6.5 mg/30 days. The project is located in Alburtis Borough, Lehigh County, PA.

4. *Schwenksville Borough Authority D-92-39 CP RENEWAL.* An application for the renewal of a ground water withdrawal project to supply up to 11.8 mg/30 days of water to the applicant's distribution system from Well Nos. 3, 4, 5, 6 and 7. Commission approval on February 17, 1993 was limited to 5 years. The total withdrawal from all wells will be to 11.8 mg/30 days based on current and predicted uses. The project is located in Schwenksville Borough, Montgomery County in the Southeastern Pennsylvania Ground Water Protected Area.

5. *Mount Holly Water Company D-94-8 CP.* An application for approval of a ground water withdrawal project to supply up to 108.5 mg/30 days of water to the applicant's Mount Holly System from existing Well Nos. 3R, 4, 5, 6 and 7, and to retain the existing withdrawal limit of 108.5 mg/30 days for all Mount Holly Water System wells. The project is located in Westampton and Mount Holly Townships, Burlington County, NJ.

Documents relating to these items may be examined at the Commission's offices. Preliminary dockets are available in single copies upon request. Please contact Thomas L. Brand at (609) 883-9500 ext. 221 concerning docket-related questions. Persons wishing to testify at this hearing are requested to register with the Secretary at (609) 883-9500 ext. 203 prior to the hearing.

SUSAN M. WEISMAN,
Secretary

[Pa.B. Doc. No. 98-256. Filed for public inspection February 13, 1998, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the

Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending February 3, 1998.

BANKING INSTITUTIONS

New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
1-28-98	Enterprise Bank (In Organization) Allison Park Allegheny County	4091 Mt. Royal Blvd. Allison Park Hampton Twp. Allegheny County	Approved Incorporated 1-29-98

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
1-29-98	First Union Corporation, Charlotte, North Carolina, To indirectly acquire control of Mentor Trust Company, Philadelphia, Pennsylvania	Charlotte, NC	Approved

Conversions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
2-2-98	PSB Mutual Holding Company Philadelphia Philadelphia County <i>To:</i> PSB Bancorp, Inc. Philadelphia Philadelphia County	Philadelphia	Approved

Represents conversion from a mutual holding company to a stock holding company which will wholly own Pennsylvania Savings Bank, a State-chartered stock savings bank.

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
1-30-98	FirstService Bank Lansdale Montgomery County	Neshaminy Valley Commons Condominium Bristol Road Bensalem Bucks County	Filed
2-3-98	Summit Bank Bethlehem Northampton County	Genuardi's Family Market Jeffersonville Shopping Center 1930 West Main St. Norristown Montgomery County	Approved
2-3-98	The Fidelity Deposit & Discount Bank Dunmore Lackawanna County	Clarks Summit State Hospital 1451 Hillside Drive Clarks Summit Lackawanna County (Limited Service Facility)	Approved

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-3-98	Fulton Bank Lancaster Lancaster County	<i>To:</i> Village at Gap Shopping Center Route 30 Gap Salisbury Township Lancaster County	Approved

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
		<i>From:</i> 841 Route 41 Gap Salisbury Township Lancaster County	

SAVINGS ASSOCIATIONS

No activity.

CREDIT UNIONS

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
1-27-98	Community of Healthcare Employees Credit Union, Chambersburg, and Gettysburg Area Federal Credit Union, Gettysburg Surviving Institution—Community of Healthcare Employees Credit Union, Chambersburg	Chambersburg	Filed

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 98-257. Filed for public inspection February 13, 1998, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of March, 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 March, 1998, is 8 1/4%.

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

Each month the Department of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 5.87 to which was added 2.50 percentage points for a total of 8.37% that by law is rounded off to the nearest quarter at 8 1/4%.

RICHARD C. RISHEL
Secretary

[Pa.B. Doc. No. 98-258. Filed for public inspection February 13, 1998, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application of Philadelphia College of Pharmacy and Science for Approval of Articles of Amendment

Under 24 Pa.C.S.A. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application of Philadelphia College of Pharmacy and Science for a Certificate of Authority approving the institution's change of name to University of the Sciences in Philadelphia.

In accordance with 24 Pa.C.S.A. § 6503(e), the Department will act upon the application without hearing, unless within 30 days after the publication of this notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code § 35.23 and 35.24 (relating to protest) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

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

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

EUGENE W. HICKOK,
Secretary

[Pa.B. Doc. No. 98-259. Filed for public inspection February 13, 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 period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant.

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

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

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodations to participate in the proceedings should contact the Community Relations Coordinator at (717) 657-4585. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

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

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

PA 0057347. Sewage, **Michael Pompei**, 2550 West Rock Road, Perkasie, PA 18944.

This application is for issuance of an NPDES permit to discharge treated sewage from a single residence STP in Hilltown Township, **Bucks County**. This is a new discharge to Pleasant Springs Creek.

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

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

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

Other Conditions:

The EPA waiver is in effect.

PA 0052990. Sewage, 221 Valley Green Drive, Coatesville, PA 19320.

This application is for renewal of an NPDES permit to discharge treated sewage from a single residence STP in West Caln Township, **Chester County**. This is an existing discharge to a tributary to Rock Run.

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

The proposed effluent limits for Outfall 001, based on an average flow of 350 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	
pH	within limits of 6.0—9.0 standard units at all times	

Other Conditions:

The EPA waiver is in effect.

PA 0053074. Sewage, **Valley Green Corporate Center**, 1767 Sentry Parkway West, Suite 205, Blue Bell, PA 19422.

This application is for renewal of an NPDES permit to discharge treated sewage from Valley Green Corporate Center STP in Whitemarsh Township, **Montgomery County**. This is an existing discharge to Sandy Run 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 8,300 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 (Issuance through Year 2)	0.8	2.0
(Year 3 through Expiration)	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	

Other Conditions:

The EPA waiver is in effect.

PA 0025488, Amendment No. 1. Sewage, **Avondale Borough Sewer Authority**, P. O. Box 247, Avondale, PA 19311.

This application is for an amendment of an NPDES permit to discharge treated sewage from a wastewater treatment plant in Avondale Borough, **Chester County**. This is an existing discharge to an unnamed tributary to East Branch White Clay Creek.

The receiving stream is classified for cold water fish.

The revised proposed effluent limits for total residual chlorine for Outfall 001, based on an average flow of 0.3 mgd and a chlorine demand of the stream as 0.3 mg/l are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Residual Chlorine (From issuance through June 30, 1999)	0.75	1.75
(From July 1, 1999 through Expiration)	0.6	1.4

The EPA waiver is in effect.

Other Conditions:

Requirement to submit a toxics reduction evaluation.

Special Test Methods for certain pollutants.

Start date for Phase I TRE is July 1, 1998.

PA 0057371. Sewage, **Relocation Resources, Inc.**, 120 Longwater Drive, Norwell, MA 02061.

This application is for issuance of an NPDES permit to discharge treated sewage from a single residence sewage treatment plant in Upper Providence Township, **Delaware County**. This is a new discharge to UNT to Ridley Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of .0005 mgd 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)	1.5	3.0
(11-1 to 4-30)	4.5	9.0
Phosphorus (as P)		
Total Residual Chlorine	0.5	1.2
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 6.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

The EPA waiver is in effect.

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

PA 0024015. Sewerage, **Cressona Borough Authority**, 78 Sillyman Street, Cressona, PA.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into West Branch Schuylkill River in Cressona Borough, **Schuylkill County**.

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

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

The proposed effluent limits for Outfall 001 based on a design flow of .72 mgd are:

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

The EPA waiver is in effect.

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

PA 0008427. SIC: 4961, Industrial waste, **Harrisburg Steam Works, Ltd.**, 150 North Tenth Street, P. O. Box 3357, Harrisburg, PA 17105-3357.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Paxton Creek, in Harrisburg City, **Dauphin 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 Columbia Borough located in Columbia Borough, Lancaster County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 060 for a design flow of 0.084 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH		from 6.0—9.0 inclusive	
Total Suspended Solids	30	60	100

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	XXX	30	37
Temperature (5-1 to 10-31)	110°F	XXX	XXX
(11-1 to 4-30)	85°F	XXX	XXX
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
Total Residual Chlorine	0.5	XXX	1.6
Oil and Grease	15	30	30
Total Copper	0.059	0.118	0.147
Total Fluoride	5.2	10.4	13.0
Total Iron	2.5	5.0	6.2

The EPA waiver is in effect.

PA 0028886. SIC: 4952, Sewage, **Borough of Quarryville**, 300 Saint Catherine Street, Quarryville, PA 17566.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to South Fork of Big Beaver Creek, in Providence Township, **Lancaster County**.

The receiving stream is classified for trout stock fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was the Holtwood Dam Power Plant located in Martic Township, Lancaster County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.4 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)	5.5		11.0
(11-1 to 4-30)	16.5		33.0
Total Phosphorus	2.0		4.0
Total Residual Chlorine	0.5		1.6
Dissolved Oxygen	minimum of 5.0 at all times		
pH	from 6.0—9.0 inclusive		
Fecal Coliforms (5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	3,500/100 ml as a geometric average		

The EPA waiver is in effect.

PA 0087700. SIC: 4952, Sewage, **South Londonderry Township Municipal Authority**, Municipal Building, Center and Market Streets, P. O. Box 3, Campbelltown, PA 17010-0003.

This application is for issuance of an NPDES permit for a new discharge of treated sewage to Killinger Creek, in South Londonderry Township, **Lebanon County**.

The receiving stream is classified for trout stocking 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 PA American Water Company located in South Hanover Township, Dauphin County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.21 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)	3.0	XXX	6.0
(11-1 to 4-30)	9.0	XXX	18.0
Total Residual Chlorine	0.12	XXX	0.40
Dissolved Oxygen	minimum of 5.0 at all times		
pH	from 6.0—9.0 inclusive		
Fecal Coliforms (5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	2,600/100 ml as a geometric average		

The EPA waiver is in effect.

PA 00023264. SIC: 1649, Sewage, **Twin Boroughs Sanitary Authority (STP)**, P. O. Box 118, Mifflin, PA 17058.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to the Juniata River, in Mifflin Borough, **Juniata County**.

The receiving stream is classified for warm water fish, 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 Dauphin Consolidated Water Company located in Dauphin County. The discharge is not expected to impact any potable water supply.

The existing effluent limits for Outfall 001 for a design flow of 0.58 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
Total Residual Chlorine	monitor and report		monitor and report
Dissolved Oxygen	minimum of 5.0 at all times		
pH	from 6.0—9.0 inclusive		
Fecal Coliforms	200/100 ml as a geometric average		
(5-1 to 9-30)	100,000/100 ml as a geometric average		
(10-1 to 4-30)			

The proposed effluent limits for Outfall 001 for a design flow of 0.90 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
Dissolved Oxygen	minimum of 5.0 at all times		
pH	from 6.0—9.0 inclusive		
Fecal Coliforms	200/100 ml as a geometric average		
(5-1 to 9-30)	100,000/100 ml as a geometric average		
(10-1 to 4-30)			

The EPA waiver is in effect.

PA 0083011. SIC: 4952, Sewage, **Newberry Township Municipal Authority**, 1915 Old Trail Road, Etters, PA 17319.

This application is for renewal and amendment of an NPDES permit for an existing discharge of treated sewage to the Susquehanna River, in Newberry Township, **York County**.

The receiving stream is classified for warm water fishes, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was the Wrightsville Water Supply Company located in York County. The discharge is not expected to impact any potable water supply.

The proposed interim effluent limits for Outfall 001 for a design flow of 0.4 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40		50
Total Suspended Solids	30	45		60
Total Phosphorus	2.0			4.0
Total Residual Chlorine	monitor and report		monitor and report	
Dissolved Oxygen	minimum of 5.0 at all times			
pH	from 6.0—9.0 inclusive			
Fecal Coliforms	200/100 ml as a geometric average			
(5-1 to 9-30)	10,000/100 ml as a geometric average			
(10-1 to 4-30)				
Total Nitrogen	monitor and report			

The proposed final effluent limits for Outfall 001 for a design flow of 1.3 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40		50
Total Suspended Solids	30	45		60
Total Phosphorus	2.0			4.0
Total Residual Chlorine	0.5			1.6
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>Maximum Daily (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		
Total Nitrogen	monitor and report	10,000/100 ml as a geometric average		

The EPA waiver is not in effect.

PA 0020478. SIC: 49, 89, 91, Sewage, **Borough of Bloomfield**, P. O. Box 144, New Bloomfield, PA 17068.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to an unnamed tributary to Tort Run, in Bloomfield Borough, **Perry County**.

The receiving stream is classified for cold 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 Dauphin Consolidated Water Company located in Dauphin County. The discharge is not expected to impact any potable water supply.

The existing effluent limits for Outfall 001 for a design flow of 0.15 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	XXX	50
Total Suspended Solids	30	45	XXX	60
NH ₃ -N (5-1 to 10-31) (11-1 to 4-30)	6 18	9 monitor and report	XXX XXX	12 monitor and report
Total Phosphorus				
Total Residual Chlorine	monitor and report	XXX	XXX	XXX
Dissolved Oxygen		minimum of 5.0 at all times		
pH		from 6.0—9.0 inclusive		
Fecal Coliforms (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a geometric average 5,800/100 ml as a geometric average		

The existing effluent limits for Outfall 001 for a design flow of 0.25 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	XXX	50
Total Suspended Solids	30	45	XXX	60
NH ₃ -N (5-1 to 10-31) (11-1 to 4-30)	4.5 13.3	6.75 monitor and report	XXX XXX	9.0 monitor and report
Dissolved Oxygen		minimum of 5.0 at all times		
pH		from 6.0—9.0 inclusive		
Fecal Coliforms (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a geometric average 6,000/100 ml as a geometric average		

The EPA waiver is in effect.

PA 0008869. SIC: 2621, Industrial waste, **P. H. Glatfelter Company**, 228 South Main Street, Spring Grove, PA 17362-0500.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Codorus Creek in Spring Grove Borough, **York County**.

The receiving stream is classified for warm water fish, recreation, water supply and aquatic life. The discharge is not expected to impact any potable water supply.

A. Outfall 001 receives wastewater from production of pulp and paper by bleach kraft process and from secondary treated municipal wastewater.

The proposed effluent limits for Outfall 001 for a design flow of 13.7 mgd are:

<i>Discharge Parameter</i>	<i>Discharge Limitations</i>				
	<i>Mass Units (lbs/day)</i>		<i>Concentrations (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Report	Report	XXX	XXX	XXX
pH	XXX	XXX	6.0—9.0 standard units at all times		

Discharge Parameter	Mass Units (lbs/day)		Discharge Limitations		
	Average XXX	Maximum XXX	Average	Concentrations (mg/l) Maximum 5 mg/l at all times	Instantaneous
D.O. (Minimum)					
CBOD ₅ (5-1 to 10-31)	1,168	2,335	monitor and report	20	30
(11-1 to 4-30)	1,751	3,503	monitor and report	25	35
Total Suspended Solids	3,000	6,000	monitor and report	60	90
NH ₃ -N (5-1 to 10-31)	XXX	XXX	1.5	3.0	3.8
(11-1 to 4-30)	XXX	XXX	2.0	4.0	5.0
Color (PCU) (Route 116 Bridge)	XXX	XXX		monitor and report	
(Effluent)	XXX	XXX		monitor and report	
(Downstream)	XXX	XXX	225	375	200
Temperature (Route 116 Bridge)	XXX	XXX		monitor and report	
(Effluent)	XXX	XXX		monitor and report	
(Downstream)	XXX	XXX		See Part C. V	
COD	XXX	XXX		monitor and report	
Total Phosphorus	XXX	XXX	2	4	5
Dioxin 2,3,7,8-TCDD	XXX	XXX	XXX	0.01 pg/l	XXX
Furan 2,3,7,8-TCDF	XXX	XXX		monitor and report	
Aldrin	XXX	XXX		monitor and report	
4,4' DDE	XXX	XXX		monitor and report	
Chloroform	XXX	XXX		monitor and report	
AOX	XXX	XXX		monitor and report	
WETT	XXX	XXX		monitor and report	
Pentachlorophenol	XXX	XXX		monitor and report	
2,4,6-Trichlorophenol	XXX	XXX		monitor and report	

B. Outfall 002 receives wastewater from noncontact cooling water.

Discharge Parameter	Mass Units (lbs/day)		Discharge Limitations		
	Average Monthly	Maximum Daily	Average Monthly	Concentrations (mg/l) Maximum Daily	Instantaneous Maximum
Flow (mgd)	Report	Report	XXX	XXX	XXX
Temperature (Upstream)	XXX	XXX		monitor and report	
(Effluent)	XXX	XXX		monitor and report	
(Rt. 116 Bridge)	XXX	XXX		See Part C. V	
pH	XXX	XXX	6.0—9.0	standard units at all times	
Total Residual Chlorine	XXX	XXX		monitor and report	
CBOD ₅	XXX	XXX		monitor and report	
Total Suspended Solids	XXX	XXX		monitor and report	
Streamflow at Gage (cfs) (5-1 to 10-31)	21.3 Min	monitor and report		XXX	
(11-1 to 4-30)	7-day Avg	minimum daily			
	15.8 Min	monitor and report		XXX	
	7-day Avg	minimum daily			
Streamflow at Gage (cfs)	16.4 annual average	XXX		XXX	

C. Outfall 101, Internal Monitoring Point—Bleach Plant Effluent

Discharge Parameter	Mass Units (lbs/day)		Discharge Limitations		
	Average Monthly	Maximum Daily	Average Monthly	Concentrations (mg/l) Maximum Daily	Instantaneous Maximum
AOX	XXX	XXX	10.5	16	XXX
Chloroform	XXX	XXX	0.07	0.12	XXX
2,3,7,8-TCDD	XXX	XXX	XXX	<ML	XXX
2,3,7,8-TCDF	XXX	XXX	XXX	31.9 pg/l	XXX
Trichlorosyringol	XXX	XXX	XXX	<ML	XXX
3,4,5-trichlorocatechol	XXX	XXX	XXX	<ML	XXX
3,4,6-trichlorocatechol	XXX	XXX	XXX	<ML	XXX
Tetrachlorocatechol	XXX	XXX	XXX	<ML	XXX

Discharge Limitations

<i>Discharge</i>	<i>Mass Units (lbs/day)</i>		<i>Concentrations (mg/l)</i>		
	<i>Average</i>	<i>Maximum</i>	<i>Average</i>	<i>Maximum</i>	<i>Instantaneous</i>
3,4,5-trichloroguaiacol	XXX	XXX	XXX	<ML	XXX
3,4,6-trichloroguaiacol	XXX	XXX	XXX	<ML	XXX
4,5,6-trichloroguaiacol	XXX	XXX	XXX	<ML	XXX
Tetrachloroguaiacol	XXX	XXX	XXX	<ML	XXX
2,4,5-trichlorophenol	XXX	XXX	XXX	<ML	XXX
2,4,6-trichlorophenol	XXX	XXX	XXX	<ML	XXX
2,3,4,6-tetrachlorophenol	XXX	XXX	XXX	<ML	XXX
pentachlorophenol	XXX	XXX	XXX	<ML	XXX
COD	XXX	XXX	XXX	monitor and report	XXX

D. Stormwater Outfalls SW1 through SW46 shall be monitored for the following parameters:

<i>Discharge Parameters</i>	<i>Monitoring Requirements</i>	
	<i>Composite Sample (mg/l)</i>	<i>Grab Sample (mg/l)</i>
BOD ₅	monitor and report	monitor and report
COD	monitor and report	monitor and report
Oil and Grease	monitor and report	monitor and report
pH (S. U.)	monitor and report	monitor and report
Total Suspended Solids	monitor and report	monitor and report
Total Phosphorus	monitor and report	monitor and report
Total Kjeldahl Nitrogen	monitor and report	monitor and report
Total Iron	monitor and report	monitor and report

In addition to the above effluent limitations, the permit requires the following:

1. Augmentation of the streamflow to maintain winter, summer and annual flows of 15.8, 21.3 and 16.4 cfs at the USGS Gaging Station.
2. Chronic Whole Effluent Toxicity Testing of Outfall 001.
3. Control of any Chemical Additives to prevent environment problem.
4. Completion of a new 316(a) Study (fish and macroinvertebrates) to demonstrate the impact of the existing heat discharges on the Codorus Creek and recommend reductions if necessary.
5. Continue to reduce color discharge to comply with the EPA "Cluster Rule" and the Amended Consent Adjudication with the Department.
6. A Solids, Odor and Sediment Bioassay Study to assess impact of the discharge on the Codorus Creek.
7. Sampling of parameters found by the EPA during development of the "Cluster Rule" at a predefined detection limit.
8. Implementation of Best Management Practices to comply with the "Cluster Rule."

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

PA 0002054-A2. Industrial waste, SIC: 4911, **GPU Generation, Inc.**, 1001 Broad Street, Johnstown, PA 15907.

This application is for an amendment of an NPDES permit to discharge untreated stormwater from Seward Generating Station in East Wheatfield, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, Conemaugh River, classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is Saltsburg Municipal Water Works, located at Saltsburg, 22 miles below the discharge point.

Outfall 017: new stormwater discharge.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Iron				monitor and report	
Aluminum				monitor and report	
Manganese				monitor and report	
pH	monitor and report				

Outfall 018: existing stormwater discharge.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Iron					monitor and report
Aluminum					monitor and report
Manganese					monitor and report
pH	monitor and report				

The EPA waiver is not in effect.

Outfall 018: existing stormwater discharge.

The EPA waiver is not in effect.

PA 0090328. Industrial waste, SIC: 2011, **Green Valley Packing, Inc.**, P. O. Box 202, Claysville, PA 15323.

This application is for renewal of an NPDES permit to discharge treated process water from the Green Valley Packing Company in Claysville Borough, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, UNT to Buffalo Creek, classified as a HQ-WWF fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is located at Pennsylvania-Ohio State border below the discharge point.

Outfall 001: existing discharge, design flow of 0.0075 mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	monitor and report				
BOD ₅	0.62	1.25	10	20	
TSS	0.62	1.25	10	20	
Fecal Coliform (5-1 to 9-30)	200/100 ml (as a geometric mean)				
(10-1 to 4-30)	400/100 ml (as a geometric mean)				
Ammonia-Nitrogen (5-1 to 10-31)			1.5	3.0	
(11-1 to 4-30)			4.5	9.0	
TRC			1.4		3.3
Oil and Grease			10		20
Mercury			0.00005	0.0001	
Aluminum			2.11	4.22	
Total Phenols			0.085	0.17	
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

PAS 806106. Industrial waste, SIC: 5171, **Ashland Brand Marketing, Inc.**, P. O. Box 391, 2000 Ashland Drive, Ashland, KY 41114.

This application is for issuance of an NPDES permit to discharge treated stormwater from the Ashland Greensburg Bulk Plant No. 762 in South Greensburg Borough, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters Slate Creek, classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is the McKeesport Municipal Water System, located at McKeesport, over 20 miles below the discharge point.

Outfall 001: existing discharge, design flow of 0.0046 mgd.

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

Other Conditions: Chemical additives, control floating solids, solids disposal, stormwater conditions and petroleum marketing terminal conditions.

The EPA waiver is in effect.

PA 0024864. Sewage, **Ligonier Borough**, Town Hall, 120 East Main Street, Ligonier, PA 15658.

This application is for amendment of an NPDES permit to discharge treated sewage from Ligonier Borough STP in Ligonier Borough, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Mill Creek, which are classified as a cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Latrobe Municipal Authority.

Outfall 001: existing discharge, design flow of 0.6 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅				
(5-1 to 10-31)	20	30		40
(11-1 to 4-30)	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	7	11		14
(11-1 to 4-30)	21	32		42
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	5,000/100 ml as a geometric mean			
Total Residual Chlorine	0.8			2.7
Dissolved Oxygen	not less than 5 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0092533. Sewage, **Indiana County Municipal Services Authority**, P. O. Box 351, 827 Water Street, Indiana, PA 15761.

This application is for issuance of an NPDES permit to discharge treated sewage from the Iselin STP in Young Township, **Indiana County**.

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

Outfall 001: existing discharge, design flow of .0125 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	5	8		10
(11-1 to 4-30)	15	23		30
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(11-1 to 4-30)	3,500/100 ml as a geometric mean			
Total Residual Chlorine				
1st month to 36th month	monitor and report			
37th month expiration	0.7			1.8
Dissolved Oxygen	not less than 4 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0095885. Sewage, **Mountain View Manor**, P. O. Box 138, Mountain View Drive, Hillshall, PA 15746.

This application is for renewal of an NPDES permit to discharge treated sewage from Mountain View Manor in Montgomery Township, **Indiana County**.

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

Outfall 001: existing discharge, design flow of .0125 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅		10		20
Suspended Solids		10		20
Ammonia Nitrogen				
(5-1 to 10-31)		3		6
(11-1 to 4-30)		9		18
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(11-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine				
1st month to 36th month	monitor and report			
37th month expiration	1.4			3.3
Dissolved Oxygen	not less than 5 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0110531. Sewage, **Hutchinson Property Development Group, Inc.**, 120 West Hutchinson Avenue, Pittsburgh, PA 15218.

This application is for renewal of an NPDES permit to discharge treated sewage from Ligonier Highlands STP in Jenner Township, **Somerset County**.

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

Outfall 001: existing discharge, design flow of .04 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	2			4
(11-1 to 4-30)	3			6
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine				
1st month to 36th month	monitor and report			
37th month expiration	.02			.05
Dissolved Oxygen	not less than 6 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

PA 0104141, Amendment No. 1. Jay Township Authority Weedville Wastewater Treatment Plant.

This application is for an amended NPDES Permit to discharge treated sewage to Bennett Branch Sinnemahoning Creek in Jay Township, **Elk County**. This is an expanded discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Keystone Water Company on West Branch Susquehanna River located at White Deer, approximately 125 miles below point of discharge.

The proposed effluent limits, based on a design flow of 0.1 mgd, are:

Outfall No. 001 (Interim)

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report		
CBOD ₅	25	40	50
TSS	30	45	60

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Fecal Coliform (5-1 to 10-31) (10-1 to 4-30)	200/100 ml as a geometric average 30,000 ml as a geometric average		
pH		6.0—9.0 at all times	

The proposed effluent limits, based on a design flow of 0.2 mgd, are:

Outfall No. 001 (Final)

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report		
CBOD ₅	25	40	50
TSS	30	45	60
Fecal Coliform (5-1 to 10-31) (10-1 to 4-30)	200/100 ml as a geometric average 10,600 ml as a geometric average		
pH		6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0222496. Sewage. Summerville Municipal Authority Wastewater Treatment Plant.

This application is for a new NPDES Permit to discharge treated sewage to Runaway Run in Summerville Boro, **Jefferson County**. This is a new discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Hawthorn Water Company on Redbank Creek located at Hawthorn, approximately 9 miles below point of discharge.

The proposed effluent limits, based on a design flow of 0.09 mgd, are:

Outfall No. 001

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report		
CBOD ₅	25	40	50
TSS	30	45	60
Fecal Coliform (5-1 to 10-31) (10-1 to 4-30)	200/100 ml as a geometric average 100,000 ml as a geometric average		
pH		6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0210056. Sewage. Amsterdam Estates, 115 Amsterdam Road, Grove City, PA 16127.

This application is for a renewal of an NPDES permit to discharge treated sewage to the Unnamed Tributary to Black Run in Liberty Township, **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 the Salvation Army Camp on Slippery Rock Creek located at Wayne Township, approximately 25 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of 0.01 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
TSS	30	60
Ammonia-Nitrogen (5-1 to 10-31)	9.5	19
Fecal Coliform (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	

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Residual Chlorine	1.4	4.3
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

Proposed NPDES Permit Renewal Actions for Minor Sewage Discharges

The following parties have applied to renew their current NPDES permits to allow the continued discharge of controlled wastewater into the surface waters of this Commonwealth. The Department of Environmental Protection (Department) has made a tentative determination to renew these permits and proposes to issue them, subject to their current permit effluent limitations, and monitoring and reporting requirements, with appropriate and necessary updated requirements to reflect new or changed regulations and other requirements. The updates may include, but will not be limited to, applicable permit conditions and/or requirements addressing combined sewer overflows (CSOs), municipal sewage sludge management and total residual chlorine control (TRC). 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 Managers will make a final determination regarding the proposed permit action. Notice of this determination will be published in the *Pennsylvania Bulletin*, at which time this determination may be appealed to the Environmental Hearing Board.

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

APPLICATIONS—NPDES MINOR RENEWALS

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

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA0080748	N. Lebanon County Auth. P. O. Box 434 Jonestown, PA 17038	Lebanon Jonestown Boro	Swatara Creek	TRC
PA0085243	Manns Choice-Harrison Jt. Munic. Authority P. O. Box 28 Manns Choice, PA 15550	Bedford Manns Choice Borough	Raystown Branch Juniata River	TRC
PA0081981	Smithville Mobile Home 686 Pennsy Road Willow Street, PA 17584	Lancaster Providence Township	UNT to Huber Run	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 *Pennsyl-*

vania 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 1 (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, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4590.

A. 5098401. Sewage, submitted by **Triple Crown Corporation**, 5351 Jaycee Avenue, Harrisburg, PA 17112 in Centre Township, **Perry County** to construct sewers to serve the Meadow View Village Mobile Home Park was received in the Southcentral Region on January 9, 1998.

A. 6794401 98-1. Sewage, submitted by **Robert H. Conley**, 626 Old York Road, Etters, PA 17319 in Newberry Township, **York County** to correct sewer problems and BC's Restaurant was received in the Southcentral Region on January 9, 1998.

A. 6798401. Sewage, submitted by **Paul K. Miller**, R. D. 2, Box 2421, Stewartstown, PA 17363 in Hopewell Township, **York County** to install a sewage treatment plant to serve Oakwood Heights Mobile Home Park was received in the Southcentral Region on January 2, 1998.

A. 0798401. Sewage, submitted by **Logan Township Board of Supervisors**, 800 39th Street, Altoona, PA 16602-1799 in Hollidaysburg Borough; Blair Township; Frankstown Township; Allegheny Township, and Logan Township, **Blair County** to improve the Brush Run Interceptor was received in the Southcentral Region on January 15, 1998.

A. 0672403 98-1. Sewage, submitted by **Oley Township Municipal Authority**, P. O. Box 19, Oley, PA 19547 in Oley Township, **Berks County** to expand their existing wastewater treatment plant was received in the Southcentral Region on January 15, 1998.

A. 3898401. Sewage, submitted by **Paul C. and E. Flere Bomba**, R. D. 2, Denver, PA 17517 in Millcreek Township, **Lebanon County** to install a wastewater treatment system to correct their malfunctioning sewer system was received in the Southcentral Region on January 23, 1998.

A. 6797407. Sewage, submitted by **Jackson Township Sewer Authority**, R. D. 4, Box 4308, Spring Grove, PA 17362 in Jackson Township, **York County** to construct the sewage treatment plant was received in the Southcentral Region on January 27, 1998.

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

A. 0298401. Sewerage, **Girty's Run Joint Sewer Authority**, 1097 North Ave., Room 110, Millvale, PA 15209. Application for the construction and operation of Sewers and Appurtenances, Outfall and Headwall, and Wet Weather Equalization Tank located in the Townships of Ross and Shaler, **Allegheny County** to serve the Girty's Run Site #1 Upper Tank and the Site #2 Lower Tank.

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

A. 6598401. Sewerage, **Calandrella's Inc.**, R. D. 2, Box 320, Avonmore, PA 15618. Application for the construction and operation of a package type extended aeration sewage treatment plant to serve Calandrella's Inc., an existing commercial and residential establishment located in Bell Township, **Westmoreland County**.

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

WQM Permit No. 2598404. Sewage, **Robert Blakeslee SRSTP**, 23855 Maple Grove Rd., Union City, PA 16438. This project is for the construction of a Single Residence Sewage Treatment Plant in Concord Township, **Erie County**.

WQM Permit No. 4398401. Sewage, **Alice R. Williams SRSTP**, 99 S. Myers Ave., Sharon, PA 16146. This project is for the construction of a Single Residence Sewage Treatment Plant in South Pymatuning Township, **Mercer County**.

WQM Permit No. 4398402. Sewage, **John P. and Melinda J. Holfelder, Jr. SRSTP**, 4174 Bethel Rd., New Wilmington, PA 16142. This project is for the construction of a Single Residence Sewage Treatment Plant in Wilmington Township, **Mercer County**.

WQM Permit No. 4398403. Sewage, **Donald Blank Estate, c/o Rod McClelland SRSTP**, 101 Beaver St., Mercer, PA 16137. This project is for the construction of a Single Residence Sewage Treatment Plant in Jackson Township, **Mercer County**.

WQM Permit No. 4398404. Sewage, **Randall L. Carroll SRSTP**, 622 Charleston Rd., Sharpsville, PA 16150. This project is for the construction of a Single Residence Sewage Treatment Plant in Jefferson Township, **Mercer County**.

WQM Permit No. 4398405. Sewage, **David McCoy SRSTP**, 247 Nicklin Rd., Grove City, PA 16127. This project is for the construction of a Single Residence Sewage Treatment Plant in Findley Township, **Mercer County**.

WQM Permit No. 3398402. Sewage, **Summerville Borough Municipal Authority**, P. O. Box 278, Summerville, PA 15864. This project is for the construction of a sewage treatment plant, pump station and all sewers and appurtenances necessary in Summerville Borough, **Jefferson County**.

WQM Permit No. 6298401. Sewage, **Conewango Township Municipal Authority**, 4 Firemans Street, Warren, PA 16365. This project is for the construction of a pump station and all sewers and appurtenances in Conewango Township, **Warren 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 40 CFR 123.24(d).

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

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

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

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

Southeast Regional Office: Regional Water Management

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PAS702202	Houghton International P. O. Box 930 Valley Forge, PA 19482	Lehigh Co. U. Macungie Twp.	Iron Run	

SAFE DRINKING WATER

Application 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.

3597503. Public water supply. **Pocono Pure Water Inc.**, Thomas Henning, General Manager, 4949 Birnery Avenue, Moosic, PA 18507. This proposal involves the construction of a distilled bottle water facility utilizing PAWC as a source of supply. It is located in Moosic Borough, **Lackawanna County**.

5298501. Public water supply. **Lakeside Water Systems, Inc.**, R. R. 2, Box 2886, Greentown, PA 18426. This proposal involves the retaining of three of seven existing

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

NPDES Permit PAS10-G301. Stormwater. **TCLG, Inc.**, 30 South Valley Road, Suite 306, Paoli, PA 19301, has applied to discharge stormwater from a construction activity located in Upper Uwchlan Township, **Chester County**, to Pickering Creek.

NPDES Permit PAS10-G302. Stormwater. **K. Hovnanian Company**, 1369 Troon Lane, West Chester, PA 19380, has applied to discharge stormwater from a construction activity located in East Goshen Township, **Chester County**, to Ridley Creek.

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

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

NPDES Permit PAS10Q149. Stormwater. **East Penn Real Estate**, 4445 Harriet Lane, Bethlehem, PA 18017 has applied to discharge stormwater from a construction activity located in Lower Macungie Township, **Lehigh County**, to Little Lehigh Creek.

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

NPDES Permit PAS10S060. Stormwater. **Fern Plaza**, Fern Partners, 257 Rimrock Drive, Stroudsburg, PA 18360 has applied to discharge stormwater from a construction activity located in Hamilton Township, **Monroe County**, to Appenzell Creek.

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

NPDES Permit PAS10U087. Stormwater. **Milford Land Company**, 2300 Wagonwheel Drive, Easton, PA 18042 has applied to discharge stormwater from a construction activity located in Forks Township, **Northampton County**, to Bushkill Creek.

wells and one tank. The addition of disinfection at each well house, the addition of two tanks and three booster pumps. The Lakeside Water System includes existing trailers and a townhouse development. *Engineer: Ceco Associates, John F. Davis, P.E.*

Southcentral Regional Office, Sanitarian Regional Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4692.

A. 0698501. Public water supply. **Pleasant Hills Mobile Home Park**, Tilden Township, **Berks County**, (*Responsible Official: Frank T. Perano, Owner, and Alex A. McIntyre, Project Engineer, 1297 Wheatland Avenue, Lancaster, PA 17603*), *Type of Facility:* Expansion of Mobile Home Park from 247 units to 314 units and increased permitted yields of well no. 1 from 35 gallons per minute to 40 gallons per minute, (*Consulting Engi-*

neer. Alex A. McIntyre, P.E., 1297 Wheatland Avenue, Lancaster, PA 17603).

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

2675501-A1. Mountain Water Association, Box 297, Fairchance, PA 15436-0297. Construction of the Brownsfield Hollow storage tank and waterlines serving Georges Township, **Fayette County**.

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

A. 2598502. Public water supply. **Pleasant Ridge Manor—West**, 8300 West Ridge Rd., Girard, PA 16417-9802. This proposal involves the permitting of an existing water system in Fairview Township, **Erie County**.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 1

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

Sections 302 and 303 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate identifies a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the background or Statewide health standard to remediate a site must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department must provide a brief description of the location of the site, a list of known contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of the cleanup standards identified under the act will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department and shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

For further information concerning the content of a Notice of Intent to Remediate, contact the Department's Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

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

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

Elf Atochem North America, Inc., Upper Merion Township, **Montgomery County**. Mark Piazza, Senior Environmental Engineer, Elf Atochem North America,

Inc., 2000 Market St., Philadelphia, PA 19103-3222, has submitted a Notice of Intent to Remediate groundwater contaminated with solvents. The applicant proposes to remediate the site to meet the Statewide health standard.

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

Pennsylvania Power & Light Company (PP&L)—Distribution pole #62540S47627, Whitehall Township, **Lehigh County**. PP&L, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 has submitted a Notice of Intent to Remediate concerning the remediation of site soils found to be contaminated with PCBs (polychlorinated biphenyls). The applicant proposes to remediate the site to meet the Statewide human health standard.

Air Products and Chemicals, City of Allentown, **Lehigh County**. Edward J. Dulac, Senior Principal Environmental Specialist with Air Products and Chemicals, Inc., 7201 Hamilton Boulevard, Allentown, PA 18195-1501 has submitted a Notice of Intent to Remediate concerning the remediation of soils at the project site (located at 2801 Mitchell Avenue, Allentown, PA 18103) which are contaminated with metals. The applicant proposes to address the site to meet the Statewide human health standard. The applicant also proposes to meet the site-specific standard for contaminated groundwater. Please refer to additional *Pennsylvania Bulletin* notification.

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

Smartbuys Store, Borough of Mifflinburg, **Union County**. Timothy Burkett on behalf of his client Giles Wickham, R. D. 3, Box 45A, Sunbury, PA 17801 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with lead and BTEX. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in *The Daily Item* on January 6, 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 below. During this comment period a municipality may request that the person identified below, as the remediator of a site, develop and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of a site. For further information concerning the content of a Notice of Intent to Remediate, contact the Department's Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

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

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

Sears Logistics Services, Inc., City of Philadelphia, **Philadelphia County**. David Frearson, P. G., Resource Control, Corp., P. O. Box 579, Rancocas, N.J., 08073-0579, has submitted a Notice of Intent to Remediate groundwater contaminated with solvents, BTEX and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Inquirer* on January 28, 1998.

Melchiorre Construction Company, Phoenixville Borough, **Chester County**. Michael Gonshor, P. G., RT Environmental Services, Inc., 215 W. Church Road, King of Prussia, PA 19406, has submitted a Notice of Intent to Remediate site soils contaminated with heavy metals. The applicant proposes to remediate the site to meet site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in *The Mercury* on January 12, 1998.

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

Air Products and Chemicals, City of Allentown, **Lehigh County**. Edward J. Dulac, Senior Principal Environmental Specialist with Air Products and Chemicals, Inc., 7201 Hamilton Boulevard, Allentown, PA 18195-1501 has submitted a Notice of Intent to Remediate concerning the remediation of groundwater at the project site (located at 2801 Mitchell Avenue, Allentown,

PA 18103) which is contaminated with solvents. The applicant proposes to address the site to meet the site-specific standard. A summary of the Notice of Intent to Remediate was published in *The Morning Call* on October 14, 1997. The applicant also proposes to meet the State-wide health standard for contaminated soils. Please refer to additional *Pennsylvania Bulletin* notification.

Luning Prak Limited Liability Company and Bosman Limited Partners, City of Allentown, **Lehigh County**. Edward J. Dulac, Senior Principal Environmental Specialist with Air Products and Chemicals, Inc., 7201 Hamilton Boulevard, Allentown, PA 18195-1501 has submitted a Notice of Intent to Remediate (on behalf of Luning Prak Limited Liability Company and Bosman Limited Partners, 2125 S. W. 28th Street, Allentown, PA 18103) concerning the remediation of groundwater at the project site which is contaminated with solvents. The applicant proposes to address the site to meet the site-specific standard. A summary of the Notice of Intent to Remediate was published in *The Morning Call* on October 14, 1997.

Business Park at Carbondale Railyards, Carbondale Borough, **Lackawanna County**. Terrence A. Shannon, President of Synergist, Inc., 10 Enterprise Drive, Carbondale, PA 18407, has submitted a Notice of Intent to Remediate (on behalf of the Carbondale Industrial Development Authority, One North Main Street, Carbondale, PA 18407) concerning the remediation of site groundwater contaminated with metals, and site soils contaminated with metals, solvents, petroleum hydrocarbons, and polyaromatic hydrocarbons. The applicant proposes to address the site to meet the site-specific standard. A summary of the Notice of Intent to Remediate was supposedly published in *The Scranton Times-Tribune* on February 2, 1998.

SOLID AND HAZARDOUS WASTE

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit I. D. No. 101663. Carbon County Recycling & Transfer Center, Carbon County Recycling & Transfer Center, Inc., 52 Fairview Drive, Lehighton, PA 18235. An application for a new municipal waste recycling facility and transfer station, located in Mahoning Township, **Carbon County**. The application was received in the Regional Office on January 13, 1998 and was found to be administratively complete on January 16, 1998.

Permit I. D. No. 100933. Alliance Landfill, Empire Sanitary Landfill, Inc., P. O. Box 28, Taylor, PA 18517. A major permit modification for the alteration of the 53 acre Phase II disposal area, the relocation of old waste, the addition of a soil stockpile area and the relocation of a stream at this municipal waste landfill, located in Ransom Township and Taylor and Old Forge Boroughs, **Lackawanna County**. The application was received in the Regional Office November 17, 1997 and was found to be administratively complete on January 16, 1998.

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

A. 101421. Shade Landfill Inc., 2000 Cliff Mine Road, Park West Two, Suite 420, Pittsburgh, PA 15275. Shade Landfill, 1176 R. D. 1, Cairnbrook, PA 15924. Application for a major permit modification which presents changes to the underdrain system, liner system, leachate management system, final cover system, final cover configuration, CQA/QC Plan, closure/post-closure bonding estimates and erosion and sedimentation controls, for a landfill in Shade Township, **Somerset County**. This application was received in the Regional Office on January 29, 1998.

A. 100280. USA Valley Facility, Inc., R. D. 2, Box 282A, Pleasant Valley Road, Irwin, PA 15642. An application for a major permit modification to redesign the contours of the northeast area of the landfill in Penn Township, **Westmoreland County**, was received in the Pittsburgh Region Office on January 27, 1998.

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

A. 301317. Frey Farm Landfill, Lancaster County Solid Waste Management Authority (1299 Harrisburg Pike, P. O. Box 4425, Lancaster, PA 17601-4425). Application for a residual waste processing facility at a site in Manor Township, **Lancaster County**. Application determined to be administratively complete in the Regional Office January 28, 1997.

AIR POLLUTION OPERATING PERMITS

Operating Permit applications received 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.

46-318-037: United States Can Company (431 Privet Road, Horsham, PA 19044) for the operating of Can Side Seam Welding & Coating Lines in Horsham Township, **Montgomery County**.

15-310-025A: Glasgow, Inc. (660 Morehall Road, Malvern, PA 19355) for the operation of Stone Crushing Plant in East Whiteland, **Chester County**.

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

8-313-011C: OSRAM Sylvania Products, Inc. (Hawes Street, Towanda, PA 18848-0504) for the operation of a spray dryer and associated air cleaning devices (a cyclone, fabric collector and absolute filter) in Department 214, Building 22 in North Towanda Township, **Bradford County**.

8-399-044B: OSRAM Sylvania Products, Inc. (Hawes Street, Towanda, PA 18848-0504) for the operation of a molybdenum/tungsten plate rolling mill, plate furnace, plate press, rod rolling mill, rod furnace, plate conveyor and associated air cleaning devices (fabric collectors and air filters) in Department 055, Buildings 14 and 16 in North Towanda Township, **Bradford County**.

Notice of Intent to Issue Title V Operating Permits

Under 25 Pa. Code § 127.521, notice is given that the Department of Environmental Protection (Department) intends to issue a Title V Operating Permit to the following facilities. These facilities are major facilities

subject to the operating permit requirements under Title V of the Federal Clean Air Act and 25 Pa. Code Chapter 127, Subchapters F (relating to operating permit requirements) and G (relating to title V operating permits).

Copies of the Title V application, proposed permit and other relevant information are available for public inspection and additional information may be obtained by contacting the regional office noted below.

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

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

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

TVOP-09-00011: Perkasio Industries Corporation (50 E. Spruce Street, Perkasio, PA 18944) issued January 26, 1998, for major VOC Facility in Perkasio Borough, **Bucks County**.

PLAN APPROVALS

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

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

06-1007K: Carpenter Technology Corporation (P. O. Box 14662, Reading, PA 19612-4662) for modification of strip finish mill controlled by a fabric collector, two scrubbers and low NOx burners in Reading, **Berks County**.

REASONABLY AVAILABLE CONTROL TECHNOLOGY (RACT)

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

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

OP-15-0017: Transcontinental Gas Pipeline Corporation (TGPL) (Station 200, Frazer, PA 19355) for the approval of Major NOx and Minor VOC Facility located in East Whiteland Township, **Chester County**.

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 **The Hon Company**, Division of Hon Industries, Inc., in Williamsport, **Lycoming 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 a wood furniture manufacturing facility owned and operated by The Hon Company, Division of Hon Industries, Inc. in Williamsport, Lycoming County.

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

The preliminary RACT determination, if finally approved, will result in the revision of Operating Permit #OP-41-0003 issued on June 7, 1996, and will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan.

The following is a summary of the preliminary RACT determination which the Department proposes to incorporate into Operating Permit #OP-41-0003 for 14 small natural gas/#2 fuel oil-fired combustion sources associated with the respective wood furniture manufacturing facility as a revision to the respective permit:

1) The combined potential to emit volatile organic compounds from 14 small natural gas or #2 fuel oil fired combustion sources, with individual heat inputs from 105,000 BTU per hour to 6,250,000 BTU per hour, shall not exceed 3 pounds per hour, 15 pounds per day or 2.7 tons per year.

One public hearing will be held for the purpose of receiving comments on the proposed operating permit revision and SIP revision. The hearing will be held on March 3, 1998 at 1 p.m. at the Department's 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 1 (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 Aldenderfer, Air Quality Environmental Program Manager, Department of Environmental Protection, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. Comments should be submitted by March 18, 1998.

All pertinent documents are available for review from 8 a.m. to 4 p.m. in the 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.

Approval of Reasonably Available Control Technology (RACT) plan for **Atlantic Refining & Market Corp., owner, and Sun Company, Inc.** (R & M), operator, in Point Township, **Northumberland County**.

The Department of Environmental Protection (Department) has made a preliminary determination to approve a Reasonably Available Control Technology (RACT) plan and an amendment to the State Implementation Plan (SIP) for a petroleum product storage and distribution facility (Northumberland Terminal) owned by Atlantic Refining & Marketing Corp. and operated by Sun Company, Inc. (R & M) in Point Township, Northumberland County.

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

The preliminary RACT determination, if finally approved, will be incorporated into an operating permit for the facility and will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan.

The following is a summary of the preliminary RACT determination for this operation:

The potential to emit volatile organic compounds from each of the following source categories shall never exceed 3 pounds per hour, 15 pounds per day or 2.7 tons per year (as determined by the Department). Should any of these limitations ever be exceeded for any of the source categories listed, a detailed RACT analysis which meets the criteria specified in 25 Pa. Code § 129.92 must be submitted to the Department for each source contained in the respective source category.

- fixed roof distillate storage tanks
- distillate truck loading rack
- pumps, valves and flanges
- oil/water separator
- additive tank
- heating oil tank for furnace
- office furnace

One public hearing will be held for the purpose of receiving comments on the proposed operating permit and the proposed SIP revision. The hearing will be held on March 3, 1998 at 1 p.m. at the Department's 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 1 (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 Aldenderfer, Air Quality Environmental Program Manager, Department of Environmental Protection, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. Comments should be submitted by March 18, 1998.

All pertinent documents are available for review from 8 a.m. to 4 p.m. in the 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.

Approval of Reasonably Available Control Technology (RACT) plan for **Montour Oil Service Co., A Division of Sun Company, Inc.**, in Loyalsock Township, **Lycoming County**.

The Department of Environmental Protection (Department) has made a preliminary determination to approve a Reasonably Available Control Technology (RACT) plan and an amendment to the State Implementation Plan (SIP) for a petroleum product storage and distribution facility (Sand Hill Terminal) owned and operated by Montour Oil Service Co., A Division of Sun Company, Inc., in Loyalsock Township, Lycoming County.

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

The preliminary RACT determination, if finally approved, will be incorporated into an operating permit for the facility and will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan.

The following is a summary of the preliminary RACT determination for this operation:

The potential to emit volatile organic compounds from each of the following source categories shall never exceed 3 pounds per hour, 15 pounds per day or 2.7 tons per year (as determined by the Department). Should any of these limitations ever be exceeded for any of the source categories listed, a detailed RACT analysis which meets the criteria specified in 25 Pa. Code § 129.92 must be submitted to the Department for each source contained in the respective source category.

- distillate truck loading rack
- pumps, valves and flanges
- oil/water separator
- additive tank
- heating oil tank for furnace and hot water heater
- office furnace
- hot water heater

One public hearing will be held for the purpose of receiving comments on the proposed operating permit and the proposed SIP revision. The hearing will be held on March 3, 1998 at 1 p.m. at the Department's 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 1 (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 Aldenderfer, Air Quality Environmental Program Manager, Department of Environmental Protection, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. Comments should be submitted by March 18, 1998.

All pertinent documents are available for review from 8 a.m. to 4 p.m. in the 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 such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

Written comments or objections, or requests for informal conferences on applications, may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the same address within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—23 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 below 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

32980101. M. B. Energy, Inc. (P. O. Box 1319, Indiana, PA 15701-1319), commencement, operation and restoration of bituminous strip mine in Brushvalley and Center Townships, **Indiana County**, affecting 140.0 acres, receiving stream unnamed tributaries of Brush Creek to Blacklick Creek and unnamed tributaries of Yellow Creek to Yellow Creek both to Two Lick Creek to Conemaugh River, application received January 20, 1998.

56980101. Heritage Mining Company (P. O. Box 126, Cresson, PA 16630), commencement, operation and restoration of bituminous strip mine in Shade and Paint Townships, **Somerset County**, affecting 62.3 acres, receiving stream unnamed tributaries to Shade Creek, Shade Creek, application received January 20, 1998.

32930101. Kent Coal Mining Company (P. O. Box 729, Indiana, PA 15701), commencement, operation and restoration of bituminous strip mine renewal for reclamation, only in Center Township, **Indiana County**, affecting 120.8 acres, receiving stream unnamed tributaries to Yellow Creek, application received January 26, 1998.

56880103. Permit Renewal, Future Industries, Inc. (P. O. Box 157, Meyersdale, PA 15552), commencement, operation and restoration of bituminous strip mine in Summit Township, **Somerset County**, affecting 785.0 acres, receiving stream unnamed tributaries to Casselman River, the Casselman River, two unnamed tributaries to Lick Run, Lick Run, two unnamed tributaries to Bigby Creek, and one unnamed tributary to Cranberry Run, application received January 28, 1998.

McMurray District Office

32921301. Keystone Coal Mining Corp. (P. O. Box 729, Indiana, PA 15701), to renew the permit for the Plumcreek No. 1 in Washington Township, **Indiana County**, no additional discharges. Application received December 1, 1997.

30841316. Consol Pennsylvania Coal Co. (P. O. Box 174, Graysville, PA 15337), to revise the permit for the Bailey Mine in Richhill Township, **Greene County** to add 625 permit and subsidence control plan acres, no additional discharges. Application received January 5, 1998.

30831303. Cyprus Cumberland Resources Corp. (P. O. Box 1020, 145 Elm Dr., Waynesburg, PA 15370), to renew the permit for the Cumberland Mine in Whiteley Township, **Greene County**, no additional discharges. Application received November 7, 1997.

03871302. Triple K Coal Co. (R. D. 1, Box 308, Rural Valley, PA 16249), to renew the permit for the Triple K No. 1 Mine in Burrell Township, **Armstrong County**, no additional discharges. Application received December 23, 1997.

30910701. Chess Coal Co. (R. R. 1, Box 151, Smithfield, PA 15478), to renew the permit for the Refuse Site No. 7 in Dunkard Township, **Greene County**, no additional discharges. Application received January 15, 1998.

30901601. Chess Coal Co. (R. R. 1, Box 151, Smithfield, PA 15478), to renew the permit for the Poland Dock in Monongahela Township, **Greene County**, no additional discharges. Application received January 15, 1998.

32841320. Helvetia Coal Co. (P. O. Box 729, Indiana, PA 15701), to revise the permit for the Lucerne No. 8 Mine in Young Township, **Indiana County**, no additional discharges. Application received January 22, 1998.

56911302. Rox Coal, Inc. (2851 Stoystown Rd., P. O. Box 149, Friedens, PA 15541), to renew the permit for the Long T Permit in Stonycreek Township, **Somerset County**, no additional discharges. Application received January 23, 1998.

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

40980102. Lombardo Brothers Development Co., Inc. (22 Hale Street, Yatesville, PA 18640), commencement, operation and restoration of an anthracite surface mine operation in Hughestown Borough, **Luzerne County**, affecting 7.24 acres, receiving stream Susquehanna River. Application received January 8, 1998.

49931601R. Black Creek Breaker Company (R. R. 2, Box 630, Shamokin, PA 17872), renewal of an anthracite coal preparation plant operation in West Cameron Township, **Northumberland County** affecting 5.7 acres, receiving stream none. Application received January 26, 1998.

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

Noncoal Permits Received

48750401C2. Lafarge Corporation (5160 Main Street, Whitehall, PA 18052-1827), correction to an existing quarry operation in Allen Township, **Northampton County** affecting 342.0 acres, receiving stream Hokendauqua Creek. Application received January 16, 1998.

5575SM1A3C2. State Aggregates, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9454), renewal of NPDES Permit No. PA0119555 in Clifford Township, **Susquehanna County**, receiving stream East Branch of Tunkhannock Creek. Application received January 22, 1998.

40980301. Brdaric Excavating Inc. (230 Bunkerhill Road, Wyoming, PA 18644), commencement, operation and restoration of a noncoal surface mine in Kingston Township, **Luzerne County**, affecting 67.6 acres, receiving stream Susquehanna River. Application received January 26, 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. Section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)) requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1311—1313, 1316 and 1317, as well as relevant State requirements. Initial requests for 401 certification will be published concurrently with the permit application. Persons objecting to approval of a request for certification under Section 401 or to the issuance of a Dam Safety or Encroachment Permit or the approval of Environmental Assessments must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted above the application.

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

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

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

E64-186. Encroachment. **Pennsylvania Department of Transportation, Engineering District 4-0**, P. O. Box 111, Scranton, PA 18501. To remove the existing structure and to construct and maintain a road crossing of Holbert Creek (HQ-TSF), consisting of an 18-foot × 14.5-foot cast-in-place concrete box culvert, with its invert depressed 1.0 foot below the streambed. The project is located on S. R. 0006, Section 671, Segment 0320, Off-Set 1388, approximately 0.7 mile northwest of the intersection of S. R. 0006 and S. R. 0652 (White Mills, PA Quadrangle N: 9.8 inches; W: 13.5 inches) in Texas Township, **Wayne County** (Philadelphia District, U. S. Army Corps of Engineers).

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

E53-308. Encroachment. **Galen Zeger**, 2156 Buchanan Trail East, Greencastle, PA 17225. To maintain three 91 inch by 12 foot long corrugated metal pipes with associated fill in the West Branch of Pine Creek located approximately 2 miles south of Galeton on SR 2002 (Galeton, PA Quadrangle N: 14.5 inches; W: 12.0 inches) in West Branch Township, **Potter County**. The crossing has been constructed under GP085397507 and has impacted approximately 20 feet of waterway which is designated HQ-CWF.

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

E02-1084-A1. Encroachment. **Port Authority of Allegheny County**, 2235 Beaver Avenue, Pittsburgh, PA 15233. To amend Permit No. E02-1084 that authorized the Port Authority of Allegheny County to remove existing structures, construct and maintain new structures and to rehabilitate and maintain existing structures in Oakwood Run, Chartiers Creek, Campbells Run and the Monongahela River for the purpose of constructing a new busway in the Borough of Crafton, the Borough of Rosslyn Farms, the Borough of Carnegie and the City of Pittsburgh, Allegheny County to include the replacement and maintenance of approximately 1,210 feet of an existing stream enclosure in Bells Run (WWF), and to enclose and maintain an additional 520 feet of Bells Run (WWF) located just north of the intersection of Penn Lincoln Parkway (U. S. Route 22-30), and Bell Avenue (Pittsburgh West PA Quadrangle N: 7.35 inches; W: 11.7 inches) in Carnegie Borough and the Borough of Rosslyn Farms, **Allegheny County**.

E26-242. Encroachment. **Fayette County Commissioners**, Court House, 61 East Main Street, Uniontown, PA 15401. To construct and maintain a low flow stream crossing consisting of two 48 inch high density polyethylene pipe culvert placed in an unnamed tributary to the Youghiogheny River (CWF). The project is located along Township Road No. 878, 1.1 mile south of its intersection with S. R. 0040 (Friendsville, MD-PA-WVA Quadrangle N: 18.8 inches; W: 6.8 inches) in Henry Clay Township, **Fayette County**.

E02-1145-A1. Encroachment. **East Deer Township**, 927 Freeport Road, Creighton, PA 15030. To reissue and amend permit E02-1145 which permitted the construction and maintenance of a Riverfront Park in the flood plain of the right bank of the Allegheny River (WWF) located on the north side of the confluence of Crawford Run (WWF) and the Allegheny River (New Kensington West, PA Quadrangle N: 14.8 inches; W: 3.7 inches) in East Deer Township, **Allegheny County**, to include the construction and maintenance of a pedestrian bridge having a span of 50 feet and a minimal underclearance of 6.3 feet across Crawford Run located approximately 500 feet upstream from its confluence with the Allegheny River.

E32-390. Encroachment. **PA Department of General Services**, Eighteenth and Herr Streets, Harrisburg, PA 17120. To place and maintain fill in 1.43 acres of palustrine emergent wetlands and in an unnamed tributary to McKee Run (CWF) for the purpose of constructing a maximum security facility. The project is located along SR 0286 at its intersection with T-470 (Musser Road) (Clymer, PA Quadrangle N: 4.1 inches; W: 14.0 inches) in White Township, **Indiana County**. The applicant proposes to construct 2.06 acres of replacement wetlands on a site adjacent to this project.

E65-684. Encroachment. **City of New Kensington**, 301 Eleventh Street, New Kensington, PA 15068. To remove the existing structure and to construct and maintain a single span bridge having a normal span of 45.0 foot and a minimum underclearance of 8.5 feet across Little Pucketa Creek (TSF) for the purpose of improving structural integrity. The applicant also proposes the construction and maintenance of a temporary causeway along the right bank and temporary cofferdams at the abutments during construction. The project is located at the eastern end of Fourth Street in the City of New Kensington. (New Kensington West, PA Quadrangle N: 10.4 inches; W: 1.3 inches) in the City of New Kensington, **Westmoreland County**.

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

E10-274. Encroachment. **Butler County Commissioners**, P. O. Box 1208, Butler, PA 16003-1208. To rehabilitate the existing County Bridge No. 121 (Moore Bridge) by replacing the superstructure with new steel girders, reinforced concrete deck and steel guide rails. County Bridge No. 121 (Moore Bridge) is located on Christy Road across Bull Run (WWF) approximately 500 feet south of the intersection of Cherry Valley Road and Christy Road (Curtisville, PA Quadrangle N: 9.6 inches; W: 14.0 inches) located in Clinton Township, **Butler County**.

E25-565. Encroachment. **Waterford Township**, 12451 Circuit Road, Waterford, PA 16441. To remove the existing structure and to construct and maintain a single span precast concrete arch culvert with a clear span of 32 feet and an underclearance of 6 feet 2 inches on township Road T-300 (Bagdad Road) across Trout Run (CWF). This project is located on Bagdad Road across Trout Run approximately 4,400 feet east of the intersection of Bagdad Road and Trask Road (Cambridge Springs NE, PA Quadrangle N: 13.3 inches; W: 0.1 inch) located in Waterford Township, **Erie County**.

E62-336. Encroachment. **PA Department of Transportation**, Engineering District 1-0, 1140 Liberty Street, Franklin, PA 16323-1289. To remove the existing concrete slab bridge and to construct and maintain a pre-cast reinforced concrete box culvert measuring 15 feet wide by 5 feet high on SR 4021 (Jamestown Street) across Brands Run (CWF). This box culvert will be placed one foot below existing stream bed elevation to allow for unobstructed access for aquatic organisms. The project is located on SR 4021 (Jamestown Street) across Brands Run approximately 1,200 feet northwest of the intersection of SR 4021 (Jamestown Street) and SR 0957 in Sugar Grove Borough. (Sugar Grove, PA Quadrangle N: 20.0 inches; W: 11.7 inches) located in Sugar Grove Borough, **Warren County**.

DAM SAFETY

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

D67-500A. Dam. **PP&L, Inc.** (Two North Ninth Street, Allentown, PA 18101-1179). To close Ash Basin No. 7 at the Brunner Island Steam Electric Station by regrading the ash in the basin, covering the site with 1 foot of soil and seeding. The basin is located along the Susquehanna River in East Manchester Township, **York County**.

WATER ALLOCATIONS

Applications filed under the act of June 24, 1939 (P. L. 824, No. 365) (32 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of the Commonwealth.

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

WA13-627B. Water Allocation Permit. **Nesquehoning Borough Authority**, 114 W. Catawissa Street, Nesquehoning, PA 18240. This proposal involves the use of the Nesquehoning Borough Authority's Fourth Hollow Reservoir unfiltered, surface water supply by the Panther Creek Energy Facility (PCEF). The PCEF proposes to withdraw the water, when available, as a process supply

source for the cogeneration plant. The processed water will not be used for consumption; and the service area for the reservoir will be PCEF. *Engineer: Alfred Benesch & Co., Patrick M. Caulfield, M.*

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

WA63-1006. Water allocation. **Pennsylvania-American Water Company, Washington County**. Provide 4,300,000 gallons per day to Paris-Florence, Independence Township Municipal Authority, Cedar Grove Water Association, Village of Independence, West Middletown, and Franklin Manor/Claysville, Washington 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 has taken the following actions on previously received permit applications and requests for plan approval and has issued the following significant orders.

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

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

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

Permits Issued

NPDES Permit No. PA0052965. Industrial waste. **Rex Heat Treat of PA, Inc.**, 8th Street and Valley Forge Road, Lansdale, PA 19446 is authorized to discharge from a facility located in Lansdale Borough, **Montgomery County** into UNT to West Branch of Neshaminy Creek.

NPDES Permit No. PA0021181, Amendment No. 2. Sewerage. **Bucks County Water & Sewer Authority**, 306 Green Street, Doylestown, PA is authorized to

discharge from a facility located in Doylestown Township, **Bucks County** into Neshaminy Creek.

NPDES Permit No. PA0057223. Sewage. **William and Donna Hodson**, 387 Allentown Road, Souderton, PA 18964-2103 is authorized to discharge from a facility located in Franconia Township, **Montgomery County** into East Branch of the Perkiomen Creek.

NPDES Permit No. PA0057207. Sewage. **William Smith**, 1492 Salford Street, Salford, PA 18457 is authorized to discharge from a facility located in Gwynedd Township, **Montgomery County** into Wissahickon Creek.

NPDES Permit No. PA0056847. Sewage. **East Rockhill Township**, 500 Branch Road, Perkasio, PA 18944 is authorized to discharge from a facility located in East Rockhill Township, **Bucks County** into East Branch of the Perkiomen Creek.

NPDES Permit No. PA0055212, Amendment No. 1. Sewerage. **Concord Township Sewer Authority**, 666 Concord Road, Concord, PA 19342 is authorized to discharge from a facility located in Concord Township, **Delaware County** into West Branch of Chester Creek.

NPDES Permit No. PA005542. Sewerage. **John and Jane Topp**, 1261 North Manor Road, Honeybrook, PA 19344 is authorized to discharge from a facility located in Brandywine Township, **Chester County** into Dry Swale to Indian Creek.

NPDES Permit No. PA0054585. Sewerage. **John Skinner**, 22 Jeremiah Collett Road, Glenn Mills, PA 19342 is authorized to discharge from a facility located in Concord Township, **Delaware County** into West Branch Chester Creek.

NPDES Permit No. PA0012190, Amendment No. 2. Industrial waste. **Mueller Streamlined Company**, Church Road and Wissahickon Avenue, North Wales, PA 19454 is authorized to discharge from a facility located in Upper Gwynedd Township, **Montgomery County** into Wissahickon Creek.

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

Permit No. 4597404. Sewerage. **Pocono Mountain School District**, Pocono Mountain School Road, P. O. Box 200, Swiftwater, PA 18370-0200. Permit to construct and operate a SBR Wastewater Treatment Plant at the Swiftwater Campus, located in Pocono Township, **Monroe County**.

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

NPDES Permit No. PA0084107. Industrial waste. **REMTECH Environmental Lewisberry, L. P.**, 550 Industrial Drive, Lewisberry, PA 17339 is authorized to discharge from a facility located in Fairview Township, **York County** to an unnamed tributary to Fishing Creek.

NPDES Permit No. PA0083011. Industrial waste. **Herr and Sacco, Inc.**, P. O. Box 99, Elmwood Avenue, Landisville, PA 17538 is authorized to discharge from a facility located in East Hempfield Township, **Lancaster County** to the receiving waters named Swarrs Run.

NPDES Permit No. PAG053516. General permit. **Sun Company, Inc.**, Ten Penn Center, 1801 Market Street, Philadelphia, PA 19103 is authorized to discharge from a facility located in Spring Township, **Berks County** to the receiving waters named Cacoosing Creek.

NPDES Permit No. PA0009733. Industrial waste. **PECO Energy Company**, 1848 Lay Road, Delta, PA 17314 is authorized to discharge from a facility located in Peach Bottom Township, **York County** to the receiving waters named Susquehanna River.

NPDES Permit No. PA0085138. Sewerage. **Five Forks Brethren in Christ Church**, 9244 Five Forks Road, Waynesboro, PA 17268-9623 is authorized to discharge from a facility located in Quincy Township, **Franklin County** to the receiving waters of an unnamed tributary to West Branch of Antitam Creek.

NPDES Permit No. PA0081329. Sewerage. **South Londonderry Township Municipal Authority**, Municipal Building, Center and Market Streets, P. O. Box 3, Campbelltown, PA 17010-0003 is authorized to discharge from a facility located in South Londonderry Township, **Lebanon County** to the receiving waters named Conewago Creek.

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

NPDES Permit No. PAG043573. Sewerage. **Stacy D. and John T. McCarthy, Sr.**, R. D. 1, Box 1647, New Freedom, PA 17349 is authorized to discharge from a facility located in Shrewsbury Township, **York County** to an unnamed tributary to Deer Creek.

NPDES Permit No. PA0087611. Sewerage. **Richfield Area Joint Authority**, P. O. Box 204, Richfield, PA 17086 is authorized to discharge from a facility located in Monroe Township, **Juniata County** to the receiving waters named West Branch Mahantango Creek.

Permit No. 2197413. Sewerage. **Silver Spring Township Authority**, 6475 Carlisle Pike, Mechanicsburg, PA 17055. Construction of sewers and appurtenances in Silver Spring Township, **Cumberland County**.

Permit No. 3497401. Sewerage. **Richfield Area Joint Authority**, P. O. Box 204, Richfield, PA 17086. Construction of sewers and appurtenances in Monroe Township, **Juniata County**.

Permit No. 6797408. Sewerage. **Stacy D. and John T. McCarthy, Sr.**, R. D. 1, Box 1647, New Freedom, PA 17349. Construction of sewage treatment facilities in Shrewsbury Township, **York County**.

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

Permit No. 2685407-Amendment No. 1. Sewerage, **Fairchance-Georges Joint Municipal Sewage Authority**, 125 West Church Street, Fairchance, PA 51436. Expansion of a Sewage Treatment Plant located in the Township of Georges, **Fayette County** to serve the Fairchance-Georges STP.

Permit No. 6397406. Sewerage, **North Strabane Township Municipal Authority**, 1929 B Route 519 South, Canonsburg, PA 15317-5007. Construction of Gravity Sewers and Appurtenances located in the Township of North Strabane, **Washington County** to serve the Racetrace Road Interceptor Extension to serve portions of Meadowbrook Phase III and IV.

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

NPDES Permit No. PA0033260. Sewage. **Karavoula, Inc.**, 1138 Candy Lane, Erie, PA 16505 is authorized to discharge from a facility located in Fairview Township, **Erie County** to an unnamed tributary to Brandy Run.

NPDES Permit No. PA0035289. Sewage. **Glen Lakes Estates**, 6315 Forbes Avenue, Pittsburgh, PA 15217 is authorized to discharge from a facility located in Pine Township, **Mercer County** to an unnamed tributary to Wolf Creek.

WQM Permit No. 2597421. Sewage. **City of Erie**, 626 State Street, Room 400, Erie, PA 16501-1128. This project is for the installation of interceptor relief sewers titled Manor Drive, East-Side and West-Side Interceptor Relief Sewers in the City of Erie, **Erie County**.

WQM Permit No. 4397201. Industrial waste. **Caparo Steel Company**, 15 Roemer Boulevard, Farrell, PA 16121. This project is for the construction and operation of the wastewater cooling and recycling system at the Hot Strip Mill Reheat Furnaces in Farrell, **Mercer County**.

WQM Permit No. 4397202. Industrial waste. **Caparo Steel Company**, 15 Roemer Boulevard, Farrell, PA 16121. This project is for the construction and operation of the wastewater recycle and treatment systems at the Continuous Caster in Farrell, **Mercer County**.

WQM Permit No. 3397408. Sewage. **Falls Creek Borough Municipal Authority**, P. O. Box 418, 117 Taylor Avenue, Falls Creek, PA 15840. This project is for the construction and operation of a wastewater treatment system to serve Falls Creek Borough and Washington Township, **Jefferson County** and Sandy Creek Township, **Clearfield County**.

WQM Permit No. 2597423. Sewage. **Borough of North East**, 58 East Main Street, North East, PA 16428. This project is for plans to construct a final clarifier and sludge pumping station at the Site I wastewater treatment plant in the Borough of North East, **Erie County**.

WQM Permit No. 1097410. Sewage. **Best Oil, Inc.**, 2939 Saw Mill Run Boulevard, Pittsburgh, PA 15227. This project is for the construction and operation of a sewage treatment facility to serve a travel center in Muddy Creek Township, **Butler County**.

INDIVIDUAL PERMITS

(PAS)

The following approvals for coverage under NPDES Individual Permit for Discharge of Stormwater from Construction Activities have been issued.

These actions of the Department of Environmental Protection (Department) may be appealed to the Environmental Hearing Board (Board), Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483, by any aggrieved person under 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). Appeals must be filed with the Board within 30 days from the date of this issue of the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Department's regulations governing practice and procedure before the Board may be obtained from the Board.

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10-G289	Koon Steel, Inc. 2092 West Main Street Norristown, PA 19404	East Coventry Twp. Chester County	Unnamed Tributary to Schuylkill River
PAS10-G292	Maplewood Development Corp. Lejeune Properties, Inc. 134 John Thomas Drive Exton, PA 19341	West Nantmeal Twp. Chester County	Unnamed Tributary of East Branch Brandywine Creek

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

PAS-10-M074-1. Individual NPDES. **Whitetail Land Partnership, L. P.**, 13805 Blairs Valley Road, Mercersburg, PA 17236. To Implement an Erosion and Sedimentation Control Plan for the construction of additional ski slopes, trailside villages and a golf course for the expansion of the existing Whitetail Resort on 971 acres in Montgomery Township, **Franklin County**. The project is located along Blairs Valley Road (T-310) about 1 mile north of the PA-MD boundary line (Clean Spring, MD-PA Quadrangle N: 20.4 inches; W: 8.0 inches). Drainage will be to unnamed tributary to Licking Creek, Lanes Run and Little Conococheague 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 the Commonwealth. The approval for coverage under these general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in the general permit; (2) General Permit(s) for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania. The approval of coverage for land application of sewage sludge or residential septage under these general permits is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices, and other conditions set forth in the respective general permit. The Department of Environmental Protection approves the following coverages under the specified General Permit.

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

The application and related documents, effluent limitations, permitting requirements and other information are

on file and may be inspected and arrangement made for copying at the contact office noted.

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

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

General Permit Type—4 PAG 2

*Facility Location
County and
Municipality*

<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>
Tyrone Township Adams County	PAR-10-0062	Knouse Foods Cooperative, Inc. P. O. Box 709 53 East Hanover Street Biglerville, PA 17307	Bermudian Creek	Adams County CCD 57 N. Fifth St. Gettysburg, PA 17325 (717) 334-0636
Bonneauville Borough Adams County	PAR-10-0041-R	Meyer & Meyer Partnership 1566 Black Rock Road Hanover, PA 17301	Littles Run	Adams County CCD 57 N. Fifth St. Gettysburg, PA 17325 (717) 334-0636
Bedford Township Bedford County	PAR-10-0431	Penn Detroit Diesel P. O. Box 147 Route 220 North Bedford, PA 15522	Raystown Branch	Bedford CCD 702 West Pitt Street Suite 4 Bedford, PA 15009 (814) 623-6706
Laureldale Borough Berks County	PAR-10-C0195	Yuasa Exide Inc. Warehouse Exp. Yuasa Exide Inc. P. O. Box 14145 2400 Bernville Road Reading, PA 19612-4145	Bernhart Creek	Berks CCD P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533 (610) 372-4657
Centre Township Centerport Borough Berks County	PAR-10-C191	Blue Ribbon Farms Glenn Sandritter, President 1988 Corp. Inc./P. O. Box 439 Blandon, PA 19510	Irish Creek	Berks CCD P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533 (610) 372-4657
Spring Township Sinking Spring Borough Berks County	PAR-10-C200	Oakview Estates Phase 2 Gerhard Riethmuller 82 Eagle Rock Way Montclair, NJ 07042	Cacoosing Creek	Berks CCD P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533 (610) 372-4657

<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>
East Pennsboro Township Cumberland County	PAR-10-H146	Logins Run Associates 2151 Linglestown Road Harrisburg, PA 17110	Holtz Run	Cumberland CCD 43 Brookwood Avenue Suite 4 Carlisle, PA 17013 (717) 240-7812
Hampden Township Cumberland County	PAR-10-H142	Mt. Zion Associates 20 Erford Road Lemoyne, PA 17043	Sears Run	Cumberland CCD 43 Brookwood Avenue Suite 4 Carlisle, PA 17013 (717) 240-7812
Greene Township Franklin County	PAR-10-M145	Scot-Greene Estates, Inc. 3218 Philadelphia Ave. Chambersburg, PA 17201	Conococheague Creek	Franklin CCD 550 Cleveland Avenue Chambersburg, PA 17201 (717) 264-8074
East Hanover Township Lebanon County	PAR-10-P066	Military Instruction Barracks Wiley Road and Bellamy Ave. Fort Indiantown Gap, Annville	UNT Aires Run	Lebanon CCD 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3377
East Hanover Township Lebanon County	PAR-10-P067	PA Arng Military Educational Fac. Service Road and Wiley Road Fort Indiantown Gap, Annville	UNT Aires Run	Lebanon CCD 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3377
Dover Township York County	PAR-10-Y044-R	Norman Berman Golden Villas at Honey Run P. O. Box 3688 York, PA 17402	Little Conewago Creek	York CCD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
West Manchester Township York County	PAR-10-Y090-R	Costas G. Skouras Shiloh Farms 1700 Rainbow Circle York, PA 17407	Little Conewago Creek	York CCD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Heidelberg Township York County	PAR-10-Y212-R	Warehime Enterprises Inc. Evans Development II 251 Frederick Street Hanover, PA 17331	UNT to Oil Creek	York CCD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Manchester Township York County	PAR-10-Y210-R	BL & B Associates Penvale Square 550 East King Street York, PA 17403	UNT to Codorus Creek	York CCD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
East Manchester Township York County	PAR-10-Y036-R	Asbury Pointe LTD Asbury Pointe 135 North George Street York, PA 17401	Codorus Creek	York CCD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Lower Windsor Township York County	PAR-10-Y230-R	John Fox Barshinger Road Property 60 South Pin Oak Drive Boiling Springs, PA	Beaver Creek	York CCD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Snyder County Beavertown Borough Beavertown Township	PAR105911R	Earle and Edna L. Chubb Beaver Tale Development 105 10th Ave. Selinsgrove, PA 17870	Wetzel Run	Snyder CCD 403 W. Market St. Middleburg, PA 17842 (717) 837-0085

<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>
Lawrence County Wilmington Township	PAR103719-R	Farmers Dairy Food, Inc. Farmers Cheese Wastewater Treatment Facility R. R. 1 P. O. Box 111B New Wilmington, PA 16142	Shenango River	Lawrence Conservation District Lawrence Co. Government Ctr. 430 Court Street New Castle, PA 16101-3593 (412) 652-4512
Lehigh County N. Whitehall Township	PAR10Q014-R	Jake Arner Box 600 Lehighton, PA 18235-0600	Rockdale Creek	Lehigh CD (610) 391-9583
Lehigh County Upper Milford Twp.	PAR10Q028-R	Sophie Gerhard 3910 Larkspur Drive Allentown, PA 18103	Indian Creek	Lehigh CD (610) 391-9583
Lehigh County N. Whitehall Township	PAR10Q082-R	Lehigh Farm & Home Management Box 501 Lehighton, PA 18235	Lehigh River	Lehigh CD (610) 391-9583
Luzerne County Hazle Township	PAR10R134	Humboldt Ind. Park Lot 55A Hazle Township Oak Ridge Road Hazle Township	Tomhicken Creek	Luzerne CD (717) 674-7991
Luzerne County Jenkins Township	PAR10R131	OSM 40(1354) 101.1 Old Boston	Lampblack Creek	Luzerne CD (717) 674-7991
Luzerne County Hanover Township	PAR10R136	Mericle Properties Lots 20, 21, 22 600 Baltimore Dr. Wilkes-Barre, PA 18702	Warrior Creek	Luzerne CD (717) 674-7991
Northampton County L. Nazareth Township	PAR10U071-1	Wegmans Food Market, Inc. 1500 Brooks Ave. Rochester, NY 14624	Shoeneck Creek	Northampton CD (610) 746-1971
Newtown Township Delaware County	PAR10-J108	Brandywine Operating Partnership 500 North Gulph Road, Suite 220 King of Prussia, PA 19406	Crum Creek	PA Dept. of Environmental Protection Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Springfield Township Delaware County	PAR10-J109	McKee Properties 900 West Sproul Road Springfield, PA 19064	Crum Creek	PA Dept. of Environmental Protection Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Upper Chichester Township Delaware County	PAR10-J053-R	Cisco Corporation P. O. Box 2184 Boothwyn, PA 19061	Naamans Creek	PA Dept. of Environmental Protection Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131

*General Permit Type—PAG 3**Facility Location
County and
Municipality*Luzerne County
Plains Township*Permit No.*
PAR802234*Applicant Name
and Address*
CNF Transportation Inc.
3240 Hillview Avenue
Palo Alto, CA 94304*Receiving Stream
or Body of Water*
Laurel Run Creek*Contact Office and
Telephone No.*
Northeastern Regional
Office
Water Management
2 Public Square
Wilkes-Barre, PA
18711-0790
(717) 826-2511*General Permit Type PAG—4**Facility Location
County and
Municipality*Lebanon County
Millcreek Township*Permit No.*
PAG043587*Applicant Name
and Address*
Paul C. and E. Flere Bomba
R. D. 2
Denver, PA 17517*Receiving Stream
or Body of Water**Contact Office and
Telephone No.*
DEP—
Southcentral
Room 126
1 Ararat Boulevard
Harrisburg, PA 17110
(717) 657-4590*General Permit Type PAG—8**Facility Location
County and
Municipality*East Hempfield
Township
Lancaster County*Permit No.*
PAG-08-3509*Applicant Name
and Address*
Kline's Services, Inc.
5 Holland Street
P. O. Box 626
Salunga, PA 17538*Receiving Stream
or Body of Water*
N/A*Contact Office and
Telephone No.*
DEP
Southcentral Region
1 Ararat Boulevard
Harrisburg, PA 17110
(717) 657-4590*General Permit Type—PAG 9**Facility Location
County and
Municipality*Letterkenny Township
Franklin County*Permit No.*
PAG-09-3510*Applicant Name
and Address*
Chamberlin Septic Service
7703 Upper Horse Valley
Road
Upper Strasburg, PA 17265*Receiving Stream
or Body of Water*
N/A*Contact Office and
Telephone No.*
DEP
Southcentral Region
1 Ararat Boulevard
Harrisburg, PA 17110
(717) 657-4590**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, One Ararat Boulevard, Harrisburg,
PA 17110.**Location: Maiden creek Township, Berks County,
P. O. Box 529, Blandon, PA 19510-0529. The approved
plan provides for expansion of an existing sewage treat-
ment plant from .45 mgd to 1.1 mgd. The purpose of the
expansion is to provide additional treatment capacity for
future new land development and for "fill in" development
within the existing sewer service area. The expanded
facility will continue to discharge to Willow Creek. Phase
II of the Township Plan is to be submitted to the
Department within 9 months and will address the non-
sewer service areas of the Township. 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.*Southwest Regional Office, Water Management Program
Manager, 400 Waterfront Drive, Pittsburgh, PA 15222,
(412) 442-4000.**Location: Sunnydale Gardens Mobile Home Park
right (northside of SR 0819, 0.7 mile west of the intersec-
tion of SR 0819 and SR 0119), East Huntingdon Town-
ship, Westmoreland County.**Project Description: Approval of a revision to the Offi-
cial Sewage Facility Plan of East Huntingdon Township,
Westmoreland County. Project involves the construction of
a sewage treatment facility to serve the proposed 80 lot
Sunnydale Gardens Mobile Home Park. Treated effluent
will be discharged to an unnamed tributary of Jacobs
Creek.***SAFE DRINKING WATER****Actions taken under the Pennsylvania Safe Drink-
ing Water Act (35 P. S. §§ 721.1—721.17).**

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

Permit No. 6396502. Public Water Supply. **Pennsylvania-American Water Company**, 800 West Hershey Park Drive, P. O. Box 888, Hershey, PA 17033. *Type of Facility:* Booster pump station (Cross Creek). *Permit to Operate Issued:* January 20, 1998.

Permit No. 6598506-T1. Public Water Supply. **Cary E. and Lori L. Ruffner**, d/b/a Little Acres Mobile Home Park, 701 Vincent Drive, North Huntingdon, PA 15642. *Type of Facility:* Transfer from Loughner's Mobile Manor. *Permit to Operate Issued:* January 20, 1998.

Permit No. 0288502-T1. Public Water Supply. **Municipal Authority of Westmoreland County**, P. O. Box 730, Greensburg, PA 15601. *Type of Facility:* Mosside pump station and booster chlorination. *Permit to Operate Issued:* January 20, 1998.

Permit No. 0292505-T1. Public Water Supply. **Municipal Authority of Westmoreland County**, P. O. Box 730, Greensburg, PA 15601. *Type of Facility:* Ice Plant Hill pump station. *Permit to Operate Issued:* January 20, 1998.

Permit No. 6227-T1. Public Water Supply. **Municipal Authority of Westmoreland County**, P. O. Box 730, Greensburg, PA 15601. *Type of Facility:* North Versailles Township distribution system, 162,000 gallon Naser #1 Storage Tank and the 540,000 gallon Greensburg Pike Tank. *Permit to Operate Issued:* January 20, 1998.

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

A. 4410166MA2. The Department issued an operating permit to **Foxcroft Manor MHP** (P. O. Box 438, Montoursville, PA 17754, Muncy Creek Township, **Lycoming County**) for operation of a 3,000 gallon storage tank and associated booster pumps.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 3

The following final reports were submitted under the Land Recycling and Environmental Standards Act (35 P. S. §§ 6026.101—6026.908).

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of any final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed, and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

For further information concerning the final report, please contact the Environmental Cleanup Program in the Department's Regional Office under which the notice

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

The Department has received the following reports:

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

Smartbuys Store, Borough of Mifflinburg, **Union County**. Timothy Burkett on behalf of his client Giles Wickham, R. D. 3, Box 45A, Sunbury, PA 17801 has submitted a Final Report addressing soil and groundwater contaminated with lead and BTEX. The report is intended to document remediation of the site to meet the Statewide health standard.

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

Graham Packaging Facility, 33 Memorial Drive, Oil City, PA 16301, **Venango County**, Oil City Township, has submitted a Final Report to remediate soil. The site has been found to be contaminated with Lead. The report is intended to document remediation of the site to meet the Statewide health standard. A summary of the Final Report was reported to have been published in the *Derrick Newspaper* on December 9, 1997.

AIR POLLUTION

OPERATING PERMITS

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

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

23-329-003A: Haverford College (370 Lancaster Avenue, Haverford, PA 19041) issued January 30, 1998, for two Emergency Generators in Haverford Township, **Delaware County**.

AQ-SE-0004: New Hope Crushed Stone (P. O. Box 248, New Hope, PA 18938) issued January 12, 1998, for portable Stone Crushing Plant in Solebury Township, **Bucks County**.

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

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

GP-43-182: Wheatland Tube Co. (1 Council Avenue, Wheatland, PA 16161) for a natural gas fired boiler in Wheatland Borough, **Mercer 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.

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

PA-61-193A: National Fuel Gas Supply Corp. (P. O. Box 2081, Erie, PA 16512) issued January 15, 1998, for the construction of a natural gas compressor station in Mineral Township, **Venango County**.

PA-42-176A: Allegheny MDF Ltd. Partnership (Hutchins Road, Kane, PA 16735) issued January 22, 1998, for the construction of a standby gas fired hot oil heater in Sargeant Township, **McKean County**.

24-313-132A: Carbone of America Corp. (215 Stackpole Street, St. Marys, PA 15857) issued January 15, 1998, for the installation of a jet mill in St. Marys, **Elk County**.

REASONABLY AVAILABLE CONTROL TECHNOLOGY (RACT)

Administrative Amendment of Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations for an Operating Permit to comply with 25 Pa. Code § 127.450 for Reasonable Available Control Technology.

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

OP-46-0035: SmithKline Beecham Pharmaceuticals (709 Swedeland Road, King of Prussia, PA 19034) amended January 23, 1998, for Facility NOx/VOC sources in Upper Gwynedd Township, **Montgomery County**.

OP-09-0008: Tavo Packaging, Inc. (2 Canal Street, Penn-Warner Industrial Park, Fairless Hills, PA 19030) revised January 22, 1998, for Facility VOC/NOx in Fairless Hills Township, **Bucks County**.

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

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

OP-46-0060: Department of Public Welfare (1001 Sterigere Street, Norristown, PA 19401) issued January 21, 1998, for the operation of Facility NOx Sources in Norristown Township, **Montgomery County**.

OP-46-0082: Stabilus (92 County Line Road, Colmar, PA 18915) issued January 22, 1998, for Synthetic Minor VOC Facility in Colmar Township, **Montgomery 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. §§ 4401—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

Coal Applications Issued:

32930101. Kent Coal Mining Company (P. O. Box 729, Indiana, PA 15701), commencement, operation and restoration of bituminous strip mine renewal for reclamation, only in Center Township, **Indiana County**, affecting 120.8 acres, receiving stream unnamed tributaries to Yellow Creek, application received January 26, 1998, permit issued January 28, 1998.

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

26920401. Coolspring Mining, Inc. (P. O. Box 1328, Uniontown, PA 15401). Permit revised to add nine acres for underground mining at a noncoal surface mining site located in North Union Township, **Fayette County**, affecting 60.6 acres. Receiving streams: unnamed tributary to Coolspring Run, to Shutes Run, to Cove Run, to Redstone Creek, to the Monongahela River. Application received: September 25, 1997. Revision issued: January 21, 1998.

03920107R. McKay Coal Co., Inc. (R. D. 2, Templeton, PA 16259-9211). Permit renewed for continued reclamation only of a bituminous surface mine located in Mahoning Township, **Armstrong County**, affecting 26.5 acres. Receiving streams: unnamed tributary to Cathcart Run. Application received: November 19, 1997. Renewal issued: January 21, 1998.

30850103R. Patriot Mining Co., Inc. (P. O. Box 4360, Star City, WV 26505). Permit renewed for continued reclamation only of a bituminous surface mine located in Greene Township, **Greene County**, affecting 127.4 acres. Receiving streams: unnamed tributary to Whiteley Creek. Application received: November 7, 1997. Renewal issued: January 21, 1998.

02920103R. KMP Associates, Inc. (301 Salt Street, Saltsburg, PA 15681). Renewal issued for continued reclamation only of a bituminous surface mine located in Plum Township, **Allegheny County**, affecting 30 acres. Receiving streams: Little Plum Creek and an unnamed tributary to Little Plum Creek to Plum Creek. Application received: November 13, 1997. Renewal issued: January 21, 1998.

030930104R. Dutch Run Coal Co., Inc. (R. R. 2, Box 366, Shelocta, PA 15774). Renewal issued for continued reclamation only of a bituminous surface mine located in Plumcreek Township, **Armstrong County**, affecting 7.7 acres. Receiving streams: Dutch Run and Plum Creek. Application received: December 10, 1997. Renewal issued: January 22, 1998.

03920109R. Thomas J. Smith, Inc. (R. R. 1, Box 260D, Shelocta, PA 15774-9641). Renewal issued for con-

tinued reclamation only of a bituminous surface/auger mine located in Plumcreek Township, **Armstrong County**, affecting 37.7 acres. Receiving streams: Plum Creek. Application received: December 10, 1997. Renewal issued: January 22, 1998.

65880102R. Fairex Coal Company (R. D. 1, Box 264-D, Ligonier, PA 15658). Renewal issued for continued reclamation only of a bituminous surface mine located in Ligonier Township, **Westmoreland County**, affecting 85.2 acres. Receiving streams: unnamed tributary to Mill Creek and unnamed tributary to Loyalhanna Creek. Application received: December 10, 1997. Renewal issued: January 22, 1998.

McMurray District Office

03901304. TJS Mining, Inc., (R. D. 1, Box 260D, Shelocta, PA 15774), to revise the permit for the Darmac No. 3 in Plumcreek Township, **Armstrong County** to add permit and subsidence control plan boundary, no additional discharges. Permit issued January 15, 1998.

32971302. Rosebud Mining Company, (R. D. 9, Box 379A, Kittanning, PA 16201), to operate the Parker Mine in Washington Township, **Indiana County** to Unnamed Tributary to Dutch Run. Permit issued January 15, 1998.

65921602. Mon 70 Transloading, (P. O. Box 256, Belle Vernon, PA 15012), to renew the permit for the Mon 70 site in Rostraver Township, **Westmoreland County**, no additional discharges. Permit issued January 15, 1998.

32850701. Mears Enterprises, Inc., (P. O. Box 157, Clymer, PA 15728), to renew the permit for the Clymer Refuse Disposal Site in Cherryhill Township, **Indiana County**, no additional discharges. Permit issued January 21, 1998.

56821304. Quemahoning Collieries, Inc., (P. O. Box 955, Somerset, PA 15501), to renew the permit for the Quemahoning Mine No. 1 in Quemahoning Township, **Somerset County**, reclamation only, no additional discharges. Permit issued January 21, 1998.

33971301. Doverspike Brothers Coal Co., (R. D. 4, Box 271, Punxsutawney, PA 15767), to operate the Dora No. 8 Mine in Perry Township, **Jefferson County**, new underground mine, Mahoning Creek. Permit issued January 28, 1998.

56841604. Genesis Inc. dba Meadow Run Genesis Inc., (P. O. Box 317, Stoystown, PA 15563), to renew the permit for the Jenner Prep Plant in Jenner Township, **Somerset County** to transfer the permit from Solar Fuel Co. Inc., no additional discharges. Permit issued January 28, 1998.

56841604. Genesis, Inc. dba Meadow Run Genesis, Inc., (P. O. Box 317, Stoystown, PA 15563), to revise the permit for the Jenner Prep Plant in Jenner Township, **Somerset County** to post mining land use, no additional discharges. Permit issued January 28, 1998.

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

54851311R2. R & K Coal Company (278 Main Street, Joliett, PA 17981), renewal of an existing anthracite underground mine operation in Hegins Township, **Schuylkill County** affecting 1.4 acres, receiving stream none. Renewal issued January 28, 1998.

54970103. The Harriman Coal Corporation (P. O. Box 127, Valley View, PA 17983), commencement, operation and restoration of a coal surface mine permit in

Porter Township, **Schuylkill County**, affecting 213.0 acres, receiving stream Wiconisco Creek. Issue date January 30, 1998.

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

Noncoal Permits Issued

5278SM2C. Milestone Materials, Inc. (P. O. Box 231, Easton, PA 18044-0231), renewal of NPDES Permit No. PA0595764 in Lake Township, **Wayne County**, receiving stream unnamed tributary to Middle Creek. Renewal issued January 27, 1998.

22970301. Dauphin Meadows, Inc. (P. O. Box 68, Route 209, Millersburg, PA 17061), commencement, operation and restoration of a noncoal surface mine permit in Washington Township, **Dauphin County**, affecting 52.0 acres, receiving stream Wiconisco Creek. Issue date January 30, 1998.

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

General Small Noncoal Authorizations Granted

50960801. Roy E. and Scott D. Hall (1013 Sandy Hollow Road, New Bloomfield, PA 17068), commencement, operation and restoration of a small quarry operation in Carroll Township, **Perry County** affecting 2.0 acres, receiving stream none. Authorization granted January 28, 1998.

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

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

Any person aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law) to the Environmental Hearing Board, 400 Market Street, Second Floor, Rachel Carson State Office Building, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, 1 (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of the written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

Permits Issued and Actions on 401 Certification

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

E45-336. Encroachment. **Lester G. Abeloff**, 4005 Glenbrook Road, Stroudsburg, PA 18360. To regrade, stabilize and maintain approximately 50 feet of the channel of a tributary to Big Meadow Run and an associated de minimis wetland area, less than or equal to 0.05 acre to obtain site distance for the proposed drive-ways of the Hunters Run Subdivision-Section 2 located on the north side of S. R. 2020 (Clearview Avenue) and Township Road T639 (East Stroudsburg, PA Quadrangle N: 1.6 inches; W: 13.5 inches) in Stroud Township, **Monroe County**.

Permit No. E66-114. Encroachment. **Exeter Township**, P. O. Box 88, Falls, PA 18615-9801. To maintain a single span bridge, having a span of approximately 31 feet and average underclearance of 7.3 feet across White Lock Creek. The project is located along Township Road T336 (Coolbaugh Mountain Road), approximately 0.2 mile south of its intersection with S. R. 0292 (Ransom, PA Quadrangle N: 10.5 inches; W: 15.4 inches) in Exeter Township, **Wyoming County**.

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

E15-564. Encroachment Permit. **Koons Steel, Inc.**, 2092 West Main Street, Norristown, PA 19404. To construct and maintain an outfall structure along the northern bank of an unnamed tributary to Schuylkill River (HQ, TSF). This structure will accommodate a 30-inch diameter corrugated plastic pipe culvert, and includes a concrete endwall and rip-rap energy dissipater. The culvert will convey stormwater flow into the tributary from the proposed Koons Steel, Inc. detention basin, and extend beneath Anderson Road. The site is located along the southern side of Anderson Road (T-504) at a point approximately 500 feet northeast of its intersection with Schuylkill Road (S. R. 0724) (Phoenixville, PA Quadrangle N: 15.3 inches; W: 12.9 inches) in East Coventry Township, **Chester 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.

E17-310. Encroachment. **Sandy Township Supervisors**, P. O. Box 267, DuBois, PA 15801-0267. To construct, operate and maintain an enclosure of an unnamed tributary to Beaver Run that will provide access to an industrial development. The work shall consist of constructing the stream enclosure with a 48-inch diameter corrugated metal pipe that will have a length of 150-feet. The project is located along the southern right-of-way of SR 0080 approximately 1.1 miles west of the intersection of SR 0255 and SR 0080 (Sabula, PA Quadrangle N: 1.2 inches; W: 14.7 inches) in Sandy Township, **Clearfield County**.

E17-314. Encroachment. **Sheetz Inc.**, 5700 Sixth Ave., Altoona, PA 16602. To place and maintain "de minimis" fill in a palustrine emergent wetland for the purpose of constructing a commercial development. The site is located on the west side of SR 0879 approximately 0.49 mile south of I-80 interchange (Exit 19) (Clearfield, PA Quadrangle N: 6.1 inches; W: 4.1 inches) in Lawrence Township, **Clearfield County**.

E17-315. Encroachment. **M & G Partnership**, 29 South Jared St., DuBois, PA 15801. To modify, operate and maintain an existing structure and its appurtenances in the floodway of Pentz Run for the expansion of a commercial facility. The modification work shall consist of constructing a 1,025 square foot addition to the existing building that is located along the western right-of-way of SR 0219 approximately 900 feet west of the intersection Jared St. and SR 0219 (DuBois, PA Quadrangle N: 22.1 inches; W: 2.1 inches) in the City of DuBois, **Clearfield County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E41-412. Encroachment. **Sherman C. Mittell, President**, South Williamsport Borough, 329 West Southern Ave., South Williamsport, PA 17701. To construct, operate and maintain a single span bridge to carry pedestrian traffic across Hagermans Run. The bridge shall be constructed with a span of 50-feet, an underclearance of 9-feet and minimum width of 4-feet. The project is located along the western right-of-way of SR 0015 approximately 400-feet southeast of the intersection of Hasting St. and Mountain Ave. (Montoursville, PA Quadrangle N: 19 inches; W: 15.9 inches) in South Williamsport Borough, **Lycoming County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E26-240. Encroachment. **Redstone Township Board of Supervisors**, R. D. 1, Box 211, Grindstone, PA 15442. To construct and maintain a flood protection project in and along 1,200 feet of Dunlap Creek consisting of sediment removal and fill placement. The project is located in the Village of Fairbank (New Salem, PA Quadrangle N: 12.1 inches; W: 14.3 inches) in Redstone Township, **Fayette County**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

E56-281. Encroachment. **Somerset County Commissioners**, 111 East Union Street, Suite 100, Somerset, PA 15501-1543. To repair, operate and maintain the Somerset County Bridge No. 70 (Wolfhope Bridge) having a clear span of 43.7 feet and a maximum underclearance of 14 feet across the Raystown Branch of the Juniata River (CWF) located on T-810 (Club Road) at a point approximately 600 feet north of I-76 (New Baltimore, PA Quadrangle N: 20.6 inches; W: 4.3 inches) in Allegheny Township, **Somerset County**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

E65-679. Encroachment. **Export Borough**, 5821 Washington Avenue, Export, PA 15632. To remove the existing structure and to construct and maintain a single span bridge having a normal span of 20 feet and an underclearance of 3.9 feet across Turtle Creek for the purpose of improving transportation safety and roadway standards. The project is located on Jefferson Street (Slickville, PA Quadrangle N: 7.0 inches; W: 16.0 inches) in the Borough of Export, **Westmoreland County**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

E11-257. Encroachment. **Windber Area Authority**, 1700 Stockholm Avenue, Windber, PA 15963-2061. To operate and maintain a culvert crossing consisting of an 11.5-foot × 7.5-foot corrugated metal pipe arch and an

8-foot corrugated metal pipe constructed under Emergency Permit No. EP1196207 in an unnamed Tributary to Stony Creek for the purpose of providing access to the Windber Area Sewage Treatment Plant (Johnstown, PA Quadrangle N: 1.7 inches; W: 2.2 inches) in Richland Township, **Cambria County**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

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

E20-450. Encroachment. **Vernon Township Sanitary Authority**, 10929 Jackson Avenue, Meadville, PA 16335. To remove the existing Kertown Pump Station building and to construct and maintain a 17-foot-wide by 69-foot-long sewage pump station building in the floodway of French Creek along the west side of Park Row in Vernon Township, Crawford County. To construct and maintain a 12-inch diameter sanitary sewer forcemain across French Creek approximately 500 feet upstream of the Smock Memorial Bridge (S. R. 6/322/19) (Meadville, PA Quadrangle N: 0.3 inch; W: 4.6 inches) located in Vernon Township, **Crawford County**.

E25-550. Encroachment. **Erie Sewer Authority**, 68 Port Access Road, Erie, PA 16507-2202. To construct and maintain a 90-inch diameter reinforced concrete pipe relief outfall structure with rock riprap armor in Lake Erie beginning at the shore near the Erie Wastewater Treatment Plan (Erie North, PA Quadrangle N: 4.1 inches; W: 10.2 inches) and extending a total distance of approximately 7,100 feet into Lake Erie, ending with a diffuser (Erie North, PA Quadrangle N: 5.9 inches; W: 6.8 inches). The structure will have an appropriate 8-foot depth of water from the top of the rock armor to the Ordinary Low Water Elevation of 569.2 feet and will occupy a maximum of approximately 7.4 acres of the bed of Lake Erie located in the City of Erie, **Erie County**.

E25-559. Encroachment. **City of Erie**, 626 State Street, Room 400, Erie, PA 16501-1128. To construct and maintain an 84-inch diameter sewer line across the top of the existing Mill Creek Tube stream enclosure including modification to the enclosure for the West Side Interceptor Relief Sewer located at the intersection of Wallace Street and East Front Street (Erie North, PA Quadrangle N: 2.4 inches; W: 10.55 inches) located in the City of Erie, **Erie County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E33-190. Encroachment. **Jefferson County Commissioners**, Jefferson Place, 155 Main Street, Brookville, PA 15825. To remove the existing County Bridge No. JC-36 and to install and maintain a concrete box culvert having a 6.096 meter wide by 1.95 meter high waterway opening in Sawmill Run including a de minimis wetland impact on T-632 approximately 61 meters west of S. R. 3021 (Punxsutawney, PA Quadrangle N: 13.7 inches; W: 15.1 inches) located in Young Township, **Jefferson County**.

E62-333. Encroachment. **PA Department of Transportation, District 1-0**, 1140 Liberty Street, Franklin, PA 16323. To remove the existing bridge and to install and maintain a concrete box culvert having 20-foot wide by 5-foot high waterway opening in Sill Run on S. R. 2012, Segment 0070, Offset 2634 approximately 250 feet west of S. R. 3005 (Warren, PA Quadrangle N: 13.9 inches; W: 8.8 inches) located in Pleasant Township, **Warren County**.

E62-334. Encroachment. **Sugar Grove Township Supervisors**, R. R. 4, Box 205, Sugar Grove, PA 16350. To

operate and maintain twin 50-foot long, 7-foot, 8-inch diameter steel culverts in Stillwater Creek on T-587 (Dobson Road) approximately 0.5 mile north of S. R. 957 (Sugar Grove, PA Quadrangle N: 20.6 inches; W: 8.5 inches) located in Sugar Grove, **Warren County**.

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.

Northwest Regional Office, Regional Program Manager, Water Supply Management, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6899.

Permits Issued

Permit No. WA 43-30B. Water allocation. **Borough of Sharpville**, 1 South Walnut Street, Sharpville, PA 16150-2222. Grants the applicant's right to increase their water allocation from 1.0 mgd to 1.5 mgd to meet the projected water needs of the Borough. Water will continue to be withdrawn from the Shenango River. The Borough of Sharpville is located along the Shenango River in **Mercer County**, PA. *Type of Facility:* Borough. *Consulting Engineer:* Jose Toledo, P. E., Morris Knowles & Associates, Inc., 103 Smithfield Street, Pittsburgh, PA 15222. *Permit Issued:* January 26, 1998.

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

WA18-220-A. The Department issued a Water Allocation to **Borough of Renovo** (Borough Building, 5th Street, Renovo, PA 17764, Renovo Borough, Clinton County) which granted the right to withdraw up to a maximum of 420,000 gallons per day from Paddy's Run, located in Chapman Township, **Clinton County**.

SPECIAL NOTICES

Public Hearing Notice

102/NPDES/Stormwater

The Department of Environmental Protection (DEP) Water Management Program will be holding a fact-finding hearing on the following Stormwater NPDES permit application Jonathan Thir, Matthews Run, PAS10-G298.

The hearing is scheduled for March 17, 1998 at 1:30 p.m. at Chester County Conservation District Office, Government Services Center, Conference Room 380, 601 Westtown Road, West Chester, PA 19382-4519, Chester County. The hearing is being held to solicit pertinent comments on this application. The application is for stormwater construction activities, with a discharge to the French Creek Watershed. A copy of this application is available for review in the Southeast Regional Office's Record Management Section, (610) 832-6268. Those interested in reviewing the application should call to schedule a date to review the file. The project sponsor is Jonathan Thir, 20 Keldon Court, Glenmoore, PA 19342.

Comments received will be considered by DEP in completing its review and prior to taking final action concerning the application. The hearing will not be a question and answer session.

Anyone intending to make a presentation at the hearing should submit written notice to the Regional Man-

ager, Water Management Program at the above address. The notice should include your name, address and phone number, whether you are opposed or in favor of the project and a brief statement about your presentation. Comments should be kept brief and, depending on the number of speakers, may be limited to 10 minutes per speaker. Where groups are represented, a spokesperson is requested to present the group's concerns. Anyone wishing to present written material directly to DEP may do so within 30 days following the hearing.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodations to participate in the proceedings should contact Sharon Moore, at (610) 832-6073. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

Certification to Perform Radon-Related Activities in Pennsylvania

In the month of January 1998, the Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act (63 P. S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed below to perform radon-related activities in Pennsylvania. The period of certification is 2 years. For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P. O. Box 8469, Harrisburg, PA 17105-8469, 1-800-23RADON.

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Dennis Flaherty	1297 Old Meadow Road Pittsburgh, PA 15241	Testing
Harold Beers H. E. Beers, Co.	1601 North Front Street Harrisburg, PA 17102	Mitigation
Paul Helmstaedter	913 Stratford Court Cranberry Township, PA 16066	Testing
Matthew Hodges Hodges Environmental Technology	2040 State Street East Petersburg, PA 17520	Testing
Daniel Jones	223 Trevor Street Connellsville, PA 15425	Testing
Joseph Kelly	156 Chapel Drive Virgenville, PA 19564	Testing
Timothy McDaniel	716 Wyandotte Street Bethlehem, PA 18015	Testing
Myron Sonkin N. I. Radon/GlobeSpec, Inc.	402 E. Roosevelt Rd., Suite 102 Wheaton, IL 60187	Testing
RSSI	6312 West Oakton Street Morton Grove, IL 60053	Laboratory
Ahmad Samadi	490 West Telner Street Philadelphia, PA 19118	Testing
David Scholtz	P. O. Box 118 Effort, PA 18330	Laboratory
Georgiana Simchick	P. O. Box 136 Johnsonburg, PA 15845	Testing
James Tillery	2843 North Front Street Harrisburg, PA 17110	Testing

[Pa.B. Doc. No. 98-260. Filed for public inspection February 13, 1998, 9:00 a.m.]

Air Quality Technical Advisory Committee (AQTAC); Schedule of 1998 Meetings

The Air Quality Technical Advisory Committee announces its schedule of 1998 meetings. The meetings will be held at the Rachel Carson State Office Building in Harrisburg at 9:30 a.m. Dates and locations are as follows:

March 19	2nd Floor Training Room
May 29	Room 105
July 23	Room 105
September 25	Room 105
November 19	Room 105

Questions concerning this schedule or agenda items can be directed to Terry Black at (717) 772-2030 or e-mail at

Black.Terry@a1.dep.state.pa.us. This schedule and an agenda for each meeting will be available through the Public Participation Center on DEP's World Wide Web site at <http://www.dep.state.pa.us>.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Terry Black directly at (717) 772-2030 or through the Pennsylvania AT&T Relay Service at (800) 654-5984(TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-261. Filed for public inspection February 13, 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 "June 1997 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 be adding its revised documents to the Web throughout 1997.

Ordering Paper Copies of DEP Technical Guidance

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

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

Changes to Technical Guidance Documents

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

Final Technical Guidance—New Guidance

DEP ID: 562-2504-312 Title: Surety Reclamation of Bond Forfeiture Sites Description: Outlines procedures for the evaluation of reclamation proposals submitted under the provisions of Act 43 of 1966. Effective Date: December 31, 1997 Page Length: 5 pages Location: Vol 12, Tab 20a Contact: Evan Shuster at (717) 787-7846

Final Technical Guidance—Substantive Revision

DEP ID: 381-5500-001 Title: Guidance for Reviewing Capital Grants for Construction Description: Establishes rational and reasonable guidance to promote quality, timely and consistent recommendations by DEP staff evaluating proposals for capital grants. Effective Date: February 2, 1998 Page Length: 31 pages Location: Vol 27, Tab 05 Contact: Joseph Hoffman at (717) 787-5017.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-262. Filed for public inspection February 13, 1998, 9:00 a.m.]

DEPARTMENT OF HEALTH

Renal Disease Advisory Committee Public Meeting

The Renal Disease Advisory Committee, established by section 4 of the act of June 23, 1970 (P. L. 419, No. 140) (35 P. S. § 6204), will hold a public meeting on Friday, February 27, 1998.

The meeting will be held in Room 812, Health and Welfare Building, Harrisburg, PA from 10 a.m. to 3 p.m.

For additional information, contact Jane E. Renaut, Director of the Chronic Renal Disease Program, Division of Special Health Care Needs at (717) 787-9772.

Persons with a disability who desire to attend the meeting and require an auxiliary aid, service or other accommodation to do so, should contact the Chronic Renal Disease Program at (717) 787-9772. TDD: (717) 783-6514/ Network TDD: 8-443-6514.

DANIEL F. HOFFMANN,
Secretary

[Pa.B. Doc. No. 98-263. Filed for public inspection February 13, 1998, 9:00 a.m.]

DEPARTMENT OF REVENUE

Cigarette Sales and Licensing Notice

Under section 227-A of the Fiscal Code (72 P. S. § 227-A) (relating to administration powers and duties), the Department hereby announces the lowest cost of the stamping agent, wholesaler and retailer, respectively, effective upon publication of this notice, as follows:

	<i>Premium Brands</i>	<i>Generic Brands</i>
	<i>(a.k.a Kings & Regulars)</i>	
Cost of the Stamping Agent (for sales to wholesalers)	\$16.44	\$13.74
Cost of the Wholesaler (for sales to retailers)	\$17.10	\$14.29
Cost of the Retailer (for sales to retail customers)	\$18.13	\$15.15

The Department considers these costs as presumptive minimum costs. Cigarette stamping agents, wholesalers and retailers are prohibited from selling cigarettes at a price lower than their respective presumptive minimum costs. These costs are listed on a per carton basis, 10 packs of cigarettes per carton, 20 cigarettes per pack. To determine the presumptive minimum price per pack of cigarettes, one should divide the costs listed above by ten and round off to the next higher cent. For example, the presumptive minimum price of a pack of cigarettes sold by a retailer to a consumer is \$1.82 for premium brands (\$18.13/10), \$1.52 for generic brands (\$15.15/10).

Cigarette dealers who either sell cigarettes under a different packaging setup (that is, eight packs per carton) or sell cigarettes that do not qualify as premium or generic brands (that is, sub-generic, foreign or specialty cigarettes) as described above are prohibited from selling cigarettes at a price lower than the cost of the stamping agent, cost of the wholesaler, or cost of the retailer, respectively, as further defined and explained in the Department's cigarette tax regulations, 61 Pa. Code Article III.

Cigarette dealers wishing to prove a cost different from the Department's presumptive costs stated above must follow the procedures listed under 61 Pa. Code, Chapter 76 (relating to unfair sales of cigarettes).

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 98-264. Filed for public inspection February 13, 1998, 9:00 a.m.]

Wild Card Lotto

In accordance with the authority set forth in 61 Pa. Code § 817.118(l) and (i)(5) (relating to determination of prize winners), the Department, by public notice, is amending the Wild Card Lotto game by adding an additional prize category; modifying the percent of the winnings pool allocated to each prize and paying all prizes payable to the first place prize category winners as a one time cash payment. These amendments will be effective for Wild Card Lotto drawings beginning February 24, 1998.

The additional prize category will allow a player to win a \$1 fixed prize if the player selects six numbered squares all in the same game panel which match three of the winning numbers drawn for the game in which the ticket is participating.

The modification of the percent of the winnings pool allocated to each prize category will result in the parimutuel prize to be awarded to an owner of an apparent winning ticket to be determined as follows:

<i>Tickets Containing the Following, In One Single Lettered Game Grid</i>	<i>Prize Category</i>	<i>Percent (%) of Winnings Pool Allocated to Prize Category</i>
All Six Winning Numbers	First Prize	74.17% After Deduction of Seventh Prize
Five Winning Numbers Plus The Wild Card Number	Second Prize	4.305% After Deduction of Seventh Prize
Five Winning Numbers	Third Prize	4.305% After Deduction of Seventh Prize
Four Winning Numbers Plus The Wild Card Number	Fourth Prize	4.305% After Deduction of Seventh Prize
Four Winning Numbers	Fifth Prize	8.61% After Deduction of Seventh Prize
Three Winning Numbers Plus The Wild Card Number	Sixth Prize	4.305% After Deduction of Seventh Prize
Three winning numbers	Seventh Prize	\$1 Fixed

The modification of the percent of the winnings pool allocated to each prize category will result in the probability of winning and distribution of the parimutuel prize pool as follows:

<i>Number of Winning Numbers Selected By Player</i>	<i>Probability of Winning Per Ticket</i>	<i>Probability of Winning Per Play</i>	<i>Distributions of Payment Prize Pool</i>
6 of 6	1:6,135,756	1:12,271,512	74.17% After Deduction of Seventh Prize
5 of 6 Plus Wild Card	1:1,022,626	1:2,045,252	4.305% After Deduction of Seventh Prize
5 of 6	1:24,942	1:49,884	4.305% After Deduction of Seventh Prize
4 of 6 Plus Wild Card	1:9,976.5	1:19,954	4.305% After Deduction of Seventh Prize
4 of 6	1:498.8	1:998	8.61% After Deduction of Seventh Prize
3 of 6 Plus Wild Card	1:374	1:748	4.305% After Deduction of Seventh Prize
3 of 6	1:29	1:58	\$1 Fixed

The amendment to pay all prizes payable to the first place prize category winners as a one time cash payment results in all individual ticket prize payments for the first, second, third, fourth, fifth, sixth and seventh prize categories to be paid entirely in cash.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 98-265. Filed for public inspection February 13, 1998, 9:00 a.m.]

The following property is available for sale by the Department.

A parcel of unimproved land located in Radnor Township, Delaware County. Vacant land was formerly identified as 113 Burnside Road, Villanova, PA 19085 and consists of 19,973.0sf more or less or Parcel #21 on the highway plan. Department has determined that land is no longer needed for present and future transportation purposes. Appraised value is \$22,000.00.

Interested public entities are invited to express their interest in purchasing this site within thirty (30) calendar days from the date of publication of this notice to Mr. Andrew Warren, District Administrator-Transportation, District 0600, 200 Radnor-Chester Road, St. Davids, PA 19087-5178, ATTENTION: Matthew J. Kulpa, Jr., Real Estate Technician, King of Prussia Annex, Telephone No.: (610)768-3101.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-266. Filed for public inspection February 13, 1998, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Contemplated Sale of Land No Longer Needed for Transportation Purposes

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

Finding Montgomery County

Pursuant to the provisions of 71 P. S. Section 2002(b), the Secretary of Transportation makes the following written finding:

The Department of Transportation plans to rehabilitate S. R. 0029, Gravel Pike, between the Village of Rahns and the Borough of Schwenksville in Perkiomen Township, Montgomery County. The project involves reconstructing the existing roadway, constructing paved shoulders, milling the existing roadway surface and overlaying the roadway and shoulders. The project also involves replacing a box culvert and signalizing the intersection of S. R. 0029 and S. R. 0073 near Schwenksville Borough. Guide rail and drainage updates will also be included. This project will require the acquisition of strip right-of-way from the Paul Naxes House in the Rahns Historic District and from the National Register Eligible Ott's Greenhouse. The effect of this project on the Paul Naxes House and the Ott's Greenhouse Properties will be mitigated by the following measures to minimize harm to the resources.

1. All roadway work will remain in the already disturbed berm adjacent to the historic properties.

2. All existing features such as walls and fences will remain undisturbed except for the relocation of approximately 10 feet of a wooden fence in front of the Paul Naxes House in the Village of Rahns.

3. Where appropriate, a concrete curb will be placed on the roadway side of the stone walls in order to protect them.

4. Guide rail will be placed in-situ in some areas with minor extensions in other areas.

5. All disturbed vegetation will be restored upon completion of construction.

I have considered the environmental, economic, social, and other effects of the proposed project as enumerated in Section 2002 of the Administrative Code, and have concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize such effect.

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

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-267. Filed for public inspection February 13, 1998, 9:00 a.m.]

Training Certification of Municipal Police Officers

The Department of Transportation, Bureau of Maintenance and Operations, under the provisions of Section 4704(f) of the Vehicle Code (75 Pa.C.S. § 4704(f)), certifies the following municipal police officers have successfully completed the training prescribed by the Department of Transportation and are hereby certified as "Qualified Commonwealth Employees" as defined in Section 4102 of the Vehicle Code (75 Pa.C.S. § 4102) for the calendar year ending December 31, 1998. Accordingly, local police so qualified are authorized to conduct systematic vehicle inspections of any vehicle, driver, documents, equipment and load and enforce any law or regulation pertaining to same.

Donald F. Airey	Falls Township, Bucks County
Donald K. Alspaugh	Littlestown Borough, Adams County
Guy R. Antolick	Mahanoy City, Schuylkill County
Thomas J. Augustin	Lower Makefield Township, Bucks County
Timothy J. Biggins	Cumberland Township, Adams County
Nicholas L. Bolognese	Cumru Township, Berks County
Larry A. Bonazza	Smith Township, Washington County
Joseph P. Bowers	Exeter Township, Berks County
Paul M. Bradbury	Lower Providence Township, Montgomery County
Dennis C. Brillhart	North Codorus Township, York County
John E. Burlett	Edgeworth Borough, Allegheny County
William C. Camlin	West Goshen Township, Chester County
Dennis W. Cassel, Jr.	Robeson Township, Berks County
Steven M. Chieffo	Pottstown, Montgomery County
Neil P. Coll	East Pennsboro Township, Cumberland County
Richard J. Creese	Baden Borough, Beaver County
Edward E. Cross	Leet Township, Allegheny County
David W. Danley	Claysville Borough, Washington County
Alfred D. DeCarbo	Union Township, Lawrence County
Russell L. Devens	Dallas Borough, Luzerne County
Donald E. D'Ginto	Uwchlan Township, Chester County
Thomas P. Donaldson	Franklin Township, Butler County
David D. Dunlap	Montgomeryville Township, Montgomery County
Robert D. Eberly	Muhlenberg Township, Berks County
David M. Faulkner	East Whiteland Township, Chester County
Stephen A. Ferri	Lower Makefield Township, Bucks County
Stephen E. Forman	Middletown Township, Bucks County
Todd A. Fox	Colebrookdale District, Berks County
Larry P. Geist	Fleetwood, Berks County

Thomas J. Glenn	Allegheny County, Allegheny County	Brian Markovchick	West Hazleton, Luzerne County
Thomas G. Goodfellow, Jr.	Tyrone, Blair County	Michael G. Marshall	Wright Township, Luzerne County
David J. Greeley	Highspire Borough, Dauphin County	T. A. Marshall	Edgeworth Borough, Allegheny County
Gregory S. Gruber	Whitehall Township, Lehigh County	Jerry J. Martin	Richland Township, Cambria County
Andrew J. Hansen	Latimore Township-York Springs, Adams County	Kenneth F. Massey	Upper Chichester Township, Delaware County
Ronald G. Harvey	Monroeville, Allegheny County	F. Allan Mauger, Jr.	Uwchlan Township, Chester County
Roger Heins	Northeastern Berks Regional, Berks County	Steven Mawhinney	Bristol Township, Bucks County
Kenneth M. Henry	Mount Joy Township, Lancaster County	John McCarthy	Montgomery Township, Montgomery County
Patrick N. Hinds	West Manchester Township, York County	Dale V. McClure	Uwchlan Township, Chester County
Leonard R. Hoffer	Windsor Township, York County	Michael P. McGonigle	Lehigh Township, Northampton County
Joseph Huth	Washington Township, Westmoreland County	Douglas G. McKinney	Gettysburg Borough, Adams County
Frank J. Keegan	West Whiteland Township, Chester County	Robert F. McNally	Tinicum Township, Bucks County
Robert S. Keen, Jr.	State College Borough, Centre County	Gary R. Metzger	Lancaster City, Lancaster County
Troy A. Keenhold	Walnutport, Northampton County	Paul F. Miller, Jr.	Cumru Township, Berks County
Thomas E. Keirn	Richland Township, Cambria County	Robert F. Miller	Hilltown Township, Bucks County
Craig A. Kelly	Fairview Township, York County	Ronald Miller	Monroeville, Allegheny County
Luke J. Kelly	West Norriton, Montgomery County	Ronald A. Mohl	Leesport Borough, Berks County
Steven D. Kingsborough	Middlesex Township, Cumberland County	Joseph L. Montemurro	Aleppo Township, Allegheny County
Joel W. Klinedinst	Northeastern Regional, York County	John J. Mullner	Northampton Borough, Northampton County
John E. Krieg	Meshoppen Borough, Wyoming County	Christopher L. Neidert	Exeter Township, Berks County
William D. Leighty	East Cocalico Township, Lancaster County	Shawn P. Nihen	Coaldale, Schuylkill County
Gerard M. Lindenlauf	New Garden Township, Chester County	Allan J. Nocera	Shenango Township, Lawrence County
Robert L. Lockcuff	Shamokin Dam, Snyder Township	R. Scott Ohs	State College Borough, Centre County
James D. Loder	Exeter Township, Berks County	Vince Pacifico	Phoenixville, Chester County
Joseph Logic	Parkesburg Borough, Chester County	James A. Papale, Jr.	Lower Windsor Township, York County
Michael W. Lubold	Middletown Township, Bucks County	David M. Pavelko	Butler Township, Luzerne County
Peter H. Lunn	Upper Chichester Township, Delaware County	Mark N. Pellicciotti	Birdsboro, Berks County
Jeffrey A. Lutz	Pocono Mountain Regional, Monroe County	Lawrence L. Pence	East Brandywine Township, Chester County
Richard J. Manko	Sewickley, Allegheny County	Joseph W. Pennisi	Walnutport, Northampton County
		John R. Pioth	Monroeville, Allegheny County

Jeffery D. Potteiger	Silver Spring Township, Cumberland County	Matthew R. Watts	West Hills Regional, Cambria County
Dwight R. Robison, Jr.	Penn Township, York County	Gary West	Moore Township, North- ampton County
Richard J. Rocco	Newberry Township, York County	James L. Wetzel	Franklin, Venango County
Keith S. Roehm	West Manchester Township, York County	Todd W. Williams	Richland Township, Cambria County
Michael P. Ruane	Benton Area, Columbia County	Daniel E. Wilson	East Whiteland Township, Chester County
Larry Runk	Gettysburg Borough, Adams County	Troy L. Wiser	Mount Holly Springs Bor- ough, Cumberland County
Donald J. Rusnak	Mount Joy Borough, Lancaster County	Timothy Woll	Cumru Township, Berks County
James R. Sadler	Silver Spring Township, Cumberland County	Joseph P. Yatsko	Jackson Township, York County
Christopher M. Sam	Wyomissing Borough, Berks County	Ronald L. Yocum, Jr.	Shoemakersville Borough, Berks County
Robert P. Schaeffer	Schuylkill Haven Borough, Schuylkill County	John Zielinski	Easton, Northampton County
Edwin J. Schneider	West Manheim Township, York County	The Department of Transportation, from time to time, during the calendar year, will publish addenda to the listing of Qualified Commonwealth Employees as the same become certified.	
Robert G. Schortemeyer	Middletown Borough, Dau- phin County	Comments, suggestions, or questions may be directed to Daniel R. Smyser, P.E., Chief, Motor Carrier Division, Bureau of Maintenance and Operations, P. O. Box 8210, Harrisburg, PA 17105-8210, telephone number (717)787- 7445.	
Ronald H. Shank	Manheim Borough, Lancaster County	BRADLEY L. MALLORY <i>Secretary</i>	
Barry L. Sherman	Middlesex Township, Cum- berland County	[Pa.B. Doc. No. 98-268. Filed for public inspection February 13, 1998, 9:00 a.m.]	
Donald S. Siekerman	Mechanicsburg Borough, Cumberland County	<hr/>	
Jay P. Smith	Newberry Township, York County	INDEPENDENT REGULATORY REVIEW COMMISSION	
R. G. Smith	Middlesex Township, Cum- berland County	Actions Taken by the Commission	
Thomas R. Smith	Aleppo Township, Allegheny County	The Independent Regulatory Review Commission met publicly at 11 a.m., Thursday, January 29, 1998, and took the following actions:	
Jeffrey A. Snyder	Hampden Township, Cumber- land County	<i>Regulations Approved</i>	
Stuart A. Spencer	East Pennsboro Township, Cumberland County	Insurance Department # 11-130: Notice of Increase in Premium and Midterm Cancellation or Nonrenewal of Policies (amends 31 Pa Code Chapter 113 Subchapter G)	
Kenneth P. Stephens, Jr.	Whitehall Township, Lehigh County	Insurance Department # 11-148 Credit Life Insurance, Credit Accident and Health Insurance and Credit Unem- ployment Insurance (amends 31 Pa Code Chapters 71 and 73)	
Brian K. Strand	Bern Township, Berks County	Department of Revenue # 15-371 Tax Amnesty Pro- gram; Further Examination of Books and Records (amends 61 Pa Code by deleting existing § 6.22 and adding § 8a.1 to Chapter 8a.)	
Timothy A. Stringer	Ferguson Township, Centre County	<i>Regulations Deemed Approved under section 5(g) of the Regulatory Review Act — Effective January 27, 1998.</i>	
Sean Stuber	Bushkill Township, North- ampton County	Insurance Department #11-141: Miscellaneous (deletes 31 Pa. Code §§ 137.2—137.4)	
Scott Sundquist	East Hempfield Township, Lancaster County	<hr/>	
John K. Trindle	Falls Township, Bucks County		
Bill P. Van Etten	Township of Spring, Berks County		
Arthur G. Vogel	Rostraver Township, West- moreland County		
Henry P. Ward	Falls Township, Bucks County		

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

Public Meeting held
January 29, 1998

Insurance Department—Notices of Increase in Premium and Midterm Cancellation or Nonrenewal of Policies; Doc. No. 11-130

Order

On August 29, 1996, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Insurance Department (Department). This rulemaking amends 31 Pa. Code Chapter 113 Subchapter G. The statutory authority for the regulation is found in section 9 of the Act of July 3, 1986 (P. L. 396, No. 86) (act) (40 P. S. § 3409), as amended by Act 10 of 1995 (Act 10). The proposed regulation was published in the September 14, 1996 edition of the *Pennsylvania Bulletin*, with a 30-day public comment period. The final-form regulation was submitted to the Commission on January 5, 1998.

These amendments address problems that have occurred with cancellations and nonrenewals of commercial property and casualty insurance policies. In addition, they modify the existing regulation to be consistent with the amendments made by Act 10.

Amendments include reducing the time period for providing advance notice of intent to increase premiums for commercial policies from 60 days to 30 days. Also, consistent with Act 10, the current requirement that insurers provide insureds with an estimate of premiums at least 30 days prior to the renewal date of the insurance policy is eliminated.

The Department improved the clarity of the final-form regulation by revising the definition of commercial property and casualty risk insurance. The Department also added a new definition of personal risk insurance to help distinguish the two basic categories of risk insurance.

We have reviewed this regulation and find it to be in the public interest. Benefits to affected commercial property and casualty insurers and agents include having to provide only one notice of premium increases to policyholders instead of two. This change is estimated to reduce costs for the insurance industry by approximately \$2.2 million annually. Policyholders will be protected because they will continue to receive advance notice of premium increases.

Therefore, It Is Ordered That:

1. Regulation No. 11-130 from the Insurance Department, as submitted to the Commission on January 5, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

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

Public Meeting held
January 29, 1998

Insurance Department—Credit Life Insurance, Credit Accident and Health Insurance and Credit Unemployment Insurance; Doc. No. 11-148

Order

On July 23, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Insurance Department (Department). This rulemaking amends 31 Pa. Code Chapters 71 and 73. The authority for this regulation is found in Section 12 of the Model Act for the Regulation of Credit Life Insurance and Credit Accident and Health Insurance (40 P. S. § 1007.12) and Sections 641(b) and (b.1) of the Insurance Department Act of 1921 (40 P. S. § 281(b) and (b.1)). The proposed regulation was published in the August 2, 1997 edition of the *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on January 5, 1998.

The Department is proposing to delete Chapter 71 relating to general provisions and amend Chapter 73 relating to credit life insurance, credit accident and health insurance, and credit unemployment insurance. The Department notes that Chapters 71 and 73 have become outdated and incomplete as the nature and type of credit transactions and resulting credit insurance coverages have evolved. To keep up with the changing nature of credit insurance, the Department has issued various notices and directives to provide direction to the credit insurance industry. The proposed regulation codifies these notices and reflects the provisions of the Model Act for the Regulation of Credit Life Insurance and Credit Accident and Health Insurance and the Insurance Department Act of 1921.

We have reviewed this regulation and find it to be in the public interest. The proposal will provide necessary updates to the Department's credit insurance regulations.

Therefore, It Is Ordered That:

1. Regulation No. 11-148 from the Insurance Department, as submitted to the Commission on January 5, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

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

Public Meeting held
January 29, 1998

Department of Revenue—Tax Amnesty Program; Further Examination of Books and Records; Doc. No. 15-371

Order

On September 13, 1995, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Revenue (Department). This rulemaking amends 61 Pa. Code by deleting existing Section 6.22 Further examination of books and records and adding Section 8a.1 Further examination of books and records, to Chapter 8a. Enforcement. This rulemaking also amends similar language in Section 35.1 Tax examinations and assessments to avoid conflict or confusion with Section 8a.1. The authority for this regulation is 72 P. S. § 9915-A. The proposed regulation was published in the September 23, 1995 *Pennsylvania Bulletin* with a 30-day public comment period. A final-form regulation was submitted to the Commission on October 22, 1997, and was disapproved by the Commission on November 20, 1997. The Department submitted a modified final-form regulation to the Commission on January 5, 1998.

Public Meeting held
January 29, 1998

This regulation provides for examination of all books, papers and records of a taxpayer to verify the accuracy and completeness of any tax return filed by the taxpayer or to assess any tax owed to the Commonwealth if no tax return has been filed by the taxpayer. Included in the provisions of this regulation is the use of "statistical sampling" and "block sampling" in "test audits" under certain circumstances to establish the liability of a taxpayer.

The Department has already adopted regulations which are the subject matter of this proposed rulemaking. Section 22 of Act 21 of June 30, 1995 (Act 21) (P. L. 139, No. 21) contains the Tax Amnesty Program for which the Legislature allowed the Department to adopt regulations without going through the regulatory review process. In conjunction with implementation of the Tax Amnesty Program, and working within the time constraints of Act 21, the Department added Section 6.22 Further examination of books and records. The proposed regulation, upon which the Commission expressed strong concerns, was identical to the tax amnesty program regulation at Section 6.22. The Department intends to delete Section 6.22 of its regulations when the final-form version of Section 8a.1 is approved.

We have reviewed this modified final-form regulation and find it to be in the public interest. The original proposal by the Department in 1995 contained vague procedures the Department would use. As a result, the Commission commented extensively on the proposed rulemaking. On November 20, 1997, the Commission unanimously disapproved the final-form regulation submitted by the Department citing a lack of standards an audit must meet, optional consideration of factors rather than binding consideration, and some other clarity issues. The regulation submitted to the Commission on January 5, 1998, is a significant improvement over the original proposal submitted in 1995. The Department has added definitions of the terms used in the regulation. The Department clarified the scope of the regulation. The Department delineated factors the Department will consider in determining the audit method to use. The Department added provisions which provide guidance on the procedures used for statistical sampling, including allowing the taxpayer an option to increase the size of the sample. The test audit plan will be reviewed with the taxpayer prior to an audit, including an explanation that the taxpayer may request an increase in sample size. The Department will review audit findings and calculations with the taxpayer, including procedures for processing, assessing, and appealing of audit findings. Finally, the statutory basis for a taxpayer to appeal was added to the regulation. The Department's response to our concerns has resulted in a modified final-form regulation that meets the criteria of the Regulatory Review Act.

Therefore, It is Ordered That:

1. Regulation No. 15-371 from the Department of Revenue, as submitted to the Commission on January 5, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

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

Insurance Department—Miscellaneous; Doc. No. 11-141

Order

On March 31, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Insurance Department (Insurance). This rulemaking deletes 31 Pa. Code §§ 137.2—137.4. The authority for this regulation is sections 206, 506, 1501 and 1502 of The Administrative Code of 1929 (71 P. S. §§ 66, 186, 411 and 412). The proposed regulation was published in the April 12, 1997 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on January 5, 1998.

This regulation will delete existing provisions that duplicate policies and requirements found elsewhere in State or Federal laws and regulations. It repeals 31 Pa. Code Chapter 137 which is entitled "Miscellaneous."

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

Therefore:

The Commission will notify the Legislative Reference Bureau that Regulation No. 11-141 from the Insurance Department, as submitted to the Commission on January 5, 1998, was deemed approved under section 5(g) of the Regulatory Review Act on January 27, 1998.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 98-269. Filed for public inspection February 13, 1998, 9:00 a.m.]

Notice of Filing of Final-Form Rulemakings

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

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
19-1	Department of Corrections State Correctional Institutions and Facilities	01/29/98

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 98-270. Filed for public inspection February 13, 1998, 9:00 a.m.]

INSURANCE DEPARTMENT

Continuing Education Advisory Board Guidelines and 1998 Continuing Education Advisory Board Members

1. Name

The Pennsylvania Continuing Education Advisory Board shall be referred to as the Advisory Board.

2. Purpose

The Advisory Board serves the following purposes:

- Periodically makes recommendations to the Commissioner regarding the development of criteria for awarding a contract for the administration of continuing education.
- Offers guidance regarding approval or disapproval of courses, credit hours, qualifications of course sponsors and instructors.
- Makes recommendations as liaison with the NAIC task force on continuing education.
- Recommends changes to the continuing education regulation.
- Reviews appeals by course sponsors and instructors whose courses or qualifications were not approved by the Department and make recommendations to the Commissioner to aid the Commissioner in reaching a final decision on the appeal.
- Offers guidance on any other matters that the Commissioner requests.

3. Operational Year

The Advisory Board will operate on a yearly basis from January 1 through December 31.

4. Membership

A. Total Number of Members

The Advisory Board will consist of no more than 15 organizations and individuals but not less than 13 organizations and individuals.

B. Composition of Advisory Board

1) Appointments made to the Advisory Board will follow these basic requirements:

- a) Individual representation
 - 3 Individual agent/broker at large
- b) Organizational representation:
 - 3 Statewide agent associations
 - 3 companies or company associations
 - 3 nonprofit educational organizations
 - 1 for-profit educational provider of continuing education courses

2) The Insurance Department shall have a permanent representative on the Advisory Board as an ex-officio nonvoting member.

C. Contact Person

For organizations, the appointment to the Advisory Board is the organization, not the individual. Each organization is to identify a contact person for matters referring to the Advisory Board's activity. This contact person shall be responsible for receiving and distributing all communication pertaining to Advisory Board business within its organization.

D. Compensation for Advisory Board Members

Members on the Advisory Board receive no compensation or reimbursement of expenses.

5. Appointment Process

A. Identification of Advisory Board Members

1) Initial members of the Advisory Board shall be appointed by the Commissioner in accordance with section 4(B).

2) All requests or nominations for an appointment are to be sent to the Department which will forward them to the Chair of the Advisory Board. The Advisory Board will review the requests and make recommendations on appointments to the Commissioner.

B. Recommendations to the Commissioner

The Advisory Board is to send all requests with the Advisory Board's recommendations to the Commissioner annually by November 1st.

C. Timeline for Consideration and Appointments

The Advisory Board will review all requests at its regularly scheduled quarterly meetings. The Advisory Board will forward recommendations to the Commissioner who will make the final appointments which will become effective with the beginning of the Advisory Board's operational year (January 1st).

D. Criteria Form

A criteria form will be used for prospective Advisory Board Members to request an appointment.

6. Term

A. Appointment/Term

Members shall serve a term of 3 years, except as provided in sections 7.B or 7.C.

B. Initial Staggering of Terms

During the initial period of appointment, one-third of the Members shall have a term of 1 year, expiring December 31, 1998; one-third of the Members shall have a term of 2 years, expiring December 31, 1999; and the remainder of the Members shall have a term of 3 years, expiring December 31, 2000; the for profit continuing education provider will serve for 2 years.

7. Vacancies

A. Unexpired Term

Vacancies on the Advisory Board shall be filled by the Commissioner for the unexpired portion of the current term. Insofar as practical, a vacancy shall be filled by an organization or individual of the same category (for example, agent association, company or company associations, nonprofit educational organizations and for-profit educational provider) as the Member leaving the Advisory Board.

B. Resignation of Advisory Board Member

A Member who does not attend two (2) consecutive or four (4) total regular meetings of the Advisory Board during a term of appointment shall be deemed to have resigned from the Board and a vacancy will thereby be declared.

C. Termination of License or Organization

An organization appointed to the Advisory Board which has ceased to exist, or an individual appointee who no

longer is licensed to sell insurance in the Commonwealth of Pennsylvania is deemed to have resigned and a vacancy is thereby declared.

8. Meetings

A. Annual Meeting

The Advisory Board shall meet annually for its organizational meeting in July of each year.

B. Regular Meetings

The Advisory Board may provide for the date, time and place of additional regular quarterly meetings to be held throughout the year.

C. Special Meetings

Special Meetings may be called by the Chair. Additionally, any four members may petition the Chair to call a special meeting if no regular meeting is scheduled to be held within the next 30 days, whereupon said special meeting shall be called.

D. Minutes

The Secretary of the Advisory Board, or another Member appointed by the Chair to act on behalf of the Secretary, at each annual, regular or special meeting shall take and report minutes to Members of all actions taken and topics discussed at the meetings. Minutes of the previous meeting and an agenda for the forthcoming meeting shall be provided with each meeting notice provided for in section 10.

E. Robert's Rules

The Board may promulgate or adopt, as it deems necessary, rules of procedure governing the conduct of its annual, regular and special meetings. To the extent possible, it is the intention of the Board to conduct meetings in an informal manner. At such times, however, as formal procedures are deemed necessary, the Board will be governed by the provisions of the current edition of *Robert's Rules of Order*.

9. Notice of Meetings

Notice of all annual, regular and special meetings shall be sent to each individual and organization serving as a Member of the Advisory Board. Each notice shall state the purpose of the meeting and identify any proposed changes to rules or procedures that will be considered at said meeting. Any meeting notice shall be given by first class mail or facsimile at least 14 days prior to the date of the meeting. The 14-day notice period shall commence on the date of mailing of the notice.

10. Quorum

Fifty-one percent of the members shall constitute a quorum for the transaction of any business or the exercise of regular powers of the Advisory Board.

11. Officers and Duties

A. General

The Advisory Board shall elect annually, from among its members at the annual meeting, a Chair, Vice Chair and Recording Secretary, to serve 1-year terms or until their successors are elected and assume office. Officers may serve unlimited consecutive terms.

B. Chair

The Chair shall preside at all annual, regular and special meetings and discharge other duties incidental to the office or as the Advisory Board may require. The Chair shall further serve as principal liaison between the

Advisory Board and the Commissioner and the Commissioner's Representative to the Advisory Board.

C. Vice Chair

The Vice Chair shall, in the event the Chair is unavailable, assume the duties of the Chair.

D. Recording Secretary

The Recording Secretary shall:

- issue all notices of annual, regular and special meetings;
- record the minutes of the meetings; and
- discharge other duties as may be incidental to the office of Recording Secretary and as the Advisory Board may direct.

12. Terms of Office and Vacancies

A vacancy in the office of Chair, Vice Chair or Recording Secretary is declared when the individual or organization filling the office resigns from the office or is no longer eligible to be a member of the Advisory Board. A vacancy will be filled by election at the earlier of the next annual, regular or special meeting of the Advisory Board. The individual or organization selected will serve in that position until the next annual organizational meeting of the Advisory Board.

13. Voting

A. General

For purposes of establishing a quorum and conducting votes on matters of the Advisory Board, each member organization and each individual member not representing an organization shall be entitled to one vote, no matter how many individuals may attend who are affiliated with an organization. The Chair shall retain the right to vote on all issues.

B. Procedure

Except as provided under section 18, the Advisory Board shall act by simple majority vote. Any proposal or motion shall be carried if a quorum is present and the proposed receives an affirmative vote of a majority of the quorum at a duly constituted annual, regular or special meeting.

C. Proxy Votes

For purposes of establishing a quorum and for conducting business of the Advisory Board, no proxy votes shall be permitted. All votes must be cast in person by the duly acknowledged representative of a member organization or by a person specifically appointed by the Commissioner to the Advisory Board.

14. Committees

The Advisory Board or Chair may establish standing and special committees and subcommittees as may be necessary to discharge the duties of this Advisory Board. Committees, subcommittees and the members thereof are subject to reappointment and affirmation at each annual organizational meeting.

15. Appeal Procedures

31 Pa. Code § 39.22(c) provides: If the Commissioner or the Commissioner's delegate determines that a course sponsor application or the qualifications for courses and instructors do not meet the requirements of this chapter, the appellant may request the Advisory Board to review the Commissioner's or Commissioner's delegate's decision. Following the review, the Advisory Board will make its recommendations to the Commissioner. The Commis-

sioner will consider the recommendations of the Advisory Board in reaching a final decision.

The Advisory Board adopts the following procedures for the purpose of considering the petitions of aggrieved parties.

A. Appeal Format

The appeal shall be in writing from the aggrieved party. The appeal letter shall clearly state the reasons why the disapproval was not proper under 31 Pa. Code Chapter 39. The appellant should include all supporting documentation that was presented with the filing.

B. To Whom Addressed

The appeal shall be addressed to: The Continuing Education Advisory Board, c/o The Pennsylvania Insurance Commissioner, Insurance Department, 1300 Strawberry Square, Harrisburg, PA 17120

C. Distribution to the Advisory Board

The Commissioner or the Commissioner's delegate shall forward the appeal, including a copy of the determination as provided to the appellant and any supplemental documentation considered in the Commissioner's determination to the Chair of the Advisory Board within 14 days of receipt of the appeal.

D. Time Line for Consideration

The Chair of the Advisory Board shall determine whether additional information is needed in order to perform a review. If additional information is needed the party holding the necessary information shall submit it to the Advisory Board within 10 days of the Board's request.

The appeal shall be considered by the Advisory Board no later than at its next regular meeting.

E. Personal Appearance/Presentation

Personal appearances of an appellant before the Advisory Board shall be at the discretion of the Advisory Board. All requests for a personal appearance shall be reviewed and approved by the Chair.

F. Executive Session for Consideration

An executive session of the Advisory Board shall be called to review and discuss the appeal.

G. Participation

The executive session shall consist of one representative per member organization and any individuals appointed by the Commissioner. The Department's representative may not participate in any executive session that is being held for the purpose of reviewing an appeal. Any member that is an appellant in a matter being reviewed in the executive session may not participate in the review of that particular matter.

H. Recommendation

Upon completion of the executive session, the Advisory Board shall vote on the appeal. Only Board members shall have voting authority in all appeals. A majority of those present shall constitute a quorum.

I. Presentation of Recommendation to Commissioner

The Chair shall provide a written report of the recommendation of the Advisory Board to the Commissioner within 15 days of the Advisory Board's meeting. A copy of the report shall be provided to the appellant. All documentation shall be given to the Commissioner.

J. Records

The Insurance Department shall be responsible for all records forwarded from the Advisory Board.

16. Reports from the Insurance Department

At each regular meeting, the Insurance Department shall report on all relevant items affecting the Advisory Board, its charges, these procedures and the continuing education regulations.

17. Amendment to Procedures

Amendment to these procedures may be made by the Advisory Board. Any proposed changes must be submitted to the Advisory Board members at least 20 days in advance of any meeting as an agenda item. A vote of 2/3 of a quorum is necessary for adoption of any proposal.

Any approved changes may only become effective upon the Commissioner's approval.

18. Authority of Board Members

The Advisory Board shall recommend and offer guidance to the Commissioner on issues relating to continuing education. The Commissioner is not bound by the Advisory Board's recommendations. Sole decision making authority shall rest with the Insurance Commissioner and not the Advisory Board.

BOARD MEMBERS

Agents

Audette T. Gelinis
Gelinis Associates, Inc.
Boiling Springs, PA 17007-0100
1-Year Term

Michael L. Malloy, CPCU
Mellon Insurance Agency
Pittsburgh, PA 15258-0001
2-Year Term

George Lopata, CLU
Greek Catholic Union of the USA
Beaver, PA 15009-9513
3-Year Term

Nonprofit CE Providers

Robert G. Potalivo
Preferred Institute of Educational Services
Erie, PA 16504
1-Year Term

James F. Fryer
AICPCU/IIA
Malvern, PA 19355-0716
2-Year Term

Burton T. Beam, Jr.
The American College
Bryn Mawr, PA 19010
3-Year Term

For Profit CE Provider

Frank M. Cimino
Wise Education, Inc.
Southampton, PA 18966
2-Year Term

Department Representative

Lisa Forry, Director
Bureau of Producer Licensing
Harrisburg, PA 17120

Statewide Agent Associations

Peter Calcara
Professional Insurance Agents Association
Mechanicsburg, PA 17055
1-Year Term

Mark A. Male
Independent Insurance Agents of PA
Harrisburg, PA 17110
2-Year Term

Scott D. Jackson, CAE
PA Association of Life Underwriters
Harrisburg, PA 17101
3-Year Term

Company Associations

Jerry Slothower
Prudential
Camp Hill, PA 17011-5608
1-Year Term

Dennis S. Marlo
PA Association of Community Bankers
Villanova, PA 19085
2-Year Term

Linda Cooper
State Farm
Concordville, PA 19339
3-Year Term

First Meeting

Monday, March 9, 1998

Time

2 p.m. to 4 p.m.

Location

Insurance Department
13th Floor Strawberry Square
Harrisburg, PA 17120

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-271. Filed for public inspection February 13, 1998, 9:00 a.m.]

Jesse Rawls, Sr.; Doc No. AG98-01-022

The hearing is scheduled for March 17, 1998 at 9 a.m., in the Administrative Hearing Office, Suite 200, 901 North Seventh Street, Harrisburg, PA 17102.

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508, 701—704 (relating to The Administrative Agency Law) and 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure).

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

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing, with the Docket Clerk, Insurance Department, Suite 200, 901 North Seventh Street, Harrisburg, PA 17102 on or before March 4, 1998.

A prehearing conference in the Administrative Hearing Office is scheduled for March 4, 1998 at 2 p.m.

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-272. Filed for public inspection February 13, 1998, 9:00 a.m.]

Notice to All Surplus Lines Agents and Interested Parties; Export List of Insurance Coverages

In June 1997, the Insurance Commissioner determined that certain insurance coverages were generally unavailable in the authorized market and declared those coverages as exportable. A list of exportable coverages was published at 27 Pa.B. 2795 (June 7, 1997). Accordingly, for those insurance coverages which are included on the export list, a diligent search among insurers admitted to do business in Pennsylvania is not required before placement of the coverages in the surplus lines market.

The Insurance Commissioner declared that the export list would remain in effect until revised or superseded by a subsequent list.

At this time, the Insurance Commissioner is soliciting comments regarding the current export list. Persons may request in writing that a coverage be added or removed from the list.

Persons wishing to comment on the Insurance Commissioner's current export list are invited to submit a written statement within 30 days from the date of this publication. Each written statement must include sufficient detail and relevant facts to inform the Insurance Department of the exact basis of the statement. Written statements should be directed to Cressinda Bybee, Office of Regulation of Companies, Insurance Department, 1345 Strawberry Square, Harrisburg, PA, 17120, (717) 783-2144, fax (717) 787-8557. After consideration of all comments received, the Commissioner will publish a notice in the *Pennsylvania Bulletin* providing a 15-day opportunity to comment on any proposed changes before formal publication of the revised list.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-273. Filed for public inspection February 13, 1998, 9:00 a.m.]

Rate Filing; Hartford Insurance Company of the Midwest; Personal Automobile Rate Revision

On January 28, 1998, the Insurance Department received from Hartford Insurance Company of the Midwest a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 5.4% decrease amounting to -\$2,446,339 annually, to be effective March 1, 1998 for new business and April 18, 1998 for renewal business.

Unless formal administrative action is taken prior to March 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.

Interested parties are invited to submit written comments, suggestions or objections to Michael W. Burkett, Insurance Department, Office of Rate and Policy Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-274. Filed for public inspection February 13, 1998, 9:00 a.m.]

Rate Filing; TICO Insurance Company; Personal Automobile Rate Revision

On January 29, 1998, the Insurance Department received from TICO Insurance Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 5.1% increase amounting to \$3,460,658 annually, to be effective March 15, 1998.

Unless formal administrative action is taken prior to March 30, 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 of the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Michael W. Burkett, Insurance Department, Office of Rate and Policy Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-275. Filed for public inspection February 13, 1998, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

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

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

Appeal of Julie Depue; file no. 97-121-08580; Allstate Insurance Company; doc. no. P98-01-019; March 11, 1998, at 11 a.m.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representative of the company must bring relevant claims files, documents, photographs, drawings,

witnesses and the like necessary to substantiate the case. The insured must bring any evidence which the insured may want to offer at the hearing. The hearing will be held in accordance with the requirements of sections 9 and 10 of the act (40 P. S. §§ 1008.9 and 1008.10) and 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure).

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

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-276. Filed for public inspection February 13, 1998, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

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

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

Appeal of Howard R. and Wanda L. Quinter; file no. 97-215-36974; State Farm Fire and Casualty Co.; doc. no. PH98-01-025; March 18, 1998, 1 p.m.

Both parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representative of the company must bring relevant claims files and other necessary evidence. The insured must bring all documents, photographs, drawings, witnesses and the like necessary to substantiate the case. The hearing will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law); section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) and the regulations set forth at 31 Pa. Code § 59.7(e) (relating to appeal procedures). Under 31 Pa. Code § 59.7(e)(5), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) unless specific exemption is given.

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

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid, service or other accommodation to partici-

pate in the hearing should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-277. Filed for public inspection February 13, 1998, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board lease will expire:

Northumberland County, Wine & Spirits Shoppe #4902, 53 E. Independence Street, Shamokin, PA 17872-6830.

Lease Expiration Date: August 31, 1998

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,900 net useable square feet of new or existing retail commercial space on Independence Street within the City of Shamokin.

Proposals due: March 6, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board

Location: Bureau of Real Estate, 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. 98-278. Filed for public inspection February 13, 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 March 9, 1998, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

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

A-00114621. Tri-State Emergency Systems, Inc., t/d/b/a Emergycare (1701 Sassafras Street, Erie, Erie County, PA 16502, a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, using both wheelchair accessible and nonwheelchair accessible vehicles, to, from and between medical and medically related facilities in the counties of Erie, Crawford, Warren and Venango, and from points in the said counties to points in Pennsylvania, and return. *Attorney:* Scott L. Wallen, 2222 West Grandview Boulevard, Erie, PA 16506-4508.

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 March 2, 1998.

A-00114626. Starke And Sons, Inc., 511 Hoffman Avenue, Philadelphia, PA 19143

A-00114635. Holstein Transport, Inc., 1402 West High Street, Pottstown, PA 19464.

A-00114636. Robert L. Gast, t/a II Corps, 114 Spring Avenue, Lancaster, PA 17602

A-00114637. Michael C. Barone, t/a Main Line Pet Limo, P. O. Box 1136, Bryn Mawr, PA 19010

A-00113427. Darlene C. Christy, t/a D C Cab, 1301 Frankstown Road, Johnstown, PA 15902; John A. Pillar, 1106 Frick Building, Pittsburgh, PA 15902.

A-00114639. Paul Devlin, t/a Expedited Transport Services, 252 Edmonds Avenue, Northampton, PA 18067.

A-00114638. Philip M. Smith, t/a Smith Trucking, R. D. 2, Box 196, Landisburg, PA 17040.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-279. Filed for public inspection February 13, 1998, 9:00 a.m.]

Water Service Without Hearing

A-213550 F0013. York Water Company. Application of the York Water Company, under section 1102 of the Public Utility Code, for approval of the right to begin to offer or furnish water service to the public in portions of Conewago Township, York County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, Harrisburg, with a copy served on the applicant on or before March 2, 1998, under 52 Pa. Code (relating to public utilities).

Applicant: The York Water Company.

Through and By Counsel: Michael W. Gang, Esquire, Michael W. Hassell, Esquire, Morgan, Lewis & Bockius

LLP, One Commerce Square, 417 Walnut Street, Harrisburg, PA 17101-1904.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-280. Filed for public inspection February 13, 1998, 9:00 a.m.]

PORT OF PITTSBURGH COMMISSION

Request for Proposals

The Port of Pittsburgh Commission requests proposals from qualified contractors to administer a revolving loan program. Interested parties may receive copies of the Request for Proposals by calling the Port of Pittsburgh Commission at (412) 442-5204 and requesting RFP No. PPC-980305. Written proposals will be accepted at the Commission's office at 503 Martindale St., 5th Fl., Pittsburgh, PA 15212 until 1 p.m., Thursday, March 5, 1998.

JAMES R. MCCARVILLE
Executive Director

[Pa.B. Doc. No. 98-281. Filed for public inspection February 13, 1998, 9:00 a.m.]

TURNPIKE COMMISSION

Request for Bids

The Turnpike Commission is requesting sealed bids for Window Replacement, Everett Fare Collection Office & PA State Police Barracks, Bedford County.

Mandatory Site Inspection: February 24, 1998 at 11 a.m., at Everett Fare Collection/State Police Barracks, Milepost 154.2.

Open Date: March 12, 1998 at 11:30 a.m.

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

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-282. Filed for public inspection February 13, 1998, 9:00 a.m.]

Request for Bids

The Turnpike Commission is currently soliciting competitive bids for Facilities Capital Replacement Upgrades and Repair Services in District 4 of the Turnpike. District 4 extends from Milepost 300.00 to 359.00 and Milepost A1.00 to A15.00 in Chester, Montgomery and Bucks Counties in Pennsylvania.

Services under consideration are:

Electrical—Bid Opening March 9, 1998 at 11 a.m.;
General—Bid Opening March 10, 1998 at 11:30 a.m.;
Mechanical—Bid Opening March 11, 1998 at 11:30 a.m.;
Plumbing—Bid Opening March 12, 1998 at 11 a.m.;
Roofing—Bid Opening March 16, 1998 at 11 a.m.

Sealed proposals will be received by the Purchasing Manager for the Turnpike Commission at the Administra-

tion Building (mailing address: P. O. Box 67676, Harrisburg, PA 17106-7676) not later than the times indicated. Bid proposal Forms and Conditions may be obtained, free of charge, by communicating with the Bid Clerk, Purchasing Department (717) 939-9551, Ext. 2830.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-283. Filed for public inspection February 13, 1998, 9:00 a.m.]

Request for Proposals

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

Contract No. 98-012-RF55-C—Roadway Repairs, Between M. P. 109.91, Exit 10 and M. P. 145.50, Exit 11 on the Pennsylvania Turnpike System in Somerset and Bedford Cos., PA

Bid Opening Date—March 18, 1998, 1:30 p.m.

Contract No. 98-012-RU05-C—Roadway Repairs, between M. P. 0.06 at the Pennsylvania and Ohio Border and M. P. 47.73, Exit 5, and between M. P. B- 27.53, Exit 15 and M. P. B- 45.00, Exit 20 on the Pennsylvania Turnpike System and Toll 60 in Lawrence, Beaver, Butler and Allegheny Cos., PA

Bid Opening Date—March 18, 1998, 1 p.m.

Contract No. 98-012-RW16-C—Roadway Repairs, between M. P. 188.59, Exit 14 and M. P. 236.22, Exit 17 on the Pennsylvania Turnpike System in Franklin and Cumberland Cos., PA

Bid Opening Date—March 18, 1998, 2:30 p.m.

Contract No. 98-012-RQ14-C—Roadway Repairs, Between M. P. A-37.31, Exit 33 and M.P. A- 94.45, Exit 37 on the Pennsylvania Turnpike System in Lehigh, Carbon and Luzerne Cos., PA

Bid Opening Date—March 18, 1998, 2 p.m.

Bid Surety—5%

Plans, Specifications and Contract documents will be available and open for public inspection at the Administration Building. Copies may be purchased upon payment of \$25 per set (Do not add State Tax) by check or P. O. Money Order (No Cash) payable to the Pennsylvania Turnpike Commission, Attention: Secretary-Treasurer's Office, P. O. Box 67676, Harrisburg, PA, 17106-7676. No refund for any reason will be made for plans, specifications and contract documents.

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

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

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-284. Filed for public inspection February 13, 1998, 9:00 a.m.]