

NOTICES

COMMISSION ON CRIME AND DELINQUENCY

Drug Control and System Improvement Strategy

The Commission on Crime and Delinquency (PCCD) submitted an FFY-1999 State application for \$20.525 million provided through the Federal Edward Byrne Memorial State and Local Law Enforcement Assistance Formula Grant Program. It is this program which totally supports Pennsylvania's Drug Control and System Improvement (DCSI) Program.

The application, entitled "Pennsylvania's Multi-Year Statewide Drug Control and System Improvement Strategy Update," dated March 1999, identifies the priority program areas that PCCD has designated and the allocation of FFY-1999 DCSI funds anticipated to be available to support these initiatives.

Persons desiring to review and comment on the strategy may submit their requests to the following address: Commission on Crime and Delinquency, Attention: Drug Control and System Improvement Program, P. O. Box 1167, Harrisburg, PA 17108-1167.

JAMES THOMAS,
Executive Director

[Pa.B. Doc. No. 99-967. Filed for public inspection June 18, 1999, 9:00 a.m.]

DELAWARE RIVER BASIN COMMISSION

Commission Meeting and Public Hearing

The Delaware River Basin Commission (Commission) will hold an informal conference and public hearing on Wednesday, June 23, 1999. The hearing will be part of the Commission's regular business meeting. Both the conference and business meeting are open to the public and will be held at the Shawnee Inn, One River Road, Shawnee-on-Delaware, PA.

The conference among the Commissioners and staff will begin at 9 a.m. in the Payett Room and will include a status report on the *Flowing Toward the Future* workshops and discussions of the Flow Management Technical Advisory Committee's flow needs Basinwide reconnaissance proposal and coordinated drought response.

In addition to the subjects summarized as follows which are scheduled for public hearing at the 10:30 a.m. business meeting in the Pearsall-Patterson Room, the Commission will also address the following: Minutes of the April 28, 1999 business meeting; announcements; report on Basin hydrologic conditions; reports by the Executive Director and General Counsel; and public dialogue. The Commission will also consider resolutions to: amend the Ground Water Protected Area Regulations for Southeastern Pennsylvania; advertise a Basinwide flow needs reconnaissance request for proposal; amend the Commission's Administrative Manual: By-laws, Management and Personnel to establish flex time schedules for Commission staff; contract for design and construction

of a barrier-free restroom; authorize an agreement with USEPA concerning its Energy Star building partnership; and elect Commission offices of Chair, Vice Chair and Second Vice Chair for the year commencing July 1, 1999.

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. *Riverton Country Club D-85-10 Renewal* 2. An application for the renewal of a groundwater withdrawal project to supply up to 6 million gallons (mg)/30 days of water to the applicant's golf course irrigation system from Well Nos. 1A and 2. Commission approval on April 26, 1989, was extended to 10 years. The applicant requests that the total withdrawal from all wells remain limited to 6 mg/30 days. The project is located in Cinnaminson Township, Burlington County, NJ.

2. *Green Waltz Water Company D-98-55 CP*. An application for approval of a groundwater withdrawal project to supply up to 11.7 mg/30 days of water for bulk water hauling to bottling plants from the redevelopment of existing Well No. 1. The project is located in Washington Township, Northampton County, PA.

3. *Dan Schantz Farm & Greenhouses D-99-14*. An application for approval of a groundwater withdrawal project to supply up to 3.45 mg/30 days of water to the applicant's nursery from Well Nos. PW-1, PW-3, PW-4, PW-5, PW-6, PW-7 and PW-8, and to limit the withdrawal from all wells to 3.45 mg/30 days. The project is located in Lower Milford Township, Lehigh County in the South-eastern Pennsylvania Ground Water Protected Area.

4. *Harmony Sand & Gravel, Inc. D-99-16*. An application for approval of a groundwater withdrawal project to supply up to 6.5 mg/30 days of water to the applicant's sand and gravel washing operation from Well No. 1, and to limit the withdrawal from all wells to 6.5 mg/30 days. The project is located in White Township, Warren County, NJ.

5. *Borough of Bernville D-99-18 CP*. An application to upgrade and expand the applicant's 0.14 million gallons per day (mgd) contact stabilization sewage treatment plant (STP) to a 0.285 mgd high quality secondary treatment plant by the sequencing batch reactor process. The STP will continue to serve only the Borough of Bernville located in Berks County, PA. Treated effluent will continue to discharge to Northkill Creek approximately 0.2 mile above its confluence with Tulpehocken Creek.

6. *Penn Estates Utilities, Inc. D-99-20*. An application to upgrade and expand the applicant's 0.15 mgd extended aeration STP to 0.56 mgd to provide advanced secondary treatment for service of growth of the applicant's residential development in Stroud Township, Monroe County, PA. Treated effluent will continue to discharge to an unnamed tributary (known locally as Cranberry Creek) of Brodhead Creek.

7. *Maiden Creek Associates (James Saunders) D-99-25*. An application to construct a new 0.06 mgd tertiary level STP to serve West Penn Pines Mobile Home Park. The STP will be located just south of State Route 895, approximately 2.5 miles west of its intersection with State Route 309, in West Penn Township, Schuylkill

County, PA. The proposed STP effluent will discharge to Lizard Creek, a tributary of the Lehigh River.

8. *Pasteur Merieux Connaught Laboratories, Inc. D-99-27*. A project to expand by rerating the applicant's existing 0.15 mgd industrial wastewater treatment plant (IWTP) to 0.2 mgd to continue to serve its vaccine production facility located in Pocono Township, Monroe County, PA. The treated effluent will continue to discharge to Swiftwater Creek by the existing outfall.

Documents relating to these items may be examined at the Commission's offices. Preliminary dockets are available in single copies upon request. 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.

Individuals in need of an accommodation as provided for in the Americans With Disabilities Act who would like to attend the hearing should contact the Secretary at (609) 883-9500, Ext. 203 or through the New Jersey Relay Service at (800) 852-7899 (TTY) to discuss how the Commission may accommodate their needs.

SUSAN M. WEISMAN,
Secretary

[Pa.B. Doc. No. 99-968. Filed for public inspection June 18, 1999, 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 June 8, 1999.

BANKING INSTITUTIONS

New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-7-99	First Cornerstone Bank King of Prussia Montgomery County <i>Correspondent:</i> Cornelius VanGalen, Esq. P.O. Box 1097 North Wales, PA 19454	1004 West Ninth Ave. King of Prussia Montgomery County	Filed

Conversions

<i>Date</i>	<i>Name of Institution</i>	<i>Location</i>	<i>Action</i>
6-1-99	Metropolitan Savings and Loan Association of Pittsburgh Pittsburgh Allegheny County <i>To</i> Metropolitan Savings Bank Pittsburgh Allegheny County Represents conversion from a State-chartered mutual savings association to a State-chartered mutual savings bank.	Pittsburgh	Approved

Interstate Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-7-99	U.S. Trust Company of Connecticut Greenwich Connecticut	100 West Lancaster Ave. Wayne Delaware County Pennsylvania	Filed

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-2-99	Main Street Bank Reading Berks County	555 Penn Avenue West Reading Berks County	Filed

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-4-99	Northwest Savings Bank Warren Warren County	Dutchway Shopping Mall Route 501 North Schaefferstown Heidelberg Township Lebanon County	Filed
6-4-99	Parkvale Savings Bank Monroeville Allegheny County	3801 Washington Road McMurray Peters Township Washington County	Filed
6-7-99	Great Valley Savings Bank Reading Berks County	The Highlands at Wyomissing 2000 Cambridge Ave. Wyomissing Berks County	Approved
6-7-99	Harris Savings Bank Harrisburg Dauphin County	1515 DeKalb Pike Blue Bell Whitpain Township Montgomery County	Approved

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-7-99	C & G Savings Bank Altoona Blair County	<i>To:</i> 3301 Pleasant Valley Boulevard Altoona Blair County <i>From:</i> 3331 Pleasant Valley Boulevard Altoona Blair County	Filed

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>
6-2-99	Atlantic Employees Federal Credit Union, Newtown Square, and National Group Employees Credit Union, Frazer Surviving Institution— Atlantic Employees Federal Credit Union, Newtown Square	Newtown Square	Approved

DAVID E. ZUERN,
Secretary

[Pa.B. Doc. No. 99-969. Filed for public inspection June 18, 1999, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of July 1999

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 July, 1999, is 8 1/2%.

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 such individual owns and which such individual occupies or has occupied as his principal residence.

Each month the Department of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in Pennsylvania. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the U. S. Treasury. The latest yield rate on long-term government securities is 6.04 to which was added 2.50

percentage points for a total of 8.54 that by law is rounded off to the nearest quarter at 8 1/2%.

DAVID E. ZUERN,
Secretary

[Pa.B. Doc. No. 99-970. Filed for public inspection June 18, 1999, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Retention of an Engineering Firm

Project Reference No. FDC-500-632

The Department of Conservation and Natural Resources (Department) will retain an engineering firm for the development and preparation of emergency action plans for 46 high hazard dams owned and operated by the Bureau of State Parks and the Bureau of Forestry. The contract will be for a 24-month period with three 12-month extensions possible.

Letters of Interest for this project will only be accepted from individuals, firms or corporations duly authorized to engage in the practice of engineering. If an individual, firm or corporation not authorized to engage in the practice of engineering desires to submit a Letter of Interest, the individual, firm or corporation may do so as part of a joint venture with an individual, firm or corporation which is permitted under State law to engage in the practice of engineering.

The Commonwealth of Pennsylvania through the Department owns, operates and maintains each of the dams as listed. As mandated under the provisions of the Pennsylvania Dam Safety and Encroachments Act (Act 325 and Act 70), emergency warning and action plans must be prepared for each of these dams. The *Pennsylvania Code*, Title 25, Chapter 105, Dam Safety and Waterways Management, §§ 105.63 and 105.134 details the conditions and requirements of emergency procedures, emergency warning systems and their operation plans which are administered jointly through the Department of Environmental Protection (DEP), Bureau of Waterways Engineering, and the Pennsylvania Emergency Management Agency (PEMA).

The services to be provided under this contract shall include a field review of each dam, review of design plans and operational procedures, field review of downstream conditions, hydrologic and hydraulic studies, a sudden dam failure downstream flood analysis, and downstream inundation mapping. Emergency action plans shall be prepared in accordance with "*Guidelines for Developing an Emergency Action Plan for High Hazard Dams*" dated January 1996, as published by the DEP and PEMA.

A summary of the principal features of work required in the development of an emergency action plan includes the following:

1. Attend an initial meeting with personnel from DEP and the Department to discuss specific issues and procedures for the development of the emergency action plans.
2. Research and review existing emergency action plans, design plans and Phase I reports to become

familiar with each dam. Review existing flood-related data at each dam and downstream hazard areas including hydrologic and hydraulic design calculations, published Flood Insurance Studies, and other hydraulic information which may be available.

3. Field reconnaissance of each dam and downstream areas to assess hazard potential and evaluate routing reaches. Where appropriate, perform limited surveys to determine relative depths to first floor levels or to obtain geometric data at constrictions which may impact the analysis.

4. Verify the probable maximum flood (PMF) to be utilized in the dam breach analysis and compile hydrologic data through the dam failure impact area. Determine the degree to which runoff from uncontrolled downstream areas influences limits of hazard area identification.

5. Compile and execute analytic hydrologic/hydraulic models capable of simulating a dam failure and perform routings of resulting breach flood wave. Analyze the non-storm event failure condition and a range of storm event conditions assuming failure and non-failure of each dam. Following is a list of computer programs which are acceptable in performing the dam breach analysis:

- A. NWS-DAMBRK, National Weather Service Dam—Break Flood Forecasting Model, 1988.

- B. UNET, One-Dimensional Unsteady Flow Model for Open Channel Flow Networks, Hydrologic Engineering Center, U.S. Army Corps of Engineers, 1995.

- C. Flood Hydrograph Package, HEC-1, U.S. Army Corps of Engineers, supplemented where appropriate with COE HEC-2 or RAS Hydraulic Modeling Through Downstream Constrictions.

- D. Technical Release No. 66, Soil Conservation Service.

Upon completion of the dam break analysis, prepare a summary dam breach analysis report for each dam identifying the purpose of the analysis, source of data, analytic methods, pertinent special conditions, assumptions and computed results of each analysis. Submit each summary report to the Department. A copy of the summary dam breach analysis report will be submitted to the DEP, Bureau of Waterways Engineering, Division of Dam Safety for review, comments and approval prior to completion of the inundation mapping and the final emergency action plan.

6. After approval of the dam break analysis by the Division of Dam Safety, evaluate the results of the flood routing and prepare flood inundation mapping of hazard areas downstream of each dam. The degree of sophistication, level of detail and effort expended for any particular dam break analysis shall be commensurate with the extent of potential hazards associated with the dam. The mapping shall identify the maximum area impacted by the sudden failure of the dam. The inundation maps shall depict one hazard zone. The mapped hazard zone shall be terminated when flood stages for the PMF failure condition converge to the non-failure PMF conditions, but must extend downstream until the non-storm event breach flood wave as determined to be non-damaging.

7. Submit copies of the emergency action plan, which includes dam breach analysis report, downstream inundation mapping, surveillance procedures, emergency response contacts and operations, and all other required

information to the appropriate agencies for review, comments and approval.

Each engineering firm will be evaluated upon, but not limited to, the following criteria:

1. Professional qualifications, experience and technical competence of hydrologists and hydraulic engineers proposed to perform the assignment. Evaluation will consider relevant past experience, education, training, registration and longevity with the firm.

2. Record of satisfactory performance by the firm on similar assignments. This record shall establish the ability to properly manage the project in terms of costs,

quality control and performance schedules. Names and telephone numbers of references shall be included.

3. Specialized experience and demonstrated use of the acceptable computer programs utilized in performing the dam break analysis within the past 2 years with specific application to dams in this Commonwealth.

4. The engineering firm shall have previously prepared and had approved emergency action plans by the DEP, Bureau of Waterways Engineering, Division of Dam Safety.

Following is a list of high hazard dams which will require emergency action plans under this contract:

<i>Dam No.</i>	<i>Dam Name</i>	<i>County</i>	<i>Class</i>	<i>DCNR Permittee</i>
04-031	Group Camp	Beaver	C-2	Bureau of State Parks
04-034	Raccoon Creek	Beaver	B-1	Bureau of State Parks
05-070	Shawnee Lake	Bedford	B-1	Bureau of State Parks
06-401	Hopewell	Berks	C-1	Bureau of State Parks
06-435	Scott's Run	Berks	C-1	Bureau of State Parks
07-084	Canoe Creek	Blair	B-1	Bureau of State Parks
08-059	Stephen Foster	Bradford	B-1	Bureau of State Parks
09-166	Nockamixon	Bucks	A-1	Bureau of State Parks
10-068	Moraine State Park	Butler	A-1	Bureau of State Parks
11-101	Glendale	Cambria	B-1	Bureau of State Parks
11-104	Sandy Run	Cambria	C-1	Bureau of State Parks
12-011	George B. Stevenson	Cameron	A-1	Bureau of State Parks
13-090	Sand Spring Run	Carbon	C-2	Bureau of State Parks
14-089	Kephart	Centre	B-2	Bureau of State Parks
14-105	Poe	Centre	C-1	Bureau of State Parks
14-117	Penn Nursery	Centre	C-1	Bureau of Forestry
15-296	Marsh Creek Reservoir	Chester	B-1	Bureau of State Parks
17-087	Parker	Clearfield	C-2	Bureau of State Parks
17-114	Shaggers Inn Waterfowl Dam	Clearfield	C-2	Bureau of Forestry
20-007	Pymatuning	Crawford	A-1	Bureau of State Parks
21-025	Laurel Lake	Cumberland	C-1	Bureau of State Parks
29-028	Cowans Gap	Fulton	B-1	Bureau of State Parks
30-020	Ryerson Station	Greene	B-1	Bureau of State Parks
32-074	Yellow Creek	Indiana	B-1	Bureau of State Parks
32-082	Seph Mack	Indiana	C-2	Bureau of State Parks
35-139	Lackawanna	Lackawanna	B-1	Bureau of State Parks
38-080	Memorial Lake	Lebanon	B-2	Bureau of State Parks
40-016	Lake Jean	Luzerne	B-1	Bureau of State Parks
40-174	Unnamed	Luzerne	C-3	Bureau of State Parks
40-218	Frances Slocum	Luzerne	B-1	Bureau of State Parks
41-091	Little Pine Creek	Lycoming	A-1	Bureau of State Parks
43-053	Lake Wilhelm	Mercer	A-1	Bureau of State Parks
45-036	Tobyhanna No. 2	Monroe	B-1	Bureau of State Parks
50-060	Little Buffalo Creek	Perry	B-1	Bureau of State Parks
52-012	Promised Land	Pike	B-2	Bureau of State Parks
52-015	Pecks Pond	Pike	B-1	Bureau of Forestry
52-144	Lower Lake	Pike	B-2	Bureau of State Parks
53-049	Lyman Run	Potter	B-1	Bureau of State Parks
54-164	Locust Lake	Schuylkill	B-1	Bureau of State Parks
54-170	Locust Creek Dam	Schuylkill	B-1	Bureau of State Parks
56-061	Kooser Run	Somerset	C-1	Bureau of State Parks
56-066	Laurel Hill Lake	Somerset	B-1	Bureau of State Parks
59-058	Hills Creek	Tioga	B-1	Bureau of State Parks
62-026	Chapman	Warren	B-1	Bureau of State Parks
65-044	Keystone	Westmoreland	B-1	Bureau of State Parks
67-486	Pinchot Lake	York	B-2	Bureau of State Parks

The services shall include, but not be limited to, a preliminary meeting for this project with the Bureau of Facility Design and Construction, located on the 8th

Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg. The contract shall be based on the hours of service and qualifying expenses not exceeding

the contract amount. Work may be done on an hourly basis or a maximum cost work order for each individual dam.

Commitment to Enhance Socially/Economically Restricted Businesses (SERB)

The Commonwealth of Pennsylvania strongly encourages the submission of proposals by SERBs.

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

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

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

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

SERBs are businesses whose economic growth and development has been restricted based on social and economic bias. The businesses are BCABD certified minority- and women-owned businesses and certain restricted businesses whose development has been impeded because their primary or headquarter facility is physically located in an area designated by the Commonwealth as being in an enterprise zone. Businesses will not be considered socially/economically restricted if one of the conditions listed exists:

1. The business has gross revenues exceeding \$4,000,000 annually, or

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

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

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

SERB Information

SERBs are encouraged to participate as prime proposers. SERBs qualifying as an MBE/WBE must provide their BCABD certification number. SERBs qualifying as a result of being located in a designated enterprise zone must provide proof of this status.

Proposers not considered to be SERBs must describe, in narrative form, their company's approach to enhance SERB utilization on a professional level in the implementation of this proposal.

The following options will be considered as part of the final criteria for selection:

- Priority Rank 1—Proposals submitted by SERBs.
- Priority Rank 2—Proposals submitted from a joint venture with a Commonwealth-approved SERB as a joint venture partner.
- Priority Rank 3—Proposals submitted with subcontracting commitments to SERBs.

Each proposal will be rated for its approach to enhancing the utilization of SERB. The optional approach used will be evaluated with Option Number 1 receiving the greatest value and the succeeding options receiving a value in accordance with the above-listed priority ranking.

The percent designated for SERB Commitment should be placed in a separate sealed envelope and stapled to the SERB section of the proposal. The selected contractor's SERB Commitment amount will be included as a contractual obligation when a contract is entered into. One copy of the SERB information shall be submitted in a separate sealed envelope, clearly marked. The information will be evaluated by the Department of General Services.

General Requirements and Information

Firms interested in performing the required services for this project are invited to submit Letters of Interest to: Eugene J. Comoss, P.E., Director, Bureau of Facility Design and Construction, Rachel Carson State Office Building, 8th Floor, 400 Market Street, P.O. Box 8451, Harrisburg, PA 17105-8451. Additional information concerning the services described in this notice may be obtained by contacting: Edward E. Raptosh, Senior Civil Engineer Hydraulic, Bureau of Facility Design and Construction at (717) 783-3329.

Each Letter of Interest must include the firm's Federal identification number and the project reference number. The Letter of Interest shall also include a description of the firm's three most recently completed projects similar to the project being proposed. The description shall include the client, contact person and telephone number, the estimated or actual construction cost of the portion of the work which the firm designed, the project manager and the names of all personnel who made major contributions to the project.

A standard new 1999 DGS Form 150-ASP must accompany the Letter of Interest and shall indicate the individual in charge. Forms may be obtained by calling (717) 787-4892, or by visiting the DGS website at www.dgs.state.pa.us. Additional information pertinent to the firm's qualifications to do the work of this contract may be included.

General Requirements

Direct costs other than payroll, such as travel and subsistence, shall be based on the current State rates. Miscellaneous expenses such as copies, prints, sepia, postage and film shall be reimbursed at cost upon approval by the Department.

The following factors will be considered during the evaluation of the firm's Letter of Interest:

- Criteria evaluated by the Technical Review will include:
 - A. Professional's understanding of the problem as demonstrated in Letter of Interest, and as stated in their own interpretation of the tasks to be performed.
 - B. Qualifications of firm.

- C. Professional personnel in firm.
- D. Soundness of approach as demonstrated in Letter of Interest.
- E. Available manpower to perform the services required.
- F. SERB participation (evaluated by DGS).
- G. Equitable distribution of the contracts.

Each proposer shall relate their proposal to the above criteria.

Six copies of the Letter of Interest and the required forms and also one copy of the SERB information must be received no later than 4 p.m. on July 30, 1999. The six copies shall be submitted in six complete sets that shall be spiral bound or in folders or secured by binder clips.

The assignment and services will be made to one of the firms responding to this notice. However, the Department reserves the right to reject all Letters of Interest submitted, cancel the solicitation requested under this notice, and/or readvertise solicitation for this service.

The Department will not offer a debriefing session to the unsuccessful firms. The Department disclaims any liability whatsoever to its review of the proposal submitted and in formulating a recommendation for selections. Recommendations made by the Department shall be final.

JOHN C. OLIVER,
Secretary

[Pa.B. Doc. No. 99-971. Filed for public inspection June 18, 1999, 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 Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.6E.

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

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

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

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

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

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

PA 0056243. Sewage, **Larry Allen**, 2232 East Deerfield Drive, Media, PA 19063.

This application is for issuance of an NPDES permit to discharge treated sewage from Allen's SRSTP in Upper Providence Township, **Delaware County**. This is an existing discharge to an unnamed tributary to Crum Creek through Geist Reservoir.

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

The proposed effluent limits for Outfall 001, based on an average flow of 500 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)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Total Residual Chlorine	monitor/report	monitor/report
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 3.0 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 0056219. Sewage, **Phillip H. Cholet**, P. O. Box 137, Creamery, PA 19430.

This application is for renewal of an NPDES permit to discharge treated sewage from Cholet SRSTP in Skippack Township, **Montgomery County**. This is an existing discharge to an unnamed tributary to Skippack Creek.

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

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	10	20
(11-1 to 4-30)	20	40
Suspended Solids	10	20
Ammonia (as N) (5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Total Residual Chlorine		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.

Effective disinfection.

Northeast Region: Environmental Protection Manager, Water Management, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2553.

PA 0061590. Sewerage, **Eagle Rock Community Association**, 1031 Valley of Lakes, Hazleton, PA 18201.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into Tomhicken Creek in North Union Township, **Schuylkill County**.

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

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

The proposed effluent limits for Outfall 001, based on a design flow of .980 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Total Suspended Solids	30	60
NH ₃ -N (5-1 to 10-31)	5.5	11
(11-1 to 4-30)	16.5	25
Dissolved Oxygen	a minimum of 5 mg/l at all times	
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean	
(10-1 to 4-30)	2,000/100 ml as a geometric mean	

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH	6.0—9.0 standard units at all times	
Total Residual Chlorine (1st month—36th month) (37th month—expiration)	monitor and report .35	monitor and report .82
The EPA waiver is in effect.		

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

PA 0008761. Industrial waste, SIC: 3296, **Armstrong World Industries (Marietta Ceiling Plant)**, 1507 River Road, P. O. Box 169, Marietta, PA 17547-9403.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to the Susquehanna River, in East Donegal Township, **Lancaster County**.

The receiving stream is classified for warm water fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was the Columbia Water Company located in Columbia Borough, 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 0.287 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	80	160	200
Total Suspended Solids	80	160	200
Oil and Grease	15		30
Formaldehyde		monitor	
Antimony		monitor	
pH		6.0—9.0 s.u.	

The proposed effluent limits for Outfalls 002 through 008 for stormwater are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅		monitor	
COD		monitor	
Oil and Grease		monitor	
pH		monitor	
Water Priority Chemicals		monitor	
Total Suspended Solids		monitor	
Total Phosphorus		monitor	
Total Kjeldahl		monitor	
Dissolved Iron		monitor	

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

The EPA waiver is in effect.

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

PA 0004073. Industrial waste, SIC: 3312, **USS, a Division of USX Corporation**, 600 Grant Street, Pittsburgh, PA 15219.

This application is for renewal of an NPDES permit to discharge treated process water and sewage, noncontact cooling water and stormwater from their Irvin Plant in West Mifflin Borough, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Monongahela 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 the Western Pennsylvania Water Company—Pittsburgh District, located at 410 Cooke Lane, Pittsburgh, PA 15234, 4.4 miles below the discharge point.

Outfall 001: average flow of 28.3 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>
Temperature (°F)				110	
Oil and Grease			15		30

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
pH	not less than 6.0 nor greater than 9.0				

Monitoring Point 101: an internal sewer monitoring point with a design flow of 0.2 mgd discharging to Outfall 001.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
CBOD ₅			25		50
Suspended Solids			30		60
Total Residual Chlorine (Effective date to 1 year after effective date)			monitor and report		monitor and report
(1 year after effective date to expiration date)			1.4		3.3
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average				
(10-1 to 4-30)	2,000/100 ml as a geometric average				
pH	not less than 6.0 nor greater than 9.0				

Monitor Point 201: an internal industrial waste monitoring point with an average flow of 2.06 mgd discharging to Outfall 001. *Interim Limits* (issuance to 3 years after issued date)

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Suspended Solids	953	2,265	monitor and report	monitor and report	
Oil and Grease	331	970	monitor and report	monitor and report	
Lead	3.86	11.5	monitor and report	monitor and report	
Zinc	4.8	14.2	monitor and report	monitor and report	
Naphthalene		0.37	monitor and report	monitor and report	
Tetrachloroethylene		0.55	monitor and report	monitor and report	
Total Iron			monitor and report	monitor and report	
pH	not less than 6.0 and not greater than 10.0				

Monitoring Point 201: an internal industrial waste monitoring point with an average flow of 2.06 mgd discharging to Outfall 001. *Final Limits* (after 3 years of permit issuance to expiration date)

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Suspended Solids	953	2,265	55	132	165
Oil and Grease	331	970	15		30
Lead	3.86	11.5	0.22	0.67	0.84
Zinc	4.8	14.2	0.28	0.83	1.04
Naphthalene		0.37		0.022	0.028
Tetrachloroethylene		0.55		0.032	0.04
Iron (T)			3.5	7.0	8.75
pH	not less than 6.0 and not greater than 10.0				

*IMAX limits added for compliance purposes only except for Oil and Grease.

Monitoring Point 301: an internal industrial waste monitoring point with an average flow of 0.48 mgd discharging to Outfall 001.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Suspended Solids	3,032	8,091	15	40	50
Oil and Grease		2,028	15		30
pH	not less than 6.0 nor greater than 9.0				

Monitoring Point 401: average flow of 0.0288 mgd

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Total Suspended Solids			31	60	75

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Oil and Grease			15		30
Nickel			2.38	3.98	5.0
pH	monitor and report lowest value and not greater than 9.0				

*IMAX limits added for compliance purposes only except for Oil and Grease.

Outfall 002: Intake water pumphouse (screen backwash) average flow of 0.002 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
The backwash water from the intake pumphouse shall not include any materials (solids and other debris) removed in the backwash operation.					

Outfall 003*: Existing discharge to the Monongahela River with an average flow of 0.216 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Temperature (°F)				110	
pH	not less than 6.0 nor greater than 9.0				

*Part C.9 includes special condition to eliminate discharge (by 2001) of all process water in the emergency overflows.

Outfalls 004 (SW-02) and 005 (SW-01):

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
These discharges shall consist of stormwater runoff only.					

The EPA waiver is not in effect.

Note: For Flow "Monitor and Report" requirements are imposed at Outfalls No. 001, 101, 201, 301, 401 and 003.

PA 0110990. Industrial waste, SIC, **Central City Water Authority**, 241 Sunshine Avenue, Central City, PA 15926.

This application is for issuance of an NPDES permit to discharge treated process water and untreated stormwater from the Central City Water Treatment Plant in Shade Township, **Somerset County**.

The following effluent limitations are proposed for discharge to a wetland feeding an unnamed tributary to Dark Shade Creek, classified as a cold 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 Saltsburg Municipal Waterworks, located in Saltsburg, PA.

Outfall 001: existing discharge, design flow of 0.02 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Total Suspended Solids			30.0		60.0
Iron			2.0		4.0
Aluminum			4.0		8.0
Manganese			1.0		2.0
Total Residual Chlorine			0.5		1.0
pH	not less than 6.0 nor greater than 9.0				

Outfall 002: Existing stormwater discharge.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Total Residual Chlorine				monitor and report	
Aluminum				monitor and report	
Iron				monitor and report	
Manganese				monitor and report	
pH	monitor and report				

The EPA waiver is in effect.

PA 0041378. Sewage, **W. C. McQuaide, Inc.**, 153 MacRidge Avenue, Johnstown, PA 15904.

This application is for renewal of an NPDES permit to discharge treated sewage from the Star Manufacturing Sewage Treatment Plant in Center Township, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of Two Lick Creek, which are classified as a trout stocked fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Penelec Homer City Station.

Outfall 001: existing discharge, design flow of 0.005 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			50
Suspended Solids	30			60
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	monitor and report			
pH	not less than 6.0 nor greater than 9.0			

Other Conditions:

The EPA waiver is in effect.

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

PA 0040380. Sewage, **Pine Hills Mobile Home Park**, 3551 Ellwood Road, New Castle, PA 16101.

This application is for renewal of an NPDES permit to discharge treated sewage to the Dry/Intermittent Tributary to Hell Run in Shenango Township, **Lawrence County**. This is an existing discharge.

The receiving water is classified for the following uses: exceptional value waters, 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 Camp Allegheny—Salvation Army intake on Slippery Rock Creek located in Wayne Township, Lawrence County, approximately 7 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of 0.0125 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)	3	6
(11-1 to 4-30)	9	18
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
Total Residual Chlorine	1.5	3.5
Dissolved Oxygen	minimum of 3 mg/l at all times	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0222780. Sewage, **Scott W. Zimmerman SFTF**, R. R. 1, Box 83A, Wicox, PA 15870.

This application is for a new NPDES permit, to discharge treated waste to Unnamed East Branch Clarion River in Jones Township, **Elk 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 PA American Water Company on the Clarion River located at Clarion, approximately 34 miles below point of discharge.

The proposed discharge limits for Outfall No. 001, based on a design flow of 0.0008 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
TSS	20	40
Fecal Coliform		

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
(5-1 to 9-30)	200/100 ml as a geometric average	
Ammonia-Nitrogen (5-1 to 10-31)	15	30
Total Residual Chlorine	1.4	3.3
Dissolved Oxygen	minimum of 3 mg/l at all times	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0104043. Sewage, SIC: 3. **Grandview Acres Mobile Home Park**, 3104 Hadley Road, Hadley, PA 16130.

This application is for renewal of an NPDES permit, to discharge treated sewage to an unnamed tributary to the Little Shenango River in Perry Township, **Mercer County**. This is an existing discharge.

The receiving water is classified for the following uses: trout stock 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 Municipal Authority of the Borough of Greenville on the Little Shenango River located at Greenville, approximately 12.0 miles below point of discharge.

The proposed discharge limits for Outfall No. 001 (after the chlorination tank), based on a design flow of 0.0078 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX	
CBOD ₅	25	50
TSS	30	60
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
Total Residual Chlorine	1.4	3.3
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

XX—Monitor and report on monthly DMRs.

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 wastewaters 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 Office indicated as the office responsible, within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding these applications and proposed permit actions. Comments should include the name, address and telephone number of the writer and a brief statement to inform the Field Office of the basis of the comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

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

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

Northeast Regional Office: Regional Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA-0060968	Aldick Associates d/b/a Swatara Village 101 Swatara Drive Pine Grove, PA 17963-9774	Schuylkill Pine Grove Twp.	Swatara Creek	Total Residual Chlorine

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

Applications under the Pennsylvania Clean Streams Law

(Part II Permits)

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

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

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

Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

A. 5499403. Greater Pottsville Area Sewer Authority, P. O. Box 1163, Pottsville, PA 17901. Application to construct gravity sewer line and gravity collector line, located in Port Carbon, Palo Alto and Mechanicsville Boroughs, **Schuylkill County**. Application received in the Regional Office—May 28, 1999.

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

WQM Permit No. 0999415. Sewerage. **Warwick Township Water and Sewer Authority**, P. O. Box 315, Jamison, PA 18929. This project is for the construction and operation of an interim pumps station for the proposed Heritage Creek residential development located in Warwick Township, **Bucks County**.

WQM Permit No. 0999412. Sewerage. **Lower Bucks County Joint Municipal Authority**, 7811 New Falls Road, Levittown, PA 19055. This project is for modifications to the existing flow equalization basin also to install

two flow diversion chambers butterfly valves located in Bristol Township, **Bucks County**.

WQM Permit No. 1569432, Amendment No. 3. Sewerage. **BHC Ventures, Inc. and Shangri-La Sewer Company**, 909 Delaware Avenue, Wilmington, DE 19899. This project is for the modification of an existing wastewater treatment facility to accommodate an increase in permitted system capacity from 87,000 gpd to 104,000 gpd located in New Garden Township, **Chester County**.

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

A. 6799403. Sewage, submitted by **Northeastern York County Sewer Authority**, P. O. Box 516, 175 Chestnut Street, Mt. Wolf, PA 17347, East Manchester Township, Manchester Borough and Mt. Wolf Borough, **York County** to replace approximately 6,200 feet of existing sewer line was received in the Southcentral Region on May 10, 1999.

A. 2299201. Industrial waste, submitted by **Moyer Packing Company**, P. O. Box 395, Souderton, PA 18964-0395, Washington Township, **Dauphin County** to improve existing industrial wastewater treatment plant and to direct discharge into the Wiconisco Creek was received in the Southcentral Region on May 19, 1999.

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

WQM Permit No. 1899401. Sewerage. **Bald Eagle Township Authority**, R. D. 2, Box 97B, Mill Hall, PA 17751, submitted an application on June 3, 1999, for Fairpoint Meadows Pump Station. The project consists of constructing a sewage grinder pump station to serve an 80 lot subdivision referred to as the Fairpoint Meadows Subdivision. The station will also contain an emergency generator for back-up operation. The construction of the station is being funded by a private developer and then will be given over to the township for annual operation and maintenance.

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

A. 0299202. Industrial waste. **Ashland, Inc.**, P. O. Box 2219, Columbus, OH 43216-2219. Application for the construction and operation of a clarifier sump pH control to serve the Ashland Specialty Chemicals Co.—Neville Island Plant located in Neville Township, **Allegheny County**.

A. 3099401. Sewerage. **Carmichaels—Cumberland Joint Sewer Authority**, P. O. Box 304, Carmichaels, PA 15320-0304. Application for construction and operation of a sewer extension and pump station to serve the Paisley Industrial Park located in Cumberland Township, **Green County**. 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. 6599406. Sewerage. **Rostraver Township Sewage Authority**, 202 Port Royal Road, Rostraver, PA 15012. Application for the construction and operation of the Collinsburg Sewers and Pump Station and the Fellsburg Pump Station located in Rostraver Township, **Westmoreland County**. The Pennsylvania Infrastructure Investment Authority (Pennvest) which administers Pennsylvania's State Revolving Fund has been identified as a possible funding sources. The Department's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

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

WQM Permit No. 4299201. Industrial waste. **Witco Corporation, ARG Refinery**, One American Lane, Greenwich, CT 06831. This project is for remediation of impacted groundwater at the former Witco Corporation refinery located in the City of Bradford, **McKean County**.

WQM Permit No. 2599409. Sewage. **McKean Township Sewer Authority**, P. O. Box 88, McKean, PA 16426-0088. This project is for the construction of sanitary sewer service and facilities for a portion of the township including the PA 832/I-90 interchange, the Village of Sterrettania and portions of West Road in McKean Township, **Erie County**.

WQM Permit No. 4399411. Sewage. **Hermitage Municipal Authority**, 800 North Hermitage Road, Hermitage, PA 16148. This project is to replace the existing aeration system with a fine bubble diffused aeration system in the City of Hermitage, **Mercer County**.

WQM Permit No. 2597405—Amendment No. 1. Sewage. **Edinboro Conference Campgrounds**, 12940 Fry Road, Edinboro, PA 16412. This project is for the installation of an intermittent sand filter to replace a malfunctioning system in Washington Township, **Erie County**.

WQM Permit No. 1099408. Sewage, **Robert M. Petrick, SRSTP**, 1283 Lakevue Drive, Butler, PA 16002. This project is for the construction of a single residence sewage treatment plant in Penn Township, **Butler County**.

WQM Permit No. 6299408. Sewage, **Robert G. Chase, Sr., SRSTP**, R. R. 2, Box 123, Sugar Grove, PA 16350. This project is for the construction of a single residence sewage treatment plant in Sugar Grove Township, **Warren County**.

WQM Permit No. 4299403. Sewage, **Michael A. Torrey, SRSTP**, R. R. 1, Box 239A, Eldred, PA 16731. This project is for the construction of a single residence sewage treatment plant in Ceres Township, **McKean County**.

WQM Permit No. 2099407. Sewage, **Donald K. Jr. and Kelli L. Granda, SRSTP**, 16572 Harmonsburg Road, Meadville, PA 16335. This project is for the construction of a single residence sewage treatment plant in Vernon Township, **Crawford 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 effluent limitations set forth in the permit and special conditions. The proposed determinations are tentative. Limitations are provided in the permit as erosion and sedimentation control measures and facilities which restrict the rate and quantity of sediment discharged.

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

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

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

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

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

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

NPDES Permit PAS10-G094-R. Stormwater. **Toll Brothers, Inc.**, 3103 Philmont Avenue, Huntingdon Valley, PA 19006, has applied to discharge stormwater from a construction activity located in Uwchlan Township, **Chester County**, to Brandywine Creek.

Northeast Regional Office: Regional Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

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

NPDES Permit PAS10U114. Stormwater. **Steven Follett**, President, Follett Corporation, 801 Church Lane,

P. O. Box D, Easton, PA 18044, has applied to discharge stormwater from a construction activity located in Forks Township, **Northampton County**, to Bushkill Creek.

Monroe County Conservation District, District Manager, 8050 Running Valley Road, Stroudsburg, PA 18360, (570) 629-3060.

NPDES Permit PAS10S078. Stormwater. **Tobyhanna Pipeline, UGI Utilities, Inc.**, 100 Kachel Boulevard, Suite 400, P. O. Box 12677, Reading, PA 19612-2677, has applied to discharge stormwater from a construction activity located in Tobyhanna and Coolbaugh Townships, **Monroe County**, to Tobyhanna Creek.

SAFE DRINKING WATER

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

Bureau of Water Supply Management: Division of Drinking Water Management, 400 Market Street, Harrisburg, PA 17105. Contact: Godfrey C. Maduka, (717) 787-9037.

A. 9996476. Aqua Valley Spring Water, Inc., 874 Dutch Valley Road, Edmeston, NY 13335; John M. Wheeler, President. Applicant requests Department approval to sell bottled water in Pennsylvania under the brand name Aqua Valley Spring Water.

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—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 the background standard, Statewide health standard, the site-specific standard, or who intend to remediate a site as 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 or suspected 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, or who receives approval of a special industrial area remediation 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. Furthermore, the person 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 remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of the site. For the sites identified as proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period the municipality may request that the person identified, as the remediator of the 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 Environmental Cleanup Program Manager in the Department's Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

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

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

New Castle Area Transit Authority, 107 Taylor Street, New Castle, PA 16101, City of New Castle, **County of Lawrence**, has submitted a Notice of Intent to Remediate soil and groundwater. The site has been found to be contaminated with BTEX, lead and PAHs. The applicant proposes to remediate the site to meet the background and Statewide health standards. The Notice of Intent to Remediate was published in the *New Castle News* on May 20, 1999.

SOLID AND HAZARDOUS WASTE

PREVIOUSLY UNPERMITTED CLASS OF SPECIAL HANDLING WASTE

INFECTIOUS OR CHEMOTHERAPEUTIC WASTE

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

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

Sterilogic Waste Systems, Inc., 9948 Kistler Valley Road, Kempton, PA 19529; Chris Kerr, President; application received May 10, 1999.

AIR QUALITY

Notice of Plan Approval and Operating Permit Applications

Nonmajor Sources and Modifications

The Department of Environmental Protection (Department) has developed an integrated plan approval, State operating permit and Title V operating permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regu-

lated community and the public. This approach allows the owner or operator of a facility to complete and submit all the permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

The Department has received applications for plan approvals and/or operating permits from the following facilities. Although the sources covered by these applications may be located at a major facility, the sources being installed or modified do not trigger major new source review or prevention of significant deterioration requirements.

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

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

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

OPERATING PERMITS

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

Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, (570) 826-2531.

40-309-036B: Schott Glass Technologies, Inc. (400 York Avenue, Duryea, PA 18642), for operation of a PLG production system in Duryea Borough, **Luzerne County**.

40-399-040: Wyoming Valley Sanitary Authority (P. O. Box 33A, Wilkes Barre, PA 18703), for operation of a lime storage and transfer system in Hanover Township, **Luzerne County**.

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

OP-56-00157: Windber Area School District (2301 Graham Avenue, Windber, PA 15693), for operation of Jr/Sr High School in Winber Borough, **Somerset County**.

OP-65-00084: Allegheny Foundry Co. (1100 Penn Center Boulevard, Pittsburgh, PA 15235), for operation of Grey Iron Foundry at Bolivar Plant in Fairfield Township, **Westmoreland County**.

OP-63-00004: Molycorp (300 Caldwell Avenue, Washington, PA 15301), for operation of nonferrous smelter at Washington Plant in Canton Township, **Washington County**.

OP-65-00912: Babcock Lumber Co. (2220 Palmer Street, Pittsburgh, PA 15218), for operation of millwork facility in Donegal Township, **Westmoreland 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 and G (relating to operating permit requirements; and to Title V operating permits).

Appointments to review copies of the Title V application, proposed permit and other relevant information must be made by contacting Records Management at the regional office telephone number noted. For additional information, contact the regional office noted.

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

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

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

06-05078: FR&S, Inc. (727 Red Lane Road, Birdsboro, PA 19508), for Pioneer Crossing, a municipal solid waste landfill located in Exeter Township, **Berks County**. The emission sources at the facility consist of municipal solid waste landfill, old cell (101), facility roadways, paved and unpaved (103), municipal solid waste landfill, new cells (104) and a leachate storage system (105).

Notice of Intent to Revise Operating Permits for Hospital/Medical/Infectious Waste Incinerators

Under section 111(d)/129 of the Clean Air Act, the United States Environmental Protection Agency (EPA) promulgated Emission Guidelines to control the emission of designated pollutants from existing hospital/medical/infectious waste incinerators (HMIWI) (See 62 FR 48348, September 15, 1997). These guidelines are codified at 40 CFR Part 60, Subpart Ce and incorporated by reference in 25 Pa. Code § 122.3. These Emission Guidelines apply to all existing HMIWI units which have commenced construction on or before June 20, 1996.

The Department of Environmental Protection (Department) has determined that the affected HMIWI units listed as follows are subject to the Emission Guidelines.

New or revised Federally enforceable State operating permits (FESOP), Title V operating permits or plan approvals, when necessary, will be submitted to the EPA as the legally enforceable mechanism to implement the Subpart Ce requirements.

Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, Attn: Mark Carmon, (570) 826-2531.

OP 39-301-062A. Lehigh Valley Hospital—Cedar Crest, Salisbury Township, **Lehigh County.** *Primary Emissions:* Hazardous air pollutants (HAPs). *Affected HMIWI unit:* Environmental Control Products Model 750T ECP hospital/medical/infectious waste incinerator with afterburner, 540 lbs/hr.

OP 39-301-062A. Lehigh Valley Hospital—17th and Chew Streets, City of Allentown, **Lehigh County.** *Primary Emissions:* Hazardous air pollutants (HAPs). *Affected HMIWI unit:* Environmental Control Products Model 500T hospital/medical/infectious waste incinerator with afterburner, 400 lbs/hr.

OP 40-301-078A. Geisinger Wyoming Valley Medical Center, Plains Township, **Luzerne County.** *Primary Emissions:* Hazardous air pollutants (HAPs). *Affected HMIWI unit:* Penram Model 300-1500K-18-2S hospital/medical/infectious waste incinerator with afterburner and Venturi scrubber air pollution control device, 300 lbs/hr.

OP 40-301-071A. American Red Cross Regional Blood Center, Hanover Township, **Luzerne County.** *Primary Emissions:* Hazardous air pollutants (HAPs). *Affected HMIWI unit:* Atlas Model CFA-66IF hospital/medical/infectious waste incinerator with afterburner, 340 lbs/hr.

OP 58-301-005A. Barnes-Kasson County Hospital, Susquehanna Borough, **Susquehanna County.** *Primary Emissions:* Hazardous air pollutants (HAPs). *Affected HMIWI unit:* Hoskinson-Peace Model B Class III hospital/medical/infectious waste incinerator with afterburner, 250 lbs/hr.

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

33-00108: Brookville Hospital, Inc. (100 Hospital Road, Brookville, PA 15825), in Brookville Borough, **Jefferson County.** *Primary Emissions:* Sulfur oxides (SO₂), nitrogen oxides (NO_x), carbon monoxide (CO), hazardous air pollutants (HAPs), and particulate matter (PM). *Affected HMIWI Unit:* Source ID 101, Cleaver Brooks hospital/medical/infectious waste incinerator, 175 pounds/hr. *Other Sources:* 5 boilers and 2 emergency generators.

42-00154: Bradford Regional Medical Center (116 Interstate Parkway, Bradford, PA 16701), in Bradford, **McKean County.** *Primary Emissions:* Sulfur oxides (SO₂), nitrogen oxides (NO_x), carbon monoxide (CO), hazardous air pollutants (HAPs), and particulate matter (PM). *Affected HMIWI Unit:* Source ID 101, Consumat Systems Inc. hospital/medical/hazardous waste incinerator, 175 pounds/hr. *Other Sources:* 2 boilers and 3 emergency generators.

37-00144: Jameson Memorial Hospital (1211 Wilmington Avenue, New Castle, PA 16105), in New Castle, **Lawrence County.** *Primary Emissions:* Sulfur oxides (SO₂), nitrogen oxides (NO_x), carbon monoxide (CO), hazardous air pollutants (HAPs), and particulate matter (PM). *Affected HMIWI Unit:* Eurich-Falcone hospital/medical/hazardous waste incinerator, 300 pounds/hr. *Other Sources:* 3 boilers and 3 emergency generators.

25-00688: Hamot Medical Center (201 State Street, Erie, PA 16555), in Erie, **Erie County.** *Primary Emissions:* Sulfur oxides (SO₂), nitrogen oxides (NO_x), carbon monoxide (CO), hazardous air pollutants (HAPs), and particulate matter (PM). *Affected HMIWI Unit:* Source ID I01, Cleaver Brooks hospital/medical/hazardous waste incinerator, 1,060 pounds/hr. *Other Sources:* 3 boilers and 6 emergency generators.

Copies of the draft permits or plan approvals and other relevant information are available for public inspection and additional information may be obtained by contacting the appropriate Regional Office between the hours of 8 a.m. and 3:30 p.m., Monday through Friday, except holidays.

Interested persons may submit written comments, suggestions or objections concerning the proposed permits or plan approvals to the Regional Office noted above within 30 days of publication of this notice. Written comments submitted to the Department during the 30-day public comment period shall include the name, address and telephone number of the persons submitting the comments, along with the permit number of the proposed permit.

The commentator should include a concise statement of objections to the issuance of the revised permit or plan approval and the relevant facts upon which the objections are based.

A public hearing will subsequently be held for all HMIWI which will be shutting down, and have requested an extension beyond the 1 year compliance deadline specified in the draft permit or plan approval. The Department reserves the right to hold a public hearing on all other proposed actions based upon the information received during the public comment period and will provide notice of each hearing at least 30 days prior to the date of the hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation where the facility is located.

PLAN APPROVALS

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

Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, (570) 826-2531.

13-318-003A: Kovatch Corp. (One Industrial Complex, Nesquehoning, PA 18240), for modification of a paint spray operation in Nesquehoning Borough, **Carbon County.**

13-399-007: Panther Creek Partners (1001 Industrial Road, Nesquehoning, PA 18240), for construction of an ash handling/storage system in Nesquehoning Borough, **Carbon County.**

39-313-029E: Carpenter Insulation Co. (P. O. Box 124, Foglesville, PA 18051), for modification of a polystyrene production operation in Upper Macungie Township, **Lehigh County.**

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

PA-63-096A: Union Electric Steel Corp. (P. O. Box 465, Carnegie, PA 15106), for installation of one forging two annealing furnaces at Harmon Creek Plant in Smith Township, **Washington County.**

PA-11-434A: Laurel Land Development, Inc. (P. O. Box 692, Carrolltown, PA 15722), for installation of sandstone crushing process at Chickaree Quarry in Jackson Township, **Cambria County**.

PA-65-181A: Chestnut Ridge Foam, Inc. (P. O. Box 781, Latrobe, PA 15650), for installation of polyurethane foam molding manufacturing at the Latrobe Plant in Derry Township, **Westmoreland County**.

PA-65-890B: Carbide Corp. (900 Main Street, P. O. Box 228, Lowber, PA 15660), for installation of vacuum dryer and attritor mill at the Lowber Facility in Sewickley Township, **Westmoreland County**.

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

PA-25-095F: Lord Corp. (1635 West 12th Street, Erie, PA 16514), for construction of a metal treatment tank and installation of a scrubber in the City of Erie, **Erie County**.

Notice of Intent to Issue

Plan Approval OP-53-0009D

National Fuel Gas Supply Corporation

National Fuel Gas Supply Corp. (P. O. Box 2081, Erie, PA 16512) has submitted an application to the Department of Environmental Protection (Department) for plan approval to modify a natural gas-fired 3,200 horsepower reciprocating internal combustion engine (Engine 1A) at the Ellisburg Compressor Station in Allegany Township, Potter County. The modification consists of increasing the engine speed from 750 RPM to 1,000 RPM and the engine horsepower from 3,200 to 4,445. The information provided by the applicant and the Department's own analysis indicates that the modification may potentially result in a 19.36 ton per year increase in the respective engine's emission of nitrogen oxides, a 36.75 ton per year increase in its emission of carbon monoxide, a 19.36 ton per year increase in its emission of volatile organic compounds and a 1.95 ton per year increase in its emission of hazardous air pollutants (of which 1.22 tons per year will be formaldehyde). A preliminary review of the information submitted by National Fuel Gas Supply Corporation indicates that the proposed modification will meet all applicable air quality requirements including the New Source Review requirements specified in 25 Pa. Code §§ 127.201—127.217. Based on this finding, the Department intends to approve the application and issue a plan approval to modify the respective engine.

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

1. The engine is to be modified in accordance with the plans submitted with the application (as approved in this plan approval).

2. The plan approval is issued for the modification of a Caterpillar G3616 natural gas-fired 3,200 brake horsepower reciprocating internal combustion engine (Engine 1A). The modification consists of increasing the engine's speed from 750 RPM to 1,000 RPM and its horsepower from 3,200 to 4,445 which will result in the following increases in the engine's potential to emit air contaminants:

Air Contaminant	Increase (tons per 12 consecutive month period)
Nitrogen oxides (NO _x , expressed as NO ₂)	19.36
Carbon monoxide (CO)	36.75
Volatile organic compound (VOCs)	19.36
Combined hazardous air pollutants (HAPs)	1.95
Formaldehyde	1.22

3. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the Department has preliminarily determined that the nitrogen oxides emissions (NO_x, expressed as NO₂) from the modified engine shall not exceed 15.7 pounds per hour and 68.77 tons in any 12 consecutive month period, the carbon monoxide emissions shall not exceed 22.5 pounds per hour and 98.55 tons in any 12 consecutive month period, the volatile organic compound emissions shall not exceed 8.8 pounds per hour and 38.54 tons in any 12 consecutive month period, the combined emission of all hazardous air pollutants shall not exceed 1.59 pounds per hour and 6.96 tons in any 12 consecutive month period and the formaldehyde emissions shall not exceed .991 pounds per hour and 4.34 tons in any 12 consecutive month period. The Department reserves the right to establish more stringent air contaminant emission limitations for this engine should emission testing or other data demonstrate that lower emission rates are reasonably achievable.

4. Within 120 days of modifying the engine, the company shall perform nitrogen oxides, carbon monoxide, volatile organic compound and formaldehyde stack testing upon the engine while the engine is being operated at maximum capacity. The stack testing shall consist of at least three separate test runs for each pollutant and shall be performed using stack test procedures which are acceptable to the Department.

5. At least 45 days prior to the scheduled performance of the stack testing required by condition 4, the company shall submit a test plan or protocol to the Department. This plan shall contain a description of the specific testing and analytical procedures to be used in performing the testing, a listing of all engine operating parameters to be monitored during test performance and dimensioned drawings or sketches of the test port locations showing the upstream and downstream ductwork, and the like configuration.

6. The Department shall be given at least 14 days advance notice of the scheduled dates and times for the performance of the testing required by condition 4. The Department is under no obligation to accept the results of any testing performed without adequate advance notice having been provided.

7. Within 60 days of the completion of the testing required by condition 4, three copies of a test report shall be submitted to the Department. This report shall contain the results of the stack testing reported in pounds per hour, a description of the testing and analytical procedures actually used, the horsepower and speed at which the engine was operated during each test run, all other engine operating data recorded during the testing, a copy of all raw data and a copy of all calculations generated during data analysis.

8. In addition to the testing required by condition 4, the engine shall be tested for nitrogen oxides emissions twice per year using a portable emission analyzer and sampling procedure which has been approved by the

Department. This testing shall be performed between March 1 and April 30 and between October 1 and November 30. The first such occurrence of portable analyzer testing need not occur, however, until the testing required by condition 4 has first been completed. At least 60 days prior to the first occurrence of portable analyzer testing, the company shall submit a portable analyzer sampling plan or protocol to the Department for evaluation. Additionally, a test report containing the results of the testing and identifying the horsepower and speed at which the engine was operated during the testing shall be submitted to the Department within 30 days of the completion of each occurrence of testing.

9. The engine shall be fired only on pipeline quality natural gas.

10. The company shall maintain comprehensive accurate records of engine speed, spark position, developed torque, fuel manifold pressure, air manifold pressure, air manifold temperature and the number of hours the engine is operated each month. All records made under this condition are to be retained for at least 5 years and shall be made available to the Department upon request.

11. Under the New Source Review provisions of 25 Pa. Code §§ 127.201—127.217, the engine shall not be operated at a horsepower in excess of 3,200 or a speed in excess of 750 RPM until National Fuel Gas is first in possession of 66.15 tons of Department-approved volatile organic compound emission reduction credits (unless the Department determines that a lesser amount of emission reduction credits must be obtained due to the availability of onsite generated volatile organic compound emission reduction credits which can be used for netting purposes).

12. Issuance of an operating permit for the modified engine is contingent upon the engine being modified, and subsequently maintained and operated, as described in the application and supplemental materials submitted for plan approval, as well as in accordance with all conditions contained herein, and upon satisfactory demonstration that any air contaminants emitted from the modified engine are in compliance with the limitations specified in any condition contained herein and the requirements specified in, or established under, any applicable rule or regulation contained in 25 Pa. Code Article III.

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

14. All conditions contained in Plan Approval OP-53-0009C which are not specifically superseded or modified by a condition or conditions contained herein shall remain in effect.

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

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

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

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

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

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

16. Notification required as a result of any condition herein should be directed to: Richard L. Maxwell, Jr., Chief, Engineering Services, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 327-3640.

The conditions listed above are intended to identify the respective air contamination source, establish allowable air contaminant emission rates and source operating requirements and establish appropriate testing, monitoring, recordkeeping and reporting requirements.

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

Persons wishing to protest the issuance of the plan approval or wishing to provide the Department with additional information which they believe should be considered prior to the issuance of the plan approval may submit the protest or information to the Department at the address listed as follows. Protests or comments must be received by the Department within 30 days from the last date of publication of this notice to be considered. Each written protest or comment must include the following: name, address and telephone number of the person submitting the protest or comment, identification of the proposed plan approval (OP-53-0009D) and a concise explanation of the reasons for the protest or the relevance of the comments.

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

Written protests, comments or requests for a public hearing should be directed to David W. Aldenderfer,

Regional Air Quality Program Manager, Department of Environmental Protection, Northcentral Region, Field Operations, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 327-3648.

For additional information regarding the Department's analysis of the plan approval application, contact Richard L. Maxwell, Jr., Chief Engineering Services, Air Quality Program, Department of Environmental Protection, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 327-3745.

**Public Notification to Solicit Comments
on Plan Approval Application No. PA-46-0005H**

Under 25 Pa. Code § 127.44, the Department of Environmental Protection (Department) is soliciting comments on the proposed Air Quality Plan Approval for Merck & Co., Inc. (company), Sumneytown Pike, West Point, Upper Gwynedd Township, Montgomery County, PA for the construction of two boilers and a combustion turbine. The two boilers and combustion turbine are described in the company's plan approval application of August 28, 1998, and subsequent supplemental submissions. With the addition of the two boilers and combustion turbine, the company's contemporaneous 5-year increase in the emission of nitrogen oxides (NO_x) and volatile organic compounds (VOCs) is 149.8 tpy and 23.9 tpy, respectively. Because the contemporaneous 5-year increase for Merck & Co., Inc., is greater than 25 tpy of NO_x, the company is required to provide emission reduction credits for NO_x in the amount of 194.8 tpy, prior to the start-up of the two boilers and combustion turbine.

Copies of the application, technical review by the Department, and other supporting documents used in the evaluation are available for public inspection between the hours of 8 a.m. and 4 p.m. weekdays at the address shown as follows. To make an appointment, contact Records Management at (610) 832-6268, for an appointment.

Based on the information provided by the applicant and the Department's own analysis, the proposed boilers and combustion turbine would emit:

<i>Pollutant</i>	<i>Emission Rate, tpy</i>
Nitrogen oxides	144.8 tons per year
Carbon monoxide	271.5 tons per year
Volatile organic compounds	15.9 tons per year
Sulfur dioxide	48.1 tons per year
Particulate matter < 10 µm	65.2 tons per year
Particulate matter	43.2 tons per year

Based on the information provided by the applicant and the Department's own analysis, the proposed boilers and combustion turbine would consume the following increments:

<i>Pollutant</i>	<i>Ambient Air Quality Impact</i>
Nitrogen dioxide	0.68 µg/m ³ (annual avg.)
Carbon monoxide	112.4 µg/m ³ (1 hour avg.) and 49.0 µg/m ³ (8 hour avg.)
Sulfur dioxide	14.1 µg/m ³ (3 hour avg.), 4.0 µg/m ³ (24 hour avg.), and 0.36 µg/m ³ (annual avg.)
Particulate matter < 10µm	3.2 µg/m ³ (24 hour avg.) and 0.30 µg/m ³ (annual avg.)

To assure compliance with the applicable standards, the Department has placed the following conditions in the proposed Plan Approval:

1. Operational Limitations

A. The emissions of nitrogen oxides from Cogen III shall be controlled by the use of dry low NO_x combustor technology.

B. The emissions of nitrogen oxides from the No. 8 and No. 10 boilers shall be controlled by the use of low NO_x burners, flue gas recirculation and a selective catalytic reduction system.

C. The company shall construct, operate and maintain the No. 8 and 10 boilers and the combustion turbine in accordance with manufacturer's specifications as well as good air pollution control practices.

D. The company shall properly maintain the No. 8 and 10 boilers by the following steps listed as follows.

i. The company shall conduct an annual adjustment or tune-up on the combustion units. This adjustment shall include, but not be limited to the following:

(1) Inspection, adjustment, cleaning or replacement of fuel burning equipment, including the burners and moving parts necessary for proper operation as specified by the manufacturer.

(2) Inspection of the flame pattern or characteristics and adjustments necessary to minimize total emissions of NO_x and to the extent practicable minimize emissions of CO.

(3) Inspection of the air-to-fuel ratio control system and adjustments necessary to ensure proper calibration and operation specified by the manufacturer.

ii. The company shall record each adjustment conducted under the procedures in paragraph in a permanently bound logbook or other method approved by the Department. This log shall contain, at a minimum, the following information:

- (1) The date of the tuning procedure.
- (2) The name of the service company and technicians.
- (3) The final operating rate or load.
- (4) The final CO and NO_x emission rates.
- (5) The final excess oxygen rate.

E. The No. 8 and 10 boilers are subject to Subpart Db of the Standards of Performance for New Stationary Sources (NSPS) and the combustion turbine is subject to Subpart GG of the NSPS. Each shall comply with all applicable requirements of their respective Subparts. 40 CFR 60.4 requires submission of copies of all requests, reports, applications, submittals and other communications to both the EPA and the Department. The EPA copies shall be forwarded to: Director, Air, Toxics and Radiation Division, U. S. EPA, Region III, 1650 Arch Street, Philadelphia, PA 19103

F. The hours of operation of the No. 8 boiler, No. 10 boiler and Cogen III combustion turbine shall not be limited.

G. The sulfur content of the No. 2 fuel oil combusted in the No. 8 and No. 10 boilers shall not, at any time, exceed 0.05%, by weight. Additionally, the No. 2 fuel oil shall not, at any time, contain reclaimed or waste oil or other waste materials.

H. The company shall combust only natural gas in Cogen III combustion turbine.

I. The company shall limit the amount of No. 2 fuel oil combusted in the No. 8 boiler to 3,250,000 gallons, or less, in a 12 month rolling period.

J. The company shall limit the amount of No. 2 fuel oil combusted in the No. 10 boiler to 3,250,000 gallons, or less, in a 12 month rolling period.

K. The company shall install a fuel meter, or equivalent on the fuel oil supply line to the No. 8 and 10 boilers.

L. The company shall, upon Department request, provide fuel analyses, or fuel samples, of the fuel used in the No. 8 and 10 boilers.

M. The following conditions apply to the operation of the selective catalytic reduction units (SCR) on the No. 8 and 10 boilers.

i. The company shall be equipped with a magnehelic pressure drop gauge, or equivalent, to monitor the pressure drop across the catalyst bed.

ii. The company shall install a certified continuous emission monitor to monitor the temperature of the exhaust into the SCR catalyst chamber.

iii. Equipment (a rotameter or equivalent, as approved by the Department) shall be provided so that the flow rate of reagent to the SCR can be measured.

iv. The company shall install, operate and maintain the SCR system in accordance with the manufacturer's specifications and good air pollution control practices.

v. The maximum inlet temperature of the SCR system shall be determined prior to the issuance of the operating permit.

N. Within 1 hour of discovery, the company shall notify the Department, at (610) 832-6241, of any malfunction of

the sources or associated air cleaning devices which results in, or may possibly be resulting in, the emission of air contaminants in excess of the limitations specified in, or established under, any applicable rule or regulation contained in 25 Pa. Code Article III. A written report shall be submitted to the Department within 5 working days following the incident describing the malfunctions and corrective actions taken.

2. Construction Schedule

A. The company shall commence construction of Cogen III combustion turbine and the No. 8 boiler by March 31, 2001 (Phase I).

B. The company shall commence construction of the No. 10 boiler by December 1, 2002 (Phase II).

C. This Plan Approval to construct becomes invalid if: 1) Construction, as defined in 40 CFR 52.21(b)(8), is not commenced by March 31, 2001; or 2) Construction is discontinued for a period of 18 months or more.

D. If the company does not commence construction of the No. 10 boiler by December 1, 2002, then the company shall submit a new plan approval application for the No. 10 boiler. The plan approval application for the No. 10 boiler shall be in conformance with all applicable rules and regulations of the Department.

3. Emission Limitations

A. The following air contaminant emission limits are approved for the No. 8 boiler.

<i>Pollutant</i>	<i>Emission Limitation When Firing Natural Gas</i>	<i>Emission Limitation When Firing No. 2 Fuel Oil</i>	<i>Annual Emission Rate¹</i>
Nitrogen oxides (NOx)	0.012 lb/MMBtu	0.1 lb/MMBtu	32.9 tpy
Volatile organic compounds (VOCs)	0.01 lb/MMBtu	0.011 lb/MMBtu	3.1 tpy
Carbon monoxide (CO)	0.37 lb/MMBtu	0.38 lb/MMBtu	55.4 tpy
Particulate matter (PM)	0.01 lb/MMBtu	0.06 lb/MMBtu	10.6 tpy
Particulate matter < 10 µm			10.6 tpy
Sulfur dioxide (SO ₂)	0.006 lb/MMBtu	0.052 lb/MMBtu	16.9 tpy

¹Based on a 12 month rolling sum calculated monthly.

B. The following air contaminant emission limits are approved for the No. 10 boiler.

<i>Pollutant</i>	<i>Emission Limitation When Firing Natural Gas</i>	<i>Emission Limitation When Firing No. 2 Fuel Oil</i>	<i>Annual Emission Rate¹</i>
Nitrogen oxides (NOx)	0.012 lb/MMBtu	0.1 lb/MMBtu	32.9 tpy
Volatile organic compounds (VOCs)	0.01 lb/MMBtu	0.011 lb/MMBtu	3.1 tpy
Carbon monoxide (CO)	0.37 lb/MMBtu	0.38 lb/MMBtu	55.4 tpy
Particulate matter (PM)	0.01 lb/MMBtu	0.06 lb/MMBtu	10.6 tpy
Particulate matter < 10 µm			10.6 tpy
Sulfur dioxide (SO ₂)	0.0006 lb/MMBtu	0.052 lb/MMBtu	16.9 tpy

¹Based on a 12 month rolling sum calculated monthly.

C. The following air contaminant emission limits are approved for Cogen III combustion turbine.

<i>Pollutant</i>	<i>Emission Limitation When Firing Natural Gas</i>	<i>Annual Emission Rate¹</i>
Nitrogen oxides (NOx)	9 ppmvd @ 15% O ₂	79.1 tpy
Volatile organic compounds (VOCs)	0.004 lb/MMBtu	9.6 tpy
Carbon monoxide (CO)	67 ppmvd @ 15% O ₂	160.7 tpy
Particulate matter (PM)	5 lbs/hr	22.0 tpy
Particulate matter < 10 µm		43.9 tpy
sulfur dioxide (SO ₂)	0.006 lb/MMBtu	14.4 tpy

¹Based on a 12 month rolling sum calculated monthly.

D. The company shall comply with the provisions contained in 25 Pa. Code § 123.31(b), regarding malodors.

E. The No. 8 and No. 10 boilers shall comply with the provisions contained in 40 CFR 60.43b(f) or 25 Pa. Code § 123.41, whichever is more stringent.

F. The Cogen III combustion turbine shall comply with the provisions contained in 25 Pa. Code § 123.41, regarding visible emissions.

4. Emission Reduction Credit Requirements

A. The company shall not operate the No. 8 boiler, the No. 10 boiler and the Cogen III combustion turbine until the required emission reduction credits are processed through the ERC registry.

B. The company is required to provide emission offsets in the amount of 194.8 tons per year of NO_x and 48.5 tons per year of VOCs to offset emissions increases of 149.8 tons per year of NO_x and 37.3 tons per year of VOCs.

5. NO_x Allowance Requirements

A. The following conditions apply only to Cogen III combustion turbine.

B. The company shall comply with the applicable regulations contained in 25 Pa. Code §§ 123.101–123.120.

C. The company shall establish a compliance account prior to the commencement of operations and is responsible to acquire any required NO_x allowances from those available in the NATS (25 Pa. Code § 123.117(a)).

6. Monitoring Requirements

A. The company shall install, operate and maintain continuous emission monitors for nitrogen oxides, oxygen, carbon monoxide; and opacity on the No. 8 boiler, No. 10 boiler and Cogen III combustion turbine.

B. The continuous emission monitoring system for the parameters in Condition 4.A. must be approved by the Department. The continuous emission monitoring system shall be installed, operated and maintained in accordance with the requirements of 25 Pa. Code Chapter 139. Proposals containing the information as listed in Phase I section of the Department's *Continuous Source Monitoring Manual* for the continuous emission monitoring system must be submitted at least 3 months prior to the start-up of the No. 8 boiler, No. 10 boiler or Cogen III combustion turbine.

C. The continuous emission monitoring system shall be maintained and operated to achieve the following data availability requirements.

<i>Requirement</i>	<i>Monitored Pollutants or Parameters NO_x, Opacity, Oxygen and Temperature</i>
Data Availability:	≥90% valid hours/calendar month ≥95% valid hours/calendar quarter
Valid Hour:	≥75% valid readings (45 minutes/hour)

D. Continuous monitoring shall be conducted at the locations approved by the Department for the following:

i. Temperature shall be monitored prior to the inlet of the SCR system.

ii. Oxygen shall be monitored downstream of the air pollution control equipment.

iii. Nitrogen oxides shall be monitored downstream of the air pollution control equipment.

iv. Opacity shall be monitored downstream of the air pollution control equipment.

E. The continuous monitors shall be operated in such a manner as to determine compliance with the applicable limits in Conditions 3.A., 3.B., 3.C., 3.E. and 3.F., of this plan approval.

F. For the purpose of determining compliance with this plan approval, the oxygen content, as monitored upstream of the air pollution control equipment, shall be used wherever the oxygen content is required to be adjusted to 7% O₂, unless otherwise specified by the Department.

G. The company shall continuously monitor the amount reagent being injected.

H. The company shall, on a monthly basis, monitor the amount of No. 2 fuel oil combusted in the No. 8 boiler and No. 10 boiler to determine compliance with Conditions 1.K. and 1.L.

7. Testing Requirements

A. Within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after the initial start-up of the facility, the owner or operator shall conduct performance tests as per Sections 60.8 and 40 CFR Part 60, Subparts Db and Gg and 25 Pa. Code Chapter 139.

B. The initial stack shall be for nitrogen oxides, carbon monoxide, volatile organic compounds, ammonia slip and particulate matter.

C. At least 30 days prior to the test, the Regional Air Quality Manager shall be informed of the date and time of the test.

D. At least 60 days prior to the test, the company shall submit to the Department for approval the procedures for the test and a sketch with dimensions indicating the location of sampling ports and other data to ensure the collection of representative samples.

E. Within 30 days after the source tests, two copies of the complete test report, including all operating conditions, shall be submitted to the Regional Air Quality Manager for approval. All test reports shall be complete and include all operating conditions.

8. Recordkeeping and Reporting Requirements

Sufficient data shall be recorded, in a format approved by the Department, so that compliance with the conditions in this Plan Approval can be determined. Records shall be kept for a minimum of 5 years and shall be made available to the Department upon request.

A. The company shall maintain records on all air pollution control system performance evaluations and records of calibration checks, adjustments and maintenance performed on all equipment which is subject to this Plan Approval.

B. The company shall maintain a copy of the manufacturer's specifications for the No. 8 boiler, the No. 10 boiler and Cogen III combustion turbine onsite.

C. The company shall maintain a copy of the manufacturer's specifications for all CEMs that are required by this plan approval.

D. The company shall keep a record of all the stack tests that are required in this Plan approval.

E. The company shall keep a monthly record of the fuel monitoring that is required by Condition 6.H.

F. The company shall keep a record of the date of the malfunction, the time of the malfunction, the cause of the malfunction and the action taken to correct the malfunction.

G. The company shall keep a record, on a monthly basis, of the emissions from the No. 8 boiler, the No. 10 boiler and the Cogen III combustion turbine to demonstrate compliance with Conditions 3.A., 3.B. and 3.C.

H. The company shall keep all records that are required under 40 CFR Part 60 Subparts Db and GG.

Persons wishing to provide the Department with additional information they believe should be considered prior to the issuance of the Plan Approval may submit the information to the address shown as follows. Written comments should include the following:

1. Name, address and telephone number of the person submitting comments.

2. Identification of the proposed Plan Approval; No. PA-46-0005H.

3. Concise statement regarding the relevancy of the information or objections to issuance of the Plan Approval.

Requests for a public fact finding conference or hearing may also be made by writing the Department at the address shown as follows. A public conference may be held if the Department in its discretion decides that such a conference is warranted on the basis of the information received. Persons who have submitted comments or have requested a conference will be notified of the decision to hold such a conference by publication in a newspaper or the *Pennsylvania Bulletin*, or by telephone, where the Department determines the notification by telephone is sufficient.

Written remarks from the public will be addressed by the Department during the review process before a final action is taken on the proposal. A summary report addressing the concerns raised by the public will be released should the Department decide to issue the Plan Approval.

Written remarks should be sent to Francine Carlini, Regional Air Quality Manager, Department of Environmental Protection, Southeast Regional Office, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

For additional information contact George A. Monasky, P.E., at (610) 941-5123.

MINING

APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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

The following permit applications to conduct mining activities have been received by the Department of Envi-

ronmental Protection (Department). A copy of the application is available for inspection at the District mining office indicated above each application. Where a 401 water quality certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for the certification.

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

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

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

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

Coal Applications Received

03980106. Thomas J. Smith Inc. (R. R. 1, Box 260D, Shelocta, PA 15774). Application received for commencement, operation and reclamation of a bituminous surface auger mine located in South Bend Township, **Armstrong County**, proposed to affect 94.1 acres. Receiving streams: Lindsay Run to Crooked Creek. Application received: May 28, 1999.

03890107R. McKay Coal Company, Inc. (R. R. 2, Templeton, PA 16259-9211). Renewal application received for continued reclamation of a bituminous surface mine located in Mahoning Township, **Armstrong County**.

Receiving streams: four unnamed tributaries to Cathcart Run and Cathcart Run; one unnamed tributary to Little Mudlick Creek. Renewal application received: June 2, 1999.

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

17960107. Waroquier Coal Company (P. O. Box 128, Clearfield, PA 16830), revision to an existing bituminous surface mine permit for a change in permit acreage from 40.7 to 41.3 acres, Greenwood Township, **Clearfield County**. Receiving streams: unnamed stream to West Branch Susquehanna River. Application received June 3, 1999.

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

Environmental Assessment

EA65-002SW. Environmental Assessment. **Consolidation Coal Company** (1800 Washington Road, Pittsburgh, PA 15241). To construct and maintain passive treatment facilities in approximately 21 acres of existing wetlands (PEM) to treat mine drainage that currently flows into the wetlands from the former Hutchison and Angelcyk Mines. The proposed project will enhance the existing wetland with recontouring and berm construction to increase detention time to improve the quality of the discharges prior to entering Little Sewickley Creek (TSF). The existing wetlands to be enhanced were created and are sustained by the mine discharges from abandoned Pittsburgh and Redstone coal seam mines. The site is located approximately 0.5 mile east of Cowansburg (Irwin, PA Quadrangle N: 0.5 inch; W: 17.0 inches) (the discharge from the wetland is located at Latitude 40°15'07", Longitude 79°45'00") in Sewickley Township, **Westmoreland County**.

APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

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

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

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

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

E15-618. Encroachment. **West Whiteland Twp.**, 222 N. Pottstown Pike, Exton, PA 19341. To remove an existing dilapidated bridge and to install, operate and maintain a 29.5 foot long × 19 foot wide × 7.5 foot high concrete box culvert at the same location in and along the 100 year floodway of Lionville Run (WWF), (a tributary to Valley Creek). The site is located approximately 80 feet west of the intersection of S. R. 100 and Township Line Road (Downingtown, PA Quadrangle N: 7.8 inches; W: 1.4 inches) in West Whiteland Township, **Chester County**.

E23-381. Encroachment. **PA DOT**, 200 Radnor Chester Rd., St. Davids, PA 19087-5178. To perform the following activities associated with the Baltimore Pike (S. R. 001, Section H05) Safety Improvement Project along a 4.2 mile segment of roadway which extends from a point just east of Brandywine Creek to a point just north of Thornton Road:

1. To operate, maintain and extend an existing 8-foot by 10-foot reinforced concrete box culvert situated in and along an unnamed tributary to Harvey Run (WWF-MF). The existing structure will be extended 10 linear feet on the downstream end. The proposed total length of the stream enclosure is 110 feet.

2. To relocate and maintain approximately 920 feet of stream channel along an unnamed tributary to Harvey Run through a new trapezoidal channel measuring approximately 865 linear feet at a point just downstream of the proposed culvert extension;

3. To extend and maintain two stormwater outfalls, a 15-inch RCP and a 24-inch RCP, into wetlands associated with roadway widening activities.

The site is located approximately 400 feet west of the intersection of Baltimore Pike (S. R. 0001) and Webb Road (S. R. 4022) (Wilmington North USGS Quadrangle N: 22.25 inches, W: 12.00 inches) in Chadds Ford Township, **Delaware County**.

E23-382. Encroachment. **Ridley School District**, 1001 Morton Avenue, Folsom, PA 19033-2997. To remove 1,050 foot segment of existing 72-inch reinforced concrete stream enclosure situated along an unnamed tributary of Little Crum Creek (WWF) and install and maintain a new 72-inch reinforced concrete stream enclosure measuring approximately 1,760 linear feet. This work will begin at Morton Avenue and extend downstream to outlet at Crum Creek. The relocation is necessary to accommodate the construction of the New Ridley High School (Ridley School District). The site is located directly adjacent to the existing Ridley High School, along Morton Avenue, approximately 1,000 feet northwest of its intersection with MacDade Boulevard (Lansdowne, PA USGS Quadrangle N: 2.5 inches; W: 12.1 inches) in Ridley Township, **Delaware County**.

Northeast Regional Office: Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

E39-367. Encroachment. **County of Lehigh**, 17 South Seventh Street, Allentown, PA 18101-2400. To maintain the existing Basin Street Bridge across the Little Lehigh Creek (HQ-CWF) with work consisting of scour repairs to bridge piers and the construction of deflectors in Little Lehigh Creek. The project is located east of Klines Island at the Basin Street Bridge over Little Lehigh Creek. (Allentown East, PA Quadrangle N: 18.6 inches; W: 11.6 inches), City of Allentown, **Lehigh County** (Philadelphia District, U. S. Army Corps of Engineers).

E64-204. Encroachment. **Camp Wayne for Girls**, Attn: Noel L. Corpuel, 12 Alleward Street, Lido Beach, NY 11561. To construct and maintain a fresh water recreational facility in Upper Twin Lake (HQ-CWF). The facility has overall dimensions of approximately 140 feet (lakeward) by 95 feet, and consists of floating dock areas with prefabricated mushroom anchors and partitioned swimming areas. An 88-foot by 48-foot area of the lake, adjacent to the shoreline will be covered by vinyl decking material. The project is located along the northern shoreline of Upper Twin Lake, (Lake Como—NY Quadrangle N: 21.4 inches; W: 13.0 inches), Preston Township, **Wayne County** (Philadelphia District, U. S. Army Corps of Engineers).

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

E21/292. Encroachment. **Monroe Township Municipal Authority**, 1220 Boiling Springs Rd., Mechanicsburg, PA 17055. To construct and maintain a sewage pump station within the 100-year floodway of Yellow Breeches Creek located in Leidighs Village (Mechanicsburg, PA Quadrangle N: 3.3 inches; W: 12.8 inches) in Monroe Township, **Cumberland County**.

E36-676. Encroachment. **PA Dept. of Transportation**, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17102. To remove the existing structure deck, construct and maintain a two span bridge using prestressed concrete box beams. The widening of the bridge abutments and center pier will impact a de minimis area of wetlands of 0.064 acre. Rock for scour protection will be placed at the bridge abutments and around the pier. The bridge has two clear spans of 61.2 feet each on a 42° 30" skew with a minimum underclearance of 6.7 feet over the Little Conestoga Creek (WWF) on SR 30, Section 010 (West Leg).

The permit authorized extension of two existing 6-foot diameter reinforced concrete pipe (RCP) culverts in tributary channels to the Little Conestoga Creek on SR 741 (Rohrerstown Road), at Station 335 for an additional 35 feet upstream and 33 feet downstream. The second RCP culvert located under US 30 at Station 441+95 will be extended an additional 16 feet upstream and 28 feet downstream.

The proposed highway and bridge improvements will permanently impact two wetland areas totaling 0.088 acre. One wetland site (WL1) is located adjacent to Route 30, east of Rohrerstown Road, and wetland (WL6) is located between Route 30 and Farmingdale Road. The project work limits include improving 7.5 miles of Route 30 and 0.9 mile of Route 283 (Lancaster, PA Quadrangle East End: N: 12.5 inches; W: 11.2 inches and West End: N: 10.9 inches; W: 15.8 inches) in East Hempfield and Manheim Townships, and the City of Lancaster, **Lancaster County**.

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

E12-113. Encroachment. **Independence Pipeline Company**, 500 Renaissance Center, Detroit, MI 48243-1902. To construct and maintain a natural gas pipeline, 36 inches in diameter, under Oviatt Branch (EV stream), five tributaries to Brewer Fork (EV), Havens Run (CWF), North Creek (HQ-CWF), Pepper Run (HQ-CWF), Waldy Run (HQ-CWF), a tributary to Waldy Run (HQ-CWF), Roaring Branch (HQ-CWF), Fourmile Run (CWF), Sinnemahoning Portage Creek (CWF), a tributary to Sinnemahoning Portage Creek (CWF), Lucore Hollow (CWF), Salt Run (CWF), a tributary to Salt Run (CWF), Rednor Hollow (CWF), Bucher Hollow (CWF), and McNuff Branch (HQ-CWF) and across eight wetlands. The pipeline in Cameron County beings at the northwest corner of Cameron County (Wildwood Fire Tower, PA Quadrangle N: 21.2 inches; W: 5.5 inches) and ends about 0.75 mile south of the intersection of Stream Mill Road with the Potter County/Cameron County Line (Emporium, PA Quadrangle N: 10.0 inches; W: 1.5 inches) in Shippen and Portage Townships, **Cameron County**. Total estimated stream disturbance is 240 feet and total temporary wetland impact is 0.5 acre.

E12-114. Encroachment. **Borough of Emporium**, 421 North Broad Street, Emporium, PA 15834. To remove gravel bars, restore channel capacity and do general maintenance as needed to protect and maintain the existing dike system along West Creek (HQ-CWF stream) and Driftwood Branch of Sinnemahoning Creek (TSF stream) located at the southern boundary of the Borough of Emporium (Emporium, PA Quadrangle N: 1.5 inches; W: 16.0 inches) in the Borough of Emporium, **Cameron County**. Total estimated stream disturbance is 800 feet.

E53-325. Encroachment. **Austin Borough**, P. O. Box 297, Austin, PA 16720. To remove the existing structure and to construct and maintain a concrete box culvert depressed 2 feet in the streambed with a span of 26 feet and a roadway width of 36 feet and a maximum underclearance of 6 feet with concrete wingwalls in Freeman Run on Elliott Street approximately 200 feet west of Rt. 872 (Austin, PA Quadrangle N: 1.71 inches; W: 12.40 inches) in Austin Borough, **Potter County**. The project will not impact on wetlands, while impacting approximately 60 feet of waterway. Freeman Run is a high quality stream.

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

E30-189. Encroachment. **Pennsylvania Department of Transportation**, Engineering District 12-0, P. O. Box 459, Uniontown, PA 15401. To remove the existing bridges and to construct and maintain a prestressed concrete I-beam bridge having a single normal span of 98.7 feet and an underclearance of 12.3 feet over South Fork Tenmile Creek (HQ-WWF). During construction, to maintain a Bailey-type temporary bridge having a normal span of 112.0 feet and an underclearance of 11.0 feet. This bridge is located on S. R. 0018 Section 03M approximately 4,000 feet north of Rogersville (Rogersville, PA Quadrangle N: 0.9 inch; W: 1.5 inches). Also to construct and maintain a prestressed concrete I-beam bridge having a single normal span of 122.2 feet and an underclearance of 16.6 feet over South Fork Tenmile Creek (HQ-WWF). During construction, to maintain a Bailey-type bridge having a normal span of 116.0 feet and an underclearance of 17.0 feet. This bridge is located on S. R. 0018 Section 04M approximately 1,000 feet south of Rogersville

(Rogersville, PA Quadrangle N: 0.6 inch; W: 3.6 inches). The applicant will place and maintain fill in a de minimis area of wetland (PEM) totaling 0.042 acre for the purpose of widening the bridge approaches and improving public safety in Center Township, **Greene County**.

E02-1274. Encroachment. **County of Allegheny, Department of Public Works**, 501 County Office Building, 542 Forbes Avenue, Pittsburgh, PA 15219-2904. To remove the existing bridge (Licks Run Bridge No. 10—LC 10) and to construct and maintain a 54 inch diameter culvert in an unnamed tributary to Licks Run (TSF). The bridge is located on Curry Road (Old Brownsville Road), just north from the intersection of Curry Road and Forest Avenue (Glassport, PA Quadrangle N: 14.3 inches; W: 15.8 inches) in South Park Township, **Allegheny County**.

E02-1275. Encroachment. **Municipality of Mt. Lebanon**, 710 Washington Road, Pittsburgh, PA 15228. To relocate and maintain 250 feet of a tributary to Sawmill Run (WWF) to eliminate erosion to the left bank properties. The site is located along the south side of McNeilly Road approximately 1,800 feet north of its intersection with Dewalt Drive (Pittsburgh West, PA Quadrangle N: 1.7 inches; W: 3.7 inches) in the Municipality of Mt. Lebanon, **Allegheny County**.

E26-256. Encroachment. **Fayette County Commissioners**, Court House, 61 East Main Street, Uniontown, PA 15401-1030. To remove the deck on Fayette County Bridge No. 12, having a clear span of 15.1 feet and an underclearance of 3.5 feet and to construct and maintain a new deck. The structure is located across Ramcat Run (CWF), on T-880 (Ramcat Hollow Road) at a point approximately 1 mile south of T-892 and T-880 intersection (Ohiopyle, PA Quadrangle N: 13.45 inches; W: .7 inch) in Henry Clay Township, **Fayette County**.

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

E24-209. Encroachment. **PA Department of Conservation and Natural Resources**, P. O. Box 8451, Harrisburg, PA 17105-8451. To remove the existing structure and to construct and maintain a single span prestressed concrete spread box beam bridge having a clean span of 11.4 meters and an underclearance of 1.8 meters on Red Run Road across Red Run (HQ-CWF, Wild Trout). The project is located on Red Run Road across Red Run approximately 4.3 kilometers north of the intersection of Red Run Road and S. R. 2004 (Quehanna Highway). This project will also utilize a rock lined stream ford as a temporary stream crossing for construction equipment approximately 8 meters upstream of the existing bridge (Driftwood, PA Quadrangle N: 6.5 inches; W: 16.4 inches) located in Benezette Township, **Elk County**.

E25-587. Encroachment. **Lake Pointe Community Church**, 32 Eagle Point Boulevard, Erie, PA 16511. To place fill in a total of 0.22 acre of wetland to provide a permanent access road into the property owned by Lake Pointe Community Church. This project is located on the north side of Iroquois Avenue (SR 0955) approximately 600 feet west of the intersection of Iroquois Avenue (SR 0955) and Walbridge Road. This project will also include creation of 0.22 acre of replacement wetland on this property adjacent to existing wetlands (Harborcreek, PA Quadrangle N: 5.8 inches; W: 1.5 inches) located in Harborcreek Township, **Erie County**.

E62-347. Encroachment. **Brokenstraw Valley Area Authority**, Box 155, Youngsville, PA 16371-0156. To place and maintain the following utility crossings and encroach-

ments as part of the Brokenstraw Valley Area Authority sewage collection and treatment system:

1. A directional placement of a 4-inch-diameter HDPE force main across and under the Allegheny River (WWF, 1-A Scenic River) (Youngsville, PA Quadrangle Latitude 41°48'18"; Longitude 79°16'51") in Brokenstraw and Pleasant Townships, Warren County.

2. An open cut placement of an 8-inch-diameter ductile iron pipe across and under Dunn Run (CWF) (Youngsville, PA Quadrangle Latitude 41°48'20"; Longitude 79°16'56") in Brokenstraw Township, Warren County.

3. An open cut placement of a 1.5-inch-diameter HDPE force main across and under a tributary to Allegheny River (WWF) (Youngsville, PA Quadrangle Latitude 41°48'00"; Longitude 79°17'08") in Brokenstraw Township, Warren County.

4. An open cut placement of a 14-inch-diameter ductile iron pipe across and under a tributary to Allegheny River (WWF) (Youngsville, PA Quadrangle Latitude 41°49'55"; Longitude 79°15'25") in Pleasant Township, Warren County.

5. An open cut placement of an 8-inch-diameter ductile iron pipe across and under Lenhart Run (CWF) (Youngsville, PA Quadrangle Latitude 41°49'40", Longitude 79°15'35") in Pleasant Township, Warren County.

6. An open cut placement of a 14-inch-diameter ductile iron pipe and a 12 inch diameter HDPE force main across and under Lenhart Run (CWF) (Youngsville, PA Quadrangle Latitude 41°49'41"; Longitude 79°15'41") in Pleasant Township, Warren County.

7. An open cut placement of a 4-inch-diameter HDPE force main across and under a tributary to Allegheny River (WWF) (Youngsville, PA Quadrangle Latitude 41°49'07"; Longitude 79°16'04") in Pleasant Township, Warren County.

8. An open cut placement of a 6-inch-diameter ductile iron pipe and a 4-inch-diameter HDPE force main across and under a tributary to Allegheny River (WWF) (Youngsville, PA Quadrangle Latitude 41°48'17"; Longitude 79°16'45") in Pleasant Township, Warren County.

9. An open cut placement of an 8-inch-diameter ductile iron pipe across and under Charley Run (CWF) (Youngsville, PA Quadrangle Latitude 41°48'13"; Longitude 79°16'46") in Pleasant Township, Warren County.

10. A 36-inch-diameter outfall and headwall structure in the Allegheny River (WWF, 1-A Scenic River) (Youngsville, PA Quadrangle Latitude 41°49'57"; Longitude 79°15'28") in Pleasant Township, Warren County.

11. A directional placement of a 10-inch-diameter HDPE force main across and under the Allegheny River (WWF, 1-A Scenic River) (Youngsville, PA Quadrangle Latitude 41°50'27"; Longitude 79°15'14") in Pleasant and Brokenstraw Townships, Warren County.

12. An open cut placement of a 10-inch-diameter HDPE force main across and under a tributary to Allegheny River (WWF) (Youngsville, PA Quadrangle Latitude 41°50'09"; Longitude 79°15'13") in Pleasant Township, Warren County.

13. An open cut placement of a 10-inch-diameter HDPE force main across and under Irvine Run (CWF) (Youngsville, PA Quadrangle Latitude 41°50'27"; Longitude 79°15'31") in Brokenstraw Township, Warren County.

14. A directional placement of a 10-inch-diameter HDPE force main across and under Brokenstraw Creek (CWF, Trout Stocked) (Youngsville, PA Quadrangle Latitude 41°50'20"; Longitude 79°15'48") in Brokenstraw Township, Warren County.

15. An open cut placement of a 14-inch-diameter ductile iron pipe across and under a tributary to Allegheny River (WWF) (Youngsville, PA Quadrangle Latitude 41°50'17"; Longitude 79°16'01") in Brokenstraw Township, Warren County.

16. An open cut placement of a 6-inch-diameter ductile iron pipe across and under a tributary to Allegheny River (WWF) (Youngsville, PA Quadrangle Latitude 41°50'24"; Longitude 79°16'05") in Brokenstraw Township, Warren County.

17. An open cut placement of a 14-inch-diameter ductile iron pipe across and under a tributary to Brokenstraw Creek (CWF) (Youngsville, PA Quadrangle Latitude 41°50'40"; Longitude 79°18'14") in Brokenstraw Township, Warren County.

18. An open cut placement of a 14-inch-diameter ductile iron pipe across and under Mead Run (CWF) (Youngsville, PA Quadrangle Latitude 41°50'41"; Longitude 79°20'01") in Brokenstraw Township, Warren County.

19. A directional placement of an 8-inch-diameter HDPE force main across and under Brokenstraw Creek (CWF, Trout Stocked) (Youngsville, PA Quadrangle Latitude 41°50'56"; Longitude 79°19'23") in Youngsville Borough, Warren County.

20. A directional placement of a 6-inch-diameter HDPE force main across and under Brokenstraw Creek (CWF, Trout Stocked) (Pittsfield, PA Quadrangle Latitude 41°49'59"; Longitude 79°22'57") in Pittsfield Township, Warren County.

21. A directional placement of a 6-inch-diameter HDPE force main across and under Brokenstraw Creek (CWF, Trout Stocked) (Pittsfield, PA Quadrangle Latitude 41°49'53"; Longitude 79°22'58") in Pittsfield Township, Warren County.

22. An open cut placement of an 8-inch-diameter ductile iron pipe and a 6 inch diameter HDPE force main across and under Andrews Run (CWF) (Pittsfield, PA Quadrangle Latitude 41°49'40"; Longitude 79°22'45") in Pittsfield Township, Warren County.

23. A directional placement of a 4-inch-HDPE force main across and under Little Brokenstraw Creek (CWF, Trout Stocked) (Pittsfield, PA Quadrangle Latitude 41°50'03"; Longitude 79°23'02") in Pittsfield Township, Warren County.

24. A directional placement of a 3-inch-diameter HDPE force main across and under Little Brokenstraw Creek (CWF, Trout Stocked) (Pittsfield, PA Quadrangle Latitude 41°50'36"; Longitude 79°23'22") in Pittsfield Township, Warren County.

25. An open cut placement of an 8-inch-diameter ductile iron pipe across and under a tributary to Little Brokenstraw Creek (CWF) (Youngsville, PA Quadrangle Latitude 41°50'20"; Longitude 79°21'40") in Brokenstraw Township, Warren County.

26. An open cut placement of an 8-inch-diameter ductile iron pipe across and under a tributary to Brokenstraw Creek (CWF) (Youngsville, PA Quadrangle Latitude 41°50'28"; Longitude 79°21'39") in Brokenstraw Township, Warren County.

27. A horizontal placement of an 8-inch-diameter PVC pipe in steel casing across and under Brokenstraw Creek (CWF, Trout Stocked) (Pittsfield, PA Quadrangle Latitude 41°48'53"; Longitude 79°26'50") in Pittsfield Township, Warren County.

28. An open cut placement of a 6-inch-diameter ductile iron pipe across and under Gar Run (CWF) (Pittsfield, PA Quadrangle Latitude 41°48'49"; Longitude 79°26'55") in Pittsfield Township, Warren County.

29. An open cut placement of a 2.5-inch-diameter HDPE force main across and under Hosmer Run (CWF) (Pittsfield, PA Quadrangle Latitude 41°48'33"; Longitude 79°27'29") in Pittsfield Township, Warren County.

30. A directional placement of a 4-inch-diameter HDPE force main across and under a wetland area (PSS) (Pittsfield, PA Quadrangle, Latitude 41°48'34"; Longitude 79°25'30") in Pittsfield Township, Warren County.

31. A directional placement of a 4-inch-diameter HDPE force main across and under Brokenstraw Creek (CWF, Trout Stocked) (Pittsfield, PA Quadrangle Latitude 41°48'32"; Longitude 79°25'29") in Pittsfield Township, **Warren County.**

ACTIONS

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

[National Pollution Discharge Elimination System
Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

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

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

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

WQM Permit No. 1599407. Sewerage. **Westtown Township**, 1081 Wilmington Pike, West Chester, PA 19382. Approval for the replacement of existing disinfection system with an ultraviolet (UV) radiation disinfection system located in Westtown Township, **Bucks County**.

WQM Permit No. 4699406. Sewerage. **Upper Salford Township**, P. O. Box 100, Salfordville, PA 18958-0100. Approval for the construction of a small flow STP to replace an existing malfunctioning onlot septic system located at Upper Salford Township, **Montgomery County**.

NPDES Permit No. PA0057681. Industrial waste. **Bi-County Fuels, Inc.**, 10 North Kearns Avenue, Chalfont, PA 18914, is authorized to discharge from a facility located in Chalfont Borough, **Bucks County** to West Branch of Neshaminy Creek.

NPDES Permit No. PA0043974. Sewerage. **Valley Forge Sewer Authority**, 331 Pawling Road, Phoenixville, PA 19460-2656, is authorized to discharge from a facility located in Schuylkill Township, **Chester County** to the Schuylkill River.

NPDES Permit No. PA0026964. Sewerage. **Montgomery County Sewer Authority**, P. O. Box 297, Oaks, PA 19456, is authorized to discharge from a facility located at Oaks WWTP in Upper Providence Township, **Montgomery County** to receiving waters named Schuylkill River.

Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

NPDES Permit No. PA-0060411. Sewerage. **Thornhurst Country Club Estates**, 143 Country Club Estates, Thornhurst, PA 18424, is authorized to discharge from a facility located in Lehigh Township, **Lackawanna County**, to Pond Creek.

NPDES Permit No. PA-0063045. Industrial waste. **The Recovery Group**, 270 Congress Street, Boston, MA 02210, is authorized to discharge from a facility located in Scott Township, **Lackawanna County**, to South Branch Tunkhannock Creek.

NPDES Permit No. PA-0060593. Sewerage. **Wilbar Realty Sanitary Company**, 1199 Laurel Run Road, Wilkes-Barre, PA 18702-9979, is authorized to discharge from a facility located in Rice Township, **Luzerne County**, to Nuangola Outlet to Little Wapwallopen Creek.

NPDES Permit No. PA-0061051. Sewerage. **Farda Associates, Inc.**, Route 715, Tannersville, PA 18372-0130, is authorized to discharge from a facility located in Pocono Township, **Monroe County**, to an unnamed Tributary to Pocono Creek.

Permit No. 1398404. Sewerage, **East Side Borough**, R.R. 1, White Haven, PA 18661. Permit to construct a sewage pumping station and a sanitary sewer collection and conveyance system in East Side Borough, **Carbon County**.

Permit No. 1399402. Sewerage. **East Side Borough**, R.R. 1, White Haven, PA 18661. Permit to construct a sanitary sewer collection and conveyance system in East Side Borough, **Carbon County**.

Southcentral Regional Office: Regional Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4795.

Permit No. 0699403-99-1. Sewerage. **Borough of Wyomissing**, 22 Reading Boulevard, Wyomissing, PA

19610. This permit approves the construction/operation of pump stations in Wyomissing Borough, **Berks County**.

Permit No. 2199402. Sewerage. **Mr. and Mrs. Mark W. Lehman**, 695 Center Road, Newville, PA 17241. This permit approves the construction of sewage treatment facilities in Lower Mifflin Township, **Cumberland County**.

Permit No. 2199403. Sewerage. **Hampden Township Sewer Authority**, 230 Sporting Hill Road, Mechanicsburg, PA 17055. This permit approves the construction of pump station in Hampden Township, **Cumberland County**.

Permit No. 3699402. Sewerage. **Robert C. Gardner**, 2520 Ironville Pike, Columbia, PA 17512. This permit approves the construction of sewage treatment facilities in West Hempfield Township, **Lancaster County**.

Permit No. 2899403. Sewerage. **Mr. and Ms. Kenneth E. Heckman**, 265 West Burkhardt Avenue, Chambersburg, PA 17201. This permit approves the construction of sewage treatment facilities in Hamilton Township, **Franklin County**.

Permit No. 2195425 T1. Sewerage. **Williams Grove Associates**, 20 Erford Road, Suite 215, Lemoyne, PA 17043. This permit transfers sewage treatment facilities to a new owner in Monroe Township, **Cumberland County**.

NPDES Permit No. PA0070335. Industrial waste. **McConway & Torley Corporation**, 230 Railroad Street, Kutztown, PA 19530, is authorized to discharge from a facility located in Kutztown Borough, **Berks County** to the receiving waters named Sacony Creek.

NPDES Permit No. PA0085928. Industrial waste. **Eldorado Properties Corporation**, 900 Eisenhower Boulevard, P. O. Box 2621, Harrisburg, PA 17105, is authorized to discharge from a facility located in Lower Swatara Township, **Dauphin County** to the receiving waters of an unnamed tributary to Laurel Run.

NPDES Permit No. PAG043617. Sewerage. **Mr. and Mrs. Mark W. Lehman**, 695 Center Road, Newville, PA 17241, is authorized to discharge from a facility located in Lower Mifflin Township, **Cumberland County** to the receiving waters named Doubling Gap Creek.

NPDES Permit No. PAG043610. Sewerage. **Robert C. Gardner**, 2520 Ironville Pike, Columbia, PA 17512, is authorized to discharge from a facility located in West Hempfield Township, **Lancaster County** to the receiving waters named Shawnee Run.

NPDES Permit No. PAG043618. Sewerage. **Kenneth and Mary M. Heckman**, 265 West Burkhardt Avenue, Chambersburg, PA 17201, is authorized to discharge from a facility located in Hamilton Township, **Franklin County** to the receiving waters of an unnamed tributary to Dennis Creek.

NPDES Permit No. PA0081795, Amendment No. 1. Sewerage. **Williams Grove Associates**, 20 Erford Road, Suite 215, Lemoyne, PA 17043, is authorized to discharge from a facility located in Monroe Township, **Cumberland County** to the receiving waters named Yellow Breches Creek.

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

NPDES Permit No. PA0009318. Industrial waste. **Alcan Cable**, 409 Reighard Avenue, Williamsport, PA 17701. Renewal granted to discharge treated industrial

wastewater to Fox Hollow Run. Facility is located at City of Williamsport, **Lycoming County**.

WQM Permit No. 49842910A1. Industrial waste. **Furman Foods Inc.**, R. D. 2, Northumberland, PA 17857. Permit amendments to replace Lagoon No. 2 with aeration tank and to construct a new sludge storage tank, the improvements are in preparation for the effluents limits contained in their current NPDES permit. Facility located at Point Township, **Northumberland County**.

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

WQM Permit No. 2599404. Sewage. **Millcreek Township Sewer Authority, Whispering Woods Estates, Phase I**, P. O. Box 8158, 3608 West 26th Street, Erie, PA 16505. This project is for the construction and operation of sewage treatment facilities in Millcreek Township, **Erie County**.

WQM Permit No. 6299406. Sewerage. **Todd Zimmerman, SRSTP**, 1071 Peterson Hollow Rd., Russell, PA 16345. Construction of Todd Zimmerman SRSTP located in Pine Grove Township, **Warren County**.

WQM Permit No. 4399409. Sewerage, **Donna Martin, SRSTP**, 353 Buckeye Dr., Sharpville, PA 16150

Construction of Donna Martin SRSTP located in Lackawannock Township, **Mercer County**.

NPDES Permit No. PA0220931. Sewage. **Butler County Club**, P. O. Box 348, Butler, PA 16003, is authorized to discharge from a facility located in Penn Township, **Butler County** to an unnamed tributary to Thorn Creek.

NPDES Permit No. PA0100650—Amendment No. 1. Sewage. **Forrest Brooke Mobile Home Park**, 7266 West Market Street, Mercer, PA 16137, is authorized to discharge from a facility located in Lackawannock Township, **Mercer County** to an unnamed tributary to Magargee Run.

INDIVIDUAL PERMITS

(PAS)

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

Northeast Regional Office: Regional Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10S036-1	ROMECC, INC Rt. 940, Box 99 Pocono Lake, PA 18347	Monroe Co. Stroud Twp.	Flagler Run & Wig Wam Run
PAS10S058	Pocono Mountains Ind. Park 556 Main St. Stroudsburg, PA 18360	Monroe Co. Coolbaugh Twp.	Red Run
PAS10U111	Triple Net Investments VII, L.P. c/o J. G. Petrucci Co., Inc. 171 Rt. 173, Suite 201 Asbury, NJ 08802	Northampton Co. Bethlehem Twp.	Monocacy Cr.
PAS10U107	Stuart W. Schooley Recreational Concept Development Corp. 4733 Hanoverville Rd. Bethlehem, PA 18020	Northampton Co. Lower Nazareth & Bethlehem Twps.	Monocacy Cr.
PAS10U110	Mr. Petrucci Lehigh Valley Industrial Holding, L.P. Rt. 173, Suite 201 Asbury, NJ 08802	Northampton Co. Forks Twp.	Bushkill Cr.

INDIVIDUAL PERMITS

(PAR)

Approvals to Use NPDES and/or Other General Permits

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

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

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

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

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

General Permit Type—PAG-2

Facility Location

<i>County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Butler County Adams Township	PAR10E106	John Quincy Adams 5895 Heckert Road Bakerstown, PA 15007	Unnamed Tributary to Breakneck Creek	Butler Conservation Dist. 122 McCune Drive Butler, PA 16001-65001 724-284-5270
Butler County Butler Township	PAR10E108	Sugar Creek Plan of Lots 9640 Babcock Blvd. Allison Park, PA 15101	Unnamed Tributary to Thorn Creek	Butler Conservation Dist. 122 McCune Drive Butler, PA 16001-65001 724-284-5270
Butler County Worth Township	PAR10E111	Pheasant Ridge Housing Plan 410 New Castle Road Slippery Rock, PA 16057	Wolf Creek	Butler Conservation Dist. 122 McCune Drive Butler, PA 16001-65001 724-284-5270
Elk County Ridgway Township	PAR102518	Ridgway Industrial Dev. Corp. P. O. Box 427 Ridgway, PA 15853	Gallagher Run	Elk Conservation District Elk County Courthouse P. O. Box 448 Ridgway, PA 15853 814-776-5373
Erie County Fairview Township	PAR10K125	Greater Erie Industrial Development Corporation 2103 East 33rd Street Erie, PA 16510	Brandy Run	Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 814-796-4203
Lackawanna County Olyphant Borough	PAR10N084	Ray DeGillio P. O. Box 114 Ransom, PA 18653	Eddy Cr.	Lackawanna CD 570-281-9495
Centre County Potter Township	PAR10F088	Neff Country Estates Louise and Russell Neff RR 1, Box 301 Centre Hall, PA 16828	Unt. Sinking Creek	Centre County CD

<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>
Centre County Potter Township	PAR10F094	Shaner Sports Complex State College Baseball Club 215 South Atherton St. State College, PA 16803	Unt. Spring Creek and Cedar Run	Centre County CD 16648 814-696-0877
East St. Clair Township West St. Clair Township Bedford County	PAR-10-0442	Larry Fischer Chestnut Ridge Area Joint Municipal Authority R.D. 1, Box A320 New Paris, PA 15554	Tributaries to Dunning Creek, Stone Creek, Adams Run and Barefoot Run	Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 814-696-0877
Bedford Township Bedford County	PAR-10-0443	W. E. Campbell Builders, Inc. Unit #13 764 Plaza Duncansville, PA 16635	Raystown Branch Juniata River	Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 814-696-0877
Spring Township Berks County	PAR-10-C276	Martin Farm Subdivision Phase 4 a/k/a Oak Meadows Apartments c/o Metropolitan MGM Group Inc. 502 Walnut Street Reading, PA 19601	Cacoosing Creek	Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 610-372-4657
York Township York County	PAR-10-Y388	Orchard Ridge Hantz Enterprises 188 Tyler Run Road York, PA 17403	Unt. to Codorus Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 717-840-7430
Windsor Township York County	PAR-10-Y344-1	Village of White Landing East Timothy F. Pasch 2215 East Market Street York, PA 17403	Beaver Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 717-840-7430
East Manchester Township York County	PAR-10-Y386	Orchard Business Lot 1G Tim Kinsley/Kinsley Construction Inc. 2700 Water Street York, PA 17403	Unt. to Little Conewago Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 717-840-7430
Hanover Borough York County	PAR-10-Y385	Wal Mart Jeffrey Doss Wal Mart Realty 200 S E 10th Street Bentonville, AR 72712-6489	Unt. to South Branch of Conewago	York County CD 118 Pleasant Acres Rd. York, PA 17402 717-840-7430
West Manheim Township York County	PAR-10-Y308-1	Gary A. Gregory 71 Pumping Station Road Hanover, PA 17331	Unt. to Indian Run	York County CD 118 Pleasant Acres Rd. York, PA 17402 717-840-7430
Penn Township York County	PAR-10-Y395	Keystone Construction Inc. Jerry Watson 30 Marianne Drive York, PA 17402	Gitts Run	York County CD 118 Pleasant Acres Rd. York, PA 17402 717-840-7430

General Permit Type—PAG-3

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Montgomery County Upper Merion Township	PAR210025	Allan A. Myers d/b/a Independence Construction Materials 240 East DeKalb Pike Bridgeport, PA 19405	Unnamed Tributary to Schuylkill River	Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Chester County South Coatesville Borough	PAR230069	Air Liquide America Corporation 12800 West Little York Houston, TX 77041	Unnamed Tributary to West Branch Brandywine Creek	Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Delaware County Eddystone Borough	PAR310001	Baker Petrolite Corporation—Client ID No. 131734 P. O. Box 5050 Sugarland, TX 77487-5050	Delaware River	Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Lycoming County Muncy Township	PAR114813	The Young Industries, Inc. P. O. Box 30 Muncy, PA 17756	West Br. Susquehanna	Northcentral 208 W. Third St. Williamsport, PA 17701 717-327-3664
Centre County Boggs Township	PAR804850	Davidson Brothers, Inc. 450 Runville Rd. Bellefonte, PA 16823	Wallace Run	Northcentral 208 W. Third St. Williamsport, PA 17701 717-327-3664

General Permit Type—PAG-4

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Waterford Township Erie County	PAG048592	Thomas A. and Karen D. Platz 12704 Smedley Rd. Waterford, PA 16441	Unnamed Tributary to French Creek	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 814/332-6942
Pine Grove Township Warren County	PAG048595	Todd Zimmerman 1071 Peterson Hollow Rd. Russell, PA 16345	Valentin Run	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 814/332-6942
Lackawannock Township Mercer County	PAG048593	Donna Martin 353 Buckeye Dr. Sharpsville, PA 16150	Unnamed Tributary Harthegig Run	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 814/332-6942

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Greenfield Township Erie County	PAG048588	Jean M. Bridgham 9636 Donlin Rd. Erie, PA 16510	Unnamed Tributary to Six Mile Creek	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-8

<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>
North Woodbury Township Blair County	PAG-08-3534	Martinsburg WWTP P. O. Box 307 133 East Allegheny Street Martinsburg, PA 16662-0307	N/A	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lititz Borough Warwick Township Lancaster County	PAG-08-3535	Lititz WWTP 50 Lititz Run Road Lititz, PA 17543	N/A	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Smithfield Township Huntingdon County	PAG-08-3536	Huntingdon WWTP Borough of Huntingdon 530 Washington Street P. O. Box 592 Huntingdon, PA 16652	N/A	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Mount Joy Township Adams County	PAG-08-3537	White Run Municipal Authority 2001 Baltimore Pike Gettysburg, PA 17325	N/A	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Union Township Lebanon County	PAG-08-3531	Northern Lebanon County Auth. P. O. Box 434 Jonestown, PA 17038	Howard Custer Farm Union Township Lebanon County	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

General Permit Type—PAG-9

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Land Application Site</i>	<i>Contact Office and Telephone No.</i>
Maxatawny Township Long Swamp Township Berks County	PAG-09-3517	Fischer's Sanitary Service 482 East Main Street Kutztown, PA 19530	Ruben Nolt Farm Berks County	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

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

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

Permit No. 1599503. Public water supply. **Citizen Utilities Water Company of Pennsylvania**, 4 Wellington Boulevard, Wyomissing Hills, PA 19610. A permit has been issued to the Citizens Utilities Water Company of Pennsylvania for the construction of the East

Vincent Booster Pump Station that will serve Centre Creek East and West Subdivisions in East Vincent Township, **Chester County**.

Type of Facility: Public Water Supply System

Consulting Engineer: Bursich Associates, Inc., 2129 East High Street, Pottstown, PA 19464

Permit to Construct Issued: May 26, 1999

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

Permit No. 4988503-T1. The Department transferred a permit for operation of existing iron and manganese treatment and aeration for well No. 1 from **KEO Homes Inc. to Start Properties II, LLC**, 1015 Cedar Knoll, P. O. Box 116, Gradysville, PA 19039, Spring Lake Village Mobile Home Park, Delaware Township, **Northumberland County**.

Permit No. 4988504-T1. The Department transferred a permit for operation of existing water system, including well No. 1, corrosion control, aeration, chlorination, distribution and finished water storage from **KEO Homes Inc. to Start Properties II, LLC**, 1015 Cedar Knoll, P. O. Box 116, Gradysville, PA 19039, Spring Lake Village Mobile Home Park, Delaware Township, **Northumberland County**.

HAZARDOUS SITES CLEANUP

Under the Act of October 18, 1988

Notice of Settlement Under the Hazardous Sites Cleanup Act

The Department of Environmental Protection (Department) under the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1304) (HSCA) has entered into a settlement with the Borough of Sellersville (Borough) for reimbursement of certain response costs incurred to remediate hazardous substances disposed at the Sellersville Inactive Landfill Site (site). This site is located in the Borough of Sellersville, between Ninth and Twelfth Streets along Old Route 309 in Bucks County, PA.

It was used between the late 1930s and the 1970s as an unpermitted and unauthorized dump for residual and hazardous wastes. Radioactive and nonradioactive wastes contaminated the site. Onsite radiation levels were as high as 100 times normal background levels. Additionally, hazardous levels of lead, tetrachloroethylene and trichloroethylene in excess of residential Statewide health standards set forth in the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908) (Act 2) were found on the site. The Department's interim response at the site included the removal of low-level and high level radioactive soil and removal of lead-contaminated soil to permitted facilities.

The Department has determined that the Borough contributed minimal amounts of hazardous substances to the site and that the toxic or hazardous effects of these hazardous substances were minimal. Therefore, the hazardous substances contributed to the site by the Borough have caused the Department to incur only a minor portion of the response costs at the site. Thus, the Borough and the Department have entered into a de minimis settlement agreement, under section 122(g) of CERCLA, 42 U.S.C.A. § 9622(g), and section 707 of HSCA (35 P. S. § 6020.707) in which the Borough has agreed to pay \$9,000 to reimburse the Department for the Borough's share of the Department's response costs incurred to remediate the site.

This notice is provided under section 1113 of HSCA (35 P. S. § 6020.1113) which provides that "settlement shall become final upon the filing of the Department's response to the significant written comments." The Consent Order and Agreement, which contains the specific terms of the settlement is available for public review and comment. The agreement can be examined from 8 a.m. to 4 p.m. at the Department's Southeast Regional Office, located in Lee Park, 555 North Lane, Suite 6010, Conshohocken, PA 19428 by contacting either Timothy Cherry, at (610)

832-6204 or Gina M. Thomas, at (610) 832-6300. A public comment period on the Consent Order and Agreement will extend for 60 days from today's date. Persons may submit written comments regarding the agreement within 60 days from today's date, by submitting them to Timothy Cherry at the previous address.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 3

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

Provisions of 25 Pa. Code § 250.8 Administration of Land Recycling Program requires the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the Land Recycling and Environmental Remediation Standards Act (act). Plans and reports required by provisions of the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of reuse of the property, and in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. A cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the Environmental Cleanup Program Manager in the Department's Regional Office under which the notice of the plan or report appears. If information concerning a plan or report is required in an alternative form, contact the community relations coordinator at the appropriate regional office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has acted upon the following plans and reports:

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

Duferio Farrell Corp., City of Farrell, **Mercer County**, submitted a Baseline Remedial Investigation Work Plan to the Department on March 4, 1999. The

work is to be conducted on a portion of the former Caparo Steel Company property located in the City of Farrell, Mercer County, PA.

The Department approved the Work Plan on May 21, 1999.

Crawford County Development Corporation, City of Meadville, Crawford County, submitted a Baseline Remedial Investigation Work Plan to the Department on May 3, 1999. The work is to be conducted on the former Spauldings property located in the City of Meadville, Crawford County, PA.

The Department approved the Work Plan on May 21, 1999.

SOLID AND HAZARDOUS WASTE

LICENSE TO TRANSPORT HAZARDOUS WASTE

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

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

Barr Transportation Corp., 5900 Fisher Road, East Syracuse, NY 13057; License No. PA-AH 0571; renewal license issued May 19, 1999.

Cambridge Chemical Cleaning, Inc., 1250 West Elizabeth Avenue, Linden, NJ 07036; License No. PA-AH 0356; renewal license issued May 5, 1999.

Eco-Tron Transportation, Inc., 6947-A Promway Northwest, North Canton, OH 44720; License No. PA-AH 0393; renewal license issued May 19, 1999.

Ettss Inc., 199 Clyde Street, Ellwood City, PA 16117; License No. PA-AH 0318; renewal license issued May 14, 1999.

Fort Transfer Co., 225 South Maple, Morton, IL 61550; License No. PA-AH 0357; renewal license issued April 23, 1999.

Fred Heyrich, Inc., 3 Peckman Road, Little Falls, NJ 07424; License No. PA-AH 0233; renewal license issued May 18, 1999.

Gary Dyer Excavating & Tank Service, Inc., 2198 NY Route 26, Endicott, NY 13760; License No. PA-AH S189; renewal license issued April 27, 1999.

Lionetti Oil Recovery, Inc, dba Lorco, R.D. 1, Box 5-A, Old Bridge, NJ 08857; License No. PA-AH 0567; renewal license issued May 18, 1999.

Marcor Remediation, Inc., 246 Cockeysville Road, Hunt Valley, MD 21030; License No. PA-AH 0568; renewal license issued April 23, 1999.

Nappi Trucking Corporation, P. O. Box 510, Matawan, NJ 07747; License No. PA-AH 0278; renewal license issued May 19, 1999.

Security Environmental Technology, Inc., RR 9, Box 315, Latrobe, PA 15650; License No. PA-AH 0436; renewal license issued May 14, 1999.

Triad Transport, Inc., P. O. Box 818, McAlester, OK 74501; License No. PA-AH 0392; renewal license issued April 20, 1999.

Vanguard Research Industries, Inc., 239 St. Nicholas Avenue, South Plainfield, NJ 07080; License No. PA-AH S130; renewal license issued May 7, 1999.

Weavertown Transport Leasing, Inc., 206 Weavertown Road, Canonsburg, PA 15317; License No. PA-AH 0263; renewal license issued April 29, 1999.

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

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

Horwith Trucks, Inc., P. O. Box 7, Northampton, PA 18067; License No. PA-AH 0176; license issued May 27, 1999.

Initial DSI Transports, Inc., P. O. Box 674421, Houston, TX 77267-4421; License No. PA-AH 0619; license issued May 5, 1999.

The Pennohio Corporation, 4813 Woodman Avenue, Ashtabula, OH 44004; License No. PA-AH 0618; license issued April 22, 1999.

Skowf, Inc., P. O. Box 12327, Columbia, SC 29211; License No. PA-AH 0620; license issued May 24, 1999.

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

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

Bacte-Nature, Inc., 654-A Mount Road, Aston, PA 19014; License No. PA-AH 0545; license expired on January 31, 1999.

Prillaman Chemical Corporation, P. O. Box 4024, Martinsville, VA 24112; License No. PA-AH 0560; license expired on April 30, 1999.

RESIDUAL WASTE PROCESSING FACILITIES

Determination of applicability under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and the residual waste regulations for a general permit to operate residual waste processing facilities and the beneficial use of residual waste other than coal ash.

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

General Permit No. WMGR029. Determination of applicability. **International Petroleum Corporation**, 505 South Market Street, Wilmington, DE 18901. General Permit No. WMGR029D001 for the operation of transfer facilities for the processing of waste oil (including waste oil mixed with hazardous waste regulated under 25 Pa. Code § 261.5), spent antifreeze and waste oil/water mixtures prior to beneficial use. The Department determined that General Permit No. WMGR029 was applicable on June 4, 1999.

The following facilities are covered under General Permit No. WMGR029D001:

Address	Municipality	County	Permit No.
RR 1, Box 231, Bedford, PA 15522	Bedford	Bedford	WMGR029D001A
Commerce Street, Chambersburg, PA 17201	Chambersburg	Franklin	WMGR029D001B

Southcentral Regional Office: Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

General Permit No. WMGR038-SC001. Determination of Applicability. **Penn Turf, Inc.**, R. R. 4, P. O. Box 624, Hollidaysburg, PA 16648 under Permit WMGR002, (State initiated tire permit) for the processing and beneficial use of waste tires and tire-derived materials. Determination of applicability was issued by Southcentral Regional office May 26, 1999.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit No. 603387. William Replogle Farm, Altoona Area Authority (3172 Route 764, Duncansville, PA 16635-7800). This permit has been revoked at the request of the permittee for a site in Taylor Township, **Blair County**. Permit revoked in the Regional Office May 26, 1999.

PREVIOUSLY UNPERMITTED CLASS OF SPECIAL HANDLING WASTE

INFECTIOUS OR CHEMOTHERAPEUTIC WASTE

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

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

Asepsis, Inc., 424 West Lincoln Highway, Suite 204, Pennel, PA 19047-5152; License No. **PA-HC 0014**; renewal license issued May 11, 1999.

Pennsylvania Hospital of the University of Pennsylvania Health System, 800 Spruce Street, Philadelphia, PA 19107-6192; License No. **PA-HC 0118**; renewal license issued April 21, 1999.

AIR QUALITY

OPERATING PERMITS

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

Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, (570) 826-2531.

48-310-038GP: Highway Materials, Inc. (500 Stenton Road, Plymouth Meeting, PA 19462), for construction and operation of a portable stone crushing plant in Upper Nazareth Township, **Northampton County**.

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

GP3-06-3105: Haines and Kibblehouse, Inc. (P. O. Box 196, Skippack, PA 19474), for a general permit for a portable nonmetallic crushing plant at the Birdsboro Quarry in Robeson Township, **Berks County**.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

GP4-55-01: Lozier Corp. (P. O. Box 19999, Omaha, NE 68119-0999), on May 21, 1999, to construct and operate a burnoff oven under the General Plan Approval and General Operating Permit for burn off ovens (BAQ-GPA/GP-4) in McClure Borough, **Snyder County**.

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

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

06-303-009A: Eastern Industries, Inc. (4401 Camp Meeting Road, Center Valley, PA 18034), issued June 3, 1999, for a batch asphalt plant and fabric collector at the Kutztown Blacktop Plant in Maxatawny Township, **Berks County**. This source is subject to 40 CFR Part 60, Subpart I, Standards of Performance for New Stationary Sources.

38-318-020A: Alcoa Inc. (3000 State Drive, Lebanon, PA 17042), issued May 28, 1999, for a No. 92 aluminum foil/coil coating line top and bottom controlled by a catalytic incinerator in South Lebanon Township, **Lebanon County**.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

08-302-040: Taylor Packing Co., Inc. (P. O. Box 188, Wyalusing, PA 18853), on May 5, 1999, for operation of a 40.4 million BTU per hour natural gas/No. 2 fuel oil-fired boiler equipped with a low NOx burner in Wyalusing Township, **Bradford County**. This boiler is subject to Subpart Dc of the Federal Standards of Performance for New Stationary Sources.

08-317-003A: Taylor By-Products, Inc. (P. O. Box 849, Wyalusing, PA 18853), on May 5, 1999, for operation of a natural gas No. 6 fuel oil-fired boiler in Wyalusing Township, **Bradford County**.

18-399-013A: Champion Parts Inc., Northeast Division (279 Industrial Park Road, Beech Creek, PA 16822), on May 11, 1999, for operation of 14 carburetor test stands and associated air cleaning devices (demisters) in Beech Creek Township, **Clinton County**.

08-313-004H: OSRAM SYLVANIA Products, Inc. (Hawes Street, Towanda, PA 18848-0504), on May 20,

1999, for operation of a chemical reactor (CTL-4) and associated air cleaning device (a packed bed scrubber) in Towanda Borough, **Bradford County**.

08-399-019C: OSRAM SYLVANIA Products, Inc. (Hawes Street, Towanda, PA 18848-0504), on May 20, 1999, for operation of a chemical reactor (cobalt recovery) and associated air cleaning devices (a condenser and packed bed scrubber) in Towanda Borough, **Bradford County**.

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

PA-25-069A: Engelhard Corp. (1729 East Avenue, Erie, PA 16503), issued May 30, 1999, for blender No. 3 loader in Erie, **Erie County**.

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

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

14-313-021C: Rutgers Organics Corp. (201 Struble Road, State College, PA 16801), on May 25, 1999, for installation of a condenser on a chemical process vessel (pervaporator tank T0207) in College Township, **Centre County**.

08-313-042C: OSRAM SYLVANIA Products, Inc. (Hawes Street, Towanda, PA 18848-0504), on June 1, 1999, to allow the removal of a precleaner from an air pollution control system used for control of three plasma reactors in North Towanda Township, **Bradford County**.

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

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

SMOP-41-00021: Columbia Petroleum Corp. (P. O. Box 278, Richland, PA 17087-0278), on June 3, 1999, for storage and distribution of petroleum products in Armstrong Township, **Lycoming County**. The facility previously owned and operated by Carlos R. Leffler, Inc.

Operating Permits transferred under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

59-304-008B: ACP Mfg. Co. LLC (P. O. Box 9, Blossburg, PA 16912-0068), on May 26, 1999, for operation of two casting grinders, a Tumblast machine and associated air cleaning device (a fabric collector) and operation of an annealing oven all previously operated by Ward Mfg., Inc. in Lawrence Township, **Tioga County**.

PLAN APPROVALS

Minor Modification of 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.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

08-316-013A: Masonite Corp. (P. O. Box 311, Towanda, PA 18848), on June 2, 1999, to extend a deadline for performance of stack testing on a hardboard press in Wysox Township, **Bradford County**.

08-302-041: Cummings Lumber Co., Inc. (P. O. Box 6, Troy, PA 16947), on June 2, 1999, to authorize the installation of a second stage multiclone collector on a wood-fired boiler and rescind a stack test requirement in Troy Township, **Bradford County**.

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

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

PA-46-0026A: Global Packaging, Inc. (Brower and Montgomery Avenues, Oaks, PA 19456), issued June 1, 1999, for operation of a flexographic printing press in Upper Providence Township, **Montgomery County**.

Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, (570) 826-2531.

39-318-098A: Victaulic Co. of America (P. O. Box 31, Easton, PA 18044), issued May 20, 1999, for modification of a paint spray operation in Allentown, **Lehigh County**.

48-399-043: Elementis Pigments, Inc. (1525 Wood Avenue, Easton, PA 18042), issued May 20, 1999, for construction of an iron oxide apron dryer in Easton, **Northampton County**.

54-313-073B: Air Products and Chemical Co. (P. O. Box 351, Tamaqua, PA 18252), issued May 25, 1999, for modification of the NF3 production plant at the facility in Rush Township, **Schuylkill County**.

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

06-03074A: Super Service Painting & Sandblasting (630F East Lincoln Avenue, Myerstown, PA 17067), issued June 3, 1999, for construction of a sandblasting operation controlled by a fabric collector in Bethel Township, **Berks County**.

06-5029A: Reading Body Works, Inc. (P. O. Box 650, Reading, PA 19607-0650), issued June 4, 1999, for construction of a stakebody booth and an e-coat booth at the Reading Plant in Reading, **Berks County**.

36-03094: Snavely's Mill Inc. (333 Snavely Mill Road, Lititz, PA 17543), issued June 3, 1999, for installation of a wheat receiving operation and hammermill operations controlled by respective Alamco Baghouses in Warwick Township, **Lancaster County**.

36-05019C: Grinnell Corp. (1411 Lancaster Avenue, Lancaster, PA 17512), issued June 7, 1999, for construc-

tion of a fabric collector and modifications to the South Melt Deck at the Columbia Plant in Columbia Borough, **Lancaster County**.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

41-305-011: Fisher Mining Co. (P. O. Box 374, Montoursville, PA 17754), on May 4, 1999, for construction of a coal preparation plant in Pine Township, **Lycoming County**. This plant is subject to Subpart Y of the Federal Standards of Performance for New Stationary Sources.

19-310-002C: Hanson Aggregates Pennsylvania, Inc. (P. O. Box 231, Easton, PA 18044-0231), on May 17, 1999, for installation of an air cleaning device (a fabric collector) on a stone crusher in Hemlock Township, **Columbia County**. The crusher is subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources.

TVOP-47-0002A: Strick Corp. (R. R. 8, Box 281, Danville, PA 17821-8386), on May 17, 1999, for construction of a shot/grit blasting operation and associated air cleaning device (a cartridge collector) at the Danville Plant in Limestone Township, **Montour County**.

08-399-047: OSRAM SYLVANIA Products, Inc. (Hawes Street, Towanda, PA 18848-0504), on May 18, 1999, for construction of two CVD (phosphor) coaters and associated air cleaning device (a catalytic oxidizer) in North Towanda Township, **Bradford County**.

08-303-006B: Dalrymple Gravel and Contracting Co., Inc. (2105 South Broadway, Pine City, NY 14871), on May 20, 1999, for installation of an air cleaning device (a fabric collector) on a drum mix asphalt concrete plant in Athens Township, **Bradford County**. The asphalt plant is subject to Subpart I of the Federal Standards of Performance for New Stationary Sources.

08-301-016: Faithful Companions Pet Cemetery, Inc. (RR 2, Box 210, Ulster, PA 18850-9645), on May 25, 1999, for construction of an animal crematory incinerator in Smithfield Township, **Bradford County**.

08-399-039B: OSRAM SYLVANIA Products, Inc. (Hawes Street, Towanda, PA 18848-0504), on May 25, 1999, for installation of an air cleaning device (a fabric collector) on a tungsten and molybdenum ingot forming press in North Towanda Township, **Bradford County**.

08-317-003B: Taylor By-Products, Inc. (P. O. Box 849, Wyalusing, PA 18853), on May 26, 1999, for construction of a crax cooler and associated air cleaning devices (a multiclone and packed dual bed scrubber) in Wyalusing Township, **Bradford County**.

59-304-008D: ACP Mfg. Co. LLC (P. O. Box 9, Blossburg, PA 16912-0068), on May 28, 1999, for construction of a core-making machine and associated air cleaning device (a packed bed scrubber) in Lawrence Township, **Tioga County**.

OP-53-0003B: CNG Transmission Corp. (625 Liberty Avenue, Pittsburgh, PA 15222-3199), on May 28, 1999, for construction of a 26.5 million BTU per hour natural gas pipe line heater equipped with a low NOx burner at the Greenlick Compressor Station in Stewardson Township, **Potter County**. This heater is subject to Subpart Dc of the Federal Standards of Performance for New Stationary Sources.

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

PA-65-793A: Coreco Metal Separator System (R. D. 2, Box 374A, Route 286, Saltsburg, PA 15681), issued June 1, 1999, for installation of aluminum melting furnace at Coreco Metal Separator System in Bell Township, **Westmoreland County**.

PA-04-446B: Beaver Valley, Inc. (395 Frankfort Road, Monaca, PA 15061), issued June 1, 1999, for operation of three cogeneration units at Beaver Valley Cogeneration in Potter Township, **Beaver County**.

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

PA-16-134A: Car Mate Trailers, Inc. (Route 66, Leeper, PA 16233), on June 1, 1999, for modification of the existing surface coating line in Farmington Township, **Clarion County**.

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

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

46-322-007: Waste Management Disposal Serv. of PA (1425 Sell Road, Pottstown, PA 19464), issued May 26, 1999, for operation of a municipal solid waste landfill in West Pottsgrove Township, **Montgomery County**.

PA-09-0030: MSC Pre Finish Metals, Inc. (120 Enterprise Avenue, Morrisville, PA 19067), issued June 2, 1999, for a replacement thermal oxidizer in Falls Township, **Bucks County**.

PA-23-0067: Alloy Surfaces Co., Inc. (121 North Commerce Drive, Aston, PA 19014), issued June 3, 1999, for operation of a caustic metal treatment process in Chester Township, **Delaware County**.

PA-15-0013: Graphic Packaging Corp. (Tredyffrin, PA 19312), issued June 3, 1999, for operation of a flexographic printing press in Tredyffrin Township, **Chester County**.

PA-15-0002A: Quebecor Printing Atglen, Inc. (Route 372, Lower Valley Road, Atglen, PA 19310), issued June 3, 1999, for operation of a publication rotogravure press in West Sadsbury Township, **Chester County**.

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

36-313-030E: Warner-Lambert Company (400 West Lincoln Avenue, Lititz, PA 17543), on February 15, 1999, to authorize temporary operation of a pharmaceutical manufacturing facility covered under this Plan Approval until June 14, 1999, in Lititz Borough, **Lancaster County**.

38-02002: Alcoa Inc. (3000 State Drive, Lebanon, PA 17042), on March 19, 1999, to authorize temporary operation of a secondary aluminum production facility covered under this Plan Approval until July 17, 1999, in South Lebanon Township, **Lebanon County**.

38-313-020A: Lebanon Chemical Corp. (P. O. Box 180, Lebanon, PA 17042), on June 5, 1999, to authorize temporary operation of a fertilizer drying system covered under this Plan Approval until October 2, 1999, in South Lebanon Township, **Lebanon County**.

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

65-307-054B: Teledyne Inc. (P. O. Box 151, Latrobe, PA 15650), for installation of an EAF oxygen lance and Aod vessel at Teledyne Allvac in Derry Township, **Westmoreland County**.

PA-32-040A: GPU Generation, Inc. (1001 Broad Street, Johnstown, PA 15907), for installation of boiler 15 at Seward Station in East Wheatfield Township, **Indiana County**.

PA-63-002A: Twilight Industries (212 State Street, Belle Vernon, PA 15012), for installation of coal staging/processing at I-70 Surface Mine in Somerset Township, **Washington County**.

26-305-034: Matt Canestrale Contracting, Inc. (P. O. Box 234, Belle Vernon, PA 15012), for installation of loading/unloading/stockpiling at LaBelle Site in Luzerne Township, **Fayette County**.

PA-30-120A: Robena L.L.C. (1145 E. South Union Avenue, Suite 100, Midvale, UT 84047), for installation of coal agglomeration at Alicia Facility in Monongahela Township, **Greene County**.

PA-04-504A: Mitsui/ZCA Powders Company (300 Frankfort Road, Monaca, PA 15061), for installation of high purity zinc powder plant at ZCA Monaca in Potter Township, **Beaver County**.

PA-63-004A: Molycorp, Inc. (300 Caldwell Avenue, Washington, PA 15301), for installation of molybdenum roasters at Washington Plant in Canton Township, **Washington County**.

26-310-018: Pioneer Mid-Atlantic, Inc. (400 Industrial Blvd., New Kensington, PA 15068), for installation of limestone crushing at Connellsville II Quarry in Bullskin Township, **Fayette County**.

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

10-399-018: Resolite, A United Dominion Co. (Route 19 North, Zelienople, PA 16063), issued April 30, 1999, for a fiberglass pultrusion process in Jackson Township, **Butler County**.

PA-24-123A: Superior Greentree Landfill, Inc. (635 Toby Road, Kersey, PA 15846), issued May 31, 1999, for a landfill gas management system in Fox Township, **Elk County**.

16-399-008: Peoples Natural Gas Co., Truittsburg Station (LR 16102, Clarion, PA 16214), issued May 30, 1999, for natural gas engines in Redbank Township, **Clarion County**.

MINING

APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 water quality certification. Mining activity permits

issued in response to the applications will also address the applicable permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

Coal Permits Issued

56753090. Permit Renewal for reclamation only, **Croner, Inc.** (P. O. Box 157, Berlin, PA 15530), for continued restoration of a bituminous-auger strip mine in Brothersvalley and Summit Townships, **Somerset County**, affecting 280.1 acres, receiving streams unnamed tributaries to Blue Lick Creek. Application received May 28, 1999; issued June 1, 1999.

32930107. Permit Renewal, **T.L.H. Coal Company** (R. D. 1, Box 170, Rochester Mills, PA 15771), for continued operation and restoration of bituminous strip mine in Grant Township, **Indiana County**, affecting 93.3 acres, receiving stream unnamed tributaries to/and East Run. Application received April 6, 1999; issued June 3, 1999.

56813081. Permit Renewal for reclamation only, **American Mining Company** (R. D. 3, Rockwood, PA 15557), for continued restoration of a bituminous-auger mine in Black Township, **Somerset County**, affecting 88.4 acres, receiving stream Wilson Creek, tributary to Coxes Creek. Application received June 3, 1999; issued June 3, 1999.

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

65980104. M. B. Energy, Inc. (P. O. Box 1319, Indiana, PA 15701-1319). Permit issued for commencement, operation and reclamation of a bituminous surface mine located in Derry Township, **Westmoreland County**, affecting 329.1 acres. Receiving streams: unnamed tributary to Miller Run, to Loyalhanna Creek, to Conemaugh River. Application received: November 16, 1998. Permit issued: June 2, 1999.

63860104. PennBalt, Inc. (P. O. Box 287, Joffre, PA 15053-0287). Permit revised to change the land use from forestland to pastureland at a bituminous surface mine located in Smith Township, **Washington County**, affecting 57 acres. Receiving streams: unnamed tributary to Raccoon Creek to the Ohio River. Application received: January 27, 1999. Revision issued: June 2, 1999.

03940104. Thomas J. Smith, Inc. (R. D. 1, Box 260D, Shelocta, PA 15774). Renewal issued for continued reclamation only of a bituminous surface/auger mine located in South Bend Township, **Armstrong County**, affecting 19.3 acres. Receiving streams: Craig Run to Crooked Creek. Application received: March 25, 1999. Renewal issued: June 8, 1999.

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

17960121. K & J Coal Co., Inc. (P. O. Box 189, Westover, PA 16692), major revision to an existing bituminous surface mine-auger permit to add mining of the Upper Kittanning Coal Seam on a 297.5 acre permit on Chest and Ferguson Townships, **Clearfield County**. Receiving streams: unnamed tributary to Wilson Run and McMasters Run. Application received December 16, 1998. Permit issued May 21, 1999.

17930127. Jerry C. Bowman Coal Company (611 Spring Street, Houtzdale, PA 16651), renewal of an existing bituminous surface mine permit in Woodward Township, **Clearfield County** affecting 186.2 acres. Receiving streams: unnamed tributary to Moshannon Creek, unnamed tributary to Whiteside Run, Whiteside Run, Moshannon Creek to the West Branch Susquehanna River. Application received February 19, 1999. Permit issued May 17, 1999.

17830117. K & J Coal Co., Inc. (P. O. Box 189, Westover, PA 16692), transfer from Northern Counties Coal Co., Inc. and renewal of an existing bituminous surface mine permit in Chest Township, **Clearfield County** affecting 202 acres. Receiving streams: unnamed tributary to Chest Creek to West Branch Susquehanna River. Application received February 1, 1999. Permit issued May 11, 1999.

17980113. Beth Contracting, Inc. (R. R. 1, Box 208-C, Glen Campbell, PA 15742), commencement, operation and restoration of a bituminous surface mine permit in Gulich Township, **Clearfield County** affecting 90.1 acres. Receiving streams: unnamed tributary to Little Muddy Run to Little Muddy Run to Muddy Run to Clearfield Creek to the West Branch of the Susquehanna River. Application received June 12, 1998. Permit issued May 17, 1999.

17980119. Moravian Run Reclamation Co., Inc. (605 Sheridan Drive, Clearfield, PA 16830), commencement, operation and restoration of a bituminous surface mine permit in Ferguson Township, **Clearfield County** affecting 26 acres. Receiving streams: unnamed tributary to Campbell Run to Gazzam Run to Little Clearfield Creek to Clearfield Creek to West Branch of the Susquehanna River. Application received August 27, 1998. Permit issued June 2, 1999.

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

32891701. Bellaire Corp., Eastern Division (Box 429, Seward, PA 15954), to renew the permit for the Hutchison Hollow Treatment Plant in East Wheatfield Township, **Indiana County**, no additional discharges. Permit issued May 24, 1999.

14831301. Pennsylvania Mines Corp. (P. O. Box 367, Ebensburg, PA 15931), to revise the permit for the Rushton Mine in Rush Township, **Centre County**, revision to add three sludge boreholes, no additional discharges. Permit issued May 26, 1999.

2911601. Sprankle Mills Tipple (P. O. Box 343, Punxsutawney, PA 15767-0343), to renew the permit for the Valier Coal Yard in North Mahoning Township, **Indiana County**, no additional discharges. Permit issued May 26, 1999.

03841305. Keystone Coal Mining Corp. (P. O. Box 729, Indiana, PA 15701), to renew the permit for the Emilie No. 1 and No. 2 Mines in Plumcreek Township, **Armstrong County**, no additional discharges. Permit issued May 27, 1999.

63981301. Consolidation Coal Company (R. D. 4, Box 425, Moundsville, WV 26041), to operate the Shoemaker Mine in West Finley Township, **Washington County**, new mine, 1A-8 north bleeder airshaft in Pennsylvania from Shoemaker Mine in Ohio, Enlow Fork of Wheeling Creek. Permit issued May 27, 1999.

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

Small Noncoal (Industrial Mineral) Permits Issued

08990802. Donald F. Brewer (Box 264, Meshoppen, PA 18630), commencement, operation and restoration of a small industrial minerals (flagstone) permit in Wyalusing Township, **Bradford County** affecting 1 acre. Receiving stream: unnamed tributary to Billings Creek. Application received March 17, 1999. Permit issued May 10, 1999.

53980802. Gary R. Fessenden (Main Street, P. O. Box 271, Roulette, PA 16746), commencement, operation and restoration of a small industrial minerals (rock) permit in Roulette Township, **Potter County** affecting 2 acres. Receiving streams: unnamed tributary to Allegheny River. Application received November 9, 1998. Permit issued May 17, 1999.

53990801. Thomas L. Kisiel (P. O. Box 126, Coudersport, PA 16915), commencement, operation and restoration of a small industrial minerals (topsoil, sand, gravel) permit in Roulette Township, **Potter County** affecting 1 acre. Receiving stream: Allegheny River. Application received January 12, 1999. Permit issued May 17, 1999.

41990801. Harry C. Grimes (R. R. 5, Heshbon Road, Williamsport, PA 17701), commencement, operation and restoration of a small industrial minerals (topsoil) permit in Loyalsock Township, **Lycoming County** affecting 1 acre. Receiving streams: Lycoming Creek, tributary to West Branch Susquehanna River. Application received March 31, 1999. Permit issued May 17, 1999.

53990803. Robert C. Paul (P. O. Box 64, Galeton, PA 16922), commencement, operation and restoration of a small industrial minerals (bluestone) permit in West Branch Township, **Potter County** affecting 1 acre. Receiving streams: unnamed tributary to South Branch of Pine Creek. Application received March 9, 1999. Permit issued June 1, 1999.

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

Noncoal Permits Issued

52870301T. Koss, Inc. (P. O. Box 11, Greentown, PA 18426), transfer of an existing quarry operation in Greene Township, **Pike County** affecting 8.5 acres, receiving stream—none. Transfer issued June 2, 1999.

ACTIONS TAKEN UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

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

Persons aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law) to the Environmental Hearing Board, 400 Market Street, Floor 2, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of the written notice of this

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

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

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

E21-285. Encroachment. **Hampden Township Sewer Authority**, 230 South Sporting Hill Rd., Mechanicsburg, PA 17055. To construct and maintain an outfall diffuser with six discharge ports in the streambed of Conodoguinet Creek (WWF) located near its confluence with Sears Run (Harrisburg West, PA Quadrangle N: 1.1 inches; W: 12.8 inches) in Hampden Township, **Cumberland County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E21-289. Encroachment. **Mechanicsburg Sportmen's Association**, Charles Kemberling, P. O. Box 2303, Mechanicsburg, PA 17055. To remove the existing trout nursery, to fill in 0.04 acre of wetland and to realign approximately 127 feet of channel of the Trindle Spring Run to construct and maintain a new 10-foot width by 125-foot long trout nursery located about 2,100 feet south of the PA 641 Trindle Road and Sinclair Street crossing (Mechanicsburg, PA Quadrangle N: 13.85 inches; W: 4.43 inches) in Monroe Township, **Cumberland County**. The permittee is not required to mitigate the disturbed amount of wetland because it is de minimis. This permit also includes 401 Water Quality Certification.

E67-658. Encroachment. **Forrest Altland**, 2311 Log Cabin Road, York, PA 17404. To maintain approximately 400 linear feet of wooden fence within the floodway of the Little Conewago Creek on private property located north of Log Cabin Road near its intersection with Windcrest Road (West York, PA Quadrangle N: 18.6 inches; W: 8.1 inches) in West Manchester Township, **York County**. This permit was issued under section 105.13(e) "Small Projects."

E67-661. Encroachment. **James L. Mulay**, 2200 Nena Drive, York, PA 17404. To remove the existing buildings and to construct and maintain a 3,540 square foot building in the floodway of the Little Conewago Creek (CH-93 TSF) for the purpose of building a car wash facility located on SR 0074 at the intersection of Pine Road (T-505) (West York, PA Quadrangle N: 19.0 inches; W: 8.0 inches) in Dover Township, **York County**. This permit was issued under section 105.13(e) "Small Projects."

Northeast Regional Office: Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

E40-513. Encroachment. **Howard L. and Dolores J. Piatt**, c/o Deborah Kinney, R. R. 1, Box 264, Hunlock Creek, PA 18621. To maintain a single-span bridge across Pikes Creek, and to excavate within the floodway, including removal of a stone wall, along approximately 300 linear feet of the left bank to provide additional overbank flow area. The bridge has a span of approximately 34 feet and an underclearance of approximately 5 feet, and is located on the east side of S. R. 0029, approximately 0.5 mile north of the intersection of S. R. 0029 and S. R. 0118 (Harveys Lake, PA Quadrangle N: 11.5 inches; W: 13.3 inches), in Lake Township, **Luzerne County**.

E40-516. Encroachment. **Gregory A. Renninger**, 2656 Old Berwick Road, Bloomsburg, PA 17815. To place fill in the floodway of the Susquehanna River for the purpose of constructing a motocross track including periodic jumps varying from approximately 2 to 9 feet in height. The project includes modification of an existing 26-foot by 48-foot building to add an 8-foot by 16-foot deck and an awning. The project is located along Flats Road (T-573) (Wilkes-Barre West, PA Quadrangle N: 19.2 inches; W: 11.8 inches), in Plymouth Township, **Luzerne County**.

E45-343. Encroachment. **Pocono Mountains Industrial Park Authority**, 556 Main Street, Stroudsburg, PA 18360. To place fill in 0.20 acre of wetlands on Lot 4 for construction of a light industrial facility and associated parking areas (Tobyhanna, PA Quadrangle N: 0.20 inch; W: 1.75 inches) and in 0.38 acre of wetlands on Lot 24 for construction of a warehouse/distribution facility and associated parking areas (Tobyhanna, PA Quadrangle N: 1.00 inch; W: 0.75 inch). The total proposed wetland encroachment will be approximately 0.58 acre. The projects are located in Pocono Mountains Industrial Park, between S. R. 0380 and S. R. 0611, approximately 0.5 mile north of S. R. 0940 in Coolbaugh Township, **Monroe County**. The permittee is required to provide 0.58 acre of replacement wetlands.

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

E08-339. Encroachment. **Sun Pipe Line Company**, P. O. Box 2086, Sinking Spring, PA 19608-0086. To repair and maintain 25 feet of an 8 inch high pressure petroleum pipeline encased in a 12 inch casing, to stabilize 60 feet upstream and 25 feet downstream of the stream bank with gabion baskets, and to place 75 cubic yards of fill encapsulated in a geotextile liner with rip rap protection on the entire surface behind a gabion basket retaining wall secured by no. 6 rebar drilled and grouted into the bedrock upstream of the pipeline in an unnamed tributary of Towanda Creek located 1,000 ft. west from the intersection of Route 14 and T-307 (Prestons Road) (Ralston Quadrangle, N: 22 inches; W: .1 inch) in Canton Township, **Bradford County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E41-443. Encroachment. **Howard Dale Stewart and Helen S. Stewart**, 326 Quaker State Road, Montoursville, PA 17754. To construct and maintain a pole barn, 28 feet by 40 feet, in the floodway of an unnamed tributary to Mill Creek located off Quaker State Road approximately 0.3 mile east of Route 87

(Montoursville North, PA Quadrangle N: 5.1 inches; W: 3.8 inches) in Fairfield Township, **Lycoming County**. This permit was issued under § 105.13(e) "Small Projects."

Permits Issued and Actions on 401 Certification

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

WL3399601. Encroachment. **Chris A. Forsha, VAPCO Engineering**, P. O. Box 327, Punxsutawney, PA 15767. Waiver of permit requirements under section 105.12(a)(11) to remove an abandoned two-story frame garage and stabilize the area within the delineated 100-year floodway of Mahoning Creek at the McKabe Funeral Home (formerly the Wainwright Property) on Maple Avenue located in Punxsutawney Borough, **Jefferson County**.

[Pa.B. Doc. No. 99-972. Filed for public inspection June 18, 1999, 9:00 a.m.]

Availability of Technical Guidance

Technical Guidance Documents are on DEP's World Wide Web site (<http://www.dep.state.pa.us>) at the Public Participation Center. The "January 1999 Inventory" heading is the Governor's List of Non-regulatory Documents. The "Search the Inventory of Technical Guidance Documents" heading is a database of the Inventory. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

DEP will continue to revise its documents, as necessary, throughout 1999.

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. Please check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

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

Final Guidance

DEP ID: 391-2000-021 Title: Field Data Collection and Evaluation Protocol for Determining Stream and Point Source Discharge Design Hardness Description: The purpose of this guidance is to provide the procedures recommended or used by the Department for field data collec-

tion and evaluation of stream and point source discharge design hardness. Effective Date: June 19, 1999 Contact: Chuck Yingling at (717) 787-9633.

DEP ID: 391-2000-022 Title: Implementation Guidelines for the Determination and use of Background/Ambient Water Quality in the Determination of Wasteload Allocations and NPDES Effluent Limitations for Toxic Substances Description: The purpose of this guidance is to provide the procedures recommended or used by the Department for field data collection and evaluation of the data. The procedures are not mandatory. The Department will consider the use of alternative procedures which interested parties or dischargers believe are more appropriate than those presented in this document. Effective Date: June 19, 1999 Contact: Chuck Yingling at (717) 787-9633.

Draft Guidance

DEP ID: 250-3100-001 Title: Draft Guidance Document on Radioactivity Monitoring at Municipal and Residual Waste Processing and Disposal Facilities Description: The purpose of this guidance is to protect the environment and public health, safety and welfare from the possible dangers of radioactive material that is wrongly delivered to municipal and residential waste processing and disposal facilities.

This guidance provides operators of municipal and residual waste processing and disposal facilities with guidance on how to monitor for radioactive materials in incoming loads of waste and what steps to take in response to an alarm triggered by the monitoring. Some facilities will soon be required by regulation to monitor and inspect for radioactive materials. Facilities that are not required to monitor will be expected to follow this guidance document. Anticipated Effective Date: September 1, 1999 Comment period extended to June 30, 1999. Contact: William Kirk at (717) 787-3479.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 99-973. Filed for public inspection June 18, 1999, 9:00 a.m.]

Cleanup Standards Scientific Advisory Board; Meeting Notice

The Cleanup Standards Scientific Advisory Board (CSSAB) has rescheduled its May meeting to June 18, 1999, at 9 a.m. The meeting will be held at 400 Market Street, Rachel Carson State Office Building, 14th Floor Conference Room.

Questions concerning this meeting can be directed to Marilyn Wooding at (717) 783-7509 or e-mail to Wooding.Marilyn@a1.dep.state.pa.us. The agenda and meeting materials will be available through the Public Participation Center on DEP's World Wide Web site at <http://www.dep.state.pa.us>.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Marilyn Wooding directly at (717) 783-7509 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. 99-974. Filed for public inspection June 18, 1999, 9:00 a.m.]

Pennsylvania's Coastal Zone Management Program's Routine Program Changes

The Department of Environmental Protection (Department) is proposing several minor changes to Pennsylvania's Coastal Zone Management (CZM) Program. As required by 15 CFR 923.84, the CZM Program is providing public notice of these changes which have occurred in 1997. These changes involve:

- amendments to and renumbering of state regulations currently networked into the CZM Program's enforceable policies, and
- the minor expansion of one geographic area of particular concern,

Since these changes revise Pennsylvania's Federally approved CZM Program, the changes must also be approved by the Federal Office of Ocean and Coastal Resource Management (OCRM).

Pennsylvania has notified OCRM that the proposed changes are considered by the Commonwealth to be Routine Program Changes (RPC). An RPC is defined by Federal CZM Regulations at 15 CFR 923.84 as an action taken by a state to further detail the implementation of the state's CZM Program. Essentially, these changes are either clarifications, minor revisions or improvements, and do not substantially alter one or more of the following CZM Program areas:

- (1) Uses subject to management;
- (2) Special management areas;
- (3) Boundaries;
- (4) Authorities and organization; and
- (5) Coordination, public involvement and the national interest.

Therefore, Pennsylvania has requested OCRM to concur with this determination.

Copies of the proposed changes are available for review at the Erie County Department of Planning, and the Delaware Valley Regional Planning Commission. In Erie, please contact Brian Barnhizer, Erie County Courthouse, Erie, PA 16501, (814) 451-6336. In the Delaware Estuary Region, please contact Ben Ginsberg, 111 South Independence Mall, East—The Bourse Building, Eighth Floor, Philadelphia, PA 19106-2515, (215) 592-1800. Also, copies may be obtained by calling Larry Toth at the Coastal Zone Management Program at (717) 787-5259.

The RPC is available on the Department's Worldwide Web site (<http://www.dep.state.pa.us>). Select Subject/Water Management/Coastal Zones.

Interested parties can submit comments on whether these actions do or do not constitute an RPC. Comments must be submitted within 3 weeks from the date of this notice to Neil K. Christerson, Program Specialist; U.S. Department of Commerce; Coastal Programs Division,

OCRM, SSMC4, Room 11209 (N/ORM3); 1305 East-West Highway; Silver Spring, MD 20910.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 99-975. Filed for public inspection June 18, 1999, 9:00 a.m.]

Pennsylvania's Coastal Zone Management Program's Federal Consistency Review of Maintenance Dredging at Conneaut Harbor, Ohio

This public notice is published under section 306(d)(14) of the Federal Coastal Zone Management Act (act). The Department of Environmental Protection, Coastal Zone Management (CZM) Program has received notice that the Buffalo District Corps of Engineers (Corps) intends to perform maintenance dredging of the shoaled portions of the authorized Federal navigation channels of Conneaut Harbor, located in Conneaut, Ohio. Dredging is tentatively scheduled to be performed between June 1 and September 1, 1999. The Federal navigation channels including the Municipal Pier Access Channel, Outer Harbor Channels, and Inner Harbor Channels, would be dredged to their respective authorized depth. Approximately 40,000 cubic yards of coarse grained material would be dredged from the western Outer Harbor and Municipal Pier Access Channel, and deposited at the littoral/beach nourishment site located just east of the Conneaut Harbor east breakwater, in Lake Erie. Although the littoral nourishment site is the preferred site for the deposition of dredged sands or coarse grain material, it would be used only if it is determined to be economically justifiable. If not, this dredged material would be discharged at the existing open-lake disposal site. Approximately 60,000 cubic yards of predominantly fine grain silts and clays would be dredged from the eastern Outer Harbor and Inner Harbor Channels and deposited at the approved open-lake disposal site. Sediments will be removed from the channel by a mechanical or hydraulic dredge and placed in hoppers aboard ship or scow for transport to the discharge site. The method of excavation will be determined by the contractor performing the maintenance dredging.

The Pennsylvania CZM Program has notified the Buffalo Corps that non-use of the littoral/beach nourishment site for the disposal of the 40,000 cubic yards of coarse grain dredge material will likely impact Pennsylvania's beach and bluff areas from the Ohio/Pennsylvania border east to Raccoon Creek (approximately 2 miles), and that the project is subject to review for consistency with the CZM Program's policies. Under the act, the public also has an opportunity to comment on this project's relationship with the goals and policies of Pennsylvania's CZM Program.

Persons wishing to comment on this project are invited to submit written comments within 15 days from the date of this notice to Shamus Malone, Department of Environmental Protection, Bureau of Watershed Conservation, Division of Watershed Support, Coastal Zone Management Section, P. O. Box 8555, Harrisburg PA 17105-8555, (717) 787-5259, Malone.Shamus@dep.state.pa.us. Additional information concerning this Federal development project may be received by contacting Shamus Malone.

TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 99-976. Filed for public inspection June 18, 1999, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

State Board of Vocational Rehabilitation; Public Meeting

The State Board of Vocational Rehabilitation will hold its next public meeting in Philadelphia, PA.

Location: Philadelphia OVR District Office
444 North 3rd Street, 5th Floor
Philadelphia, PA 19123

Date: June 22, 1999

Time: 1 p.m. to 3 p.m.

Individuals who require special arrangements (including a sign language interpreter), should call Nancy Dutchko at (717) 787-1112 or (800) 442-6351.

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 99-977. Filed for public inspection June 18, 1999, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Public Notice of Intent to Make a Disproportionate Share Payment to Certain Qualifying Hospitals

The purpose of this notice is to provide prior public notice of the Department of Public Welfare's (Department) intent to establish an additional class of disproportionate share payments for certain qualifying hospitals. This change is effective July 1, 1999.

The Department intends to make this payment, in addition to the classes of payment already made under the Medical Assistance (MA) Program, to certain hospitals which the Department has determined provide a high volume of services related to MA births.

The Department intends to consider a hospital eligible if:

(a) The hospital is enrolled as an acute care general hospital (provider type 11); and

(b) The hospital is located in a Federal Empowerment Zone; and

(c) In Calendar Year 1996, the hospital had more than 3,500 fee-for-service MA claims; and

(d) In Calendar Year 1996, more than 25% of the hospital's overall fee-for-service MA claims were related to MA births (specifically, DRGs 370 through 375 and 385 through 391).

The Department intends to allocate \$3.5 million from the State General Fund for this additional disproportionate share payment. Payments will be divided proportionally between qualifying hospitals based on the percentage of each qualifying hospital's fee-for-service MA births to total fee-for-service MA births of all qualifying facilities. All payment limitations are still applicable, namely, the Commonwealth may not exceed its aggregate annual disproportionate share allotment, and no hospital may receive disproportionate share payments in excess of its hospital-specific limit.

Fiscal Impact

For Fiscal Year 1999-00, the fiscal impact as a result of the disproportionate share payment will be 7.6 million in total funds (\$3.5 million in State General funds and \$4.1 million in Federal funds).

Contact Person

A copy of this notice is available for review at local County Assistance Offices. Interested persons are invited to submit written comments to this notice within 15 days of this publication. These comments should be sent to the Department of Public Welfare, Attention: Suzanne Love, Room 515 Health and Welfare Building, Harrisburg, PA 17105.

Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD Users) or (800) 654-5988 (Voice Users). Persons who require an alternate format should contact Thomas Vracarich in the Office of Legal Counsel at (717) 783-2209.

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-NOT-204. (1) General Fund; (2) Implementing Year 1998-99 is \$0; (3) 1st Succeeding Year 1999-00 is \$3.5 million; 2nd Succeeding Year 2000-01 is \$0; 3rd Succeeding Year 2001-02 is \$0; 4th Succeeding Year 2002-03 is \$0; 5th Succeeding Year 2003-04 is \$0; (4) 1997-98 New Program—\$428.079 million; 1996-97 New Program—\$436.941 million; 1995-96 New Program—\$452.180 million; (7) Medical Assistance—Inpatient; (8) recommends adoption. There will be funds available in the 1999-00 budget to cover the additional cost of this payment.

[Pa.B. Doc. No. 99-978. Filed for public inspection June 18, 1999, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Addendum and Revision of the Listing of Approved Speed-Timing Devices and Appointment of Maintenance and Calibration Stations

Addendum

The Department of Transportation, Bureau of Motor Vehicles, under the authority of Section 3368 of the Vehicle Code (75 Pa.C.S. § 3368), published at 28 Pa.B. 6355 on December 26, 1998, a notice of approved speed-timing devices and maintenance and calibration stations for use until the next comprehensive list is published.

Cancellation

As an addendum to the listing of approved Official Speedometer Testing Stations, the Department hereby gives notice of the cancellation of the following station:

Hoffman Ford Sales, Incorporated, 5200 Jonestown Road, Harrisburg, Dauphin County, Pa. 17112 (Appointed: 06/23/81, Station S5).

Comments, suggestions or questions may be directed to Barb Tomassini, Manager, Inspection Processing Section, Vehicle Inspection Division, Bureau of Motor Vehicles, Third Floor, Riverfront Office Center, 1101 South Front Street, Harrisburg, PA 17104 or by telephoning (717) 787-2895.

Other approved speed-timing devices and appointment of maintenance and calibration stations appear at 28 Pa.B. 6355 (December 26, 1998), 29 Pa.B. 379 (January 16, 1999) and 29 Pa.B. 1561 (March 20, 1999).

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 99-979. Filed for public inspection June 18, 1999, 9:00 a.m.]

Contemplated Sale of Land No Longer Needed for Transportation Purposes

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

The following property is available for sale by the Department.

Parcel No. 113—East Deer Township, Allegheny County. This parcel contains approximately 0.16± Acres or 7,181± SF of land situated along the northwestern side of Bellview Street, between Callender and Bartch Streets, Creighton, Pennsylvania.

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

Interest public entities are invited to express their interest in purchasing the site within 30 calendar days from the date of publication of this notice to: Raymond S. Hack, District Engineer, Pennsylvania Department of Transportation, Engineering District 11-0, 45 Thoms Run Road, Bridgeville, Pennsylvania 15017.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 99-980. Filed for public inspection June 18, 1999, 9:00 a.m.]

Retention of Engineering Firms

Butler County

Project Reference No. 08430AG2364

The Department will retain an engineering firm, under a multi-phase specific project agreement, to provide preliminary engineering, environmental studies, final design and construction services for S.R. 3025, Section 230 (Seneca Missing Ramps) in Jackson Township, Butler County. The project is located at the I-79/S.R. 3025 Interchange and will provide for the upgrade of the existing ramps and the construction of the two (2) missing ramps. The estimated construction cost for this project is \$18 million.

The selected firm will be required to provide the following engineering and design services: field survey;

environmental clearance (environmental assessment); point of access study; public involvement; design field view; erosion and sedimentation control plans; highway and bridge plans, specifications and estimates.

Construction services will consist of shop drawing review and construction consultation.

Letters of Interest will be evaluated at the District 10-0 Office with emphasis on the following factors:

- a. Demonstrated ability to meet project schedules and control costs.
- b. Experience and competence of project manager and key personnel.
- c. Past performance and experience on similar projects.
- d. Method of controlling quality on project and submissions.
- e. Understanding of the Department's requirements, Design Manuals, policies and specifications.
- f. Location of office to perform work.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be ten (10%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section for additional requirements for the Letter of Interest).

The Letter of Interest submission shall be sent to:

Mr. Richard H. Hogg, P.E., District Engineer
Engineering District 10-0
P. O. Box 429, Route 286 South
Indiana, PA 15701
Attention: Mr. Brian N. Allen, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 p.m. prevailing time on the twentieth (20th) day following the date of this Notice.

Engineering District 10-0 will announce the firms that have been shortlisted at an open public meeting to be held in the District Office. All firms that have submitted a letter of interest will be notified of the time and date. Specify two (2) contact persons in the letter of interest.

Any technical questions concerning the requirements for this project should be directed to: Mr. Brian N. Allen, P.E., at (724) 357-2842.

Butler County

Project Reference No. 08430AG2365

The Department will retain an engineering firm, under a multi-phase specific project agreement, to provide preliminary engineering and environmental studies for S. R. 228, Section 290 (Criders Corners East) in Adams, Cranberry and Middlesex Townships, Butler County. The project is located on S.R. 228 between S. R. 19 and S. R. 8 and will provide for the development of a multi-lane facility. The project is approximately 15 km in length and the estimated construction cost is \$25 million.

The selected firm will be required to provide the following engineering and design services: field survey;

environmental clearance (Environmental Impact Statement); traffic studies; public involvement; design field view; erosion and sedimentation control plan; type, size and location report; preliminary utility and right of way plans; and preliminary traffic control plans.

Letters of Interest will be evaluated at the District 10-0 Office with emphasis on the following factors:

- a. Demonstrated ability to meet project schedules and control costs.
- b. Experience and competence of project manager and key personnel.
- c. Past performance and experience on similar projects.
- d. Method of controlling quality on project and submissions.
- e. Understanding of the Department's requirements, Design Manuals, policies and specifications.
- f. Location of office to perform work.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be ten (10%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section for additional requirements for the Letter of Interest).

The Letter of Interest submission shall be sent to:

Mr. Richard H. Hogg, P.E., District Engineer
Engineering District 10-0
P. O. Box 429, Route 286 South
Indiana, PA 15701
Attention: Mr. Brian N. Allen, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 p.m. prevailing time on the twentieth (20th) day following the date of this Notice.

Engineering District 10-0 will announce the firms that have been shortlisted at an open public meeting to be held in the District Office. All firms that have submitted a letter of interest will be notified of the time and date. Specify two (2) contact persons in the letter of interest.

Any technical questions concerning the requirements for this project should be directed to: Mr. Brian N. Allen, P.E., at (724) 357-2842.

Jefferson County

Project Reference No. 08430AG2366

The Department will retain an engineering firm, under a multi-phase specific project agreement, to provide preliminary engineering and environmental studies for S.R. 830, Section 590 (Airport Access Road) in Washington Township, Jefferson County. The project corridor is located between Interstate 80 and the Jefferson County Airport and will provide for the development of an improved access to the airport facility. The project is approximately 8 km in length and the estimated construction cost is \$22 million.

The selected firm will be required to provide the following engineering and design services: field survey;

alternative analysis; environmental clearance (Environmental Impact Statement); point of access study; traffic studies; public involvement; design field view; erosion and sedimentation control plan; type, size and location report; preliminary utility and right of way plans; and preliminary traffic control plans.

Letters of Interest will be evaluated at the District 10-0 Office with emphasis on the following factors:

- a. Demonstrated ability to meet project schedules and control costs.
- b. Experience and competence of project manager and key personnel.
- c. Past performance and experience on similar projects.
- d. Method of controlling quality on project and submissions.
- e. Understanding of the Department's requirements, Design Manuals, policies and specifications.
- f. Location of office to perform work.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be ten (10%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section for additional requirements for the Letter of Interest).

The Letter of Interest submission shall be sent to:

Mr. Richard H. Hogg, P.E., District Engineer
Engineering District 10-0
P. O. Box 429, Route 286 South
Indiana, PA 15701
Attention: Mr. Brian N. Allen, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 p.m. prevailing time on the twentieth (20th) day following the date of this Notice.

Engineering District 10-0 will announce the firms that have been shortlisted at an open public meeting to be held in the District Office. All firms that have submitted a letter of interest will be notified of the time and date. Specify two (2) contact persons in the letter of interest.

Any technical questions concerning the requirements for this project should be directed to: Mr. Brian N. Allen, P.E., at (724) 357-2842.

Erie County

Project Reference No. 08430AG2367

The Department will retain an engineering firm to provide the preparation of an environmental assessment, needs document update, alternative alignment investigations and preliminary engineering for S.R. 0299, Section A00, (Powell Avenue relocation). The purpose of this project is twofold: (1) is to provide for the extension of the Erie Airport Runway system to permit the airport to handle larger airplanes at the terminal and (2) is to replace a deteriorating bridge which carries S.R. 0299 over the multiple rail lines in Millcreek Township, Erie County, Engineering District 1-0.

The selected firm will be required to: prepare an Environmental Assessment; perform field surveys; prepare a location study with a preferred alternative; prepare for the chosen alternative: preliminary roadway design; cross sections; topography; soils and geological investigation; erosion and sedimentation control plan; preliminary right-of-way submission; preliminary utility and railway investigation; preliminary traffic investigation (which will update and substantiate the existing needs document); prepare structure design in detail to submit a type, size and location submission with all associated permits. The attendance at various public involvement meetings is required. The consultant will be required to provide material for and attend a safety review meeting; attend various field views to be held on the site; provide material for and participate in value engineering reviews; and provide efficient project management.

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

- a. Specialized experience and technical competence of firm. The specific experience of individuals who constitute the firms will be considered.
- b. Understanding of the Department's requirements, Design Manuals, policies and specifications.
- c. Past record of performance with respect to cost control, work quality, ability to meet schedules.
- d. Project management skills and public involvement experience. The specific experience of individuals who constitute the firms will be considered.
- e. Method of controlling quality of projects and submissions. Consideration will be given to coordination between disciplines, subconsultants, etc.
- f. Location of consultant with respect to the District. This will include ability/provisions for quick responses to District requests.
- g. Specialized experience in aviation design.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen (15%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section for additional requirements for the Letter of Interest).

The Letter of Interest submission shall be sent to:

Mr. John L. Baker, P.E., District Engineer
Engineering District 1-0
1140 Liberty Street
Franklin, PA 16323
Attention: Mr. Michael L. McMullen

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 p.m. prevailing time on the sixth (6th) day following the date of this Notice.

Engineering District 1-0 will announce the firms that have been shortlisted at an open public meeting to be held in the District Office. All firms that have submitted

a letter of interest will be notified of the time and date. Specify two (2) contact persons in the letter of interest.

Any technical questions concerning the requirements for this project should be directed to: Mr. Michael L. McMullen, P.E., District 1-0, at (814) 437-4331 or Ms. E. Mariah Baker, District 1-0, at (814) 437-4395.

General Requirements and Information

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

The Letter of Interest and required information must be submitted to the person designated in the individual advertisement.

The Letter of Interest and required information must be received by the Deadline indicated in the individual advertisement.

All consultants, both prime consultants and subconsultants, who desire to be included in a Letter of Interest must have an Annual Qualification Package on file with the appropriate District Office, by the deadline stipulated in the individual advertisements.

For Statewide projects, all consultants, both prime consultants and subconsultants, who desire to be included in a Letter of Interest must have an Annual Qualification Package on file with the Central Office, Bureau of Design by the deadline stipulated in the individual advertisements.

By submitting a letter of interest for the projects that requests engineering services, the consulting firm is certifying that the firm is qualified to perform engineering services in accordance with the laws of the Commonwealth of Pennsylvania.

Information concerning the Annual Qualification Package can be found in Strike-off Letter No. 433-99-04 or under the Notice to all Consultants published in the February 27, 1999 issue of the *Pennsylvania Bulletin*.

The requirements for Letters of Interest, in addition to the requirements stipulated in the individual advertisement, are as follows:

1. The Letter of Interest must include the project reference number, the firm's legal name, and the firm's federal identification number.
2. Identify the project manager.
3. Identify subconsultants, if any, including DBE/WBE, if required.
4. Identify key project staff.

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

If a goal for Disadvantaged Business Enterprise (DBE) participation is established for an advertised project,

firms expressing interest in the project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st century (TEA-21) and currently certified by the Department of Transportation shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The TEA-21 requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of Disadvantaged Business Enterprise (DBE). The goal for DBE participation shall be as stated in the individual project advertisement. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act, WBEs or combinations thereof).

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

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

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

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 99-981. Filed for public inspection June 18, 1999, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) (act) provides that the designated standing committees may issue comments within 20 days of the close of the public comment period, and the Independent Regulatory Review Commission (Commission) may issue comments within 10 days of the close of the committee comment period. The Commission comments are based upon the criteria contained in section 5a(h) and (i) of the act (75 P. S. § 745.5a(h) and (i)).

The Commission has issued comments on the following proposed regulations. The agency must consider these comments in preparing the final-form regulations. The final-form regulations must be submitted by the dates indicated.

<i>Reg No.</i>	<i>Agency/Title</i>	<i>Issued</i>	<i>Final-Form Submission Deadline</i>
30-51	Pennsylvania Emergency Management Agency Public Safety Emergency Telephone Program 29 Pa.B. 1719 (April 3, 1999)	6/3/99	5/3/01
30-52	Pennsylvania Emergency Management Agency Training and Certification Standards for 9-1-1 Emergency Communications Personnel 29 Pa.B. 1721 (April 3, 1999)	6/3/99	5/3/01
30-53	Pennsylvania Emergency Management Agency 9-1-1 Performance Review and Quality Assurance Standards 29 Pa.B. 1717 (April 3, 1999)	6/3/99	5/3/01

**Pennsylvania Emergency Management Agency
Regulation No. 30-51
Public Safety Emergency Telephone Program
June 3, 1999**

We have reviewed these proposed regulations from the Pennsylvania Emergency Management Agency (PEMA) and submit for consideration the following objections and recommendations. Subsections 5.1(h) and (i) of the Regulatory Review Act (71 P. S. §§ 745.5a(h) and (i)) specify the criteria the Commission must employ to determine whether a regulation is in the public interest. In applying these criteria, our Comments address issues that relate to fiscal impact, reasonableness and clarity. We recommend that these Comments be carefully considered as you prepare the final-form regulations.

1. Section 120b.104. Technical standards for plans—Consistency and Clarity.

The existing language of § 120b.104(b)(2)(xviii) reads as follows:

The 9-1-1 operators, dispatch personnel and supervisors shall receive a minimum of 40 hours classroom and hands on instruction. The APCO [Associated Public Safety Communicate Officers, Inc.] training course or a similar course that is used is subject to Council approval. In addition to minimum training requirements, a county may require additional training at its discretion.

The 40-hour minimum classroom and hands on instruction is inconsistent with the training requirements in proposed Regulation #30-52. The current language of this subsection should be deleted and replaced with a reference to training requirements in Chapter 120c, which is in proposed Regulation #30-52.

2. Section 120b.106. Eligible costs—Consistency and Clarity.

Consistent with Act 17 of 1998, the proposed regulations adds training directly related to the provision of 9-1-1 services to the list of eligible recurring costs in § 120b.106(b)(2)(vii). Counties may use funds generated by contribution rates assessed by means of Act 17 to pay for training. However, existing language in § 120b.106(c)(5) identifies "recruitment **and training** of dispatchers, call takers or telecommunication officers or

operators” as an ineligible cost for which funds from the contribution rate cannot be used. To be consistent with Act 17, PEMA should delete the words “and training” from § 120b.106(c)(5) in the final-form regulations.

3. Section 120b.113. Accuracy standards for 9-1-1 database systems—Reasonableness and Clarity.

PEMA needs to clarify that this section applies to enhanced 9-1-1 centers.

Subsection (b) requires the local exchange carrier (LEC) and the county to perform a database validation every 6 months. Commentators expressed concern with the reasonableness of requiring validation every 6 months and questioned the feasibility of this requirement. PEMA should justify why a 6-month interval for validation is both appropriate and practical.

Commentators have also questioned the feasibility of the minimum 95% requirement in subsection (b)(1). If they have to wait for LECs to reach 95% accuracy on their databases, some county 9-1-1 center may never receive the required data. PEMA should explain the need for and feasibility of the 95% rule.

In subsection (b)(2), the phrase “the use of” after the first comma is unnecessary and should be deleted.

Subsection (b)(3) provides the following:

Thereafter, additional validation processes shall be implemented by a county and the LEC or LECs to eliminate, insofar as possible, any substantive mismatches between the county’s MSAG and the LEC’s customer database.

This subsection is confusing for two reasons. First, it is not clear what time reference is meant by “Thereafter.” PEMA should use a specific time reference in place of “thereafter” to describe when additional validation processes should be implemented.

Second, it is not clear what is meant by “additional validation processes.” Does this mean a different technology must be used to validate information or a different method for validation? PEMA should clarify its intent on what it means by additional validation processes.

**Pennsylvania Emergency Management Agency
Regulation No. 30-52
Training and Certification Standards for 9-1-1
Emergency Communications Personnel
June 3, 1999**

We have reviewed these proposed regulations from the Pennsylvania Emergency Management Agency (PEMA) and submit for consideration the following objections and recommendations. Subsections 5.1(h) and (i) of the Regulatory Review Act (71 P. S. §§ 745.5a(h) and (i)) specify the criteria the Commission must employ to determine whether a regulation is in the public interest. In applying these criteria, our Comments address issues that relate to consistency, statutory authority implementation procedures, reasonableness, need and clarity. We recommend that these Comments be carefully considered as you prepare the final-form regulations.

1. Section 120c.101. Purpose and definitions—Consistency, Need and Clarity.

Section 120c.101(a) describes the purpose of these proposed regulations “to implement section 3(a)(6)” of the Public Safety Emergency Telephone Act (Act 17). The subsection’s single sentence also states that section 3(a)(6) of Act 17 “was added by section 3(a)(6) of the act of February 12, 1998 (P. L. 64, No. 17) to provide for the training and certification of call takers, emergency dis-

patchers and supervisors who work for 9-1-1 emergency communications centers in this Commonwealth.”

The subsection is lengthy and inconsistent with Act 17. First, it is not necessary to include a detailed reference to Act 17. The citation for Act 17 in the proposed regulations’ definition of the term “act” is sufficient. The date and pamphlet citation should be deleted from § 120c.101(a).

Second, the subsection does not match the actual statutory language of section 3(a)(6) of Act 17. This statute gives PEMA the power and duty “to establish minimum training and certification standards for emergency dispatchers, call takers and supervisors.” § 120c.101(a) should simply state that the purpose of these proposed regulations is to establish minimum standards for the training and certification of 9-1-1 personnel.

2. Sections 120c.102—120c.104. Call taker; emergency dispatcher; and 9-1-1 center supervisor certification—Consistency, Implementation Procedures, Reasonableness, Need and Clarity.

Sections 120c.102, 120c.103 and 120c.104 set forth certification, training and examination procedures and requirements for the positions of call taker, emergency dispatcher and 9-1-1 center supervisor respectively. The structure and content of these three sections are very similar. County 9-1-1 centers and other commentators have expressed concern and raised questions related to features that appear in all three sections. Because the subsections of §§ 120c.102, 120c.103 and 120c.104 are comparable, the following paragraphs discuss issues related to specific subsections and provisions in all three sections.

Subsection (b)(1)(i) Certification—Application forms

Subsection (b)(1)(i) of §§ 120c.102, 120c.103 and 120c.104 requires an applicant for certification to complete “an application on a form prescribed by the Agency [PEMA].” However, the regulation do not inform potential applicants how to obtain the appropriate forms. Sections 120c.102—120c.104 should contain this information.

Subsection (b)(1)(ii) Certification—Minimum age requirements

In §§ 120c.102, 120c.103 and 120c.104, subsection (b)(1)(ii) contains a minimum age requirement for each of the three positions. Why is this provision necessary? This regulation should provide the counties and local entities with sufficient latitude to hire people with the ability to do the job. PEMA should explain the need for and purpose of the minimum age requirements.

Subsections 120c.102(b)(1)(iii), 120c.103(b)(1)(iv) and 120c.102(b)(1)(v) Certification—Training requirement

These subsections require that applicants complete training courses approved or prescribed by PEMA to qualify for certification. However, neither these subsections nor any other part of this regulation contain any information concerning the content or length of these courses. In another chapter, existing language at § 120b.104(b)(2)(xviii) requires that 9-1-1 personnel “receive a minimum of 40 hours classroom and hands on instruction.”

The details of the minimum standards for training should be set forth in this regulation. Counties and applicants for certification as 9-1-1 personnel, as well as the public at large, should be provided an opportunity to review the minimum training requirements for 9-1-1 staff. PEMA should establish the minimum number of

hours and subject areas required of call takers, emergency dispatchers and 9-1-1 center supervisors in this regulation.

Concerning subject areas for training, the Pennsylvania Chapter of the American College of Emergency Physicians recommended that 9-1-1 staff receive training in emergency medical dispatch (EMD) standards. Training in EMD standards includes medical call-taking, triage and dispatch of resources, and pre-arrival patient care instruction. PEMA staff indicated that EMD standards would be a part of an approved training program. If so, this core requirement should be listed in this regulation.

Subsections 120c.102(b)(1)(iv), 120c.103(b)(1)(v) and 120c.102(b)(1)(v) Certification—Written examination

These subsections require the applicant to pass a written examination prescribed by PEMA. However, there is no indication who will administer the examinations, when they will be available or the examination's content or length. If PEMA plans to develop, administer and grade the examinations, then the regulation should articulate this plan. It should also indicate when and where applicants can take the examinations.

Subsections 120c.102(b)(1)(v), 120c.103(b)(1)(vi) and 120c.102(b)(1)(vi) Certification—Practical test

These subsections state that the applicant must pass a practical test related to the respective position skill requirements. The tests will be prescribed by PEMA. As indicated above with written examinations, PEMA should set forth minimum standards and requirements outlining the content, length and administration of these tests in the regulation.

Subsection (c) Recertification

Recertification is required every 3 years for call takers and emergency dispatchers, and every 4 years for 9-1-1 center supervisors. Each applicant for recertification is required to pass a written examination prescribed by PEMA. In addition, call takers and emergency dispatchers are required by § 120c.106 to complete refresher training. Commentators questioned the need for both recertification examinations and continuing education through refresher training.

PEMA should explain the need for both refresher training and recertification examinations. If a certified employee has worked in the 9-1-1 system for 3 years and has fulfilled the refresher training requirements, why does he or she need to pass another examination? The licensure boards for several professions in health care and other occupations have continuing education requirements. For many of these licensure boards, documentation of continuing education is the only requirement for licensure renewal.

If an employee has not worked in the 9-1-1 system for an extended period, an examination for recertification may be more appropriate. If PEMA opts to require recertification of former 9-1-1 system employees, it should quantify the length of absence that would trigger the recertification requirement in this regulation. This subsection should also include information concerning the recertification examination's contents, administration and availability.

Missing "grandfather" provision—Testing and training of current personnel

A few commentators expressed concern with imposition of the new training requirements on current employees. Many 9-1-1 centers already have training programs in

place. Many of these programs go beyond the minimum standards that PEMA is contemplating. In addition, these existing training programs include courses approved by the National Emergency Numbers Association and other professional organizations with training standards that are identical or comparable to those PEMA plans to use.

Commentators stated that there is no need to compel current employees to enroll in duplicative courses of instruction. We agree. One resolution of this concern is to allow current employees to take the PEMA examinations without additional training. PEMA indicated that it was considering this approach. However, there is nothing in the regulation that provides an exception for current employees.

Will PEMA allow current employees to document previous training experience? If so, the regulation should require current employees to document their training experiences. After PEMA determines that current employees' previous training meets or exceeds its standards, these employees should be allowed to qualify for certification just by passing the examination without having to complete additional or duplicative training courses.

3. Section 120c.105. Certification curriculum and instructors—Reasonableness and Clarity.

This section states that PEMA "will review and approve certification curriculums, materials, schedules, examinations, fees, recordkeeping and other related matters that are necessary to implement the certification standards." In addition, the section states that PEMA will approve instructors. As stated earlier, several counties already have comprehensive training programs in place for their 9-1-1 personnel. Because the regulation do not provide what PEMA's requirements will be, these counties indicate that they are uncertain whether their training programs will meet PEMA's standards.

It is our understanding that PEMA will allow counties to continue to run their own training programs. If this is true, the regulation should set forth the details of an application process whereby counties may submit information on their training programs and instructors for review and approval by PEMA. This is another reason why this regulation should include information on the minimum hour and course content requirements for training courses. Without specific standards, counties cannot determine whether their training courses will meet PEMA's standards.

4. Section 120c.106. Refresher training—Clarity.

This section states that call takers and dispatchers will receive "annual refresher training of sufficient content and duration to maintain their competencies." As stated earlier, the regulation should specifically state the minimum number of hours to be required for continuing education. It should also indicate the subject areas that qualify as continuing education or establish a process whereby counties, training providers or 9-1-1 personnel can submit continuing education proposals to PEMA for review and approval.

5. Certification, Training, Recertification and Refresher training—Fiscal Impact and Clarity.

The actual costs of implementing this regulation are uncertain. In the Regulatory Analysis Form for this regulation, PEMA indicates that the costs of this regulation should be minimal. Many counties have training programs in place and PEMA plans to require that these programs comply with its minimum standards. Because the regulation does not contain PEMA's minimum stan-

dards, no one can ascertain whether the costs will be minimal. Hence, the fiscal impact of this regulation is unclear. This concern applies to training costs as well as the additional costs for examinations, refresher training and recertification outlined in the regulation. The cost is a significant unknown amount for counties that do not already have training programs.

Act 17 identifies training expenses as eligible expenditures for funding by means of the 9-1-1 fees. However, revenues from 9-1-1 fees generated by the statutory contribution rates are a limited resource. PEMA should establish the minimum standards and estimate the potential economic impact of mandating compliance with its standards.

6. Section 120c.108. Right to enter and inspect—Reasonableness and Clarity.

This section states that PEMA has the right to enter any 9-1-1 center during regular and usual business hours to inspect employment records, county plans, protocols and equipment. It also states that PEMA reserves the right to enter at other times upon any complaint or PEMA's reasonable belief that violations of this regulation or Chapter 120b exist. The question arises as to what PEMA would or could do if it found a problem. Act 17, existing regulations and this proposed regulation do not provide penalties for violations. PEMA's enforcement role in the 9-1-1 system is unclear. PEMA should explain its intent for this provision and its role in working with 9-1-1 centers, counties and local governments to advance the 9-1-1 systems.

7. Training and certification standards and remote dispatch points—Statutory Authority, Fiscal Impact, Implementation Procedure and Clarity.

A commentator questioned whether this regulation will apply to the staffs of remote dispatch points (RDPs). RDPs include local police units, private ambulance services or local fire companies. PEMA staff stated that RDPs will be expected to comply with this regulation because they are part of the 9-1-1 system. However, they indicated that they may need to amend the regulation to include RDP personnel.

RDPs and 9-1-1 centers have a vital relationship. Calls to a 9-1-1 center for emergency assistance can be transferred to RDPs where a dispatcher determines the appropriate response and dispatches equipment and personnel. Dispatchers at RDPs are not necessarily employees of a 9-1-1 center. It is unclear whether the certification and training requirements and other provisions of this regulation apply to dispatchers or other personnel at RDPs.

Act 17 gives PEMA broad authority and discretion in the development and operation of the 9-1-1 system. Section 2 of Act 17 (35 P. S. § 7012) contains definitions for "911 emergency communication system" or "911 system" and "public safety answering point." However, the words "remote dispatch point" do not appear in Act 17. PEMA's goal is to improve 9-1-1 systems and the response of police, fire, ambulance and medical services to emergencies. This goal is understandable and worthwhile. Nonetheless, PEMA should explain its statutory authority to require certification and training of dispatchers and other personnel at RDPs.

Comments from the Pennsylvania State Association of Township Supervisors dated May 28, 1999, and the Berks County Communication Center also raise a number of other important questions concerning the application of this regulation to RDPs. Will the provision concerning PEMA's inspections of 9-1-1 centers apply to RDPs? How

will RDP staffs pay for training? RDPs training may be eligible for funding by means of the county 9-1-1 plans but only at the discretion of the counties. How many RDPs are currently included in county 9-1-1 plans?

PEMA should review these questions and explain its positions for inclusion with the final-form regulations. Including representatives of local governments and RDPs in the discussions along with 9-1-1 centers would probably improve the final-form regulations.

Pennsylvania Emergency Management Agency Regulation No. 30-53

9-1-1 Performance Review and Quality Assurance Standards

June 3, 1999

We have reviewed these proposed regulations from the Pennsylvania Emergency Management Agency (PEMA) and submit for consideration the following objections and recommendations. Subsections 5.1(h) and (i) of the Regulatory Review Act (71 P. S. §§ 745.5a(h) and (i)) specify the criteria the Commission must employ to determine whether a regulation is in the public interest. In applying these criteria, our Comments address issues that relate to statutory authority, fiscal impact, reasonableness and clarity. We recommend that these Comments be carefully considered as you prepare the final-form regulations.

1. Section 120d.104. Standards and procedures for performance review—Fiscal Impact, Reasonableness and Clarity.

Quality assurance review

In § 120d.102, the term "quality assurance review" is defined. However, PEMA uses the term "audit" when referencing a quality assurance review in § 120d.104. For consistency and clarity, the term "quality assurance review" should be used in place of "audit."

The use of the word "standard" in the title of this section is unclear. This section does not indicate what standards or performance criteria are to be used in the quality assurance reviews. The regulation should include specific performance criteria that the quality assurance reviewer will use when examining other employees' work. If the reviewer is to use the criteria or standards in § 120d.105, then § 120d.104 should reference § 120d.105.

Content requirements or recommendations for quality assurance reviews

The last sentence in subsection (a) provides, "It is also recommended that all incidents involving catastrophic loss be included in the review process." The phrase "It is also recommended" is inappropriate regulatory language because it does not convey a definitive standard. If incidents related to catastrophic loss will be required to be part of the review, this phrase should be removed from the regulation. If it will not be a requirement, the whole sentence should be deleted.

Dispatching

Subsection (b) requires dispatching the appropriate police, fire or emergency medical services within the prescribed time frame (usually within 90 seconds of obtaining pertinent information, 90% of the time). This provision, for several reasons, is problematic as to how it will be used for the quality assurance review.

First, the phrase "usually within 90 seconds" is not a definitive standard. PEMA should delete the term "usually."

Second, it is not clear what the prescribed time frame is for dispatching the appropriate personnel. Will it be 90 seconds or will it be another time frame? The regulation should clearly define the standard.

Finally, the City of Philadelphia observed, when the volume of calls dictates, they dispatch personnel on a priority basis. If dispatching calls on a priority basis is appropriate, PEMA should amend the regulation to allow such flexibility.

Frequency of call taking audits

Subsection (b) begins by requiring call taking audits to be completed weekly. The subsection later provides that "Although it is recommended that audits be performed on a weekly basis, the quality assurance review process may assume a monthly configuration to accommodate 9-1-1 centers that have personnel or scheduling constraints." The language "Although it is recommended" is inappropriate and creates confusion as to whether call taking audits should be done weekly. If PEMA is intending to establish an exception to the weekly call taking audit requirement, it should expressly state when the exception will be applicable.

Quality assurance reviewer

Subsection (d) requires the director of each 9-1-1 center to create a quality assurance reviewer position. The quality assurance reviewer is a full-time position and depending upon the size of a 9-1-1 center, there may be more than one at each facility. PEMA did not identify the potential economic impact/cost of mandating this new full-time position or how the establishment of this position is the most cost-effective measure to ensure quality assurance. PEMA should conduct this analysis to ensure the creation and use of a quality assurance reviewer is cost effective.

The second sentence in subsection (d) provides that "It is recommended that the reviewer be a supervisory level with a minimum of 3 years experience in the field of emergency telecommunications." Again, the phrase "It is recommended" does not convey a definitive standard. The regulation should specify the minimum qualifications for a quality assurance reviewer.

Retention of audit reviews

Subsection (e) requires audit reviews to be kept for 3 years at the 9-1-1 center. Commentators expressed concern that recorded 9-1-1 calls will be included as part of the audit review and thus subject to Pennsylvania's Right To Know Law. PEMA's proposed Regulation #30-51 includes a new § 120b.103(11). The new subsection states that a county plan will be considered a public record under the provisions of the act known as the Right to Know Law (65 P. S. §§ 66.1—66.4).

Commentators express concern that recorded 9-1-1 calls may be included in audits conducted for performance reviews. The commentators believe that the audits may be included in the plan, resulting in the recorded 9-1-1 calls becoming part of a public record.

It is our understanding that PEMA does not intend to require recorded phone calls to be part of the audit review. In addition, the Pennsylvania Supreme Court issued a decision on this issue earlier this year. In *North Hills News Record v. Town of McCandless*, 722 A.2d 1037 (1998), the Supreme Court ruled that tapes of 9-1-1 calls are not public records under the provisions of the Right to Know Law. To insure consistency with this recent ruling of the Supreme Court, PEMA should state

that transcripts or recordings of 9-1-1 calls are not public records under the Right to Know Law.

We also question the need for the 9-1-1 center to retain the audits for 3 years. PEMA should provide justification for this retention period or reduce it.

Quality assurance actions

Subsection (h) provides that quality assurance actions that are initiated in response to the results of an audit review will be documented and included as part of the audit. PEMA should define what "quality assurance actions" are, who is responsible for initiating the actions, and when the actions will be imposed.

2. Section 120d.105. Types of quality assurance reviews—Statutory Authority and Clarity.

Call taker performance review

Subsection (a)(8) requires the quality assurance reviewer to consider the professional demeanor of the call taker. The term "professional demeanor" lacks objectivity. Other standards listed in this subsection are also very subjective and provide a reviewer with a great deal of discretion in evaluating performance. PEMA should consider including more objective criteria to be used by the quality assurance reviewer to determine if the call taker is acting in a professional manner. This comment also applies to subsection (b)(8) for dispatchers.

Federal Communication Commission rules

Subsection (b)(8) provides that the telecommunicator shall abide by applicable Federal Communications Commission (FCC) rules and regulations. Instead of the general reference, specific citations to FCC regulations should be included.

Emergency medical dispatch program

Subsection (c) requires the Department of Health to approve the emergency medical dispatch program as a requisite to its use by the 9-1-1 emergency communications center. There is no current requirement for the Department of Health to review this program. Furthermore, PEMA lacks the authority to impose such a mandate on another administrative agency. Accordingly, this provision should be deleted.

PEMA itself has the authority to approve medical dispatch programs for 9-1-1 centers. If it decides that standards are needed, it can develop its own or can reference standards developed or approved by organizations with the appropriate expertise or qualifications.

3. Quality assurance reviews and remote dispatch points—Statutory Authority, Fiscal Impact, Implementation Procedures and Clarity.

A commentator questioned whether this regulation will apply to the staffs of remote dispatch points (RDPs). RDPs include local police units, private ambulance services or local fire companies. PEMA staff stated that RDPs will be expected to comply with this regulation because they are part of the 9-1-1 system. However, they indicated that they may need to amend the regulation to include RDP personnel.

RDPs and 9-1-1 centers have a vital relationship. Calls to a 9-1-1 center for emergency assistance can be transferred to RDPs where a dispatcher determines the appropriate response and dispatches equipment and personnel. Dispatchers at RDPs are not necessarily employees of a 9-1-1 center. The relationship between 9-1-1 centers' quality assurance review programs and RDP employees is unclear.

Act 17 gives PEMA broad authority and discretion in the development and operation of the 9-1-1 system. Section 2 of Act 17 (35 P. S. § 7012) contains definitions for "911 emergency communication system" or "911 system" and "public safety answering point." However, the words "remote dispatch point" do not appear in Act 17. PEMA's goal is to improve 9-1-1 systems and the response of police, fire, ambulance and medical services to emergencies. This goal is understandable and worthwhile. However, PEMA should explain its statutory authority in implementing quality assurance standards for RDP employees who are not employed by 9-1-1 centers and are not included in county 9-1-1 plans.

Comments from the Pennsylvania State Association of Township Supervisors dated May 28, 1999, and the Berks County Communication Center also raise a number of other important questions concerning the application of this regulation to RDPs. What is the responsibility of 9-1-1 centers in auditing or performing quality assurance reviews of RDPs employees' performance? Will 9-1-1 center quality assurance reviewers have access to tape recordings of RDPs' calls and dispatches? RDPs may be eligible for funding by means of the county 9-1-1 plans but only at the discretion of the counties. How many RDPs are currently included in county 9-1-1 plans?

PEMA should review these questions and explain its positions for inclusion with the final-form regulations. Including representatives of local governments and RDPs in the discussion along with 911 centers would probably improve the final-form regulations.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 99-982. Filed for public inspection June 18, 1999, 9:00 a.m.]

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Commissioner may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

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

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-983. Filed for public inspection June 18, 1999, 9:00 a.m.]

INSURANCE DEPARTMENT

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing, as authorized by the act of June 17, 1998 (P. L. 464, No. 68) in connection with their company's termination of the insured's automobile policies. The hearings will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). All administrative hearings are held in the Insurance Department Offices in Harrisburg, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

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

Appeal of Anthony M. Dimassa; file no. 99-210-31794; Pennland Insurance Company; doc. no. P99-05-019; July 7, 1999, at 1 p.m.;

Appeal of Richard C. Shankweiler; file no. 99-121-02330; Goodville Mutual Insurance Company; doc. no. P99-05-016; July 13, 1999, at 10 a.m.;

Appeal of Bonnie Jean Copeland; file no. 99-121-02082; State Farm Mutual Automobile Ins. Co.; doc. no. P99-05-018; July 15, 1999, at 1 p.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. All administrative hearings are held in the Insurance Department Offices in Harrisburg, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

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

Appeal of John and Kelly Gerhard; file no. 99-181-02717; Chester County Mutual Ins. Co.; doc. no. P99-05-017; July 8, 1999, at 10 a.m.

Both parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representative of the company must bring relevant claims files and 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 participate in the hearing should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-984. Filed for public inspection June 18, 1999, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

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

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

Appeal of Erie Insurance Exchange; file no. 99-121-01991; Mike J. and Debra Scheirer; doc. no. P99-06-002; July 14, 1999, at 10 a.m.

Both parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representative of the company must bring relevant claims files and 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 participate in the hearing should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-985. Filed for public inspection June 18, 1999, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed But Not Published

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

Executive Board

Resolution #CB-99-071, Dated May 5, 1999. The Commonwealth of Pennsylvania entered into a side letter of agreement with the American Federation of State, County, and Municipal Employees, AFL-CIO. This letter adds the Corrections Optical Lab Factory Supervisor classification to the Corrections Officer Supervisor pay schedule and side letter of understanding.

Resolution #CB-99-105, Dated May 5, 1999. The Commonwealth of Pennsylvania entered into a side letter of agreement with the American Federation of State, County, and Municipal Employees; this side letter provides for promotions, demotions and transfers to and within the Corrections Officers/Forensic Security Employees pay schedule.

Governor's Office

Manual M110.2, 1999-2000 Rebudget Instructions—Dated May 1999.

Manual M530.3, Group Life Insurance Program, Revision No. 4, Dated May 10, 1999.

Management Directive No. 230.15—Continental United States High Cost Subsistence Allowances—Amended April 20, 1999.

Management Directive No. 505.7—Personnel Rules, Revision No. 1, Dated April 26, 1999.

Management Directive No. 505.30—Prohibition of Sexual Harassment in Commonwealth Work Settings, Dated May 13, 1999.

Administrative Circular No. 99-13—1999-2000 Rebudget Instructions—Dated May 10, 1999.

Administrative Circular No. 99-14—Closing Instruction No. 3, Prior Encumbrances for Act 57 Waivers and Contracted Repairs—Dated May 13, 1999.

Administrative Circular No. 99-15—Availability of State Surplus Real Property for Transfer to Commonwealth Agencies—Delaware County—Dated May 13, 1999.

Administrative Circular No. 99-16—Inventory of General Services' Commodity Distribution Centers—Dated May 14, 1999.

GARY R. HOFFMAN,
Director
Pennsylvania Bulletin

[Pa.B. Doc. No. 99-986. Filed for public inspection June 18, 1999, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Allegheny County, Wine & Spirits Shoppe #0263, 418 E Ohio Street, Pittsburgh, PA 15212-5515.

Lease Expiration Date: June 30, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space serving the Northside of the City of Pittsburgh. The space should be located within one-half mile of Cedar and East Ohio Streets, Pittsburgh.

Proposals due: July 9, 1999 at 12 noon

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

Allegheny County, Wine & Spirits Shoppe #0271, 3408 Main Street, Munhall, PA 15120-3257.

Lease Expiration Date: July 31, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,200 net useable square feet of new or existing retail commercial space serving the Munhall area. The space should be on Main Street between Melvin Street and West Miller Avenue, Munhall.

Proposals due: July 9, 1999 at 12 noon

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

Westmoreland County, Wine & Spirits Shoppe #6514, 147 Columbia Avenue, Vandergrift, PA 15690-1101.

Lease Expiration Date: July 31, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,600 net useable square feet of new or existing retail commercial space serving the Vandergrift market area.

Proposals due: July 9, 1999 at 12 noon

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

Allegheny County, Wine & Spirits Shoppe #0214, 511 Miller Avenue, Clairton, PA 15025-1720.

Lease Expiration Date: June 10, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,800 net useable square feet of new or existing retail commercial space serving the Clairton market area. Location must have access for tractor-trailor loading.

Proposals due: July 9, 1999 at 12 noon

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

Washington County, Wine & Spirits Shoppe #6305, McDonald Shopping Plaza, 301 W. Barr Street, McDonald, PA 15057-1423.

Lease Expiration Date: July 31, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,000 net useable square feet of new or existing retail commercial space serving the McDonald area.

Proposals due: July 9, 1999 at 12 noon

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

Berks County, Wine & Spirits Shoppe #0617, Tulpehocken Village Shop, 430 N. 3rd Street, Womelsdorf, PA 19567-9701.

Lease Expiration Date: October 31, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,900 to 3,400 net useable square feet of new or existing retail commercial space within one-half mile of the intersection of US Route 422 and PA Route 419 in the Borough of Womelsdorf or the Townships of Marion and Heidelberg.

Proposals due: July 9, 1999 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, State Office Building, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110
Contact: Ronald Hancher, (717) 657-4228

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 99-987. Filed for public inspection June 18, 1999, 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 July 12, 1999, 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-00115842 (2nd Correction). Red Rose Limousine Service, Inc. (3633 North Hermitage Road, Transfer, Mercer County, PA 16154), a corporation of the Commonwealth of Pennsylvania—persons, in limousine service, between points in the county of Mercer, and from points in said county, to points in Pennsylvania, and return. *Attorney:* William A. Gray, 2310 Grant Building, Pittsburgh, PA 15219-2383.

A-00115959. Wojciech Wazydrag (L 105 Overllok Drive, Tobyhanna, Monroe County, PA 18466)—persons in limousine service, between points in the county of Monroe, and from points in said county, to points in Pennsylvania, and return.

A-00115958. Roy Tucker, t/d/b/a Corry Cab Company (424 Wayne Street, Corry, Erie County, PA 16407)—persons in call or demand service, between points in the city of Corry, and within an airline distance of 12 statute miles of the limits of said city.

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

A-00112415, Folder 3. Armando Ocando, t/d/b/a All Star Limousines (2307 Harrow Road, Pittsburgh, Allegheny County, PA 15241)—additional right—persons in group and party service, between points in the counties of Allegheny, Armstrong, Beaver, Butler, Fayette, Greene, Indiana, Lawrence, Somerset, Washington and Westmoreland, and from points in said counties, to points in Pennsylvania, and return; subject to the following condition: that the service be limited to the transportation of persons attending weddings, proms, concerts, school dances, sports events and nights-on-the-town.

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

A-00108826, Folder 1, Am-A. System of Services, Inc., t/d/b/a SOS Taxi (28 Georgetown Lane, Beaver, Beaver County, PA 15009), a corporation of the Common-

wealth of Pennsylvania—persons upon call or demand in the county of Beaver: *So as to permit* the transportation of persons upon call or demand in the boroughs of Leetsdale, Edgeworth, Sewickley, Sewickley Heights and Bell Acres; and the township of Leet, all located in Allegheny County.

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

A-00111425, F. 2, Am-B. Daniel R. Koebler, t/d/b/a Crown Limousine Service (701 East Main Street, Grove City, Mercer County, PA 16127)—inter alia, persons in limousine service, between points in the townships of Liberty, Pine and Wolf Creek, and the borough of Grove City, Mercer County, and from points in said townships and borough, to points in Pennsylvania: *So as to permit* the transportation of persons in limousine service between points in the county of Butler, and from points in the said county, to points in Pennsylvania, and return; which is to be a transfer of all of the operating rights of Deanna Kyle, t/d/b/a Classic Transportation, under the certificate issued at A-00114366, subject to the same limitations and conditions.

Application of the following for amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for the transportation of household goods by transfer of rights as described under each application.

A-00110867, F. 1, Am-A. James Moving Company, Inc. (1709 Beryl Drive, Pittsburgh, Allegheny County, PA 15227), a corporation of the Commonwealth of Pennsylvania—household goods in use between points in the borough of Sewickley, Allegheny County, and within 25 miles by the usually traveled highways of the limits of said borough: *So as to permit* (1) the transportation of household goods in use from points in the city of McKeesport, Allegheny County, and within a radius of 3 miles thereof, to points within 25 miles by the usually traveled highways of the limits of said city, and vice versa, and (2) from points in the borough of Homestead, Allegheny County, and within 5 miles by the usually traveled highways of the limits of said borough, to other points in Pennsylvania, and vice versa; which is to be a transfer of the rights authorized Elizabeth Fawcett, t/d/b/a Boaz Trucking and Biddlestone Transfer, under the certificate issued at A-00102008, F. 2, subject to the same limitations and conditions. *Attorney:* John A. Pillar, 1106 Frick Building, Pittsburgh, PA 15219.

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

A-00115801. Prince Limousine, Inc. (1905 Lafayette Road, Gladwyne, Montgomery County, PA 19035), a corporation of the Commonwealth of Pennsylvania—persons in limousine service, between points in the city and county of Philadelphia, and from points in said city and county, to points in Pennsylvania, and return; which is to be a transfer of all of the right authorized under the certificate issued at A-00110623, to ABC Limo, Inc., subject to the same limitations and conditions. *Attorney:* John J. Gallagher, P.C., Suite 1100, 1760 Market Street, Philadelphia, PA 19103.

A-00115798. Welco Transportation, Inc., t/d/b/a Adventure Limousine (320 South Roberts Road, P. O. Box 635, Dunkirk, Chautauqua County, New York 14048), a corporation of the State of New York—persons in limousine service, between points in McKean County, and from points in said county, to points in Pennsylvania, and return; which is to be a transfer of all of the right authorized under the certificate issued at A-00111571, to Brian Joseph Vecellio, t/d/b/a First Class Limousine, subject to the same limitations and conditions.

Application of the following for the approval of the transfer of stock as described under each application.

A-00110198, F. 5000. Mid-County Transportation Services Inc. (32 Blaine Street, Lansdale, Montgomery County, PA 19446), a corporation of the Commonwealth of Pennsylvania—for the approval of the transfer of 100 shares of issued and outstanding shares of stock held by the estate of Shirley Ann Reese, deceased by James Reese, Jr., Executor, to Norristown Transportation Company, Inc. William R. Wanger, 1250 South Broad Street, Lansdale, PA 19446.

Applications of the following for approval of the right to begin to operate as a broker for the transportation of persons as described under each application.

A-00115797. Lorna A. Gimble, t/d/b/a Daybreak Tours & Charters (17 Oak Street, Wilkes-Barre, Luzerne County, PA 18702)—brokerage license—to arrange for the transportation of persons and their baggage, between points in Pennsylvania.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods by transfer as described under each application.

A-00115810. Neil E. Haylett, t/d/b/a Haylett Storage & Services (338 Grant Street, Franklin, Venango County, PA 16323)—household goods in use from points in the county of Venango, to other points in Pennsylvania, and vice versa; which is to be a transfer of part of the rights authorized Engles Trucking Service, Inc., (formerly Timothy R. Engles, t/d/b/a Engles Family Moving), under the certificate issued at A-00109827, subject to the same limitations and conditions.

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. UJSP, Inc.; Doc. No. A-00110880C9902

Complaint

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

1. That UJSP, Inc., respondent, maintains a principal place of business at P. O. Box 8993, Pittsburgh, PA 15221.
2. That all times relevant to this Complaint, respondent held a certificate of public convenience issued by this Commission at Application Docket No. A-00110880.

3. That pursuant to Section 512 of the Public Utility Code, 66 Pa. C.S. § 512, and 52 Pa. Code Chapter 32; respondent is required to maintain evidence of current insurance on file with this Commission.

4. That respondent has failed to maintain evidence of bodily injury and property damage liability insurance, in violation of the Public Utility Code and regulations cited in Paragraph 3 of this complaint.

5. That as a result of failure to maintain evidence of current insurance on file with this Commission, the Bureau of Transportation and Safety Prosecutory Staff requests that the Secretary of the Commission revoke respondent's certificate of public convenience.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Secretary of the Commission revoke the certificate of public convenience held by UJSP, Inc. at Docket No. A-00110880, for failure to maintain current evidence of insurance on file with the Commission.

Respectfully submitted,

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

Verification

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

Date: _____

George T. Mahan

Notice to Plead

A. You must file an answer within twenty (20) days of the date of service. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice to plead. 52 Pa. Code § 1.56(a). The answer must raise all factual and legal arguments that you wish to claim in your defense and must include the docket number of this Complaint. Your answer must be verified and the original and two (2) copies sent to:

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

B. If you fail to answer this complaint within twenty (20) days of the date of service as identified in Paragraph A. above, the Bureau of Transportation and Safety will request that the Commission enter an order revoking your certificate of public convenience; contract carrier permit; or brokerage license or imposing such other remedy as may be appropriate.

C. In lieu of an answer, you may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Upon receipt of the proof of insurance from your insurer, the complaint proceeding shall be closed.

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission enter an order revoking your certificate of public convenience; contract carrier permit; or brokerage license.

E. If you file an answer which contests the complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 99-988. Filed for public inspection June 18, 1999, 9:00 a.m.]

Telecommunications

A-310829. Bell Atlantic-Pennsylvania, Inc. and VITTS Networks, Inc. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and VITTS Networks, Inc. for approval of an Interconnection Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and VITTS Networks, Inc., by its counsel, filed on May 28, 1999, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and VITTS Networks, Inc. Joint Petition are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 99-989. Filed for public inspection June 18, 1999, 9:00 a.m.]

Water Service Without Hearing

A-220350F0003. City of Bethlehem. Application of the City of Bethlehem for approval of (1) the right to begin to offer or furnish treated water in the proposed certificated service territory from its water transmission main running from the Bethlehem Water Treatment Plant in Lehigh Township, Northampton County southwardly to Race Street in Hanover Township, Lehigh County, PA; (2) the right to begin to offer or furnish untreated water in the proposed certificated service territory from its water transmission main running from Wild Creek Reservoir in Towamensing Township, Carbon County southwardly to the Bethlehem Water Treatment Plant in Lehigh Township, Northampton County, PA; and (3) a new Schedule H to Bethlehem's existing Schedule of Rates and Tariffs so as to implement a tariff rate for untreated water.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before July 6, 1999, under 52 Pa. Code (relating to public utilities).

Applicant: City of Bethlehem.

Through and By Counsel: Michael D. Klein, Esquire, Zsuzsanna E. Benedek, Esquire, LeBoeuf, Lamb, Greene & MacRae L.L.P., 200 North Third Street, Suite 300, P. O. Box 12105, Harrisburg, PA 17108-2105.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 99-990. Filed for public inspection June 18, 1999, 9:00 a.m.]

PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Hearings Scheduled

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

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

July 7, 1999	Rick D. Mahonski (Purchase of Service)	1 p.m.
	Michael J. Ciliberti (Purchase of Service)	2:30 p.m.
July 21, 1999	Donn Bell (Multiple Service)	1 p.m.
	Catherine Cortegerone (Purchase of Service)	2:30 p.m.

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

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501-508 and 701-704 (relating to the Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code Part II unless specific exemption is granted.

DALE H. EVERHART,
Secretary

[Pa.B. Doc. No. 99-991. Filed for public inspection June 18, 1999, 9:00 a.m.]

STATE SYSTEM OF HIGHER EDUCATION

Invitation to Qualify (ITQ) SSHE-PR-01-99

The State System of Higher Education is seeking qualified construction management firms, partnerships or Joint Ventures to provide project representation services for the 14 universities of the System and Dixon University Center. Project representation is intended to include quality assurance, project management during the course of a project. The work will be located throughout this Commonwealth and it is intended that three or more firms will be placed under a multiyear contract for each of the three areas in which the universities are located; Western Pennsylvania, Central Pennsylvania and Eastern Pennsylvania. For the firms under contract, the individual university would initiate a request for quotes for the specific project or task at hand.

Interested qualified firms can obtain an invitation to qualify (ITQ) from Rebecca Novak at the Dixon University Center, 2986 North Second Street, North Hall Room 105, Harrisburg, PA 17110. Facsimile requests can be sent to (717) 720-7117 or (717) 720-4013. Responses to the ITQ are due on July 15, 1999, by 4 p.m. The System encourages responses from small firms, minority firms, women owned firms and firms which have not previously worked for the System, and will consider Joint Ventures which will enable these firms to participate in System professional services contracts. Nondiscrimination and equal opportunity are the policies of the Commonwealth and the State System of Higher Education.

JAMES H. MCCORMICK,
Chancellor

[Pa.B. Doc. No. 99-992. Filed for public inspection June 18, 1999, 9:00 a.m.]

TURNPIKE COMMISSION

Retention of an Engineering Firm for Traffic and Revenue Study

Mon/Fayette and Southern Beltway Transportation Projects

Reference No. E-009

The Turnpike Commission (Commission) is seeking consultant services on an open end contract basis to perform traffic and revenue studies for the Mon-Fayette and Southern Beltway Transportation Projects.

Work orders anticipated under this contract may include traffic and revenue studies associated with environmental impact statements including alignment alternative analysis and toll alternative analysis. Other work orders may focus on analysis of various combinations and time frames for segment opening, one way tolling and electronic tolling. Other work orders will include toll schedule development for sections in final design and/or construction and associated estimated traffic and revenue forecasts. The consultant may need to develop traffic and revenue estimates for bonding.

The consultant will coordinate with the Southwestern Pennsylvania Corporation (SPC) to obtain untolled traffic estimates for alignments being evaluated. The consultant

will then develop tolled traffic projections and diverted traffic. This information will be given to SPC for traffic redistribution. The consultant may be assigned tasks to conduct traffic surveys, traffic counts and traffic analysis.

Questions and inquires concerning this project should be directed to Timothy M. Scanlon, P.E., at (717) 939-9551, Ext. 5590; or by e-mail at tscanlon@paturndpike.com.

The following factors will be considered by the Commission during the evaluation of the firms submitting Letters of Interest for this project:

2a. Specialized experience and technical competence of prime consultant and subconsultants. The team must clearly demonstrate an ability to analyze available data to make decisions and develop plans to complete the project in a timely and cost effective manner.

b. Past record of performance with respect to cost control, work quality ability to meet schedules and previous experience on similar projects. The consultant should identify similar projects that have been completed by that firm as the prime, the magnitude of the project and the client.

c. The specific experience and number of individuals who constitute the firm.

d. Location of consultant's office where the work will be performed.

e. Workload of the prime consultant and subconsultants for all Pennsylvania Department of Transportation and Pennsylvania Turnpike Commission projects.

f. Other factors, if any, specific to the project.

General Requirements and Information

Firms interested in providing the above work and services are invited to submit a Letter of Interest with the required information. The Letters of Interest must include the following:

1. One page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified.)

2. Three page expression of interest in the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for this project and provide explanation that the firm has successfully completed similar type projects of the same magnitude.

3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultants listed in the letter of interest will require written approval from the Commission.

4. Tabulation of workload for the prime consultant and all subconsultants for all Pennsylvania Department of Transportation and Pennsylvania Turnpike Commission projects.

5. Annual Qualification Package submitted to the Pennsylvania Department of Transportation for the current year, containing the following for the prime consultant and all subconsultants which should be attached to the back of the letter of interest (subs to follow primes):

- Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, not more than 1 year old as of the date of the advertisement.

- Resumes of key personnel expected to be involved in the project. (Limit to one 8 1/2" x 11" page, one side, per person). Only resumes of key personnel should be included.

- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in Pennsylvania.

- A copy of the Department's DBE/WBE Certification, if applicable.

If a Joint Venture responds to a project advertisement, the Commission will not accept separate letters of interest from joint venture constituents. A firm will not be permitted to submit a letter of interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Firms interested in performing the above services are invited to submit a letter of interest and required information to Mr. Barry L. Troup, P.E., Assistant Chief

Engineer for Design, at the PA Turnpike Commission Administration Building located on Eisenhower Boulevard at the Harrisburg-East Interchange (No. 19). (FedEx address: Route 283 and Eisenhower Boulevard, Highspire, PA 17034) (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676).

The letter of interest and required information must be received by 12 noon, Friday, July 9, 1999. Letters of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable letters of interest received in response to this solicitation, one firm will be selected for this project. The order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Selection Committee. Technical Proposals or Requests for Proposals will not be requested prior to selection.

The Commission reserves the right to reject all letters of interest, to cancel solicitation requested under this notice, and/or to re-advertise solicitation for the work and services.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 99-993. Filed for public inspection June 18, 1999, 9:00 a.m.]