

NOTICES

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345) known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending June 15, 1999.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
6-10-99	Penn Laurel Financial Corp., Curwensville, to acquire 100% of the voting shares of Clearfield Bank & Trust Company, Clearfield	Curwensville	Approved
6-14-99	BT Financial Corporation, Johnstown, to acquire 100% of the voting shares of First Philson Financial Corporation, Berlin	Johnstown	Approved

New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-9-99	Asian Bank Philadelphia Philadelphia County Asian Bank, is a wholly-owned subsidiary of Asian Financial Corp., Philadelphia, a new bank holding company.	1008 Arch Street Philadelphia Philadelphia County	Commenced Operations
6-10-99	The Legacy Bank of Harrisburg Harrisburg Dauphin County	2600 Commerce Drive Harrisburg Dauphin County	Approved

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-14-99	Laurel Bank, Johnstown and First Philson Bank, N.A., Berlin Surviving Institution— Laurel Bank, Johnstown	Johnstown	Approved

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	50 West Market Street West Chester Chester County	Opened
6-5-99	Main Street Bank Reading Berks County	102 Pennsylvania Ave. Avondale Chester County	Opened
6-7-99	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	Five Points Plaza Shopping Center 640 Cowpath Road Montgomeryville Montgomery County	Opened
6-10-99	Sun Bank Selinsgrove Snyder County	Route 15 & Route 45 Lewisburg Union County	Approved
6-10-99	Harris Savings Bank Harrisburg Dauphin County	Wertsville Road and Center Street Enola East Pennsboro Twp. Cumberland County	Approved

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-10-99	Merchants Bank of Pennsylvania Shenandoah Schuylkill County	810 McNair Street Hazleton Luzerne County	Filed
6-10-99	Bank of Hanover and Trust Company Hanover York County	2215 E. Market St. York York County	Approved
6-10-99	Northwest Savings Bank Warren Warren County	1903 Hubbard Road North Madison Lake County, Ohio	Opened
6-11-99	Harris Savings Bank Harrisburg Dauphin County	1515 DeKalb Pike Blue Bell Whitpain Township Montgomery County	Opened
6-14-99	East Penn Bank Emmaus Lehigh County	861 North Route 100 Upper Macungie Twp. Lehigh County	Approved
6-14-99	First Liberty Bank & Trust Jermyn Lackawanna County	910 Commerce Avenue Dickson City Lackawanna County	Approved
6-14-99	Jefferson Bank Haverford Montgomery County	11725 Bustleton Avenue Philadelphia Philadelphia County	Filed

Branch Relocations/Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-10-99	Southwest Bank Greensburg Westmoreland County	<i>Into:</i> 5 Fourth Street Youngwood Westmoreland County <i>From:</i> Route 119 South Greensburg Westmoreland County	Approved
6-10-99	Southwest Bank Greensburg Westmoreland County	<i>Into:</i> 331 East Sixth Avenue Tarentum Allegheny County <i>From:</i> 1121 Brackenbridge Avenue Brackenbridge Allegheny County	Approved
6-10-99	First Liberty Bank & Trust Jermyn Lackawanna County	<i>To:</i> Route 435 Moscow Lackawanna County <i>From:</i> Route 502 Moscow Lackawanna County	Approved

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
6-14-99	American Bank of the Lehigh Valley Allentown Lehigh County	To amend Article First which provides for a change in corporate title to "American Bank."	Approved and Effective
6-14-99	Brentwood Savings Bank Pittsburgh Allegheny County	To amend Article First which provides for a change in corporate title to "Brentwood Bank;" and Article Second which provides for a change in the principal place of business to 411 McMurray Road, Bethel Park, Allegheny County, PA 15102.	Approved and Effective

SAVINGS ASSOCIATIONS

Branch Applications

<i>Date</i>	<i>Name of Association</i>	<i>Location</i>	<i>Action</i>
5-17-99	North Penn Savings & Loan Scranton Lackawanna County	651 Northern Boulevard Clarks Summit South Abington Twp. Lackawanna County	Opened

CREDIT UNIONS

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
6-14-99	Philadelphia Telco Credit Union, Trevose, and Air-Shields Employees Credit Union, Hatboro Surviving Institution— Philadelphia Telco Credit Union, Trevose	Trevose	Effective

DAVID E. ZUERN,
Secretary

[Pa.B. Doc. No. 99-1015. Filed for public inspection June 25, 1999, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Weatherization Assistance Program; Public Hearing

The Department of Community and Economic Development hereby publishes notice of a public hearing to be held at 10 a.m. on Tuesday, July 13, 1999, in Room 423 of the Forum Building, Commonwealth Avenue and Walnut Street, Harrisburg, PA 17120. The purpose of this hearing is to receive comments on the Weatherization Assistance Program's proposed State Plan to be submitted to the United States Department of Energy for the program year 1999-2000. Included in this plan is the Department's Notice of Intent to transfer administration of the weatherization program in Beaver County from the Redevelopment Authority County of Beaver to the Housing Authority of the County of Beaver.

A copy of this plan may be obtained by contacting the Department of Community and Economic Development, Community Empowerment Office, Room 352, Forum Building, Harrisburg, PA 17120, (717) 787-1984. A copy may also be obtained at the following DCED Regional Offices:

Central Regional Office
Room 578, Forum Building
Harrisburg, PA 17120
(717) 720-7302

Southwest Regional Office
1405 State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222

Northwest Regional Office
212 Lovell Place
Erie, PA 16503
(814) 871-4241

Southeast Regional Office
908 State Office Bldg.
Broad & Spring Garden Streets
Philadelphia, PA 19130
(215) 560-2256

Northeast Regional Office
201 Samters Bldg.
101 Penn Avenue
Scranton, PA 18503

Written comments may be submitted to Dennis Darling, Director, Community Empowerment Office, Room 352 Forum Building, Harrisburg, PA 17120, until 5 p.m. on July 13, 1999.

Persons with a disability who wish to attend this hearing and require an auxiliary aid, services or other accommodations to participate in the proceedings should contact Dennis Darling at (717) 787-1984 to discuss how the Department of Community and Economic Development may accommodate their needs. Alternative formats of the document (for example, large print or cassette tape) can be made available to the public upon request.

SAMUEL A. MCCULLOUGH,
Secretary

[Pa.B. Doc. No. 99-1016. Filed for public inspection June 25, 1999, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Registered Youth Apprenticeship Guidelines

An application information packet which explains Registered Youth Apprenticeships will be available on June 23, 1999. Registered Youth Apprenticeship is not a competitive grant. (See Selection Criteria in application packet) Should a registered youth apprenticeship be

developed and implemented in cooperation with the sponsor of the apprenticeship, individuals may submit a proposal requesting funds to offset costs specific to the training and employment of the youth apprentices.

Registered Youth Apprenticeships are relationships which require little or no funding. (See Grant Amounts in application packet) While they are voluntary programs on the part of the employer, there may be start-up money authorized under this grant. After initial funding, the registered apprenticeship is expected to be self-sustaining.

Please contact Christine Vega at (717) 772-4177 or by fax at (717) 772-4178 to request application packets. The guidelines will be posted online at www.pde.psu.edu after June 23.

EUGENE W. HICKOK,
Secretary

[Pa.B. Doc. No. 99-1017. Filed for public inspection June 25, 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 proceeding should contact the Secretary to the Board at (717) 787-3483. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

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

PA 0050911. Sewage, **Upper Perkiomen School District**, 201 West Fifth Street, East Greenville, PA 18041.

This application is for renewal of an NPDES permit to discharge treated sewage from Marlborough Elementary School District STP in Marlborough Township, **Montgomery County**. This is an existing discharge to Green Lane Reservoir.

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 4,000 gpd are as follows:

Parameter	Average Monthly (mg/l)	Instantaneous Maximum (mg/l)
CBOD ₅	25	50
Suspended Solids	30	60

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Ammonia (as N)	20.0	40.0
Phosphorus (as P)	0.5	1.0
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 2.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	
Total Residual Chlorine		
(issuance through year 2)	0.7	1.5
(year 3 through expiration)	0.5	1.2

Other Conditions:

The EPA waiver is in effect.
 Conditions for future permit modification.
 Effective disinfection.

PA 004043. Sewage, **Chadds Ford Investment Company**, 514 McCue Road, Avondale, PA 19311.

This application is for renewal of an NPDES permit to discharge treated sewage from the Bowling Green of Brandywine STP in New Garden Township, **Chester County**. This is an existing discharge to UNT East Branch White Clay Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 9,000 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅		
(5-1 to 10-31)	20	40
(11-1 to 4-30)	25	50
Total Suspended Solids	20	40
Ammonia (as N)		
(5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Total Residual Chlorine		
(0—1 years)	monitor/report	monitor/report
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 5.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	
Total Residual Chlorine	not detectable	
(2—5 years)	instantaneous minimum	

Other Conditions:

The EPA waiver is in effect.

PA 0053376. Sewage, treated sewage, **Strawberry Family Restaurant**, 3773 Layfield Road, Pennsburg, PA 18073.

This application is for renewal of an NPDES permit to discharge treated sewage from the Strawberry Family Restaurant in Upper Hanover Township, **Montgomery County**. This is an existing discharge to unnamed Tributary West Branch to Perkiomen Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 1,500 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
Suspended Solids	10	20
Ammonia (as N)	3.0	6.0
Phosphorus (as P)	monitor/report	monitor/report
Total Residual Chlorine	0.5	1.2
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 5.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	
Oil and Grease	15	30

The EPA waiver is in effect.

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

PA 0063967. Industrial waste, SIC: 5171, **Eldorado Properties Corporation**, 801 Suscon Road, Pittston, PA 18640.

This proposed action is for issuance of an NPDES permit to discharge treated stormwater into Collins Creek in Pittston Township, **Luzerne County**.

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

Outfall 001

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

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 0021075. Sewage, SIC: 4952, **Borough of Myerstown**, 101 East Washington Avenue, Myerstown, PA 17067-1142.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to Tulpehocken Creek, in Jackson Township, **Lebanon County**.

The receiving stream is classified for trout stocking fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Western Berks Water Company located in Bern Township, Berks County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 1.40 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40		50
Total Suspended Solids	30	45		60
NH ₃ -N				
(5-1 to 10-31)	7			14
(11-1 to 4-30)	20			40
Total Phosphorus	1			2
Total Residual Chlorine				
(Interim)	monitor and report			monitor and report
(Final)	0.5			1.6
Dissolved Oxygen			minimum of 5.0 at all times	
pH			from 6.0—9.0 inclusive	
Fecal Coliforms				
(5-1 to 9-30)			200/100 ml as a geometric average	
(10-1 to 4-30)			4,000/100 ml as a geometric average	

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

The EPA waiver is not in effect.

PA 0024287. Sewage, SIC: 4952, **Borough of Palmyra**, 325 South Railroad Street, Suite 3, Palmyra, PA 17078-2400.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to Killingler Creek, in North Londonderry Township, **Lebanon County**.

The receiving stream is classified for trout stocking fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was PA American Water Company located in South Hanover Township, Dauphin County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 1.42 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅				
(5-1 to 10-31)	15	22.5		30
(11-1 to 4-30)	25	40		50
Total Suspended Solids	30	45		60
NH ₃ -N				
(5-1 to 10-31)	3			6
(11-1 to 4-30)	9			18

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Phosphorus	2			4
Total Residual Chlorine (Interim)	monitor and report			monitor and report
(Final)	0.26			0.88
Dissolved Oxygen pH			minimum of 5.0 at all times from 6.0—9.0 inclusive	
Fecal Coliforms (5-1 to 9-30)			200/100 ml as a geometric average	
(10-1 to 4-30)			2,400/100 ml as a geometric average	

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

The EPA waiver is not in effect.

PA 0088170. Industrial waste, SIC: 5171, **Columbia Petroleum Corporation**, Richland Office, 225 East Main Street, Richland, PA 17087.

This application is for issuance of an NPDES permit for an existing discharge of treated industrial waste to an unnamed tributary of Mill Creek, in Richland Borough, **Lebanon County**.

The receiving stream is classified for trout stocking fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Western Berks Water located in Bern Township, Berks County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 are:

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

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.

PA 0087807. Industrial waste, SIC: 3089, **Dutch Valley Plastics**, 113 East Main Street, Fredericksburg, PA 17026.

This application is for issuance of an NPDES permit for an existing discharge of treated industrial waste to Beach Run (via storm sewer), in Bethel Township, **Lebanon 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 Pennsylvania American Water Company located in South Hanover Township, Dauphin County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.004 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	9.5	19	24
50Day BOD	13	26	32
Oil and Grease	15	29	30
Temperature	XXX	110°F	XXX

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.

PA 0007625. Industrial waste, SIC: 3949 and 3944, **Hedstrom Corporation**, Sunnyside Road, P. O. Box 432, Bedford, PA 15522-0432.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Raystown Branch, Juniata River, and Dunning Creek, in Bedford Township, **Bedford County**.

The receiving stream is classified for trout stocking and 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 Saxton Municipal Water located in Saxton Borough, Bedford County. The discharge is not expected to impact any potable water supply.

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	30	60	75
CBOD	XXX	monitor and report	XXX
COD	XXX	monitor and report	XXX
Oil and Grease	15	XXX	30
Total Cadmium	0.002	0.004	0.005
Total Chromium	1.71	2.77	3.46
Total Copper	0.8	1.6	2.0
Total Lead	0.2	0.4	0.5
Total Nickel	1.4	2.8	3.5
Total Silver	XXX	0.002	0.0025
Total Zinc	0.7	1.4	1.7
Total Cyanide	0.65	1.2	1.6
Total Toxic Organics	XXX	2.13	XXX

The proposed effluent limits for Outfall 002 for a design flow of 0.072 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Temperature	XXX	monitor and report	XXX

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

Outfalls 003 and 004 are stormwater outfalls with monitoring required for Outfall 003.

The EPA waiver is in effect.

Northcentral Region: Environmental Program Manager, Water Management, 208 West Third Street, Suite 101, Williamsport, PA 17701-6510, (717) 327-3666.

PA 0044245. SIC: 4852, **PA DCNR Bureau of State Parks**, P. O. Box 1467, Harrisburg, PA 17120.

This proposed action is for renewal of an NPDES permit to discharge treated sewage wastewater to Laurel Run in Huston Township, **Clearfield County**. This is an existing discharge.

The receiving stream is classified for the following uses: high quality cold water fishery, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the proposed downstream potable water supply (PWS) considered during the evaluation is the City of Lock Haven located at the City of Lock Haven, 68 miles downstream.

Outfall 001: The proposed effluent limits, based on a design flow of 0.09 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			
(5-1 to 10-31)	10.0		20.0
(11-1 to 4-30)	20.0		40.0
TSS	10.0		20.0
NH ₃			
(5-1 to 10-31)	3.0		6.0
(11-1 to 4-30)	9.0		18.0
Dissolved Oxygen	6.0		
Fecal Coliforms			
(5-1 to 9-30)	200 col/100 ml geometric mean		
(10-1 to 4-30)	2000/100 ml geometric mean		
pH	6.0—9.0 at all times		
Total Cl ₂ Residual	monitor daily		

The EPA waiver is in effect.

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

PA 0024686. Sewage. **Mid Mon Valley Water Pollution Control Authority**, Box 197, Allenport, PA 15412.

This application is for renewal of an NPDES permit to discharge treated sewage from the Mid Mon Valley Water Pollution Control Plant in Allenport Borough, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Monongahela River, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Belle Vernon Borough Municipal Water Company.

Outfall 001: Existing discharge, design flow of 0.7 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	38		50
Suspended Solids	30	45		60
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	14,000/100 ml as a geometric mean			
Total Residual Chlorine	1.0			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0025798. Sewage, **Centerville Borough Sanitary Authority**, P. O. Box 332, Richeyville, PA 15358.

This application is for renewal of an NPDES permit to discharge treated sewage from Richeyville Sewage Treatment Plant in Centerville Borough, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Pike Run 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 Newell Joint Municipal Authority on the Monongahela River.

Outfall 001: Existing discharge, design flow of 0.17 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅				
(5-1 to 10-31)	20	30		40
(11-1 to 4-30)	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	5.0	7.5		10.0
(11-1 to 4-30)	15.0	22.5		30.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	5,000/100 ml as a geometric mean			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0026751. Sewage, **Borough of Indiana**, 80 North Eighth Street, Indiana, PA 15701.

This application is for amendment of an NPDES permit to discharge treated sewage from the Indiana Borough Water Pollution Control Plant in Indiana Borough, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as 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 PA American Water Company.

Outfall 001: Existing relocated discharge, new design flow of 8.2 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	4.0	6.0		8.0
(11-1 to 4-30)	11.0	16.5		22.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	.18			.59
Dissolved Oxygen	not less than 6.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is not in effect.

PA 0090433. Sewage, **Big Oak Village Mobile Home Park**, Big Oak Village, Lot 52, Graceton, PA 15748.

This application is for renewal of an NPDES permit to discharge treated sewage from the Big Oak Village Mobile Home Park Sewage Treatment Plant in Center Township, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Two Lick Creek, which are classified as a trout stock fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Saltsburg Municipal Waterworks located on the Conemaugh River.

Outfall 001: Existing discharge, design flow of 0.005 mgd.

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

Other Conditions: This authorization to discharge will be limited to a 1 year duration.

The EPA waiver is in effect.

PA 0216577. Sewage, **Ted Semak**, 5 Merriman Road, Ambridge, PA 15003.

This application is for issuance of an NPDES permit to discharge treated sewage from the Semak Mobile Home Park Sewage Treatment Plant in Economy Borough, **Beaver County**.

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

Outfall 001: Existing discharge, design flow of 0.01 mgd.

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

The EPA waiver is in effect.

PA 0216631. Sewage. **Regis Kraisinger**, 139 Quarry Street, Mount Pleasant, PA 15664.

This application is for renewal of an NPDES permit to discharge treated sewage from Kraisinger Reception Hall Sewage Treatment Plant in East Huntingdon Township, **Westmoreland County**.

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

Outfall 001: Existing discharge, design flow of .0036 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	7			
(11-1 to 4-30)	21			
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

PA 0033031. Industrial waste, SIC: 4941. **DCNR—Bureau of State Parks, Pymatuning State Park**, Tuttle Campground Water Treatment Plant, 2660 Williamsfield Road, Jamestown, PA 16134.

This application is for renewal of an NPDES Permit, to discharge treated industrial waste to a dry/intermittent tributary to Pymatuning Reservoir in North Shenango Township, **Crawford County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Tuttle Point Water Treatment Plant intake on the Pymatuning Reservoir located approximately 0.5 miles below the point of discharge.

The proposed discharge limits for Outfall No. 001, based on a design flow of 0.0031 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	30	60	60
Aluminum	4	8	8
Iron	2	4	4
Manganese	1	2	2
Total Residual Chlorine	0.5		1.2
pH		6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0037133. Industrial waste, SIC: 0279, **Pennsylvania Fish and Boat Commission** (Fairview Fish Culture Station), Fairview Township, Fairview, PA 16415.

This application is for renewal of an NPDES permit to discharge treated industrial waste to an unnamed tributary to Trout Run from a nonpublicly owned treatment plant in Fairview Township, **Erie County**. This is an existing discharge.

The receiving water is classified for cold water and migratory fishery, aquatic life, water supply and recreation. 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 Lake Erie.

The effluent limits have been established based on the Total Maximum Daily Load/Waste Load Allocation Evaluation for Trout Run Watershed, prepared by Systems and Program Implementation Section, Division of Water Quality, Bureau of Water Quality Management, dated December 1987.

The proposed effluent limits for Outfall 001, based on average design flow of 1.728 mgd, are:

<i>Parameter</i>	<i>Effluent Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10	20
Total Suspended Solids	20	40
NH ₃ -N	monitor only	
Formaldehyde	not detectable	
Phosphorus as "P"	1.0	
Dissolved Oxygen	minimum of 6.0 mg/l at all times	
pH	6.0—9.0 standard units at all times	

The EPA waiver is in effect.

PA 0221279. Sewage, **Dean Warnken**, Station Road Property Owners' Association, 6992 Station Road, Erie, PA 16510-4745.

This application is for renewal of an NPDES permit to discharge treated sanitary sewage to an unnamed tributary of Six Mile Creek in Harborcreek Township, **Erie County**. This is an existing discharge.

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

The proposed effluent limits for Outfall 001, based on average design flow of 0.001600 mgd, are:

<i>Parameter</i>	<i>Effluent Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10	20
Total Suspended Solids	20	40
NH ₃ -N	6	12
Phosphorus as "P"	1.0	
Dissolved Oxygen	minimum of 3.0 mg/l at all times	

<i>Parameter</i>	<i>Effluent Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
Total Residual Chlorine	1.4	3.3
Fecal Coliform	200/100 ml as a geometric average	
pH	6.0—9.0 standard units at all times	

The EPA waiver is in effect.

APPLICATIONS—NPDES MINOR RENEWALS

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

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0083887	Kenneth P. Secrest P. O. Box 454 New Kingston, PA 17072-0454	Bedford East Providence Township	UNT to Brush Creek	TRC
PA 0038130	Mont Alto Sewer Authority Box 430 Mont Alto, PA 17237-0430	Franklin Mont Alto Borough	UNT to West Branch Antietam Creek	TRC

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

Applications under the Pennsylvania Clean Streams Law

(Part II Permits)

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

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

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

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

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

WQM Permit No. 0999418. Sewerage. **PA DCNR, Delaware Canal State Parks**, 11 Lodi Hill Road, Upper Black Eddy, PA 18972-9540. This project is for the construction and operation to handle 800 gpd to serve Virginia Forrest Picnic Area located in Solebury Township, **Bucks County**.

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

A. 4099403. Sweet Valley Mobile Home Village, R. R. 3, Hunlock Creek, PA 18621. Application to construct and operate a sewage treatment plant, located in Ross Township, **Luzerne County**. Application received in the Regional Office—June 10, 1999.

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. 2899404. Sewage, submitted by **Robert L. Boyd**, P. O. Box 43, Lurgan, PA 17323, Lurgan Township, **Franklin County** to construct a small flow treatment facility was received in the Southcentral Region on June 3, 1999.

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

A. 0381204-A4. Industrial waste, **GPU Generation, Inc.**, 1001 Broad Street, Johnstown, PA 15907. Application for the modification and operation of an industrial wastewater treatment facility to serve the Keystone Generating Station located in Plumcreek Township, **Armstrong County**.

A. 3287402-A2. Sewerage, **Transtechology Corporation**, 100 Aero-Seal Drive, Saltsburg, PA 15681. Application for the modification and operation of a sewage

treatment plant to serve Breeze Industrial Products Wastewater Treatment Plant located in Conemaugh Township, **Indiana County**.

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

WQM Permit No. 4399412. Sewage, **Wade Plymire, SRSTP**, 2113 Mercer—West Middlesex Road, Mercer, PA 16137. This project is for the construction of a Single Residence Sewage Treatment Plant in Lackawannock Township, **Mercer County**.

WQM Permit No. 4399413. Sewage, **George L. Johnson, SRSTP**, 5345 Tamarack Drive, Sharpsville, PA 16150. This project is for the construction of a Single Residence Sewage Treatment Plant in South Pymatuning Township, **Mercer County**.

INDIVIDUAL PERMITS (PAS)

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

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

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

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

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

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

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

NPDES Permit No. PAS10-PAS10-T091-A1. Stormwater. **Oxford Land Development Limited**, 521 Stump Road, Suite A, P. O. Box 841, Montgomeryville, PA 18936, has applied to discharge stormwater from a construction activity located in Horsham Township, **Montgomery County**, to Tributary to Park 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 PAS10U115. Stormwater. **Wegmans Food Markets, Inc.** 1500 Brooks Avenue, Rochester, NY 14624, has applied to discharge stormwater from a construction activity located in Hanover Township, **Northampton County**, to Monocacy Creek.

Southcentral Regional Office: Regional Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 657-4707.

Franklin County Conservation District, District Manager, Franklin County CD, 550 Cleveland Avenue, Chambersburg, PA 17201, (717) 264-8074.

NPDES Permit PAS-10-M076-R. Stormwater. **Upland Acres Corporation**, 3720 Clubhouse Drive, Fayetteville, PA 17222 has applied to discharge stormwater from a construction activity located in Chambersburg Borough, **Franklin County**, to Conococheague Creek.

NPDES Permit PAS-10-M077-R. Stormwater. **T. K. Upland Acres Corporation**, 3720 Clubhouse Drive, Fayetteville, PA 17222 has applied to discharge stormwater from a construction activity located in Greene Township, **Franklin County**, to UNT to Conococheague Creek.

NPDES Permit PAS-10-M078-R. Stormwater. **Robert J. Hodges**, 11375 Lafayette Road, Mercersburg, PA 17236 has applied to discharge stormwater from a construction activity located in Montgomery Township, **Franklin County**, to UNT to Licking Creek.

SAFE DRINKING WATER

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

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

Permit No. 3699503. Public water supply, **East Petersburg Borough**, Lancaster County. *Responsible Official:* Herbert E. Mattern, Jr., Water Department Manager, 6040 Main Street, East Petersburg, PA 17520-0026. *Type of Facility:* Application to replace the existing Vaughn Road Well with a new well located approximately 100 feet northeast of the existing well. *Consulting Engineer:* Scott R. Mundell, Acer Engineers & Consultants, Inc., 270 Granite Run Drive, Lancaster, PA 17601-6822. *Application received:* April 19, 1999.

Permit No. 3699504. Public water supply, **Crestwood Estates MHP**, Salisbury Township, **Lancaster County**. *Responsible Official:* Ramesh Bhatia, P. O. Box 74, East Petersburg, PA 17520-0074. *Type of Facility:* Application is for the addition of Well No. 2 at a proposed rate of 50 gpm. The well will be used to augment Well No. 1. A manganese greensand filtration system for iron and man-

ganese removal is proposed. *Consulting Engineer:* Rettew Assoc., Inc., George H. Wagner, Jr., Project Manager, 3020 Columbia Avenue, Lancaster, PA 17603. *Application received:* April 29, 1999.

Permit No. 3699505. Public water supply, **McKesson Water Products Company**, West Earl Township, **Lancaster County**. *Responsible Official:* Michael Riley, 1140 South State Street, Ephrata, PA 17522-0788. *Type of Facility:* Application is for the relocation of the former Ephrata Diamond Spring Water Company to a new facility. The existing equipment will be installed at the new building along with new equipment. This will be a water bottling operation to sell bottled water from 5 gallon sizes and smaller. *Consulting Engineer:* John N. Ward, III, Sr. Project Manager, Alliance Environmental Services, Inc., 117 South West End Avenue, Suite 15, Lancaster, PA 17603. *Application received:* May 3, 1999.

Permit No. 3699506. Public water supply, **East Cocalico Township Authority**, East Cocalico Township, **Lancaster County**. *Responsible Official:* Ray Redcay, Superintendent, 100 Hill Road, P. O. Box 402, Reamstown, PA 17567. *Type of Facility:* Application is for the construction of a new 10-inch well adjacent to existing Well 2. This well is to replace existing Well No. 2. The capacity of the new well is 400 gpm while the old well was 100 gpm. *Consulting Engineer:* Randall L. Henne, Authority Engineer, Camp Dresser & McKee, 227 Granite Run Drive, STE 206, Lancaster, PA 17601. *Application received:* May 25, 1999.

Permit No. 0699505. Public water supply, **Citizens Utilities Water Co. of PA**, Exeter Township, **Berks County**. *Responsible Official:* Brian J. Hassinger, 4 Wellington Boulevard, Wyomissing Hills, PA 19610. *Type of Facility:* Interconnection with the Reading Area Water Authority. Construction of booster pump station, transmission main and 250,000-gallon storage tank. *Consulting Engineer:* Dale R. Kratzer, PE, Spotts Stevens & McCoy, Inc., 345 North Wyomissing Boulevard, P. O. Box 6307, Reading, PA 19610-0307. *Application received:* June 1, 1999.

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

A. MA. The Department has received a permit application from the **PA Department of Corrections, Quehanna Motivational Boot Camp**, P. O. Box 598, Camp Hill, PA 17001, Karthaus Township, **Clearfield County**, to replace current two 60 gallons per minute distribution pumps with two 230 gallons per minute pumps.

A. 1499503. The Department has received a construction permit application from **Snow Shoe Borough Authority**, R. D. 1, Box 81, Snow Shoe, PA 16874, Snow Shoe Borough, **Centre County**, to modify existing well No. 1 so both wells can pump at the same time. Provide a new well pump and VFD controller. Move reservoir, disconnect to well No. 2. Provide new Well No. 2 with pump and controls. Modify the chlorinator building and provide additional chlorine contact time.

A. MA. The Department has received a construction permit application from **Beech Creek Borough Authority**, P. O. Box 216, Beech Creek, PA 16822, Beech Creek Borough, **Clinton County**, for replacement of existing well No. 2 pump and installation of new booster pumping

system and construction of a building addition to the existing treatment plant for salt storage.

A. MA. The Department has received a permit application from the **Union Township Municipal Authority**, Box 4, Rockton, PA 15856, Union Township, **Clearfield County** to construct an additional holding tank for filter backwash water after settling tanks to allow the reuse of the water back through the filter plant.

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

0399502. South Buffalo Township Municipal Authority, P. O. Box 266, Freeport, PA 16229-0266. Construction of a 1 mg concrete water reservoir serving South Buffalo Township, **Armstrong County**.

0299504. Edgeworth Borough Municipal Authority, 313 Beaver Road, Edgeworth, PA 15143. Construction of a 570,000 gallon water storage tank, establishment of a second interconnection with the Ambridge Water Authority, construction of two water pump stations with provisions to fluoridate and disinfect the purchased water serving the Borough of Edgeworth, **Allegheny County**.

6399506. Tri-County Joint Municipal Authority, P. O. Box 758, Monongahela Avenue, Fredericktown, PA 15333. Construction of a 0.5 mg elevated water storage tank and booster pump station serving North Bethlehem, **Washington County**.

AIR QUALITY

Notice of Plan Approval and Operating Permit Applications

Nonmajor Sources and Modifications

The Department of Environmental Protection (Department) has developed an integrated plan approval, State operating permit and Title V operating permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit all the permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

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

Notice of Intent to Issue Title V Operating Permits

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

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.

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

TVOP-48-00021. Northampton Generating Co. (1 Horwith Drive, Northampton, PA 18067) for CFB Boiler, Diesel Generators, Fire Pumps and culm and ash handling systems in Northampton Borough, **Northampton County**.

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

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

36-310-075. D. M. Stoltzfus & Sons, Inc. (Snake Hill and Quarry Roads, Talmage, PA 17580) for operation of a portable crushing plant at the Talmage Quarry in Upper Leacock Township, **Lancaster County**.

67-318-100C. Crown Cork and Seal (1650 Broadway, Hanover, PA 17331) for operation of two side seam coating lines and inside spray operations in Penn Township, **York County**.

PLAN APPROVALS

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

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

06-3104. Bean Funeral Home, Inc. (East Lancaster Avenue, Shillington, PA 19607) for a crematory controlled by a secondary chamber in Sinking Spring, **Berks County**.

36-03031A. Paradise Custom Kitchens, Inc. (3333 Lincoln Highway East, Paradise, PA 17562) for construction/installation of a spray booth in Paradise Township, **Lancaster County**.

36-05005A. Heritage Custom Kitchens, Inc. (215 Diller Avenue, New Holland, PA 17557) for installation of four new spray booths and one drying oven in New Holland Borough, **Lancaster County**. The proposed installation is subject to 40 CFR 63, Subpart JJ, National Emission Standards for Wood Furniture Manufacturing Operations.

67-5043A. Crown Cork and Seal Co., Inc. (1650 Broadway, Hanover, PA 17331) for construction of three lacquer spray machines and a natural gas fired internal bake oven in Penn Township, **York County**.

67-304-034C. R. H. Sheppard Co., Inc. (101 Philadelphia Street, Hanover, PA 17331) for installation of a cold box core machine in Hanover Borough, **York County**.

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

49-302-049A. Wheeland Lumber Co., Inc. (3558 Williamson Trail, Liberty, PA 16930-9540) for construction of a 6.2 million btu per hour wood-fired boiler and associated air cleaning device (a multiclone) in Jackson Township, **Lycoming County**.

08-399-023E. Osram Sylvania Products, Inc. (Hawes Street, Towanda, PA 18848-0504) for modification of grade mix powder operations by processing chromium powders in North Towanda Township, **Bradford County**.

41-313-007H. Lonza, Inc. (3500 Trenton Avenue, Williamsport, PA 17701) for construction of a halohydrantoin granulation and briquette screening process and associated air cleaning devices (fabric collectors) in the City of Williamsport, **Lycoming County**.

OP-47-0001B. PP&L, Inc. (2 North Ninth Street, Allentown, PA 18101-1179) for installation of an air cleaning device (an electrostatic precipitator) on a 750 megawatt rated capacity bituminous coal-fired utility boiler (Unit No. 2) at the Montour Steam Electric Station in Derry Township, **Montour County**.

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

PA-04-065A. WHEMCO (12th Street, Midland, PA 15059) for installation of sand storage silo at Midland Foundry Division in Midland Borough, **Beaver 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 located in the City of Erie, **Erie County**.

PA-10-037A. Witco Corp. (100 Witco Lane, Petrolia, PA 16050) for post modification of the hydrotreater unit by repiping the V-5 flash drum to accommodate the Lo-Cat Hydrogen Recovery Unit in Fairview Township, **Butler County**.

PA-10-037B. Witco Corp. (100 Witco Lane, Petrolia, PA 16050) for post modification of the B-201 Fractionator to include the D-204 Utility Fractionator overhead vent system in Fairview Township, **Butler County**.

PA-10-037C. Witco Corp. (100 Witco Lane, Petrolia, PA 16050) for post modification of the Lo-Cat Hydrogen Recovery Unit by adding the V-63 spray chamber in Fairview Township, **Butler County**.

PA-10-037D. Witco Corp. (100 Witco Lane, Petrolia, PA 16050) for post modifications of the Lo-Cat Hydrogen Recovery Unit by adding the V-64 vent in Fairview Township, **Butler County**.

PA-10-037E. Witco Corp. (100 Witco Lane, Petrolia, PA 16050) for post construction of the H-1 Feed Heater in Fairview Township, **Butler County**.

10-312-013A. Witco Corp. (100 Witco Lane, Petrolia, PA 16050) for post modification of the H-2 Stripper Heater in Fairview Township, **Butler 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.

E46-843. Encroachment. Klein Company, 1700 Market Street, Suite 2600, Philadelphia, PA 19103. To replace and maintain 730 linear feet (noncontinuous) of existing gabion mats with cable concrete mats and to perform

associated grading work in and along Indian Creek located approximately 2,000 feet northeast of the intersection of Egypt Road and Trooper Road (PA Route 363) at the Willowbrook Apartment site (Collegeville, PA Quadrangle N: 1.4 inches; W: 2.85) in West Norriton Township, **Montgomery County**.

E23-238B. Encroachment. Corinthian Yacht Club of Philadelphia, P. O. Box 366, Essington, PA 19029. To relocate and modify an existing docking facility utilizing a 10-foot wide by 80-foot long "T" dock and five, 3-foot wide by 15-foot long, floating finger piers, at a point 220 feet east of its original permitted locations and to place fill in 0.27 acre of the Delaware River (WWF-MF) and intertidal mudflats. The applicant will also install 0.34 acre of rip-rap along various sections of deteriorated timber crib bulkhead, and to place a new sheet pile bulkhead near the dock relocation. This site is located in and along the Delaware River at the Corinthian Yacht Club of Philadelphia facility located at 2nd and Taylor Avenue (Bridgeport, PA-NJ Quadrangle N: 20.1 inches; W: 7.7 inches) in Tinticum Township, **Delaware County**. E23-238A was issued in 1994 for the docking facility at this site.

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

E14-346. Encroachment. State College Associates, 20 Erford Road, Suite 212, Lemoyne, PA 17043. Unnamed Tributary to Big Hollow CWF. The project is located along the north side of North Atherton Street (Business SR 0322) approximately 0.83 mile east of the SR 0322 interchange in Patton Township, **Centre County** (Julian PA Quadrangle N: 11.5; W: 4.0). The purpose of the project is to construct a Commercial Development that consists of a 558,000 sq. ft. retail center with associated parking and roads. The project area is 72 acres and includes permanent fill in 0.043 acre of wetlands.

E19-193. Encroachment. Antonio Rado and Lucy M. Rado, R. R. 1, Box 3B, Stillwater, PA 17878. To construct, operate and maintain a minor road crossing a contributory channel of Fishing Creek for private, single resident access. The minor road crossing shall be constructed with two corrugated metal culvert pipes. Each culvert pipe shall have a minimum span of 4.1-feet, minimum rise of 2.75-feet and minimum length of 20-feet that will not impact wetlands while impacting 20-feet of waterway that is located along the western right-of-way of SR 0487 approximately 200-feet north of the intersection of SR 1035 and SR 0487 (Benton, PA Quadrangle N: 5.8 inches; W: 0.1 inch) in Stillwater Borough, **Columbia County**. This permit does not authorize any permanent or temporary impact to jurisdictional wetlands associated to Fishing Creek.

E41-451. Encroachment. City of Williamsport, 245 West Fourth Street, Williamsport, PA 17701. To (1) relocate an unnamed tributary to Daugherty Run, and (2) construct, operate and maintain an enclosure of an unnamed tributary to Daugherty Run for the expansion of an existing industrial development. The relocation of the unnamed tributary shall not exceed 2,700 linear feet. The enclosure shall be constructed with two reinforced concrete box culverts. Each culvert shall have a maximum length of 2,700-feet, minimum rise of 5-feet and span of 7-feet that will not impact wetlands while impacting 2,700-feet of waterway. The project is located along the eastern right-of-way of S. R. 0220 approximately 4,000-feet south of S. R. 3014 and S. R. 0220 intersection (Williamsport, PA Quadrangle N: 19.0 inches; W: 11.6 inches) in the City of Williamsport, **Lycoming County**.

E49-227. Encroachment. **Terry and Alpha Strohecker**, R. R. 1, Herndon, PA 17830. To maintain an existing dike approximately 300 feet long by 8 feet high by 15 feet wide to help protect an agricultural field from stream water erosion. The project is located adjacent to the top of bank of Mahantango Creek (Klingerstown, PA Quadrangle N: 5.3 inches; W: 16.8 inches) in Jordan Township, **Northumberland County**. The project will not impact on wetlands or waterways. Mahantango Creek is a warm water fisheries stream.

E53-332. Encroachment. **Galen Zeger**, 2156 Buchanan Trail East, Greencastle, PA 17225. Galen Zeger is proposing to maintain a gated public stream crossing consisting of: 1) three corrugated metal pipes 10 feet in diameter and 30 feet long with associated approach fill in the West Branch of Pine Creek located approximately two miles south of Galeton on S. R. 2002 (Galeton, PA Quadrangle, N: 14.5 inches; W: 12.0 inches) in West Branch Township, **Potter County** to access rented summer camps and hunting grounds. The crossing has been constructed already under GP-085397507 and has impacted approximately 40 feet of the West Branch of Pine Creek which is designated HQ-CWF.

E57-084. Encroachment. **Pennsylvania Department of Transportation**, P. O. Box 218, 715 Jordan Avenue, Montoursville, PA 17754-0218. To remove the existing structure and to construct and maintain a concrete box culvert with a clear span of 21 feet and effective underclearance of 9 feet in Sciota Brook located on SR 0087, Section 021 about 0.3 mile west of the Wyoming County line (Jenningsville, PA Quadrangle N: 4.37 inches; W: 14.25 inches) in Colley Township, **Sullivan County**. Estimated stream disturbance is 250 feet; stream classification is CWF; temporary wetland impact is 0.05 acre.

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

E63-468. Encroachment. **Brian Homes, Incorporated**, 3027 South Park Road, Bethel Park, PA 15102. To place and maintain fill in approximately 0.26 acre of wetlands (PEM) adjacent to an unnamed tributary to Brush Run (WWF) for the purpose of constructing Phase 4 of the McMurray Highlands Development. The project is located on the east side of East McMurray Road, approximately 500 feet northeast from the intersection of East McMurray Road and Bebout Road (Bridgeville, PA Quadrangle N: 7.3 inches; W: 10.3 inches) in Peters Township, **Washington County**.

E65-727. Encroachment. **Penn Township Commissioners**, P. O. Box 452, Harrison City, PA 15636-0452. To construct and maintain handicap access ramps and steps off of an existing pedestrian bridge across an unnamed tributary to Bushy Run (TSF) located behind Penn Township Municipal Building off of Municipal Drive (Irwin, PA Quadrangle N: 19.5 inches; W: 3.8 inches) in Penn Township, **Westmoreland County**.

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

E10-302. Encroachment. **Butler County Board of Commissioners**, P. O. Box 1208, Butler, PA 16003-1208. To remove the existing McDeavitt bridge and to construct and maintain a pre-stressed concrete spread box beam bridge having a single clear span of 20.2 meters and a minimum underclearance of 2.9 meters on T-691 (Fenelton Road) across Buffalo Creek (HQ-CWF, Trout stocked). The project is located on T-691 (Fenelton Road)

across Buffalo Creek approximately 8,600 feet east of the intersection of T-691 (Fenelton Road) and SR 1019 in the village of Fenelton (Worthington, PA Quadrangle N: 21.3 inches; W: 10.6 inches) located in Clearfield Township, **Butler County**.

E24-210. Encroachment. **City of St. Marys**, P. O. Box 1994, St. Marys, PA 15857. To remove the existing Fourth Street Bridge and to construct and maintain a pre-cast reinforced concrete box culvert having a span of 24 feet and a rise of 5.5 feet on Fourth Street across Elk Creek (CWF). The box culvert will be placed with the bottom of the structure 0.5 feet below the existing streambed. This project is located on Fourth Street approximately 1,400 feet northeast of the intersection of Brussels Street (SR 0120 east) and South St. Michaels Street in the City of St. Marys. (St. Marys, PA Quadrangle N: 7 inches; W: 10.0 inches) located in the City of St. Marys, **Elk County**.

E33-197. Encroachment. **Winslow Township**, R. R. 1, Reynoldsville, PA 15851. To make the following improvements to T-475 across Schoolhouse Run (HQ-CWF) approximately 0.25 mile east of T-537 in State Game Lands 244 (Reynoldsville, PA Quadrangle N: 17.2 inches; W: 6.5 inches) located in Winslow Township, **Jefferson County**.

1. Remove the remains of the existing bridge.
2. Install and maintain a 30-foot-long steel structural plate pipe arch culvert having a span of 10 feet 11 inches and a rise of 7 feet 1 inch in Schoolhouse Run.
3. Remove debris from the channel of Schoolhouse Run approximately 100 feet upstream of T-475.
4. Re-grade and stabilize approximately 100 feet of an existing overflow swale beginning at the right bank of Schoolhouse Run approximately 100 feet upstream of T-475 and extending east.
5. Install and maintain four 24-inch diameter culverts and rock riprap in the overflow swale approximately 500 feet west of the T-475 culvert.

E61-225. Encroachment. **PA Department of Transportation, District 1-0**, 1140 Liberty Street, Franklin, PA 16335. To remove the existing bridge and to construct and maintain a precast reinforced concrete box culvert having a 14-foot-wide by 4.25-foot-high waterway opening in Lick Run on SR 4006, Segment 0010, Offset 2270 approximately 2,500 feet east of SR 0322 (Utica, PA Quadrangle N: 10.6 inches; W: 01 inch) located in Sugar Creek Borough, **Venango County**.

E62-348. Encroachment. To place by horizontal directional boring and to maintain a 4-inch diameter steel natural gas pipeline within a 6-5/8 outside diameter HDPE conduit under and across Allegheny River (WWF, Nominated 1-A Scenic) approximately 600 feet downstream of the Glade Bridge (SR 0006) across Allegheny River. This utilize crossing will provide locally produced natural gas to United Refinery (Clarendon, PA Quadrangle N: 13.5 inches; W: 1.5 inches) located in Mead Township, **City of Warren**.

ENVIRONMENTAL ASSESSMENT

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

EA46-004SE. Environmental assessment. **Willowmere Homeowners Assoc.**, c/o CAMCO, Summerset House, Inc., 120 Bethlehem Pike, Fort Washington, PA 19034. A request for an Environmental Assessment in conjunction with permit waiver provision § 105.12(a)(16), Dam Safety and Waterway Management Regulations, regarding the restoration management plan for Willowmere pond and a

segment of the Rose Valley Creek (TSF) at the Wil-lomere property. This project is situated approximately 1,200 feet southeast of the intersection of Susquehanna Road and Willow Avenue (Ambler PA, Quadrangle N: 7.5 inches; W: 12.5 inches) in Upper Dublin Township, **Montgomery County**.

WATER ALLOCATIONS

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

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

WA4-1004. Water allocation, **Conway Borough Municipal Authority**, PA 15716. The applicant is requesting the right to purchase 367,200 gallons per day from the Ambridge Water Authority, **Beaver County**.

WA2-131B. Water allocation, **Pittsburgh Water & Sewer Authority**, 441 Smithfield Street, Pittsburgh, PA 15222. The applicant is requesting a subsidiary permit to buy from the Pennsylvania American Water Company on an emergency basis.

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, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

NPDES Permit No. PA0057011. Amendment No. 1. Sewage, **Thornbury Township**, 8 Township Drive, Cheyney, PA 19319-1019. Amendment to increase the flow for the Bridlewood STP located in Thornbury Township, **Chester County** to Radley Run.

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. Sewage, **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 on-lot septic system located at Upper Salford Township, **Montgomery County**.

WQM Permit No. 4699409. Sewerage, **Lower Moreland Township Authority**, 640 Red Lion Road, Huntingdon Valley, PA 19006-6234. Approval for the construction and operation of a sanitary sewer line, pump station and force main to serve Arcadia at Inverness residential development located in Lower Moreland Township, **Montgomery County**.

WQM Permit No. 0999412. Sewage, **Lower Bucks County Joint Municipal Authority**, 7811 New Falls Road, Levittown, PA 19055. Approval for the modification of the existing flow equalization system to provide a provision so that existing flow equalization basins can also be operated under off-line operations located in Bristol Township, **Bucks County**.

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

Permit No. 4099402. Sewerage, **Can Do, Inc.**, One South Church Street, Hazleton, PA 18201. Permit to modify and add to the existing treatment plant, located in Hazle Township, **Luzerne County**.

Permit No. 5499402. Sewerage, **Foster Township**, 19 Lower Beechwood Avenue, Pottsville, PA 17901. Permit to construct sewage pumping station and a force main, located in Foster Township, **Schuylkill County**.

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

NPDES Permit No. PA0113913. Sewerage, **Irvin's Tinware Company**, R. R. 1, Box 73, Mt. Pleasant Mills, PA 17853. Renewal granted to Irvin's Tinware Company to discharge treated wastewater from facility located at West Perry Township, **Snyder County**.

NPDES Permit No. PA0208922. Sewerage, **Woodward Township Sewer 7 Water Authority**, P. O. Box 6, Houtzdale, PA 16651. Renewal granted to Woodward Township to discharge treated wastewater from facility located at Woodward Township, **Clearfield County**.

NPDES Permit No. PA 0112445. Sewerage, **P & N Packing Inc.**, R. R. 2, Box 180, Wyalusing, PA 18853-9671. Renewal granted to discharge treated Industrial Wastewater to North Branch Susquehanna River. Facility located at Terry Township, **Bradford County**.

NPDES Permit No. PA0228087. Industrial waste, **Rockwell International**, 600 Anton Blvd., Suite 700, Costa Mesa, CA 92628-5090. Permit granted to discharge

treated groundwater at Equimeter Plant No. 2 to unnamed tributary to Pentz Run. Facility located at City of Dubois, **Clearfield County**.

WQM Permit No. 49842910A1. Industrial waste, **Furman Foods Inc.**, R. D. 2, Northumberland, PA 17857. Permit amendment 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**.

WQM Permit No. 1999401. Sewerage, **H H Knoebel Sons, Inc.**, P. O. Box 317, Elysburg, PA 17824-0317. Applicant granted permission to construct and operate a package sewage treatment plant to serve 4 existing cottages and 44 campsites and 67 campsites. Facility located at Cleveland Township, **Columbia County**.

WQM Permit No. 1499402. Sewerage, **Kenneth B. Klein**, P. O. Box 189, Port Matilda, PA 16870. Permission granted to construct a single family sewerage treatment facility located at Worth Township, **Centre County**.

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

NPDES Permit No. PA0027481-A1. Industrial waste, **Pennsylvania Power Company**, One East Washington Street, New Castle, PA 16103 is authorized to discharge from a facility located at Bruce Mansfield Plant, Shippingport Borough, **Beaver County**.

NPDES Permit No. PA0204862. Industrial waste, **Guardian Industries Corporation**, 300 Glasshouse Road, Floreffe, PA 15025 is authorized to discharge from a facility located at the Floreffe Plant, Jefferson Borough, **Allegheny County** to receiving waters named Monongahela River.

NPDES Permit No. PA0217891. Industrial waste, **Urban Redevelopment Authority of Pittsburgh**, 200 Ross Street, Pittsburgh, PA 15219-2069, is authorized to discharge from a facility located at Nine Mile Run Project, Summerset at Frick Park, City of Pittsburgh, **Allegheny County** to receiving waters named Nine Mile Run.

NPDES Permit No. PA0031291. Sewerage, **Deer Valley Camp—YMCA of Pittsburgh**, 254 Deer Valley Drive, Fort Hill, PA 15540-2116 is authorized to discharge from a facility located at Deer Valley Camp STP, Elk Lick Township, **Somerset County** to receiving waters named Cove Run.

NPDES Permit No. PA0032085. Sewerage, **Department of Conservation and Natural Resources, Prince Gallitzin State Park**, 966 Marina Road, Patton, PA 16668-6317, is authorized to discharge from a facility located at Prince Gallitzin State Park STP, White Township, **Cambria County** to receiving waters named Beaverdam Run.

NPDES Permit No. PA0093891. Sewerage, **Deer Creek Drainage Basin Authority**, P. O. Box 148, 945 Little Deer Creek Road, Russellton, PA 15076 is authorized to discharge from a facility located at Hampshire Estates STP, West Deer Township, **Allegheny County** to receiving waters named Dawson Run.

NPDES Permit No. PA0098230. Sewerage, **Fort Cherry Area School District**, 110 Fort Cherry Road, McDonald, PA 15057 is authorized to discharge from a facility located at Fort Cherry Jr./Sr. Elementary School STP, Mt. Pleasant Township, **Washington County** to receiving waters named Cherry Run.

Permit No. 0278408-A4. Sewerage, **Upper Allegheny Valley Joint Sanitary Authority**, 320 Fourth Avenue, Tarentum, PA 15084. Modification and operation of a sewage treatment plant and the Bull Creek pump station located in West Deer Township, **Allegheny County**.

Permit No. 0299410. Sewerage, **Public Auditorium Authority of Pittsburgh and Allegheny County**, 425 Sixth Avenue, Suite 1450, Pittsburgh, PA 15219. Construction and operation of a 54-inch combined sewer relocation and replacement located in City of Pittsburgh, **Allegheny County** to serve Three Rivers Stadium.

Permit No. 3086402-A1. Sewerage, **Lower Ten Mile Joint Sewer Authority** P. O. Box 14, Jefferson, PA 15344. Installation of overflows in Lagoon No. 1 and 2 located in East Bethlehem Township, **Washington County** to serve the Williamstown WWTP.

Permit No. 3093401-A3. Sewerage, **Pennsylvania Department of Transportation, Bureau of Design**, P. O. Box 3060, Harrisburg, PA 17105-3060. Modification of removing the comminutor and existing submersible pumps and replacing with an influent bar screen and duplex grinder pumps located in Whiteley Township, **Greene County** to serve PennDot Welcome Center STP.

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

NPDES Permit No. PA0020052. Sewerage, **Eldred Borough Municipal Sewage Authority**, 3 Bennett Street, Eldred, PA 16731 is authorized to discharge from a facility located in Eldred Borough, **McKean County** to the Allegheny River.

NPDES Permit No. PA0222828. Sewerage, **James Schultz**, R. D. 1, Bertram Drive, P. O. Box 23, Saegertown, PA 16433 is authorized to discharge from a facility located in Hayfield Township, **Crawford County** to an unnamed tributary to French Creek.

NPDES Permit No. PA0101737. Sewerage, **Wilderness Mobile Home Park, George W. Yeagle**, P. O. Box 924, Warren, PA 16365 is authorized to discharge from a facility located in Pleasant Township, **Warren County** to an unnamed tributary to Morrison Run.

NPDES Permit No. PA0002216. Sewerage, **Concast Metal Products**, P. O. Box 816, Mars, PA 16046 is authorized to discharge from a facility located in Adams Township, **Butler County** to an unnamed tributary to Breakneck Creek.

WQM Permit No. 6299405. Sewerage, **Boyles, Pepperman and Main**, Scott Pepperman, 178 Eccles Road, Sugar Grove, PA 16350. This project is for the construction and operation of a small flow treatment facility in Sugar Grove Township, **Warren County**.

WQM Permit No. 2599403. Sewerage, **Wesleyan Church of the Nazarene**, 9580 U. S. Route 6N, Albion, PA 16401. This project is for the construction and operation of a small flow treatment facility located in Conneaut Township, **Erie County**.

WQM Permit No. 6299202. Industrial waste, **Loranger Manufacturing Corporation, Clark Street Facility**, P. O. Box 948, Warren, PA 16365. This project is for plans to install a cooling system and filtration system in the City of Warren, **Warren County**.

WQM Permit No. 6299201. Industrial waste, **Loranger Manufacturing Corporation, Starbrick Facility**, P. O. Box 948, Warren, PA 16365. This project is for plans to install a cooling system and filtration system in the City of Warren, **Warren County**.

INDIVIDUAL PERMITS

(PAS)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10-G340	Gambone Brothers Development PO Box 287 Fairview Village, PA 19409	East Goshen Township Chester County	East Branch Ridley Creek

Southcentral Regional Office: Section Chief, Water Management Program, Soils and Waterways Section, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4707.

PAS-10-C030. Individual NPDES, **Greth Development Group**, P. O. Box 305, Temple, PA 19560. To implement an Erosion and Sedimentation Control Plan for the construction of the Cedar Hollow Farms residential subdivision on 82.11 acres in Brecknock Township, **Berks County**. The project is located on both sides of Route 568 and west of T-333 (Kremp Road) (Morgantown, PA Quadrangle N: 20.0 inches; W: 10.1 inches). Drainage will be to Allegheny Creek and a Tributary to Allegheny Creek.

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 contract office noted.

List of NPDES and/or other General Permit Type

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

*General Permit Type — PAG-2**Facility Location
County and
Municipality**Permit No.**Applicant Name
and Address**Receiving Stream
or Body of Water**Contact Office and
Telephone No.*

Radnor Township Delaware County	PAR10-J150	Radnor Township Elementary School 135 South Wayne Avenue Wayne, PA	Gulph Creek	Department of Environmental Protection Suite 6010, Lee Park, 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Upper Providence Township Montgomery County	PAR10-T460	Oaks Mills, Inc. 2629 Egypt Road Norristown, PA 19403	Perkiomen Creek	Department of Environmental Protection Suite 6010, Lee Park, 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Abington Township Montgomery County	PAR10-T534	Abington Township 1176 Old York Road Abington, PA 19002	Sandy Run Creek	Department of Environmental Protection Suite 6010, Lee Park, 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Horsham Township Montgomery County	PAR10-T499	The Cutler Group, Inc. Suite 100, 5 Sentry Parkway West Blue Bell, PA 19422	Unnamed Tributary to Park and Little Neshaminy Creeks	Department of Environmental Protection Suite 6010, Lee Park, 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Franconia Township Montgomery County	PAR10-T522	WB Homes Inc/DJC Development 538 East Main Street, Lansdale, PA 19446	Unnamed Tributary to Skippack Creek	Department of Environmental Protection Suite 6010, Lee Park, 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Upper Dublin Township Montgomery County	PAR10-T492	The Assisted Living Group, Inc. 263 Glenville Road Glenville, PA 19063	Intermittent Tributary to Sandy Run	Department of Environmental Protection Suite 6010, Lee Park, 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Upper Providence Township Montgomery County	PAR10-T535	Miller Brothers Contracting P. O. Box 472, Schuylkill Haven, PA 17901	Unnamed Tributary to Schuylkill River	Department of Environmental Protection Suite 6010, Lee Park, 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Lackawanna Co. Dickson City Borough	PAR10N082	Robert Defazio Kenneth Powell 808 Laurel Creek Dr. Dickson City, PA 18519	Trib. to Lackawanna River	Lackawanna CD (570) 281-9495
Luzerne Co. Fairview Twp.	PAR10R176	Hallmark Homes 95 S. Main Rd. Mountaintop, PA 18707	Big Wapwallopen Creek	Luzerne CD (570) 674-7991

NOTICES

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<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Erie County Summit Township	PAR10K133	JDN Development Co., Inc. 359 E. Paces Ferry Rd., NE Suite 450 Atlanta, GA 30305	Unnamed Tributary to Walnut Creek	Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-4203
Clearfield County Decatur and Morris Townships	PAR101751	Landmark Organization 1250 Capital of Texas Highway Building 1, Suite 100 Austin, TX 78746	Moshannon Creek	Clearfield County CD 650 Leonard St. Clearfield, PA 16830 (814) 765-2629
Lycoming County Old Lycoming Twp.	PAR103927	Old Lycoming Twp. Auth. 1951 Green Ave. Williamsport, PA 17701	Municipal Storm Sewers/ Lycoming Creek	Lycoming County CD 542 County Farm Rd., Suite 2 Montoursville, PA 17754 (570) 433-3003
Lycoming County Porter Township	PAR103928	Jersey Shore Area School District 175 A&P Drive Jersey Shore, PA 17740	Unt. Susquehanna River	Lycoming County CD 542 County Farm Rd., Suite 2 Montoursville, PA 17754 (570) 433-3003
Maidencreek Township Berks County	PAR-10-C273	Creek Side Manor Subdivision Harry J. O'Neill, President O'Neill Financial 1420 Clarion Street Reading, PA 19601	Willow Creek	Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Lower Allen Township Cumberland County	PAR-10-H200	The Storing Crew Jeffery Grubb 501 Rolling Ridge Drive State College, PA 16801	Cedar Run	Cumberland County CD 43 Brookwood Avenue, Suite 4 Carlisle, PA 17013 (717) 240-7812
Reed Township Dauphin County	PAR-10-I197	Robert Bonitz 27 Chevron Drive Duncannon, PA 17020	Juniata River	Dauphin County CD 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
West Hanover Township Dauphin County	PAR-10-I199	Nickson W. Oyer Box 216 Waynesboro, PA 17268	Manada Creek	Dauphin County CD 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
Washington Township Franklin County	PAR-10-M169	Michael and Beverly Ann Henicle 11001 Anthony Highway Waynesboro, PA 17268	Antietam Creek	Franklin County CD 550 Cleveland Avenue Chambersburg, PA 17201 (717) 264-8074
Guilford Township Franklin County	PAR-10-M170	Hock Development P. O. Box 909 Augusta, GA 30901	Conococheague Creek	Franklin County CD 550 Cleveland Avenue Chambersburg, PA 17201 (717) 264-8074
Delaware Township Juniata County	PAR-10-3505	Warehouse and Distribution Facil. Triangle Pacific Corporation P. O. Box 146 Thompsontown, PA 17094	UNT Juniata River	Juniata County CD R. R. 3, Box 302 (Smith Road) Mifflintown, PA 17059 (717) 436-6919

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
East Cocalico Township Lancaster County	PAR-10-O-367	East Cocalico Twp. Auth. 100 Hill Road, Box 402 Reamstown, PA 17567	Stony Run	Lancaster County CD 1383 Arcadia Road Rm. 6 Lancaster, PA 17601 (717) 299-5361
East Lampeter Township Lancaster County	PAR-10-O-379	Fred and Richard Steudler 2599 Old Philadelphia Pike Bird in Hand, PA 17505	Mill Creek	Lancaster County CD 1383 Arcadia Road, Rm. 6 Lancaster, PA 17601 (717) 299-5361
Rapho Township Lancaster County	PAR-10-O-380	Utility/Keystone Trailer Sales 1550 Commerce Drive Box 4454 Lancaster, PA 17604	Chickies Creek	Lancaster County CD 1383 Arcadia Road, Rm. 6 Lancaster, PA 17601 (717) 299-5361
East Hempfield Township Lancaster County	PAR-10-O384	Lancaster County Engineers Off. Box 83480 50 North Duke Street Lancaster, PA 17608	Unt. Chickies Creek	Lancaster County CD 1383 Arcadia Road, Rm. 6 Lancaster, PA 17601 (717)299-5361
New Holland Borough Lancaster County	PAR-10-O-385	Zausner Foods Corporation 400 South Custer Avenue New Holland, PA 17557	Unt. Mill Creek	Lancaster County CD 1383 Arcadia Road, Rm. 6 Lancaster, PA 17601 (717) 299-5361
Mount Joy Township Lancaster County	PAR-10-O-386	Waste Management of PA, Inc. 1121 Bordentown Road Morrisville, PA 19067	Little Chickies Creek	Lancaster County CD 1383 Arcadia Road, Rm. 6 Lancaster, PA 17601 (717) 299-5361
<i>General Permit Type—PAG-3</i>				
<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Lackawanna County City of Scranton	PAR802221	United States Postal Service Scranton Auxiliary Garage 2800 Stafford Avenue Scranton, PA 18505-9603	Stafford Meadow Brook	Northeast Office 2 Public Square Wilkes-Barre, PA 18711 (570) 826-2511
Washington County Chartiers Township	PAR206104	Dynamet Incorporated 195 Museum Road Washington, PA 15301	Chartiers Creek (Main Stem)	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Indiana County Blairsville Borough	PAR216145	Blairsville Wilbert Vault Co. 100 North East Lane Blairsville, PA 15717	Tributary to Conemaugh River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

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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>
Allegheny County Richland Township	PAG046181	James B. and Christine A. O'Shell 823 Parkview Boulevard Pittsburgh, PA 15215	UNT of Deer Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Clearfield County Bradford Township	PAG044801	Bradley Livergood R. D. 1, Box 376A Frenchville, PA 16836	Unnamed tributary of Sulfur Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Montour County Mahoning Township	PAG045057	Mark S. Ruk 209 Bald Top Rd. Danville, PA 17821	UNT to Susquehanna	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Lycoming County Upper Fairfield Township	PAG044975	Henry G. Thomas 848 Back Street Montoursville, PA 17754	UNT of Kaiser Hollow Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Clearfield County Bradford Township	PAG045065	John and Diane Price R. D. 1, Box 315 Port Matilda, PA 16870	West Br. Susquehanna	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Centre County Worth Township	PAG045066	Kenneth B. Klein P. O. Box 189 Port Matilda, PA 16870	Laurel Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664

General Permit Type—PAG-5

<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>
Westmoreland County Ligonier Township	PAG056132	Ligonier Township Authority 18 Old Lincoln Highway Ligonier, PA 15658	Storm Sewer to Mill Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-6

<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>
Beaver County East Rochester Borough	PAG066132	East Rochester Borough 760 Spruce Avenue East Rochester, PA 15074	Ohio River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

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

PAG-08-3538

Washington Twp. Mun.
Auth.
11102 Buchanan Trail East
Waynesboro, PA 17268

N/A

DEP
SCRO
909 Elmerton Avenue
Harrisburg, PA 17110
(717) 705-4707**SEWAGE FACILITIES ACT
PLAN APPROVAL****Plan approval granted under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20)***Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.***City of Pottsville, Borough of Carbon,
Schuylkill County**

The Department has completed its review of the Official Sewage Facilities Plan Special Study (Special Study), dated February 19, 1999 (received by the Department on February 23, 1999), with additional supporting documentation transmitted to the Department and dated April 5, 1999 (received by the Department on April 6, 1999), May 6, 1999 (received by the Department on May 7, 1999) and May 26, 1999 (received by the Department on May 26, 1999).

The Department's review has found that the Special Study is acceptable and hereby grants planning approval. This review has also not identified any significant environmental impacts resulting from this proposal.

In conjunction with this approval, the Department is granting planning approval of the Sewage Facilities Planning Modules submitted for the proposed Yuengling Brewery Expansion (PADEP ID#-254-811-005-3) under separate cover.

The Special Study calls for the abandonment of the Greater Pottsville Area Sewer Authority's (Authority) Port Carbon Wastewater Pumping Station. The Port Carbon Pumping Station will be replaced with a new 6,300 foot, 24 inch PVC gravity interceptor line. This line will replace the existing sections of the 15 inch and 18 inch gravity interceptor and the existing 10 inch force main. The proposed 24 inch interceptor will be constructed between a manhole located at Anderson Street in the City of Pottsville and the existing Port Carbon Wastewater Pumping Station. The 24 inch interceptor line has been sized to accommodate present and future wastewater flows from areas currently served by the Port Carbon Wastewater Pumping Station. The 24 inch interceptor line will also possess capacity for the proposed Yuengling Brewery Expansion Project and future wastewater flows from the proposed Schuylkill Valley Sewer Authority wastewater collection and conveyance system.

The Special Study also calls for the construction of a 2,100 foot, 12 inch, PVC wastewater collector line. This collector line will convey wastewater flows from the proposed Yuengling Brewery Pre-Treatment Facility to the proposed 24 inch gravity interceptor. The proposed wastewater flow to be treated at and discharged from the Yuengling Brewery Pre-Treatment Facility will not exceed 560,000 gpd.

All wastewater from the project area will be treated at the Authority's Main Wastewater Treatment Facility. Since the Main Wastewater Treatment Facility is currently under a sewer connection prohibition, there was a need to obtain a connection allocation for the proposed Yuengling Brewery Expansion Project's wastewater flows of 560,000 gpd. On February 8, 1999, the Authority executed a Consent Order and Agreement (CO&A) with the Department in exchange for a connection allocation of 2,133 EDUs or approximately 560,000 gpd.

Financing of the proposed wastewater construction improvements is proposed to be provided by the Pennsylvania Infrastructure Investment Authority (PENNVEST). This includes the construction of the proposed Yuengling Brewery Pre-Treatment Facility. The pre-treatment facility will be owned by the Authority, but leased to and operated by D. G. Yuengling and Sons Inc.

In accordance with the provisions of the Pennsylvania Sewage Facilities Act, 35 P. S. §§ 750.1—750.20(a) (Act 537), and Chapter 71 of the Department's regulations (25 Pa. Code Ch. 71), the Department will hold the City of Pottsville and the Greater Pottsville Area Sewer Authority responsible for the complete and timely implementation of the Special Study's selected wastewater disposal alternative, as listed in the Special Study, and its corresponding Schedule of Implementation.

Any additional wastewater-related improvements, additions, deletions or changes outside of those explicitly described in the Special Study and this correspondence must be in compliance with the Department's regulations and be submitted to and approved by the Department in writing.

SAFE DRINKING WATER**Actions taken under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).***Southcentral Regional Office: Sanitarian Regional Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4708.*

Permit No. 0699504. Public water supply, **Citizens Utilities Water Co. of PA**, Amity Township, **Berks County**, *Responsible Official:* Brian J. Hassinger, General Manager, 4 Wellington Blvd., P. O. Box 6342, Wyomissing, PA 19610-6342. *Type of Facility:* Booster pump station for Greenbriar Estates Subdivision. *Consulting Engineer:* Ralph S. Bucci, 408 Laurel Lane, Wallingford, PA 19086, *Permit to Construct Issued/Denied:* May 26, 1999.

Permit No. 0699503. Public water supply, **Mt. Penn Borough Municipal Authority**, Mt. Penn Borough, **Berks County**, *Responsible Official:* Dale Bolton, Authority Chairperson, 200 North 25th Street, Reading, PA 19606. *Type of Facility:* Construction of the new Sylvan Dell booster station. *Consulting Engineer:* Larry A. Dietrich, Lead Project Engineer, Acer Engineers & Con-

sultants, Inc., 649 North Lewis Road, Suite 100, Limerick, PA 19468. *Permit to Construct Issued/Denied:* May 26, 1999.

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

Permit No. Minor Amendment. The Department issued a construction permit to **Penn Township Municipal Authority**, 12 Clifford Road, Selinsgrove, PA 16870, Penn Township, **Snyder County**. The permit was issued for construction of approximately 3 miles of transmission main between the three existing Penn Township water systems.

Permit No. 1498505. The Department issued a construction permit to **College Township Water Authority**, 1481 East College Avenue, State College, PA 16801, College Township, **Centre County**. The permit was issued for construction of Spring Creek Park well, a disinfection system, a sequestration system and the pump station.

Permit No. MA. The Department issued an operating permit to **Mansfield University**, Mansfield Borough, **Tioga County**. This permit amendment authorizes operation of corrosion control facilities to comply with the lead and copper rule.

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

Permit No. 0299502. Public water supply, **Pittsburgh Water and Sewer Authority**, 441 Smithfield Street, Pittsburgh, PA 15222. Sodium hypochlorite disinfection system and chemical storage. Permit for construction issued: June 8, 1999.

Permit No. 0297503. Public water supply, **Borough of Brackenridge**, 1000 Brackenridge Avenue, Brackenridge, PA 15014. 1.0 MG water storage tank. Permit for operation issued: June 8, 1999.

Permit No. 0298506. Public water supply, **Municipal Authority of the Borough of West View**, 210 Perry Highway, Pittsburgh, PA 15229. North Allegheny Water Storage Tank. Permit for operation issued: June 8, 1999.

Permit No. 3289503-A2. Public water supply, **Blairsville Borough Municipal Authority**, 203 East Market Street, Blairsville, PA 15717. Transmission line from Well No. 2 to the plant and chlorine injection point. Permit for construction issued: June 8, 1999.

Permit No. 6399503. Public water supply, **Pennsylvania American Water Company**, P. O. Box 1290, 300 Galley Road, McMurray, PA 15317. Christy Ridge Booster Pump Station. Permit for construction issued: June 8, 1999.

Permit No. 6399501. Public water supply, **Authority of the Borough of Charleroi**, 3 McKean Avenue, P. O. Box 211, Charleroi, PA 15022. Somerset Township water line extension and miscellaneous improvements. Permit for construction issued: June 8, 1999.

HAZARDOUS SITES CLEANUP

Under the Act of October 18, 1988

Notice of Settlement under the Hazardous Sites Cleanup Act

The Commonwealth of Pennsylvania, Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA), has

entered into settlement with Harris Goldstein for response costs associated with the Havertown PCP Superfund Site in Havertown, Delaware County, PA. The Site is located along Eagle Road near the intersection of Lawrence Road and consists primarily of pentachlorophenol and heavy metals contamination associated with the former Wood Processors facility on Eagle Road.

Under the terms of the proposed consent decree, Harris Goldstein agrees to forward the majority of his share of the proceeds of a land transfer litigation over the prior sale of a portion of the Site in exchange for an inability-to-pay covenant not to sue from the Department. Subject to the terms and conditions set forth in the various settlement documents associated with this litigation, this consent decree will terminate both the Department's action for response costs at the Site and the land transfer litigation referenced above.

This Notice is provided under section 1113 of HSCA, 35 P. S. § 6020.1113. Copies of the proposed consent decree are in the possession of the Department and may be examined at the Department's offices at Lee Park, Suite 6010, Conshohocken, PA 19428. Interested persons should contact George Danyliw at (610) 832-5967 or Anderson Lee Hartzell at (610) 832-6300 during normal business hours. The Department will provide a 60 day public comment period from the date of this notice. Persons may submit comments to George Danyliw at the above address. The Department will provide a response to all significant comments received during the public comment period and the proposed consent decree authorizes the Department to withdraw or withhold its consent in the event that the Department determines, based on the comments received during the public comment period, that the consent decree is inappropriate, improper, or not in the public interest.

Settlements Under the Hazardous Sites Cleanup Act Quality Container Corporation Site City of Philadelphia, Philadelphia County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305), has entered into multiple Consent Decrees for settlements with 10 parties regarding the Department's costs incurred for conducting response activities at the Quality Container Corporation (QCC) site. The QCC site is a parcel of land of approximately 1.25 acres located in the City of Philadelphia, Philadelphia County, at the intersection of Collins Street and E. Ontario Street. The surrounding area is zoned commercial and residential.

QCC operated a drum reconditioning facility from 1977 through 1990. QCC stopped operations in 1990 and subsequently abandoned the site leaving roll-off containers, drums and wastes generated by facility operations. In addition, process equipment on the site was not cleaned of wastes at the time the facility was abandoned. The roll-off containers, drums, process equipment, and abandoned wastes were not contained and were accessible to the public.

Because of the threat to human health and the environment posed by the QCC site, the site was deemed as a HSCA site on August 12, 1994 under section 502 of HSCA, 35 P. S. § 6020.502. The Department subsequently implemented and completed an interim response from March 20, 1995 through February 8, 1996 to address the release or threat of release of hazardous substances. To date, the Department has incurred response costs of

approximately \$1.85 million related to the release or threat of release of hazardous substances.

The Department has entered into Consent Decrees for settlements with the following Defendants in the matter of *Commonwealth of Pennsylvania, Department of Environmental Protection v. Borden Chemical, Inc., et al.*, 99-CV-647 (E.D. Pa.): Borden Chemical, Inc., Ciba Specialty Chemicals Corporation, Novartis Corporation, Cookson Pigments, Inc., Daicolor-Pope, Inc., E. F., Houghton & Company, Millmaster Onyx Group and United States Printing Ink, A Division of Sun Chemical Corporation, for and in place of United States Printing Ink Corporation, National Starch and Chemical Co., Reichhold, Inc., and Zeneca, Inc.

The proposed Consent Decrees with Defendants were lodged with the United States District Court for the Eastern District of Pennsylvania on February 5, 1999. Under the terms of the Consent Decrees subject to this notice, the Department will receive a total of \$960,478.09.

This notice is provided under section 1113 of HSCA, 35 P. S. § 6020.1113. The proposed Consent Decree is subject to final approval by the Department following the receipt and review of any comments submitted by the public. The proposed Consent Decrees containing the specific terms of the settlements are available for public review and comment. The proposed Consent Decrees can be examined from 8 a.m. to 4 p.m. at the Department's office at 555 North Lane, Suite 6010, Lee Park, Conshohocken, PA 19428 by contacting Sonja Smith at (610) 832-6003 or through the PA AT&T Relay Service at (800) 654-5984 (TDD). A public comment period on the proposed consent order and agreement will extend for 60 days from the date of publication of this notice. Persons may submit written comments regarding the proposed Consent Decrees to the Department by August 25, 1999, by submitting them to April Flipse, Project Officer, at the above address.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 2

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

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

For further information concerning the final report, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under which the notice of receipt of a

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

The Department of Environmental Protection has received the following final report(s):

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

Bell Atlantic-Material Reclamation Center, Youngwood, **Westmoreland County**. Buncher Management Agency, Inc., 5600 Forward Avenue, Box 81930, Pittsburgh, PA 15217-0187 and Michael Galenski, Bell Atlantic-Pennsylvania, Inc., 1717 Arch Street 25W, Philadelphia, PA 19103 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with lead. The report is intended to document remediation of the site to meet the Statewide health standard.

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 final report is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has acted upon the following plans and reports:

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

Katz & Katz, Hilltown Township, Bucks County. Michael A. Christie, P. G., Penn Environmental & Remediation, Inc., 2755 Bergey Road, Hatfield, PA 19440, has submitted a Final Report concerning remediation of site soils contaminated with petroleum hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved by the Department on May 17, 1999.

10 E. Wolf Street Site, City of Philadelphia, Philadelphia County. Thomas G. May, Urban Engineers, Inc., 530 Walnut Street, 14th Floor, Philadelphia, PA 19106, has submitted a Baseline Remedial Report concerning remediation of site soils contaminated with lead and polycyclic aromatic hydrocarbons and groundwater contaminated with lead, heavy metals, BTEX and polycyclic aromatic hydrocarbons. The report was approved by the Department on May 19, 1999.

Spring Mill Estates-North Parcel, Upper Providence Township, Montgomery County. Ann Logue, DelVal Soil & Environmental Consultants, Inc., Sky Run II, Suite A1, 4050 Skyron Drive, Doylestown, PA 18901, has submitted a Final Report concerning remediation of site soils contaminated with heavy metals. The report demonstrated attainment of the Statewide health standard and was approved by the Department on May 26, 1999.

SMK Speedy International, Inc., City of Chester, Chester County. Sean Grexa, The Tyree Organization, Ltd., 1350 S. U. S. Highway 130, Burlington, NJ 08016, has submitted a Remedial Investigation Report concerning remediation of site soils and groundwater contaminated with polycyclic aromatic hydrocarbons. The report was approved by the Department on May 26, 1999.

Montgomery Equities, Inc., Plymouth Township, Montgomery County. Darryl D. Borrelli, Manko, Gold & Katcher, LLP, Suite 500, 401 City Avenue, Bala Cynwyd, PA 19004, has submitted a Final Report concerning remediation of site soils contaminated with PCBs, lead, heavy metals, pesticides, dioxin, solvents, BTEX, petroleum hydrocarbons, and polycyclic aromatic hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved by the Department on May 27, 1999.

Penns Park Road Spill Site, Wrightstown Township, Bucks County. Richard A. Weaver, Kleeman Associates, Inc., 1500 S. Delaware Avenue, Suite 200, Philadelphia, PA 19147, has submitted a Final Report concerning remediation of site soils contaminated with petroleum hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved by the Department on May 28, 1999.

PECO Energy Company—Former Germantown Service Facility, City of Philadelphia, Philadelphia County. Blake N. Moyer, Jr., National Environmental Technologies Corp., 2840 W. Clymer Avenue, P. O. Box

204, Telford, PA 18969, has submitted a Final Report concerning remediation of site soils contaminated with petroleum hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved by the Department on June 1, 1999.

SOLID AND HAZARDOUS WASTE BENEFICIAL USE DETERMINATIONS

Approval of 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 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 17105-8472.

General Permit Determination of Applicability No. WMGR003D001. CMI-Tech Cast, Inc., 640 South Cherry Street, Myerstown, PA 17067. This determination of applicability under permit WMGR003 is for the beneficial use of waste foundry sand from an investment casting foundry, using the lost wax casting process, for use as a fine aggregate, road bedding material or pipe bedding material. The determination of applicability was issued by Central Office on June 4, 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.

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

Permit No. 603285. Frank Borkey Farms BE5-1 and BE5-2, BIO GRO Division, (P. O. Box 266, Somerset, PA 15501). This permit has been revoked at the request of the permittee for a site in Upper Bern Township, **Berks County.** Permit revoked in the Regional Office May 28, 1999.

Permit No. 603285. Harold Hetrick Farm, BIO GRO Division, (P. O. Box 266, Somerset, PA 15501). This permit has been revoked at the request of the permittee for a site in Oley Township, **Berks County.** Permit revoked in the Regional Office June 3, 1999.

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

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

A permit to operate a municipal waste transfer station was issued by the Regional Office on May 17, 1999, to **Sanitation Disposal Inc.,** Permit No. 101487, 1626 Raspberry Street, Erie, PA 16502, located in the City of Erie, **Erie County.**

General permit 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 municipal waste regulations for a general permit to operate infectious waste processing facilities.

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

General Permit Application No. WMGI011. Antaeus Group, Inc., P. O. Box 432, Hunt Valley, MD 21030. General permit for the processing of infectious waste through the use of mechanical grinding, superheated water and steam was issued by Central Office on June 2, 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.

GP-20-277. Range Operating Co., Anderson Compressor Station (State Route 1018, Bloomfield Township, PA 16404) issued June 3, 1999, for operation of a natural gas fired compressor engine in Bloomfield Township, **Crawford County**.

GP-20-273. Range Operating Co., Izbicki Compressor Station (State Route 1024, Centerville, PA 16404) issued June 3, 1999, for operation of a natural gas fired compressor engine in Athens Township, **Crawford County**.

GP-20-254. Range Operating Co., Hasbrouck Compressor Station (Bethel Road, State Route 1032, Rome Township, PA 16404) issued June 3, 1999, for the operation of a natural gas fired compressor engine in Rome Township, **Crawford County**.

GP-62-154. Range Operating Co., Swart Compressor Station (Jinks Road, Spring Creek, PA 16404) issued June 3, 1999, for operation of a natural gas fired compressor engine in Springcreek Township, **Crawford County**.

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

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

TVOP-53-00004. CNG Transmission Corp., Harrison Station (5th Floor, 625 Liberty Avenue, Pittsburgh, PA 15222-3197) issued June 4, 1999, for natural gas fired internal combustion engines, boilers, storage tanks and heaters in Harrison Township, **Potter County**.

TVOP-59-00005. CNG Transmission Corporation, Sabinsville Station (5th Floor, 625 Liberty Avenue, Pittsburgh, PA 15222-3197) issued June 9, 1999, for

natural gas fired internal combustion engines, boilers, storage tanks and heaters in Clymer Township, **Tioga County**.

City of Philadelphia, Air Management Services, 321 University Avenue, Philadelphia, PA 19104, (215) 823-7584.

S95-035. International Paper (2100 East Byberry Road, Philadelphia, PA 19116) issued June 10, 1999, for operation of a flexographic printing facility in **Philadelphia County**.

S95-074. Veterans Affairs Medical Center and Nursing Home Care Unit (University and Woodland Avenues, Philadelphia, PA 19104) issued June 10, 1999, for operation of a hospital and nursing home in Philadelphia County. The facility's air emission sources include boilers (three are rated at 29.4 mmbtu/hr), hot water heaters, emergency generators, and ethylene oxide sterilizers.

S97-013. Laurel Linen Service (4601 West Girard Avenue, Philadelphia, PA 19131) issued June 10, 1999, for operation of a commercial laundry/linen supplier in **Philadelphia County**. The facility's air emission source is a 16.7 mmbtu/hr boiler.

S96-024. Saint Joseph's University (5930 City Line Avenue, Philadelphia, PA 19131) issued June 10, 1999, for operation of a university providing education in Philadelphia County. The facility's air emission sources include boilers (two rated at 13.4 mmbtu/hr and one rated at 20.7 mmbtu/hr), hot water heaters and emergency generators.

S95-070. Henshell Corp. (2922 North 19th Street, Philadelphia, PA 19132) issued June 10, 1999, for operation of electrocoating and powder coating finishes to plastic and metal parts, primarily for the automotive and construction fastener industries in **Philadelphia County**. The facility's air emission sources include boilers, a heater, coating process, ovens and pyrolysis cleaning furnace.

PLAN APPROVALS

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

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

PA-33-155A. Trail King Industries, Inc. (Exit 14, Interstate 80, Brookville, PA 15825) issued June 7, 1999, for installation of a paint booth in Brookville, **Jefferson County**.

PA-20-232A. Meadville Plating Co. (10775 Franklin Pike, Meadville, PA 16335) issued June 3, 1999, for installation of two packed bed scrubbers in West Mead Township, **Crawford County**.

PA-10-028F. Armstrong Cement & Supply Co. (100 Clearfield Road, Cabot, PA 16023) issued June 3, 1999, for installation of an electrostatic precipitator in West Winfield Township, **Butler 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.

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

PA-11-005B. Bar Technologies, Inc. (1001 Main Street, Gate 3, Johnstown, PA 15909) issued June 9, 1999, for installation of bloom/billet caster at Johnstown Plant in Franklin Borough, **Cambria County**.

04-307-073C. Koppel Steel Corp. (P. O. Box 750, Beaver Falls, PA 15010) issued June 9, 1999, for installation of multi-lance manipulator at Koppel Plant in Koppel Borough, **Beaver County**.

PA-65-173A. Dynamic Metal Forming, Inc. (7544 Route 18 North, Koppell, PA 16136) issued June 9, 1999, for installation of replacement degreaser tank at the Scottdale Plant in Scottdale Borough, **Westmoreland County**.

PA-04-483B. Interforest Corp. (119 AID, Darlington, PA 16115) issued June 9, 1999, for installation of two hurst boilers at Penn-Beaver Veneers Corp. in Darlington Township, **Beaver County**.

PA-56-266A. Double D. Energy Association, LLC (106 East Market Street, Suite 615, Warren, OH 44481) issued June 9, 1999, for installation of Coal Alomeration in Shade Township, **Somerset County**.

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

PA-43-034A. Dunbar Asphalt Products, Inc. (Ohio Street Extension, P. O. Box 291, Wheatland PA 16161) issued April 30, 1999, for a bituminous Asphalt Plant in Wheatland, **Mercer County**.

MINING

APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

The Bureau of Deep Mine Safety (BDMS) has approved Eighty Four Mining Company's request for a variance from the requirements of section 268(b) of the Pennsylvania Bituminous Coal Mine Act at the Mine 84 concerning shelter hole construction. This notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Gaida by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

Summary of the request: Eighty Four Mining Company requested a variance from section 268(b) of the Pennsylvania Bituminous Coal Mine Act for a "shelter hole notch" to be cut into the clearance side coal rib at Mine 84. The proposal accords protections to persons and property substantially equal to or greater than the requirements of section 268(b).

The basis for the Bureau's approval is summarized in the following conclusions: Eighty Four Mining Company's request for "shelter notches" provides equal protection to the employes as compared to the alternative method which would require persons traveling underneath high voltage cable, trolley wire, and also exiting the vehicles and crossing the track in front of or behind vehicles.

Advantages to the "Shelter Notch" are as follows:

1. The width and height of the notch are the same as a crosscut.
2. The dimensions of the notch are adequate given the absence of coal haulage equipment.

3. Persons are not required to travel near or under high voltage cables and/or trolley wire.

This approval is limited to Eighty Four Mining Company's variance from the requirements in section 268(b). All other terms and requirements of section 268(b) shall remain in effect. Continued authorization for operation under the approval is contingent upon compliance with the measures described in Mine 84's plan.

The Bureau of Deep Mine Safety (BDMS) has approved Mears Enterprises, Inc.'s request for a variance from the requirements of section 242(c) of the Pennsylvania Bituminous Coal Mine Act at the Ondo Mine. This notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Gaida by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

Summary of the request: Mears Enterprises, Inc. requested a variance from section 242(c) of the Pennsylvania Bituminous Coal Mine Act to allow for the common ventilation of belt conveyor entry with other entries at the Ondo Mine. The proposal accords protections to persons and property substantially equal to or greater than the requirements of section 242(c).

The basis for the Bureau's approval is summarized in the following statements:

1. Ondo's plan provides early warning fire detection by the use of carbon monoxide (CO) detectors, and audible alarm over the mine communication system.
2. Ondo's plan provides a separate, isolated intake escapeway that will be maintained at a higher ventilation pressure than the belt and common entries.
3. Ondo's plan provides for the belt and common entries to serve as an alternate intake escapeway.
4. There are significant health and safety benefits associated with allowing entries in common with the belt entry. Repair and maintenance work in the belt entry is afforded safer access. Improved visual safety inspections are facilitated by open crosscuts.

This approval is limited to a variance from the requirements in section 242(c) requiring that the belt entry is isolated from other entries. All other terms and requirements of section 242(c) shall remain in effect. This approval applies to all areas developed after May 20, 1998. Continued authorization for operation under the approval is contingent upon compliance with the measures described in Ondo's approved plan.

The Bureau of Deep Mine Safety (BDMS) has approved Helvetia Coal Company's request for a variance from the requirements of section 268(b) of the Pennsylvania Bituminous Coal Mine Act at the Lucerne No. 6 Extension Mine. This notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Gaida by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

Summary of the request: Helvetia Coal Company requested a variance from section 268(b) of the Pennsylvania Bituminous Coal Mine Act to extend shelter hole spacing to a maximum of 130 feet in the Stewart Run Stream area of D-Main for a distance of approximately 500 feet at the Lucerne No. 6 Extension Mine. The proposal accords protections to persons and property substantially equal to or greater than the requirements of section 268(b).

The basis for the Bureau's approval is summarized in the following statements:

1. All rail equipment must stop and let workers enter the nearest shelter hole before proceeding.
2. The track haulage is used for transportation of personnel and mine supplies. Coal is transported by belt conveyor.
3. Signs will identify the area in question, and shelter hole location will be marked with a reflective indicator.

This approval is limited to a variance from the requirements in section 268(b) requiring that shelter hole spacing not exceed 80 feet. All other terms and requirements of section 268(b) shall remain in effect. This approval applies to the area specified. Continued authorization for operation under the approval is contingent upon compliance with the measures described in Lucerne's approved plan and the following conditions:

1. Signs shall be posted inby and outby the Stewart Run Stream area in D-Main that state the shelter hole spacing may vary up to 130 feet.
2. Flashing warning lights shall be placed at least 100 feet from each approach to each work site when men are working in the affected area.

The Bureau of Deep Mine Safety (BDMS) has approved Pierpont Mining, Inc.'s request for a variance from the requirements of section 242(c) of the Pennsylvania Bituminous Coal Mine Act at the Pierpont No. 10 Mine. This notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Gaida by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/deputate/minres/dms/dms.htm>.

Summary of the request: Pierpont Mining, Inc. requested a variance from section 242(c) of the Pennsylvania Bituminous Coal Mine Act to allow for the common ventilation of belt conveyor entry with other entries at the Pierpont No. 10 Mine. The proposal accords protections to persons and property substantially equal to or greater than the requirements of section 242(c).

The basis for the Bureau's approval is summarized in the following statements:

1. Pierpont's plan provides early warning fire detection by the use of carbon monoxide (CO) detectors, and audible alarm over the mine communication system.
2. Pierpont's plan provides a separate, isolated intake escapeway that will be maintained at a higher ventilation pressure than the belt and common entries.
3. Pierpont's plan provides for the belt and common entries to serve as an alternate intake escapeway.
4. There are significant health and safety benefits associated with allowing entries in common with the belt entry. Repair and maintenance work in the belt entry is afforded safer access. Improved visual safety inspections are facilitated by open crosscuts.

This approval is limited to a variance from the requirements in section 242(c) [DEP1] requiring that the belt entry is isolated from other entries. All other terms and requirements of section 242(c) [DEP2] shall remain in effect. This approval applies to all areas developed after May 20, 1998. Continued authorization for operation under the approval is contingent upon compliance with the measures described in Pierpont Mining Inc.'s approved plan.

The Bureau of Deep Mine Safety (BDMS) has approved Mears Enterprises, Inc.'s request for a variance from the requirements of section 242(c) of the Pennsylvania Bituminous Coal Mine Act at the Penn Run Mine. This notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Gaida by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/deputate/minres/dms/dms.htm>.

Summary of the request: Mears Enterprises, Inc. requested a variance from section 242(c) of the Pennsylvania Bituminous Coal Mine Act to allow for the common ventilation of belt conveyor entry with other entries at the Penn Run Mine. The proposal accords protections to persons and property substantially equal to or greater than the requirements of section 242(c).

The basis for the Bureau's approval is summarized in the following statements:

1. Penn Run's plan provides early warning fire detection by the use of carbon monoxide (CO) detectors, and audible alarm over the mine communication system.
2. Penn Run's plan provides a separate, isolated intake escapeway that will be maintained at a higher ventilation pressure than the belt and common entries.
3. Penn Run's plan provides for the belt and common entries to serve as an alternate intake escapeway.
4. There are significant health and safety benefits associated with allowing entries in common with the belt entry. Repair and maintenance work in the belt entry is afforded safer access. Improved visual safety inspections are facilitated by open crosscuts.

This approval is limited to a variance from the requirements in section 242(c) requiring that the belt entry is isolated from other entries. All other terms and requirements of section 242(c) shall remain in effect. This approval applies to all areas developed after May 20, 1998. Continued authorization for operation under the approval is contingent upon compliance with the measures described in Penn Run's approved plan.

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.)

Permits Issued and Actions on 401 Certification

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

E15-566. Encroachment Permit, **William E. Freas**, 211 Carter Drive, West Chester, PA 19382. To perform the following activities associated with the William E. Freas Golf Development (Construction & Design, Inc.):

1. To construct and maintain a footbridge across Goose Creek (WWF) consisting of a single span of approximately 50 feet and average underclearance of approximately 8.0 feet near the easterly property boundary;

2. To construct and maintain a vehicular bridge across Goose Creek consisting of a prefabricated concrete arch situated just north of the Hagerty Boulevard Cul-de-Sac. This bridge has a span of approximately 32 feet and maximum underclearance of approximately 15 feet;

3. To construct and maintain a footbridge across Goose Run consisting of a twin span, measuring 50 feet and 30 feet, respectively. The maximum underclearance of this structure will be approximately 9.0 feet. This bridge occurs just upstream from the Goose Creek confluence with Bypass Run.

This permit also includes after-the-fact authorization for the following activities:

4. To maintain fill within approximately 0.17 acre of wetland (PEM) adjacent to Bypass Run;

5. To maintain fill along the 100-year floodway of Goose Creek;

6. To operate and maintain approximately 250 linear feet of a relocated section of Bypass Run and approximately 170 linear feet of a relocated section of Goose Creek;

7. To operate and maintain a temporary stream crossing near the location of the aforementioned vehicular bridge.

The site is located southeast of the intersection of the Southeast Pennsylvania Transportation Authority (SEPTA) Railroad and the West Chester By-Pass (S. R. 0202) just north of the Hagerty Boulevard Cul-de-Sac (West Chester USGS Quadrangle N: 13.25 inches; W: 11.25 inches) in West Goshen Township, **Chester County**. The permittee has made a contribution to the wetland replacement fund to compensate for the 0.17 acre of wetland impact.

This permit was issued under § 105.13(e) "small projects."

This permit also includes 401 Water Quality Certification.

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

Permit No. E40-517. Encroachment. **City of Wilkes-Barre**, 40 East Market Street, Wilkes-Barre, PA 18711. To remove the existing structure and to construct and maintain a prestressed concrete box beam bridge, having a span of 21.3 feet (6.5 meters) and an underclearance of 7.2 feet (2.2 meters), across Coal Brook. The project is located on Scott Street, approximately 300 feet west of the intersection of Scott Street and Business Route 309 (Wilkes-Barre East, PA Quadrangle N: 22.4 inches; W: 14.7 inches), in the City of Wilkes-Barre, **Luzerne County**.

Permit No. E64-199. Encroachment. **Gordon and Nan Worum**, 885 Bohnet Drive, Fairbanks, AK 99712. To modify and maintain an existing single-span bridge across the West Branch Lackawaxen River, with work consisting of replacing the bridge deck using steel I-beams with a wooden deck. The bridge has a span of approximately 30 feet and an underclearance of approximately 5 feet, and is located on the northeastern side of S. R. 0170, approximately 0.85 mile southeast of the intersection of S. R. 0170 and S. R. 4025 (Forest City, PA Quadrangle N: 15.3 inches; W: 4.0 inches), in Mount Pleasant Township, **Wayne County**.

Permit No. E40-518. Encroachment. **E. Donald Chellis**, R. R. 1, Box 290, Harveys Lake, PA 18618. To modify and maintain an existing pile-supported dock in Harveys Lake, with work consisting of enlarging the dock area to add a boat slip and boathouse. As modified, the structure extends approximately 46 feet from the shoreline, and has an overall width of 52 feet and areal coverage of approximately 2,180 square feet. The project is located at Pole No. 60, Lakeside Drive (Harveys Lake, PA Quadrangle N: 22.0 inches; W: 5.5 inches), in Harveys Lake Borough, **Luzerne County**.

Permit No. E40-519. Encroachment. **Pete Bayo**, R. R. 1, Box 122, Harveys Lake, PA 18618. To modify and maintain an existing pile-supported dock in Harveys Lake, with work consisting of enlarging the dock area from approximately 400 square feet to 1,260 square feet. As modified, the dock extends 50 feet from the shoreline and has an overall width of 42 feet. The project is located at Pole No. 157-B, Lakeside Drive (Harveys Lake, PA Quadrangle N: 22.3 inches; W: 6.5 inches), in Harveys Lake Borough, **Luzerne County**.

Permit No. E40-520. Encroachment. **Jack Smulovitz**, 69 Wyoming Street, Wilkes-Barre, PA 18702. To modify and maintain an existing pile-supported dock/boathouse in Harveys Lake, with work including repairs to the existing structure and enlargement of the dock area. As modified, the structure extends approximately 47 feet from the shoreline and has an overall width of 32 feet and areal coverage of 1,240 square feet. The project is located at Pole No. 51, Lakeside Drive (Harveys Lake, PA Quadrangle N: 21.0 inches; W: 5.4 inches), in Harveys Lake Borough, **Luzerne County**.

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

E01-204. Encroachment. **Gettysburg Municipal Authority**, 601 E. Middle St., Gettysburg, PA 17325. To construct and maintain an 8-inch fire service waterline through Willoughby Run (CH93-WWF) at the National Park Service Eisenhower National Historic Site located

east of Eisenhower Farm No. 4 (Fairfield, PA Quadrangle N: 7.4 inches; W: 3.3 inches) in Cumberland Township, **Adams County**. The construction of this line will result in 1,050 square feet of temporary impact to an adjacent wetland. This permit also includes 401 Water Quality Certification.

E07-310. Encroachment. **Northern Blair County Regional Sewer Authority**, R. R. 4, Box 236A, Tyrone, PA 16686. To construct and maintain about 10.8 miles of sanitary sewer collection system partially located in the floodway/floodplain of (South) Bald Eagle Creek (TSF) and crossing 10 separate stream channels and about 1.5 acres of 14 associated wetland areas in the (South) Bald Eagle Creek watershed for the purpose of mitigating the pollution problems associated with malfunction private in-ground septic systems in the Vail/Bald Eagle area (Tyrone, PA Quadrangle N: 13.7 inches; W: 13.0 inches) in Snyder Township, **Blair County**. This permit also includes 401 Water Quality Certification.

E36-671. Encroachment. **Rapho Township**, 971 N. Colebrook Rd., Manheim, PA 17545. To remove three existing structures and construct and maintain a precast reinforced concrete box culvert at three locations on Hernley Road (T-855) across Rife Run (WWF) and two tributaries to Rife Run. Box culvert No. 1 is a 12-foot span with a 5.5-foot rise waterway opening in a tributary channel located near the intersection of Hernley Road with Old Line Road (SR 4026). Realignment of approximately 40 linear feet upstream and 60 linear feet downstream channel at Culvert No. 1 is authorized by this permit. Box culvert No. 2 will have a 12-foot span × 6-foot rise waterway opening in Rife Run tributary. Box culvert No. 3 will have a 17-foot span with a 4-foot rise waterway opening in Rife Run. The realignment of approximately 20 linear feet upstream and 50 linear feet downstream channel at Culvert No. 3 is made a part of this permit. The proposed roadway improvements on Hernley Road are located (Manheim, PA Quadrangle N: 8.5 inches; W: 5.0 inches) in Rapho Township, **Lancaster County**. This permit was issued under § 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E44-096. Encroachment. **Mifflin County Commissioners**, 20 North Wayne St., Lewistown, PA 17044. To remove an existing bridge and to construct and maintain a single span prestressed spread box beam bridge having a clear span of 103.35 feet and an underclearance of about 9.0 feet across Jacks Creek (CWF) located on Township Road T-385, SR 96111, Section 000, about 0.23 mile east of its intersection with Township Road T-705 (Alfarata, PA Quadrangle N: 11.3 inches; W: 4.2 inches) in Decatur Township, **Mifflin County**. This permit was issued under § 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E12-112. Encroachment. **Timothy Vermillion**, 9903 Tomahawk Trail, Wexford, PA 15090. To remodel and maintain an existing hunting cabin and to construct and maintain a shed, 9 feet by 9 feet, in the floodway of First Fork of Sinnemahoning Creek located off Route 872 approximately 3 miles north of Route 120 (Sinnemahoning, PA Quadrangle N: 20.7 inches; W: 7.7 inches) in Grove Township, **Cameron County**. This permit was issued under § 105.13(e) "Small Projects."

E14-335. Encroachment. **College Township Water Authority**, 1481 East College Avenue, State College, PA

16801. To construct, operate and maintain a potable water facility and a flood protection berm in the 100-year floodplain of Spring Creek for the development of a public drinking water supply. The construction of the well facility shall consist of installing a submersible well pump, motor, wellhead and pump station. The flood protection berm shall be constructed with a maximum length of 350-feet, side slopes of 4-feet horizontal to 1-foot vertical and a maximum height of 3-feet. The project is located along the northern right-of-way of SR 0322 approximately 5-miles north of the intersection of Pudding Town Road and SR 0026 (State College, PA Quadrangle N: 12.7 inches; W: 11.4 inches) in College Township, Centre County. This permit was issued under § 105.13(e) "Small Projects."

E18-264. Encroachment. **Schrack Farms Partnership**, R. R. 2, Box 68, Loganton, PA 17747. To realign the channel of Fishing Creek for the mitigation of flood damage. The realignment shall consist of removing 1771 cubic yards of deposition, debris and woody vegetation through an 820-foot reach of Fishing Creek channel. The project is located along the eastern right-of-way of S. R. 0880 approximately 2,000-feet east of the intersection of T-346 and S. R. 0880 (Mill Hall, PA Quadrangle N: 0.6 inch; W: 1.9 inches) in Logan Township, **Clinton County**. This permit also authorizes the construction, operation and maintenance of an agricultural crossing of Fishing Creek which shall be done in accordance with the Department's BDWM-GP-6. This permit was issued under § 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E19-188. Encroachment. **Victor Nestico**, 430 Maple Street, Kulpmont, PA 17834. To maintain a 4-foot diameter culvert pipe approximately 40 feet in length in an unnamed tributary to South Branch Roaring Creek at the intersection of T-302 and T-309 (Shamokin, PA Quadrangle N: 15.8 inches; W: 0.6 inch) in Cleveland Township, **Columbia County**. The project will not impact on wetlands while impacting approximately 50 feet of waterway. The unnamed tributary to South Branch Roaring Creek is a High Quality Cold Water Fisheries Stream.

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

E02-1268. Encroachment. **Owl Cleaners, Inc.**, 10562 Perry Highway, Wexford, PA 15090. To place and maintain fill along the right side of a tributary to Brush Creek (WWF) (known as Tributary No. 2) for a distance of approximately 40 feet for the purpose of expanding an existing parking lot for a commercial building. The site is located along the west side of Northgate Drive approximately 100 feet north of its intersection with Shenot Road (Mars, PA Quadrangle N: 4.8 inches; W: 11.1 inches) in Marshall Township, **Allegheny County**. This permit was issued under § 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E04-264. Encroachment. **Bet-Tech International**, 1150 Brodhead Road, Monaca, PA 15001. To perform maintenance dredging and to operate and maintain a barge docking facility along the left bank side of the Ohio River (WWF) near River Mile 22.6 (Beaver, PA Quadrangle N: 8.5 inches; W: 1.2 inches) in Center Township, **Beaver County**. This permit was issued under § 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E56-289. Encroachment. **Pennsylvania Department of Transportation**, Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648. To remove the

existing structure and to construct and maintain a bridge having a span of 18.00 meters and an underclearance of 4.56 meters across Laurel Hill Creek (HQ-CWF) located on S. R. 0031, Section 005, Segment 90, Offset 169M; to construct and maintain a temporary roadway crossing consisting of four 1800-mm diameter pipes, and to place and maintain rock protection along each abutment. Also, to permanently place and maintain fill in 0.0391 hectare of PSSI/PEM wetlands for the purpose of improving highway safety by widening the bridge and to temporarily place and maintain fill in 0.163 hectare of PSSI wetlands for the purpose of constructing the temporary road crossing (Bakerville, PA Quadrangle N: 6.0 inches; W: 12.2 inches) in Jefferson Township, **Somerset County**. To compensate for the wetland impacts, the applicant will construct 0.0743 hectare of replacement wetlands on an adjoining area.

E56-290. Encroachment. **Precision Pallets and Lumber**, 7044 National Road, P. O. Box 51, Addison, PA 15411. To construct and maintain a pond having a length of 250.0 feet, a width of 200.0 feet and a depth of 8.0 feet in and along Chub Run (WWF) located south of the intersection of Route 40 and the Addison-Friendsville Road (Accident, PA Quadrangle N: 21.0 inches; W: 11.1 inches) in Addison Township, **Somerset County**. This permit was issued under § 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

E65-721. Encroachment. **Westmoreland County Industrial Development Corporation**, 601 Courthouse Square, 2 North Main Street, Greensburg, PA 15601. To place and maintain fill in 0.56 acre of PEM wetlands and to construct 0.90 acre of PEM replacement wetlands as part of the development of the I-70 Industrial Park. The project is located off of Township Route 378 north of its intersection with S. R. 3031 (Smithton, PA Quadrangle N: 9.3 inches; W: 17.0 inches) in South Huntingdon Township, **Westmoreland County**.

E65-722. Encroachment. **Pennsylvania Department of Transportation**, Engineering District 12-0, Box 459, Uniontown, PA 15401. To remove the existing structure and to construct and maintain a 10.7 meters long Precast box culvert having a clear span of 4.27 meters and an underclearance of 1.45 meters (invert Depressed 0.3 meter) in an unnamed tributary to McGee Run (WWF). The project is located on S. R. 217, Section 01R (West 4th Avenue) at the intersection of West Mentor Street and West 4th Avenue (Derry, PA Quadrangle N: 14.30 inches; W: 7.00 inches) in Derry Borough, **Westmoreland County**. This permit was issued under § 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

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

E20-469. Encroachment. **Bloomfield Township**, 22978 Shreve Ridge Road, Union City, PA 16438. To remove the existing Township Bridge No. 5 on Lakeview Drive across East Shreve Run and to construct and maintain twin 13-foot wide by 7-foot high concrete box culverts or a 28-foot wide by 7.5-foot high Con Span concrete arch and to install and maintain approximately 70 feet of rock riprap and gabion basket streambank stabilization along the right bank approximately 160 feet upstream of the bridge (Lake Canadohta, PA Quadrangle N: 12.1 inches; W: 11.2 inches) located in Bloomfield Township, **Crawford County**.

E20-472. Encroachment. **PA Department of Transportation, District 1-0**, 1140 Liberty Street, Franklin,

PA 16323. To place concrete streambed paving 1.0-foot below the existing streambed elevation and maintain the reinforced concrete slab bridge having a span of 8 feet and an underclearance of 8 feet across Williams Run on S. R. 0019, Segment 0090, Offset 0367 approximately 0.25 mile south of S. R. 285 (Geneva, PA Quadrangle N: 6.5 inches; W: 8.25 inches) located in Greenwood Township, **Crawford County**.

E20-473. Encroachment. **PA Department of Transportation, District 1-0**, 1140 Liberty Street, Franklin, PA 16323. To place streambed paving 1.0 foot below the existing streambed elevation and maintain the reinforced concrete slab bridge having a span of 10 feet and an underclearance of 5 feet across a Tributary to French Creek (Coulter Run) on S. R. 1006, Segment 0010, Offset 1706 approximately 0.65 mile east of I-79 (Edinboro South, PA Quadrangle N: 11.3 inches; W: 4.9 inches) in Cussewago Township, **Crawford County**.

E20-474. Encroachment. **PA Department of Transportation, District 1-0**, 1140 Liberty Street, Franklin, PA 16323. To place concrete streambed paving 1.0 foot below the existing streambed elevation and maintain the reinforced concrete slab bridge having a span of 10 feet and an underclearance of 6.5 feet across a tributary to Little Sugar Creek (Brown Run) on S. R. 2014, Segment 0100, Offset 0000 (Sugar Lake Road) approximately 2.4 miles of Pettis Corners (Cochranon, PA Quadrangle N: 12.25 inches; W: 0.85 inch) located in Wayne Township, **Crawford County**.

WATER ALLOCATIONS

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

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

Permit No. 67-1010. Water allocations, **New Freedom Borough**, York County, *Responsible Official:* Scott A. DePoe, 49 E. High St., New Freedom, PA 17349. Request: The right to purchase 200,000 gallons per day (gpd), based on a 30-day average, but not to exceed 6 million gallons per month, from the York Water Company (Company), located in **York County**. *Permit Issued:* June 8, 1999.

[Pa.B. Doc. No. 99-1018. Filed for public inspection June 25, 1999, 9:00 a.m.]

Air Quality Technical Advisory Committee; Meeting Notice

The Air Quality Technical Advisory Committee will meet on June 29, 1999, in Room 105 of the Rachel Carson State Office Building. For more information, contact Terry Black at (717) 787-2030.

Persons with a disability who wish to attend and require an auxiliary aid, service or other accommodations should contact Susan Smith at (717) 787-6548 to discuss how the Department may accommodate their needs.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 99-1019. Filed for public inspection June 25, 1999, 9:00 a.m.]

Availability of Final General NPDES Permit for Wastewater Discharges from Hydrostatic Testing of Tanks and Pipelines (PAG 10)

In compliance with the provisions of the Federal Clean Water Act, The Clean Streams Law (35 P. S. §§ 691.1—691.1001), sections 1905-A, 1917-A and 1920-A of The Administrative Code of 1929 (71 P. S. §§ 510-5, 510-7 and 510-20), the Department of Environmental Protection (Department) by this notice announces the availability of a final NPDES general permit, the permit application (Notice of Intent—NOI) and related documents for discharges from hydrostatic testing of tanks and pipelines for use within this Commonwealth. The NOI sets forth the eligibility criteria for submission of the permit application and other data submission requirements. The permit sets forth the effluent limitations, monitoring and reporting requirements and other terms and conditions for compliance with the general permit. This permit and related documents are applicable for discharges to all waters of the Commonwealth except in waters designated for “Special Protection” in 25 Pa. Code Chapter 93. In accordance with 25 Pa. Code § 92.83, an individual NPDES permit will continue to be required for discharges to waters designated for “Special Protection.” In addition, a public hearing is also required for discharges to exceptional value waters. Applicants for permits in these waters should contact the appropriate Department field office for application requirements and further information.

A notice requesting public comments on the draft documents was published in the *Pennsylvania Bulletin* on June 13, 1998. The 30-day comment period ended on July 12, 1998. The Department received comments from one commentator. The Department considered these comments. The comment received concerned perceived or expected delays associated with the proposed minimum 60-day permit processing and approval time. The 60-days processing time is on the lower side of the Department's normal processing times for other general permits which range from 60 to 90 days. In these cases, all of the effluent limitations, monitoring and reporting requirements, and other terms and conditions of the general permit would be operative and enforceable upon the permittee. The Department would forward a signed copy of the permit with a unique permit number to the permittee at a later date.

To address a need for pollution prevention and emergency response, the Department has added a pollution prevention and contingency (PPC) plan requirement applicable to the type of pipeline and tank testing activities. The permittee should refer to the Department's “Guidelines for the Development and Implementation of Environmental Emergency Response Plans (12/97).” In addition, some missing instructions on signatory requirements also have been added. The NOI has been reformatted to look like NOIs for other NPDES general permits.

The general permit allows the Department to approve Statewide and local or regional permit coverage depending upon the type of activity or operation. Only one NOI for coverage under the general permit must be submitted for Statewide use of the general permit for discharges from hydrostatic testing of pipelines that cross regional boundaries. For test water discharges from tanks, the NOI can also be used for requesting approval of coverage to discharge to a specific site or within a specific region. The instructions for the NOI provide the following general procedures to be used for approving Statewide or regional/site specific coverage.

(1) *Statewide Coverage Approval:* All NOIs for a Statewide coverage should be submitted to the Harrisburg Central Office of the Department, Division of Wastewater Management, Bureau of Water Quality Protection, P. O. Box 8774, Harrisburg, PA 17105-8774. Due to the total length of pipeline crossing the State, the lack of specific known discharge points and the crossing of several regional office jurisdictions, the applicant may submit only one completed NOI for processing. The Central Office would process the NOI and if found to be acceptable, forward a signed copy of the permit with a unique permit number to the permittee. However, to operate under the general permit, the permittee must provide a 15-day written notification to the Department's affected regional office before discharging at any location. The notifications must demonstrate completion and implementation of the PPC plan, installation of necessary BMPs, obtaining of other required approval/permits prior to or at the time of the submission of notification to the regional office.

(2) *Site or Region Specific Coverage Approval:* All NOIs for discharges resulting from regional or site specific testing of tanks should continue to be submitted to the appropriate regional office at locations provided in the NOI instructions. The NOI must be submitted at least 30 days before the proposed discharge. The regional office will process the NOI and if found to be acceptable, forward a signed copy of the permit with a unique permit number to the permittee. The notifications must demonstrate completion and implementation of the PPC plan, installation of necessary BMPs, obtaining of other required approvals/permits prior to or at the time of the submission of NOI to the Department.

In either situation, the Department will publish the receipt of the NOI and the approval of general permit coverage in the *Pennsylvania Bulletin* together and issue a formal signed general permit with a unique permit number to the applicant following the publication.

Upon duplication and posting on the DEP Web Site, the final permit documents will be available for downloading from the Department's Web Site at: <http://www.dep.state.pa.us>. The documents will also be available by contacting the appropriate Department Regional Office having jurisdiction over the county with the proposed discharge. Addresses of Regional Offices and the counties each office covers and of the Central Office are provided in the instructions to the NOI.

The final General NPDES permit for wastewater discharges from hydrostatic testing of tanks and pipelines (PAG 10) is now available for use as provided for in the permit. The Department also may allow existing eligible individual permit holders of the discharges to apply for and obtain coverage under the general permit when the existing permit is due for renewal.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 99-1020. Filed for public inspection June 25, 1999, 9:00 a.m.]

Availability of Technical Guidance

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 Nonregulatory 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 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 Guidance Documents

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

Draft Guidance

DEP ID: 383-3310-609 Title: PADWIS Reporting Description: This manual provides revised instructions for generating reports using information stored in the Pennsylvania Drinking Water Information System (PADWIS) database system. PADWIS is maintained by the DEP Bureau of Water Supply Management, Division of Drinking Water Management, Information Services Section. Comment Period Ends: July 26, 1999 Anticipated Effective Date: August 1, 1999 Contact: Trudy Troutman at (717) 783-3795.

Final Guidance

DEP ID: 012-5500-001 Title: 2000 Environmental Education Grants Program Manual and Forms Description: This guidance provides information on applying for an Environmental Education Grant, as well as to inform potential awardees as to what is involved once an Environmental Education Grant award is made. Effective Date: July 1, 1999 Contact: Heidi Haertsch at (717) 705-3767.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 99-1021. Filed for public inspection June 25, 1999, 9:00 a.m.]

Mining and Reclamation Advisory Board Meeting

The Mining and Reclamation Advisory Board (MRAB) will meet on Thursday, July 1 and Friday, July 2, 1999, at the Best Western Inn and Conference Center in DuBois, PA. On Thursday, the MRAB will tour BMP Permit—Amerikohl Rathmel Site, GFCC Project—Alvin Gearhart/ACV Power Site, Passive Treatment/Pollution Trading—Hanley Brick Confer Project, and Doverspike Brothers Dora Prep Plant and Refuse Disposal Areas. On Friday, the full board meeting will take place, beginning at 8 a.m.

Questions concerning the agenda may be directed to Robert Dolence at (717) 783-5338 or e-mail to Dolence.Robert@dep.state.pa.us. The agenda for this

meeting will also 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 Robert Dolence directly at (717) 783-5338 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. 99-1022. Filed for public inspection June 25, 1999, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

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

The Department of Public Welfare (Department) is making available for public review and comment the Fiscal Year (FY) 1999-00 Low-Income Home Energy Assistance Program (LIHEAP) proposed State Plan. Comments on this document and testimony received at public hearings scheduled for August will be used to formulate the Department's final State Plan for using Federal funds in the FY 1999-00 LIHEAP Program.

The Department has sent advance copies of the proposed State Plan to the LIHEAP Advisory Committee. In addition, copies have been sent to fuel associations, legal service agencies and Area Agencies on Aging for distribution to their members or constituents. Other persons who want copies can obtain them after July 30, 1999, either by contacting their local county assistance office or by calling Karen Kirk at (717) 772-7906.

The Department will hold three public hearings throughout this Commonwealth to allow testimony on the proposed State Plan and fulfill the Federal mandate for public input into the planning process. This mandate appears in Title XXVI (The Low-Income Home Energy Assistance Act of 1981) (Pub. L. 97-35, 42 U.S.C.A. §§ 8621 et. seq.) as amended by the Human Services Reauthorization Act of 1984 (Pub. L. 98-558), the Human Services Reauthorization Act of 1986 (Pub. L. 99-425), the Augustus F. Hawkins Human Services Reauthorization Act of 1990 (Pub. L. 101-501), the National Institutes of Health Revitalization Act of 1993 (Pub. L. 103-43), the Low-Income Home Energy Assistance Amendments of 1994 (Pub. L. 103-252) and the Coats Human Services Reauthorization Act of 1998 (Pub. L. 105-285).

Public Hearing Schedule

August 17, 1999
10 a.m.—12 noon
Allegheny County Courthouse
Gold Room, 4th Floor
436 Grant Street
Pittsburgh, PA

August 19, 1999
10 a.m.—1 p.m.
Philadelphia County Assistance Office
LIHEAP Conference Room, 2nd Floor
4601 Market Street
Philadelphia, PA

August 20, 1999
10 a.m.—12 noon
Room 812, Health and Welfare Building
Forster Street
Harrisburg, PA

Persons who wish to testify on the proposed State Plan at a public hearing should arrange a time by telephoning (717) 772-7906 before August 6, 1999. Persons from outside the Harrisburg area should call toll-free (800) 692-7462 or send a written request, including their telephone number, to Nancy Poindexter, Federal Programs and Program Management, Room 224, Willow Oak Building, Complex 2, Bldg. 42, P. O. Box 2675, Harrisburg, PA 17105.

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

FEATHER O. HOUSTOUN,
Secretary

[Pa.B. Doc. No. 99-1023. Filed for public inspection June 25, 1999, 9:00 a.m.]

Inpatient Hospital Services

The purpose of this announcement is to provide advance public notice of the Department of Public Welfare's (Department) intent to revise its payment method for inpatient hospital services effective July 1, 1999. These revisions will affect acute care general hospitals, private psychiatric hospitals, psychiatric units of general hospitals, rehabilitation hospitals and rehabilitation units of general hospitals.

The Department is discussing with representatives of the hospital industry the possibility of extending the existing Hospital Rate Agreement (Agreement) which governs the payment methods and standards applicable to hospitals participating in the Medical Assistance program. The Agreement was effective July 1, 1997, and expires on June 30, 1999. If a revised Agreement is adopted by the Department and participating hospitals, the Department expects the payment provisions to be generally similar to those set forth in the current Agreement.

In the absence of a revised rate agreement, the Department intends to adopt the following significant changes to its hospital payment systems effective July 1, 1999:

1. The rebasing of inpatient hospital rates to Fiscal Year 1993-94.
2. The acute care general hospital prospective capital add-on will be adjusted to reflect the ratio of capital to operating costs for Fiscal Year 1993-94.
3. A revision to the inpatient disproportionate share criteria. The Department has been utilizing criteria that exceed minimum Federal requirements. The revisions would reflect minimum Federal requirements.
4. The discontinuation of direct medical education payments. These payments relate to costs that need not be

incurred by hospitals to achieve licensure or certification to participate in the Medical Assistance program and are not required to be made under either Federal or State law.

5. The discontinuation of outpatient disproportionate share payments which are not required to be made under either Federal or State law.

6. For the acute care general hospital, psychiatric hospital and rehabilitation hospital inflation factor, the use of the DRI/McGraw-Hill, PPS type hospital, market basket index, with adjustments that allow for cost and policy-related considerations not fully addressed by the DRI/McGraw-Hill Index.

7. Hospital-specific upper limits based on peer groupings for all hospital types. The Department has determined that a payment system base that relies on each hospital's historical costs allows inefficient hospitals to receive excessive payments.

8. A total cost moratorium for new or additional beds and technical changes to the current capital moratoriums.

9. A moratorium on all new hospital enrollments in the Medical Assistance program.

The Department is also considering the discontinuation of exceptional payments to financially distressed hospitals.

Fiscal Impact

This change will result in a savings of \$59.062 million in total funds (\$26.940 million in State funds and \$32.122 million in Federal funds) for Fiscal Year 1999-00.

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, Office of Medical Assistance Programs, c/o Deputy Secretary's Office, Attention: Suzanne Love, Room 515 Health and Welfare Building, Harrisburg, PA 17120.

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-NOT-210. No fiscal impact; (8) recommends adoption. This change will result in a savings of \$26.94 million in State funds in 1999-2000.

[Pa.B. Doc. No. 99-1024. Filed for public inspection June 25, 1999, 9:00 a.m.]

Inpatient Hospitals Qualifying for Medical Assistance (MA) Disproportionate Share Payments for the Period July 1, 1998 through June 30, 1999

On July 1, 1988, the Department of Public Welfare (Department) implemented a disproportionate share payment system. Under Pennsylvania regulations, the Department is required to annually publish the names of each inpatient acute care general hospital, rehabilitation hospital and private psychiatric hospital qualifying for a disproportionate share payment and their respective disproportionate share payment percentage.

A. Disproportionate Share for Acute Care General Hospitals, Rehabilitation Hospitals and Private Psychiatric Hospitals.

The following lists identify the inpatient acute care general hospitals, psychiatric units and rehabilitation

units of acute care general hospitals, rehabilitation hospitals and private psychiatric hospitals eligible for disproportionate share payment for the period July 1, 1998 through June 30, 1999 and their respective payment percentages. For all inpatient facilities, disproportionate share payments are calculated as a percentage of projected MA inpatient income.

**Payment period July 1, 1998 to June 30, 1999,
disproportionate share payment percentages:**

Acute Care General Hospitals

AEHN-GERMANTOWN HOSP	4.245%
ALBERT EINSTEIN	6.564%
ARMSTRONG COUNTY MEMORIAL	3.591%
A. I. DUPONT	8.124%
BARNES KASSON	4.065%
CHARLES COLE MEMORIAL	4.476%
CHILDRENS HOSPITAL-PGH	8.857%
CHILDRENS HOSPITAL-PHIL	11.904%
CLARION HOSPITAL	7.135%
CLEARFIELD	2.648%
CROZER CHESTER	3.819%
DUBOIS REGIONAL MED CTR	10.000%
EPISCOPAL	10.035%
HIGHLAND HEALTH CENTER	5.510%
HOSP UNIV OF PENNA	4.349%
INDIANA HOSPITAL	1.000%
J C BLAIR	6.390%
J F KENNEDY MEMORIAL	2.362%
JAMESON MEMORIAL	1.010%
KENSINGTON	5.573%
LGH—SUSQUEHANNA DIV.	3.154%
LOCK HAVEN	6.297%
MAGEE WOMENS	6.463%
MEADVILLE	6.449%
MEMORIAL HOSPITAL-TOWANDA	3.205%
MEMORIAL OF BEDFORD	7.184%
MERCY CATHOLIC-MISERICORDIA	5.164%
MERCY PROVIDENCE-PGH	3.964%
MILLCREEK COMMUNITY	4.438%
MONSOUR	7.595%
NPHS - GIRARD	1.000%
NPHS - ST. JOSEPHS	9.682%
PINNACLE HEALTH SYSTEM	5.013%
PRESBYT MED CTR OF UPHS	4.118%
PUNXSUTAWNEY	6.204%
SOLDIERS AND SAILORS	8.323%
ST. FRANCIS-NEW CASTLE	9.000%
TEMPLE	7.326%
TEMPLE EAST, INC.	5.477%
TEMPLE UNIV. CHILDREN'S MED CTR	14.000%
THOMAS JEFFERSON	5.260%
THS-CITY AVENUE HOSPITAL	6.813%
THS-HAHNEMANN HOSPITAL	5.933%
THS-MED COLL OF PS HOSP	9.399%
THS-PARKVIEW HOSPITAL	6.200%
THS-ST. CHRISTOPHERS	15.000%
TITUSVILLE	3.051%
TROY COMMUNITY	6.500%
UPMC - BRADDOCK MED CTR	3.977%
VALLEY FORGE	4.617%
WAYNE COUNTY MEMORIAL	1.996%
WEST VIRGINIA	6.673%

Psychiatric Units of Acute Care Hospitals

ALBERT EINSTEIN	4.104%
ARMSTRONG COUNTY MEMORIAL	2.164%
CITY AVENUE	4.243%
CROZER CHESTER	2.572%

Psychiatric Units of Acute Care Hospitals

DUBOIS REGIONAL MED CENTER	3.167%
HAHNEMANN HOSPITAL	3.752%
HARRISBURG-POLYCLINIC	3.239%
HIGHLANDS HEALTH CENTER	3.516%
HOSP-UNIV OF PA	2.868%
J C BLAIR	2.419%
MEADVILLE	2.425%
MED COL HOSP-EPPI	5.685%
MERCY CATHOLIC-MISERICORDIA	3.323%
MERCY PROVIDENCE	2.653%
MONSOUR	4.679%
NPHS-GIRARD	1.000%
PARKVIEW	3.901%
PRESBY MED CNTR, UPHS	2.739%
SOLDIERS AND SAILORS	2.595%
ST FRANCIS-NEW CASTLE	2.657%
TEMPLE	4.529%
TEMPLE EAST	3.498%
THOMAS JEFFERSON	3.376%
UPMC-BRADDOCK	2.661%

Private Psychiatric Hospitals

BELMONT CENTER (PHILA PSY CNTR)	4.854%
CHARTER FAIRMOUNT INSTITUTE	3.372%
CLARION PSYCH CENTER	6.067%
DELAWARE VALLEY M H	10.000%
EDGEWATER PSYCHIATRIC	5.269%
EUGENIA HOSPITAL	6.625%
FIRST HOSP WYOMING VALLEY	5.030%
HORSHAM HOSPITAL	4.839%
HUNTINGTON	4.154%
KIRKBRIDE CENTER	3.063%
LAKEWOOD PSYCHIATRIC HOSPITAL	3.135%
MEADOWS PSYCH CENTER	5.227%
MONTGOMERY EMER SRVCS	4.673%
NAT'L HOSP FOR KIDS IN CRISIS	8.715%
NORTHWESTERN	3.892%
PHILA CHILD GUIDANCE	8.511%
PHILHAVEN	4.109%
SOUTHWOOD PSYCH CENTER	7.585%

Drug and Alcohol Units of Acute Care Hospitals

DUBOIS D&A UNIT	3.614%
LANCASTER/SUSQ DIV	2.285%
MEADVILLE D&A UNIT	2.592%
NPHS-ST. JOSEPH	7.301%
PRESBYTERIAN/UPHS	3.026%
VALLEY FORGE D&A	3.410%

Medical Rehab Units of Acute Care Hospitals

ALBERT EINSTEIN	4.905%
CROZER CHESTER	2.796%
DUBOIS	3.614%
EAGLEVILLE (D & A)	2.974%
HARRISBURG-POLYCLINIC	3.713%
HOSP-UNIV OF PA	3.203%
JAMESON MEMORIAL	1.910%
MERCY-PROV	2.908%
ST FRANCIS-NEW CASTLE	2.912%
TEMPLE	5.490%
THOS JEFFERSON	3.903%

Freestanding Rehab Hospitals

CHILDREN'S HOME-PITTSBURGH	6.746%
CHILDREN'S SEASHORE HOUSE	10.000%
MAGEE MEMORIAL	3.542%
READING REHAB HOSPITAL	1.000%

B. Additional Disproportionate Share Payments

Additional disproportionate share payments are made to inpatient facilities, with a Medicaid inpatient utilization rate of not less than 1%, which have provided services to persons who have been determined to be low income by meeting the income and resource standards for the State's general assistance program.

The payment adjustments are paid directly proportional to the payment received for either general assistance recipients for all hospital services or Title XIX recipients age 21—64 for services rendered by institutions for mental diseases under the fee-for-service and capitation programs.

The following hospitals are eligible for this payment adjustment:

Acute Care General Hospitals

ABINGTON MEMORIAL
 AEHN-GERMANTOWN HOSP
 ALBERT EINSTEIN
 ALLEGHENY GENERAL
 ALTOONA
 AMERICAN ONCOLOGICAL
 ARMSTRONG COUNTY MEMORIAL
 ASHLAND REG MED CTR
 AUMC-ALLEGHENY VALLEY
 AUMC-CANNONSBURG GENERAL
 A. I. DUPONT
 BARNES KASSON
 BERWICK
 BLOOMSBURG
 BON SECOURS HOSPITAL
 BRADFORD REG MED CTR
 BRANDYWINE HOSPITAL
 BROOKVILLE
 BROWNSVILLE
 BRYN MAWR
 BUCKTAIL MEDICAL CENTER
 BUTLER COUNTY MEMORIAL
 CARLISLE HOSPITAL
 CENTRE COMMUNITY
 CHAMBERSBURG HOSPITAL
 CHARLES COLE MEMORIAL
 CHESTER COUNTY
 CHESTNUT HILL
 CHILDRENS HOSPITAL-PGH
 CHILDRENS HOSPITAL-PHIL
 CITIZENS GENERAL
 CLARION HOSPITAL
 CLEARFIELD
 COMMUNITY HOSP OF LANCASTER
 COMMUNITY HOSPITAL-KANE
 COMMUNITY MEDICAL CENTER
 CONEMAUGH VALLEY
 CORRY MEMORIAL
 CROZER CHESTER
 DELAWARE COUNTY
 DELAWARE VALLEY
 DIVINE PROVIDENCE-WMSPT
 DOYLESTOWN
 DUBOIS REGIONAL MED CTR
 EASTON HOSPITAL
 ELK COUNTY GENERAL
 ELLWOOD CITY
 EPHRATA COMMUNITY
 EPISCOPAL
 EVANGELICAL COMMUNITY
 FORBES METRO HEALTH CNTR
 FORBES REG. HEALTH CNTR

FRANKFORD
 FRICK COMMUNITY HLTH CNTR
 FULTON COUNTY MEDICAL CENTER
 GEISINGER MEDICAL CENTER
 GEISINGER WYOMING VALLEY
 GETTYSBURG HOSPITAL
 GNADEN HUETTEN
 GOOD SAMARITAN-LEBANON
 GOOD SAMARITAN-POTTSVILLE
 GRANDVIEW
 GREENE COUNTY MEMORIAL
 HAMOT MEDICAL CENTER
 HANOVER GENERAL
 HAZLETON GENERAL HOSPITAL
 HIGHLAND HEALTH CENTER
 HOLY REDEEMER
 HOLY SPIRIT
 HORIZON HOSPITAL SYS, INC
 HOSP UNIV OF PENNA
 INDIANA HOSPITAL
 J C BLAIR
 J F KENNEDY MEMORIAL
 JAMESON MEMORIAL
 JEANES
 JEANNETTE DIST MEMORIAL
 JEFFERSON HEALTH SERV
 JERSEY SHORE HOSPITAL
 KENSINGTON
 LANCASTER GENERAL
 LANKENAU
 LATROBE AREA
 LEHIGH VALLEY
 LEWISTOWN
 LGH—SUSQUEHANNA DIV.
 LOCK HAVEN
 MAGEE WOMENS
 MARIAN COMMUNITY HOSPITAL
 MCKEESPORT
 MEADVILLE
 MED CTR, BEAVER PA, INC.
 MEMORIAL—YORK
 MEMORIAL HOSPITAL-TOWANDA
 MEMORIAL OF BEDFORD
 MERCY CATHOLIC-FITZGERALD
 MERCY CATHOLIC-MISERICORDIA
 MERCY HAVERFORD
 MERCY HOSP OF NANTICOKE
 MERCY HOSPITAL-PGH
 MERCY HOSPITAL-SCRANTON
 MERCY HOSPITAL-WILKES-BAR
 MERCY PROVIDENCE-PGH
 METRO HEALTH CENTER
 MEYERSDALE
 MID VALLEY
 MILLCREEK COMMUNITY
 MILTON S. HERSHEY MED CTR
 MINERS HOSPITAL
 MINERS MEMORIAL MED CTR
 MONONGAHELA VALLEY
 MONSOUR
 MONTGOMERY
 MOSES TAYLOR
 MUHLENBERG
 MUNCY VALLEY
 NASON HOSPITAL
 NAZARETH
 NORTH PENN
 NORTHWEST MEDICAL CENTER
 NPHS—GIRARD
 NPHS—ST. JOSEPHS

OHIO VALLEY
 PALMERTON
 PAOLI MEMORIAL
 PHILIPSBURG AREA
 PINNACLE HEALTH SYSTEM
 POCONO HOSPITAL
 PODIATRY HOSPITAL
 POTTSTOWN MEMORIAL
 POTTSVILLE HOSPITAL
 PRESBYT MED CTR OF UPHS
 PRESBYT UNIV HOSPITAL—PGH
 PUNXSUTAWNEY
 READING HOSPITAL
 RIDDLE MEMORIAL
 ROBERT PACKER
 ROXBOROUGH MEMORIAL
 SACRED HEART-ALLENTOWN
 SEWICKLEY VALLEY HOSPITAL
 SHADYSIDE
 SHAMOKIN AREA COMM HOSP
 SHARON
 SOLDIERS AND SAILORS
 SOMERSET COMMUNITY
 SOUTHERN CHESTER
 ST. AGNES
 ST. CLAIR MEMORIAL
 ST. FRANCIS CENTRAL
 ST. FRANCIS-NEW CASTLE
 ST. FRANCIS-PITTSBURGH
 ST. JOSEPH MED CTR - HAZLETON
 ST. JOSEPH MED CTR READING
 ST. JOSEPH-LANCASTER
 ST. LUKES - QUAKERTOWN
 ST. LUKES BETHLEHEM
 ST. MARY-LANGHORNE
 ST. MARYS MEDICAL CENTER
 ST. VINCENT
 SUBURBAN GENERAL-NORRISTO
 SUBURBAN GENERAL-PGH
 SUNBURY COMMUNITY
 TEMPLE
 TEMPLE EAST, INC.
 TEMPLE UNIV. CHILDREN'S MED CTR
 TEMPLE-LOWER BUCKS
 THOMAS JEFFERSON
 THS-CITY AVENUE HOSPITAL
 THS-ELKINS PARK
 THS-GRADUATE HOSPITAL
 THS-HAHNEMANN HOSPITAL
 THS-MED COLL OF PA HOSP
 THS-PARKVIEW HOSPITAL
 THS-ST. CHRISTOPHERS
 THS-WARMINSTER
 TITUSVILLE
 TROY COMMUNITY
 TYLER MEMORIAL
 TYRONE HOSP
 UNION CITY
 UNIONTOWN
 UNITED COMMUNITY
 UPHS—PENNSYLVANIA HOSPITAL
 UPHS—PHOENIXVILLE HOSPITAL
 UPMC—BEAVER VALLEY
 UPMC—BRADDOCK MED CTR
 UPMC—LEE HOSPITAL
 UPMC—PASSAVANT HOSPITAL
 UPMC—SOUTHSIDE
 UPMC—ST. MARGARET—PGH
 VALLEY FORGE
 WARREN GENERAL

WASHINGTON
 WAYNE COUNTY MEMORIAL
 WAYNESBORO
 WEST VIRGINIA
 WESTERN PENN
 WESTMORELAND
 WILLIAMSPORT
 WILLS EYE HOSPITAL
 WINDBER
 WYOMING VALLEY HEALTH CARE SYSTEM
 YORK HOSPITAL

Freestanding Drug and Alcohol Hospitals

EAGLEVILLE

Freestanding Rehab Hospitals

ALLIED SERVICES
 BRYN MAWR REHAB HOSPITAL
 CHESTNUT HILL /SPRINGFIELD
 CHILDREN'S HOME-PITTSBURGH
 CHILDRENS SEASHORE HOUSE
 D.T.WATSON
 GOOD SHEPHERD
 H/S HARMARVILLE
 H/S LAKE ERIE INSTIT
 H/S NITTANY VALLEY REHAB
 H/S OF MECHANICSBURG REHAB
 H/S REHAB OF ALTOONA
 H/S REHAB OF GREATER PGH
 H/S REHAB OF YORK
 JOHN HEINZ REHAB HOSP
 MAGEE MEMORIAL
 READING REHAB HOSPITAL
 REHAB INSTITUTE OF PGH

Freestanding Psychiatric Hospitals

BELMONT CENTER
 CHARTER FAIRMONT
 CLARION PSYCH
 DELAWARE VALLEY MH
 EDGEWATER
 EUGENIA HOSPITAL
 FIRST HOSP. WYOMING VALLEY
 FRIENDS HOSPITAL
 HORSHAM
 KIRKBRIDE CENTER
 LAKEWOOD PSYCHIATRIC HOSPITA
 MEADOWS
 MONTGOMERY EMER SRVCS
 NAT HOSP FOR KIDS IN CRISIS
 NORTHWESTERN
 PHILA CHILD GUIDANCE
 PHILHAVEN
 SOUTHWOOD PSYCH CENTER

Drug and Alcohol Units of Acute Care Hospitals

BUTLER COUNTY MEMORIAL
 HAMOT MEDICAL CENTER
 HORIZON-SHENANGO VALLEY
 LANCASTER GEN HOSP-SUSQUEHANNA DIV
 MEADVILLE MED CNTR
 NPHS-ST JOSEPHS HOSP
 PRESBY MED CTR OF UNIV OF PA HLTH SYST
 ST FRANCIS-PITTSBURGH
 VALLEY FORGE
 WESTMORELAND

Medical Rehab Units of Acute Care Hospitals

ABINGTON MEMORIAL HOSP
 ALBERT EINSTEIN
 BON SECOURS HOLY FAMILY REG HLTH SYS

CHAMBERSBURG HOSPITAL
 COMMUNITY HOSP-LANCASTER
 CONEMAUGH VALLEY HOSP
 CROZER-CHESTER MED CNTR
 DELAWARE CNTY MEM HOSP
 DIVINE PROV-WILLIAMSPORT
 DOYLESTOWN HOSPITAL
 DUBOIS REG MED CNTR
 EASTON HOSPITAL
 FORBES METRO HOSP
 FRANKFORD
 GEISINGER-WYOMING VALLEY
 GOOD SAMARITAN HOSPITAL-LEBANON
 HORIZON HOSP SYS, INC.
 HOSP OF THE UNIV OF PA
 JAMESON MEMORIAL
 JEANNETTE DIST MEM HOSP
 JEFFERSON HEALTH SERVICES
 LANCASTER GENERAL HOSP
 MERCY CATHOLIC-FITZGERALD
 MERCY HOSPITAL-PITTSBURGH
 MERCY PROVIDENCE-PGH
 MILTON S. HERSHEY MED CTR
 MONONGAHELA VALLEY HOSP
 NAZARETH
 NORTHWEST MED CTR FRANKLIN
 PINNACLE HEALTH HOSPITALS
 POTTSVILLE HOSPITAL
 PRESBYTERIAN UNIV-PGH
 SEWICKLEY VALLEY HOSPITAL
 ST AGNES MEDICAL CNTR
 ST FRANCIS CENTRAL
 ST FRANCIS HOSP-NEW CASTLE
 ST FRANCIS MED CNTR-PITTS
 ST JOSEPH HOSP-LANCASTER
 ST MARY HOSP-LANGHORNE
 ST VINCENT HEALTH CNTR
 SUBURBAN GENERAL HOSPITAL-PGH
 THS-ELKINS PARK
 THS-WARMINSTER HOSPITAL
 TEMPLE UNIVERSITY HOSP
 THOMAS JEFFERSON UNIV HOSP
 UNIV OF PITTS MED CTR-LEE HOSP
 UNIV OF PITTS MED CTR-MCKEESPORT
 UNIV OF PITTS MED CTR-SOUTHSIDE
 UNIV OF PITTS MED CTR-ST MARGARET
 WESTMORELAND HOSPITAL
 WILLIAMSPORT HOSPITAL

Psychiatric Units of Acute Care Hospitals

AUH-ALLEGHENY GENERAL
 AUH-ALLEGHENY VALLEY
 ABINGTON MEMORIAL
 ALBERT EINSTEIN
 ALTOONA
 ARMSTRONG COUNTY MEMORIAL
 BLOOMSBURG HOSP
 BON SECOURS HOLY FAM REG HLTH SYS
 BRADFORD
 BRANDYWINE HOSPITAL
 BROWNSVILLE
 BRYN MAWR HOSP
 BUTLER COUNTY MEMORIAL
 CARLISLE HOSPITAL
 CENTRE COMMUNITY
 CHAMBERSBURG HOSPITAL
 COMMUNITY HOSP OF LANCASTER
 COMMUNITY MEDICAL CENTER
 CONEMAUGH VALLEY
 CORRY MEMORIAL

CROZER CHESTER
 DELAWARE VALLEY
 DIVINE PROVIDENCE-WMSPT
 DOYLESTOWN
 DUBOIS REGIONAL MED CNTR
 ELK COUNTY GENERAL
 EPHRATA COMMUNITY
 FORBES METRO GEROPSYCH
 FORBES REG HOSP
 GEISINGER MEDICAL CENTER
 GNADEN HUETTEN
 GRANDVIEW
 GREENE COUNTY MEMORIAL
 HAMOT MEDICAL CENTER
 HANOVER GENERAL
 HAZELTON GEN HOSP
 HIGHLAND HOSPITAL
 HOLY SPIRIT
 HOSP-UNIVERSITY OF PA
 J C BLAIR
 JEFFERSON HEALTH SERV
 LANCASTER GENERAL
 LANKENAU
 LATROBE AREA
 LEHIGH VALLEY HOSPITAL
 LEWISTOWN
 MARIAN COMMUNITY HOSPITAL
 MEADVILLE MED CNTR
 MEDICAL CENTER, BEAVER PA., THE
 MEMORIAL HOSP-YORK
 MERCY CATHOLIC-FITZGERALD
 MERCY CATHOLIC-MISERICORD
 MERCY HOSPITAL-PGH
 MERCY HOSPITAL-WILKES-BARRE
 MERCY HOSP OF NANTICOKE
 MERCY PROVIDENCE HOSP-PGH
 MILTON S. HERSHEY MEDICAL CENTER
 MONONGAHELA VALLEY
 MONSOUR MED CNTR
 MONTGOMERY
 MOSES TAYLOR GEROPSYCH UNIT
 MUHLENBERG
 NAZARETH
 NPHS-GIRARD
 NORTHWEST MED CTR OIL CITY
 PAOLI MEMORIAL
 PENNSYLVANIA HOSPITAL/UPHS
 PINNACLE HEALTH HOSPITALS
 POCONO HOSPITAL
 POTTSSTOWN MEMORIAL MED CTR
 POTTSVILLE HOSPITAL
 PRESBYTERIAN MED CNTR OF UPHS
 PRESBYTERIAN UNIV HOSP-PGH
 READING HOSPITAL
 ROBERT PACKER
 SEWICKLEY VALLEY HOSP
 SHARON REGIONAL HLTH SYST
 SOLDIERS AND SAILORS
 SOMERSET HOSP CNTR FOR HEALTH
 ST CLAIR MEMORIAL
 ST FRANCIS-NEW CASTLE
 ST FRANCIS-PITTSBURGH
 ST JOSEPH-LANCASTER
 ST JOSEPH MED CTR-READING
 ST LUKES-QUAKERTOWN
 ST LUKES OF BETHLEHEM
 ST VINCENT
 THS-CITY AVENUE HOSPITAL
 THS-HAHNEMANN UNIV HOSP
 THS-MEDICAL COL OF PA HOSP (EPPI)

THS-PARKVIEW HOSPITAL
 THS-WARMINSTER HOSPITAL
 TEMPLE EAST HOSPITAL
 TEMPLE-LOWER BUCKS
 TEMPLE UNIVERSITY HOSPITAL
 THOMAS JEFFERSON
 UNIV OF PITT MED CTR-BEAVER VALLEY
 UNIV OF PITT MED CTR-BRADDOCK
 UNIV OF PITT MED CTR-MCKEESPORT
 UNIV OF PITT MED CTR-SOUTHSIDE PSY
 WARREN GENERAL
 WASHINGTON
 WESTERN PENN
 WESTMORELAND
 WYOMING VALLEY HLTH CARE SYSTEM
 WILLIAMSPORT
 WILLS EYE
 YORK HOSPITAL

C. Additional Class of Disproportionate Share Payments

Effective March 1, 1998, the Department established a new class of disproportionate share payments to hospitals which render uncompensated care and which the Department has determined are experiencing significant revenue loss as a result of Medical Assistance program revisions under Act No. 1996-35.

The following hospitals qualify for this new class of disproportionate share payments:

Albert Einstein
 Allegheny General
 Barnes Kasson
 Braddock Medical Center
 Charles Cole Memorial
 Clarion Osteopathic
 Clearfield
 Crozer Chester Medical Center
 Dubois Regional Medical Center
 Eagleville
 Episcopal
 Fulton County Medical Center
 Graduate Hospital
 Indiana Hospital
 JC Blair
 Jameson Memorial
 Lehigh Valley
 Lockhaven
 Meadville Medical Center
 Memorial Hospital Bedford
 Memorial Hospital Towanda
 Mercy Catholic-Fitzgerald
 Mercy Catholic-Misericordia
 Mercy Hospital-Pittsburgh
 North Philadelphia Health System
 Pennsylvania Hospital
 Presbyterian Medical Center of Philadelphia
 Punxsutawney
 Soldiers and Sailors
 St. Francis Pittsburgh
 Titusville
 Valley Forge
 Wayne County Memorial

Effective January 15, 1999, the Department revised its previously established new class of disproportionate share payments to include a Charity Care component of the Community Access Fund. A disproportionate share payment will be made to qualifying hospitals based on each hospital's percentage of charity care cost to the total charity care costs of all qualifying hospitals. The Depart-

ment also established a disproportionate share payment for those hospitals that experience a high volume of MA births.

The following hospitals qualify for this payment:

Abington Memorial
 A.I. Dupont
 Albert Einstein
 Allegheny General
 Altoona
 Childrens Hospital of Philadelphia
 City Avenue Hospital
 Crozer Chester Medical Center
 Doylestown
 Easton Hospital
 Episcopal
 Evangelical Community
 Frankford
 Geisinger Medical Center
 Hahnemann Hospital
 Hamot Medical Center
 Hazelton General Hospital
 Hospital of the University of PA
 Indiana Hospital
 Jeannette Dist Memorial
 Lankenau
 Lehigh Valley
 Magee Womens
 Med Coll Hospital-Main
 Mercy Catholic-Misericordia
 Milton S. Hershey Medical Center
 North Philadelphia Health System
 NPHS-Girard
 Parkview Hospital
 UPHS-Pennsylvania Hospital
 Presbyterian Med Ctr of Philadelphia
 Presbyterian University Hospital-Pgh
 Reading Hospital
 Shadyside
 St. Agnes
 St. Francis-Pittsburgh
 St. Lukes of Bethlehem
 Temple University Hospital
 Thomas Jefferson
 UPMC-Beaver Valley
 Western Penn
 West Virginia
 York Hospital

Contact Person

A copy of this notice is available for review at local county assistance offices. Interested persons are invited to submit written comments within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Comments should be addressed to: 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 Services by calling (800) 654-5984 (TDD Users) or (800) 654-5988 (voice users). Persons who require another alternative should contact Thomas Vracarich in the Office of Legal Counsel at (717) 783-2209.

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-NOT-207. (1) General Fund; (2) Implementing Year 1998-99 is \$36.518 million; (3) 1st Succeeding Year 1999-00 is \$6.339 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 Program—\$428.079 million; 1996-97 Program—\$436.941 million; 1995-96 Program—\$452.180 million; (7) Medical Assistance—Inpatient; (8) recommends adoption. There will be funds available in the Department's budget to cover the cost of this

increase. Costs will be incurred in 1999-00 as well as 1998-99 due to a lag in payments.

[Pa.B. Doc. No. 99-1025. Filed for public inspection June 25, 1999, 9:00 a.m.]

Office of Medical Assistance Programs; Fee Increase for Selected Outpatient Services

The General Appropriations Act of 1999 provided funds to increase fees for outpatient psychiatric clinic services, outpatient partial hospitalization services and outpatient drug and alcohol services. By this notice, the Department of Public Welfare announces that the fees for the following outpatient services will be increased, effective July 1, 1999.

<i>Procedure Code</i>		<i>Description</i>	<i>Fee</i>
Outpatient Drug and Alcohol			
W9801	AF	Individual Psychotherapy; 1/2 hour	\$26
W0856	AG	Methadone Maintenance Clinic Visit for Administration and Evaluation of Methadone (15 minute visit only)	\$7.50
W0981	AF	Group Psychotherapy; 1/2 hour, \$14 per person per hour; minimum session 1 hour; minimum two and maximum ten persons (recipients and nonrecipients)	\$7
W0987	AF	Psychiatric Evaluation; Examination and Evaluation of a Patient	\$75
W0983	AF	Family Psychotherapy; 1/2 hour	\$26
W0845	AF	Personality Inventories (without graphics or projectives) MMPI or (16 personality factors)	\$31
W0841	AF	Individual Measurements: WAIS, WISC, Binet or Raven only	\$31
Outpatient Psych Partial Hospitalization			
W0865	AH	Licensed Children's Psychiatric Partial Hospitalization Program, Child, Per Hour	\$15
W0860	AH	Licensed Adult Psychiatric Partial Hospitalization Program; Adult; Per Hour	\$14
W0862	AH	Psy Partial Hospital Program; Noncovered Medicare Hours, Adult	\$14
W0866	AH	Licensed Children's Psychiatric Partial Hospitalization Program; Child (15—20 years of age) Per Hour	\$15
W0861	AH	Licensed Adult Psychiatric Partial Hospitalization Program; Child, Per Hour	\$15
W0868	AH	Licensed Child Psychiatric Partial Hospitalization Program; Child, Per Hour (0—14 years of age) (Services beyond 720 hours)	\$15
W0869	AH	Licensed Child Psychiatric Partial Hospitalization Program; Child, Per Hour (15—20 years of age) (Services beyond 720 hours)	\$15
W0867	AH	Licensed Adult Psychiatric Partial Hospitalization Program; Child, Per Hour (0—20 years of age) (Services beyond 720 hours)	\$15
Outpatient Psychiatric			
W9801	70	Individual Psychotherapy; 1/2 hour	\$26
W1855	70	Psychiatric Clinic Med Visit (15 minute visit only) for Drug Administration and Evaluation	\$15
W0987	70	Psychiatric Evaluation; Examination and Evaluation of a Patient	\$75
W0981	70	Group Psychotherapy 1/2 hour, \$14 per person per hour; minimum sessions 1 hr; minimum two and maximum ten sessions in group (recipients and nonrecipients)	\$7
W0983	70	Family Psychotherapy; 1/2 hour	\$26
W0984	70	Collateral Fam Psychotherapy; 1/2 hour Session provided to the family members of a clinical patient in the absence of that patient	\$26
W1856	70	Clozaril Monitor & Evaluation Visit-Psych Clinic	\$20
W0988	40	Anesthesia for Electroconvulsion Therapy	\$41

<i>Procedure Code</i>		<i>Description</i>	<i>Fee</i>
W0988	70	Anesthesia for Electroconvulsion Therapy	\$41
W0841	70	Generally Accepted Individual Measurements	\$31
W0845	70	Generally Accepted Personality Inventories	\$31
W0986	70	Clinic, Neurological Follow-Up	\$15
W0985	70	Clinic, Neurological Evaluation	\$53
W0148	70	Psychotherapy (Indiv, Family, Collat) quarter-hour increments; only to be used after the initial 1/2-hour session	\$10

The fiscal note was prepared under provision of section 612 of The Administrative Code of 1929 (71 P. S. § 232).

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 30 days of this publication. These comments should be sent to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Deputy Secretary's Office, Attention: Regulations Coordinator, Room 515 Health and Welfare Building, Harrisburg, PA 17120.

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 another alternative should contact Thomas Vracarich in the Office of Legal Counsel at (717) 783-2209.

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-NOT-209. (1) General Fund; (2) Implementing Year 1999-00 is \$28.158 million; (3) 1st Succeeding Year 2000-01 is \$33.781 million; 2nd Succeeding Year 2001-02 is \$34.119 million; 3rd Succeeding Year 2002-03 is \$34.460 million; 4th Succeeding Year 2003-04 is \$34.805 million; 5th Succeeding Year 2004-05 is \$35.153 million; (4) 1997-98 Program—\$662.740 million; 1996-97 Program—\$798.836 million; 1995-96 Program—\$792.293 million; (7) Medical Assistance—Outpatient; (8) recommends adoption. There will be funds available in the Department's budget to cover the cost of this increase.

[Pa.B. Doc. No. 99-1026. Filed for public inspection June 25, 1999, 9:00 a.m.]

Office of Medical Assistance Programs; Intergovernmental Transfer of Funds; Extension of County Nursing Facility Transition Payments

The purpose of this announcement is to provide advance notice under 42 CFR 447.205 that during FYs 1999—2003, the Department of Public Welfare (Department) intends to make changes in its payments to county nursing facilities participating in the Medical Assistance program.

The Department entered into an agreement with the County Commissioners Association of Pennsylvania which authorizes the transfer of funds to the Commonwealth from several counties (as authorized under Federal law (42 U.S.C.A. § 1396b(w)(6)(A) and 42 CFR 433.51(b)). The funds from this intergovernmental transfer will be used as the State share for a portion of the county transition payments during FYs 1999—2003.

The Department intends to revise its method for setting payment rates for county nursing facilities participating

in the Medical Assistance program during FYs 1999—2003 to allow for county transition payments to be paid. The payments are currently authorized through June 30, 1999.

These proposed changes in nursing facility payments during FYs 1999-2003 are contingent upon: (1) approval by the Federal government of amendments to Pennsylvania's State Plan authorizing the county transition payments; (2) the Commonwealth's receipt of intergovernmental transfers of funds from county governments in amounts sufficient to make these payments; and (3) the promulgation of regulations to permit county transition payments during FYs 1999—2003.

The estimated increase in annual aggregate expenditures during FYs 1999—2003 is \$22.800 million in total funds (\$10.562 million in intergovernmental transfer funds). The Department will publish revisions to 55 Pa. Code Chapter 1187 to implement the changes with respect to the county transition payments.

A copy of this notice is available for review at the local County Assistance Offices throughout this Commonwealth.

Interested persons are invited to submit written comments to the Department within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Comments should be addressed to: Department of Public Welfare, Office of Medical Assistance Programs, Attention: Regulations Coordinator, Room 515 Health and Welfare Building, Harrisburg, PA 17105.

Persons with a disability may use the AT&T Relay Services by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users), or may use the Department's TDD by calling (717) 787-3616. Persons who require another alternative should contact Thomas Vracarich at (717) 783-2209.

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-NOT-208. (1) General Fund; (2) Implementing Year 1998-99 is \$0; (3) 1st Succeeding Year 1999-00 is \$5.281 million; 2nd Succeeding Year 2000-01 is \$2.641 million; 3rd Succeeding Year 2001-02 is \$1.584 million; 4th Succeeding Year 2002-03 is \$1.056 million; 5th Succeeding Year 2003-04 is \$0; (4) 1997-98 \$617.252 million; 1996-97 \$591.910 million; 1995-96 \$648.549 million; (7) Medical Assistance—Long Term Care; (8) recommends adoption. Funds will be available in the Department's budget.

[Pa.B. Doc. No. 99-1027. Filed for public inspection June 25, 1999, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Retention of Engineering Firms

Erie County

Project Reference No. 08430AG2368

The Department will retain an engineering firm to provide the final design and services during construction for S.R. 4034, Section A60, (Erie East Side Access Highway). This section is from 12th Street to Broad Avenue. This project is located in the City of Erie, Erie County, Engineering District 1-0. The estimated construction cost is \$32.5 million.

The selected firm will be required to perform field surveys; preliminary roadway and railroad design; cross sections; soils and geological investigation; erosion and sedimentation control plan; preliminary right-of-way submission; preliminary utility and railway investigation; preliminary traffic investigation; prepare structure design and develop final plans for the new roadway. 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, and 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.

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, 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 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. Michel L. McMullen, P.E., District 1-0, at (814) 437-4331 or Mr. Richard R. Paravano, District 1-0, at (814) 437-4384.

Adams, Cumberland, Dauphin, Franklin, Lancaster, Lebanon, Perry and York Counties

Project Reference No. 08430AG2369

The Department will retain an engineering firm to provide for the review and documentation of Highway Occupancy Permit applications and the review of traffic, construction and hydraulic considerations for Highway Occupancy Permit applications for driveways of all classifications and other roadway improvements. The firm will also assist in the final inspection of permit work. This contract will be to assist the Department of Transportation District 8-0 Traffic Unit in Adams, Cumberland, Dauphin, Franklin, Lancaster, Lebanon, Perry and York Counties.

The selected firm will be required to perform timely and accurate reviews under the direction of the District Traffic Engineer. At times, it may be necessary to meet with developers and/or their Engineers. Qualified Engineers, and/or technicians must be provided in order to complete these tasks.

This agreement will be a Specific Project Engineering Agreement for a period of thirty (30) months.

The following factors, in general order of descending importance, will be used during the evaluation of firms submitting letters of interest:

- a. Education, experience and competence of those employees to be associated with the performance of the contract. Particularly important is their traffic and drainage experience and past record of performance with similar projects.
- b. Past performance record of firm on Department projects.
- c. Facilities and equipment.
- d. Understanding of Department requirements, policies and specifications as they relate to the review of highway occupancy permits firms.
- e. General quality of the letter of interest and technical proposal submitted to the Department by the firm.
- f. Location of firm.

The consultant must use his own offices and must be located in Pennsylvania. The selected firm shall not be permitted to work on any assignment for which it has a conflict of interest.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) 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. Barry G. Hoffman, P.E., District Engineer, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103-1699, Attention: Mr. Michael C. Lapano.

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 8-0 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. Glenn Rowe, P.E., District 8-0, at (717) 783-3981.

Luzerne County

Project Reference No. 08430AG2370

The Department will retain an engineering firm to perform preliminary design and services during construction for S.R. 2005, Section 371, the replacement of the existing Carey Avenue Bridge, a 1,885 LF, 7-span thru truss bridge carrying West End Road (S.R. 2005) over the Susquehanna River, connecting Plymouth Borough and Hanover Township on new location. The new structure will be located upstream, and will be approximately 2,400 feet in length, including 4 lanes plus median and shoulders. The project also includes approximately 1,000 LF of roadway relocation (West End Road) and widening of Route 11 to accommodate turn lanes.

The Department intends to use a Modified Turn-Key concept for this project. The Department will advertise for a contractor to complete the design and construct the project, based on the approved conceptual design.

The selected firm will be required to perform field surveys; plot topography and cross sections; prepare Design Field View Submission; prepare submissions for utility verification and relocations engineering; develop erosion control plans, details and narratives; prepare right-of-way plans; prepare hydraulic and hydrologic analysis; prepare permit applications; prepare type, size and location reports; prepare/inspect core boring layouts; prepare foundation designs and reports; develop traffic control plans; participate in value engineering and constructability reviews; conduct traffic counts; prepare preliminary signal plans; prepare Modified Turn-Key bidding documents, including specifications and estimates; and provide 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 the 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 the respect to cost control, work quality and ability to meet schedules.
- d. Location of the consultant with respect to the District Office.
- e. Method of controlling quality of projects and submissions. Consideration will be given to coordination between disciplines, subconsultants, etc.

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. Charles M. Mattei, P.E., District Engineer, Engineering District 4-0, O'Neill Highway, Dunmore, PA 18512.

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.

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).

Any technical questions concerning the requirements for this project should be directed to: Mr. George J. Roberts, P.E., District 4-0, at (570) 963-4064.

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. 99-1028. Filed for public inspection June 25, 1999, 9:00 a.m.]

HOUSING FINANCE AGENCY

Availability of Year 2000 PennHOMES Program Funds

The Housing Finance Agency (Agency) is announcing the availability of Year 2000 PennHOMES Program funds. PennHOMES Program funds include Federal HOME Program funds and Agency funds and may be utilized for the construction and permanent financing of multifamily rental housing developments located in this Commonwealth containing five or more units. To assist prospective applicants in preparing applications for funding, five workshops will be offered Statewide. A review of the PennHOMES Program, the application process and an explanation of selection criteria will be provided at each of the following workshops or by contacting the Agency at the following address.

PennHOMES Pre-Application Workshop Schedule

September 28, 1999	Erie
September 29, 1999	Monroeville
October 5, 1999	Scranton

October 12, 1999	King of Prussia
October 19, 1999	Carlisle

The registration deadline for these workshops is September 15, 1999. A nonrefundable registration fee of \$10 will be charged for each registrant.

The Agency will accept applications from October 15, 1999, through December 15, 1999, for developments located in the following nonparticipating jurisdictions for Federal HOME funds made available by the Department of Economic and Community Development. Reservation of funds are anticipated to be made in March 2000.

Nonparticipating Jurisdictions: Abington Township (Montgomery County), Adams County, Arnold City (Westmoreland County), Armstrong County, Bedford County, Blair County (except Altoona City), Bradford County, Bradford Woods Borough (Allegheny County), Bristol Township (Bucks County), Butler County, Cambria County (except Johnstown), Cameron County, Carbon County, Centre County (except State College), Clarion County, Clearfield County, Clinton County, Columbia County, Conshohocken Borough (Montgomery County), Crawford County, Cumberland County, Dauphin County

(except Harrisburg City), Elk County, Ellwood City Borough (Beaver County), Erie County (except Erie City), Fayette County, Forest County, Franklin County, Fulton County, Greene County, Hanover Township (Luzerne County), Haverford Township (Delaware County), Hazleton (Luzerne County), Huntingdon County, Indiana County, Jefferson County, Juniata County, Lackawanna County (except Scranton City), Lawrence County, Lebanon County, Lehigh County (except Allentown City), Limerick Township (Montgomery County), Lower Merion Township (Montgomery County), Lycoming County (except Williamsport City), McKean County, Mercer County, Mifflin County, Monroe County, Montour County, Nanticoke (Luzerne County), New Kensington City (Westmoreland County), Norristown Borough (Montgomery County), Northampton County (except Bethlehem), Northumberland County, Perry County, Pike County, Pittston (Luzerne County), Potter County, Scottsdale Borough (Westmoreland County), Schuylkill County, Snyder County, Somerset County, Sullivan County, Susquehanna

County, Tioga County, Union County, Upper Darby Township (Delaware County), Venango County, Warren County, Wayne County, Wyoming County.

The Agency will accept applications from January 1, 2000, through February 28, 2000, for projects located in the following participating jurisdictions for other Agency funds. Reservation of these funds are anticipated to be made in June 2000.

Participating Jurisdictions: Allegheny County Consortium (except Bradford Woods), Allentown, Altoona, Beaver County (except Ellwood City), Berks County, Bethlehem, Bucks County Consortium (except Bristol Township), Chester County, Delaware County (except Haverford Township, Upper Darby Township), Erie, Harrisburg, Johnstown, Lancaster, Lancaster County, Luzerne County (except Hanover Township, Hazleton, Nanticoke, Pittston), Montgomery County (except Abington Township, Conshohocken Borough, Limerick Township, Lower Merion, Norristown), Philadelphia, Pittsburgh, Reading, Scranton, State College, Washington County, Westmoreland County Consortium (except Arnold, New Kensington, Scottdale), Wilkes-Barre, Williamsport, York, York County.

The Agency is committed to the policy that all persons shall have equal access to its programs and employment without regard to race, religion, gender, national origin, handicap, familial status or age. Additional information may be published, from time to time, on the Agency's website—www.phfa.org. Requests for a copy of the 2000 PennHOMES Program Application and Guidelines or requests for information regarding the PennHOMES Pre-Application Workshops may be submitted to: Pennsylv-

nia Housing Finance Agency, Attn: Beth Underkoffler, P. O. Box 8029, Harrisburg, PA 17105-8029, (717) 780-3882, TDD# (717) 780-1869.

WILLIAM C. BOSTIC,
Executive Director

[Pa.B. Doc. No. 99-1029. Filed for public inspection June 25, 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 (71 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>
7-339	Environmental Quality Board Surface Coating Processes (RBI #4) (29 Pa.B. 1299 (March 6, 1999))	6/11/99	5/10/01
7-343	Environmental Quality Board Nitrogen Oxides Allowance (29 Pa.B.1214 (March 6, 1999))	6/11/99	5/10/01
7-345	Environmental Quality Board Interstate Ozone Transport Reduction (29 Pa. B. 1319 (March 6, 1999))	6/11/99	5/10/01
16A-693	State Board of Social Work Examiners Verification Fee (29 Pa.B. 1897 (April 10, 1999))	6/11/99	5/10/01
16A-477	State Registration Board For Professional Engineers, Land Surveyors and Geologists Verification/ Certification Fees (29 Pa.B. 1897 (April 10, 1999))	6/11/99	5/10/01
16A-578	State Board of Veterinary Medicine Fees (29 Pa.B. 1897 (April 10, 1999))	6/11/99	5/10/01
16A-672	State Board of Occupational Therapy, Education and Licensure Fees (29 Pa.B. 1896 (April 10, 1999))	6/11/99	5/10/01
16A-469	State Board of Dentistry Verification/Certification Fees (29 Pa.B. 1895 (April 10, 1999))	6/11/99	5/10/01

**Environmental Quality Board Regulation No. 7-339
Surface Coating Processes (RBI #4)
June 11, 1999**

We have reviewed this proposed regulation from the Environmental Quality Board (EQB) and submit for your consideration the following objections and recommendations. Section 5.1(h) and (i) of the Regulatory Review Act (71 P.S. § 745.5a(h) and (i)) specifies 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 reasonableness, economic impact and clarity. We recommend that these Comments be carefully considered as you prepare the final-form regulation.

1. Reasonableness of requiring compliance with presumptive RACT and Section 129.52—Reasonableness and Clarity.

The EQB has asked for comment on whether the Department of Environmental Protection (DEP) should require certain wood furniture manufacturing facilities to comply with both the presumptive reasonably available control technology (RACT) requirements in §§ 129.101—129.107 and the surface coating requirements in § 129.52. The facilities affected would be those with actual emissions of, or the potential to emit, 25 tons per year or more of volatile organic compounds (VOCs). The presumptive RACT requirements are based on the U.S. Environmental Protection Agency's (EPA) Control Techniques Guidelines (CTG) and the Model Rule for Wood Furniture Finishing and Cleaning Operations (Model Rule).

Wood furniture manufacturing facilities, which submitted comments, oppose requiring compliance with both presumptive RACT and § 129.52. Commentators assert that requiring compliance with two sets of regulations is burdensome, confusing and unnecessary. It will result in Pennsylvania's regulations being more stringent than federal requirements, without adequate justification. It would also place Pennsylvania's manufacturers at a competitive disadvantage with manufacturers in other states that require compliance only with the Federal CTG. Commentators further assert that requiring compliance with two sets of regulations is inconsistent with Executive Order 1996-1 and the DEP's own Regulatory Basics Initiative.

The commentators raise valid concerns. Sections 1.e. and 1.i. of Executive Order 1996-1 state the following:

e. Where Federal regulations exist, Pennsylvania's regulations shall not exceed federal standards unless justified by a compelling and articulable Pennsylvania interest or required by State law.

* * * * *

i. Regulations shall not hamper Pennsylvania's ability to compete effectively with other states.

The EQB has not demonstrated that compliance with both presumptive RACT and § 129.52 complies with the directives of Executive Order 1996-1. It is unclear what "compelling and articulable Pennsylvania interest" justifies requiring compliance with dual standards. We request the EQB explain the compelling public interest that justifies requiring certain wood furniture manufacturers to comply with both presumptive RACT and § 129.52. It is our opinion that the EQB should require compliance only with presumptive RACT.

2. Reasonableness of adopting the Federal reporting requirements at 40 CFR 63.7—63.10.

The EQB has asked for comment on whether it should adopt the reporting requirements at 40 CFR 63.7—63.10. The Model Rule provides these reporting requirements as an optional State presumptive RACT program component.

Since presumptive RACT requirements are based on the Federal CTG and Model Rule, it is reasonable to adopt the Federal reporting requirements. If the EQB elects to adopt these reporting requirements, we suggest that the best way to do so is to incorporate 40 CFR 63.7—63.10 by reference. In addition, the EQB should amend the proposed reporting requirements in §§ 129.105 and 129.106 as necessary to be consistent with the Federal reporting requirements.

3. Section 121.1. Definitions—Clarity.

Coating solids or solids.

This definition states that "Solids content is determined using data from the EPA Reference Method 24 or an alternative method." It is unclear if the "alternative method" must be approved by the EPA or the DEP. The EQB should clarify this point in the final regulation.

Enamel.

The definition of "enamel" reads as follows:

A coat of colored material, usually opaque, that is applied as a protective topcoat over a basecoat, primer or previously applied enamel coat. The term includes a coating that may be applied as a topcoat over the enamel.

This definition is consistent with the federal Model Rule. However, the definition conflicts with the existing definition of "opaque ground coats and enamels" found in § 121.1. To eliminate this inconsistency, the EQB should define "opaque ground coats" and "enamel" separately.

4. Section 129.52. Surface coating processes—Clarity.

Table I.

Table I, Category 11(e), includes "all other coatings" as a category. However, the defined term in § 121.1 is "other coatings." The inclusion of the word "all" in the proposed regulation has caused confusion among commentators concerning whether coatings not included in the definition of "other coatings" are regulated under Table I. It is our understanding that the DEP did not intend to broaden the number of coatings that fall under Table I by using the phrase "all other coatings." Therefore, the EQB should delete the word "all" in front of "other coatings" to be consistent with the existing definition of "other coatings" in § 121.1.

5. Section 129.102. Emission standards—Clarity.

Section 129.102(3) provides:

Using a control system that will achieve a reduction in emissions equivalent to 0.8 lb VOC/lb solids for topcoats and 1.9 lbs VOC/lb solids for sealers.

This provision is inconsistent with the corresponding federal Model Rule, which specifies 0.8 lb VOC/lb solids for topcoats or 1.8 lb VOC/lb solids for topcoats and 1.9 lbs VOC/lb solids for sealers. The EQB should amend § 129.102(3) to be consistent with the Federal requirement or explain the compelling public interest which justifies a more stringent standard in Pennsylvania.

6. The final-form rulemaking should address how the adoption of presumptive RACT requirements will affect facilities with case-by-case RACT permits and those with case-by-case RACT permits pending before the DEP or the EPA. Sections 129.52(a) and 129.101—Economic Impact, Reasonableness and Clarity.

The proposed regulation is silent on how the DEP's case-by-case RACT rules (25 Pa. Code §§ 129.91—129.95) will be affected by the adoption of presumptive RACT.

Commentators stated that case-by-case RACT imposes many additional and unnecessarily prescriptive requirements on Pennsylvania manufacturers. They asserted that this excessive regulation places them at a severe competitive disadvantage with manufacturers in other states. One commentator noted that complying with case-by-case RACT for a permit approval would result in several hundreds of thousands of dollars of additional operational costs than would be incurred under presumptive RACT.

Presumptive RACT, as mandated by Section 182 of the Clean Air Act and the EPA-approved CTG, is intended to be the universal compliance standard for all wood furniture manufacturing and finishing operations subject to it. Therefore, unless the high standard of a "compelling and articulable Pennsylvania interest" under Executive Order 1996-1 justifies retaining both sets of RACT rules, the EQB should phase-out or modify the DEP's case-by-case RACT rules as part of phasing-in presumptive RACT.

Consequently, the provisions of §§ 129.91—129.95 of 25 Pa. Code should be amended to reflect the adoption of presumptive RACT, in place of case-by-case RACT, for those facilities subject to it. Sections 129.52(a) and 129.101 should be similarly amended as necessary for consistency.

The final-form rulemaking should also be amended to allow companies with existing case-by-case RACT permits and those with operating permits based on case-by-case RACT, but without State Implementation Plan approvals, to convert to presumptive RACT.

**Environmental Quality Board Regulation No. 7-343
Nitrogen Oxides Allowance
June 11, 1999**

We have reviewed this proposed regulation from the Environmental Quality Board (EQB) and submit for your consideration the following objections and recommendations. Section 5.1(h) and (i) of the Regulatory Review Act (71 P.S. § 745.5a(h) and (i)) specifies 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 need, reasonableness and clarity. We recommend that these Comments be carefully considered as you prepare the final-form regulation.

1. Section 123.115. Initial NOx allowance NOx allocations—Need and Clarity.

Subsection (b) would only apply to the Colver Power Project. Inter-Power/AhlCon Partners, L.P. commented that the Colver Power Project began operation on November 18, 1994. If the Colver Power Project is operating, why wasn't Subsection (b) deleted?

2. Appendix E—Reasonableness and Clarity.

NOx affected sources

TOSCO commented that two boilers will no longer meet the definition of "NOx affected source" because their maximum heat capacity is less than 250 MMBtu. TOSCO is in the process of modifying the permit to be consistent with the capacity of the boilers. The EQB should delete these sources if the boilers do not meet the definition of "NOx affected source."

Allowance allocation

Zinc Corporation of America (ZCA) believes their original allocation of allowances was not accurate. ZCA believes they are being further penalized by this rulemaking because they are losing two more allowances as a result of the accounting error adjustment. We note that some source allocations were adjusted and some were not. The EQB should explain why the allocation of allowances to ZCA is reasonable and why ZCA's allocation of allowances is being adjusted while some other sources are not.

Source designations

PECO Energy and TOSCO commented on corrections to the "County," "Facility" and "Combustion Source Name" of several sources. The EQB should make these corrections in the final-form regulation.

**Environmental Quality Board Regulation No. 7-345
Interstate Ozone Transport Reduction
June 11, 1999**

We have reviewed this proposed regulation from the Environmental Quality Board (EQB) and submit for your consideration the following objections and recommendations. Section 5.1(h) and (i) of the Regulatory Review Act (71 P.S. § 745.5a(h) and (i)) specifies 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 reasonableness, economic impact, implementation procedures, timetable for compliance, feasibility and clarity. We recommend that these Comments be carefully considered as you prepare the final-form regulation.

1. Protection of Pennsylvania's competitive interests—Reasonableness, Economic Impact and Implementation Procedures.

The Federal interstate ozone transport reduction program will affect 22 states and the District of Columbia. The design and timing of the program affects the competitiveness of the affected industries in each state. The Pennsylvania House of Representatives unanimously approved House Resolution No. 182, a concurrent resolution specifically directed at this rulemaking. As of the date of these comments, the concurrent resolution was sent to the Senate for consideration. House Resolution No. 182 resolved, in part, the following:

RESOLVED, That the Department of Environmental Protection revise its proposed regulations implementing the SIP Call (29 Pa.B. 1319, March 6, 1999) to give effect to the purpose and intent of this resolution, namely, to ensure that major fossil-fired steam electric generating units in Pennsylvania are not subject to emission control requirements more stringent than, or on a compliance schedule sooner than, those required by Phase II of the OTC Memorandum of Understanding, until and unless similar generating units in each state adjacent to Pennsylvania are subject to a comparable schedule of equivalent emission control requirements established in approved

State Implementation Plans adopted in conformance with: (1) the EPA's Regional Ozone Transport Rulemaking; (2) the Federal Implementation Plans promulgated in accordance with the EPA's proposed Ozone Transport Federal Implementation Plan; or (3) a final rulemaking granting the relief requested in the petition filed by Pennsylvania on August 14, 1997, pursuant to section 126 of the Clean Air Act;

Several commentators requested that language be added to the regulation to protect Pennsylvania's competitive interests. They are concerned that the rules may not go into effect in all states at the same time as planned. They are also concerned that ongoing court challenges may change the compliance deadlines and technical requirements. The commentators proposed adding language which would hold off implementation of the requirements until the overall program requirements are uniformly adopted.

The unanimous adoption of House Resolution No. 182, and the concerns of the commentators raise serious concerns with the proposed regulation. Pennsylvania's industries could be competitively disadvantaged if they comply with requirements not imposed on adjacent states. Pennsylvania's industries could also be burdened if they must make investments to comply with this regulation, but the underlying federal requirements are subsequently modified by the courts. For these reasons, language should be added to the regulation to protect Pennsylvania's competitive interests.

2. Transition to Chapter 145—Reasonableness, Implementation Procedures and Clarity.

The EQB requested comment on how to create as few additional administrative requirements as possible. Comments were submitted on minor conflicts between existing equipment requirements and the requirements of the new regulations. For example, the proposed regulation requires reporting in tons per hour, but one commentator's existing equipment records in pounds per hour. To deal with minor conflicts, the EQB should either incorporate a waiver process or reference an existing waiver process whereby a regulated NOx source could apply to the Department of Environmental Protection (DEP) for a waiver.

3. Section 145.2. Definitions—Clarity.

"Electric generating unit" and "Nonelectric generating unit"

The terms "electric generating unit" and "nonelectric generating unit" are used in § 145.40. Each type of facility is allocated a portion of the state NOx budget allocation. However, these terms are not defined in § 145.2. The EQB should define these terms for clarity.

"Nameplate capacity"

The term "Nameplate capacity" is used in § 145.4(1) Applicability. The model Federal rule has a definition of "nameplate capacity." However, this definition was omitted in the proposed rulemaking. The EQB should add the Federal model definition of "Nameplate capacity" for clarity.

"NOx allowances held or hold NOx allowances"

The definition of "NOx allowances held or hold NOx allowances" appears to have a typographical error. One portion reads "...submitted for recordation this subchapter. . . ." The EQB should clarify this definition in the final-form regulation.

"NOx allowance transfer deadline"

The definition of "NOx allowance transfer deadline" specifies November 30 as the annual deadline to submit allowances for compliance. Commentators requested that the deadline be changed to December 31 to give them greater flexibility to identify cost-effective means for compliance. The EQB should consider changing the deadline to December 31, or explain the need for the November 30 deadline.

"NOx Budget Trading Program" and "State"

The definitions of "NOx Budget Trading Program" and "State" use the phrase "under this subchapter." This phrase gives the impression that other states would fall under the requirements of Pennsylvania's regulation. For clarity, the EQB should modify these definitions.

"Unit"

Commentators are concerned that the definition of "unit" does not clearly include cement kiln systems. This may affect their ability to "opt-in." The EQB should clarify the definition of "unit" to include cement kiln systems.

4. Section 145.4. Applicability—Economic Impact, Need, Reasonableness and Clarity.

We have two concerns with § 145.4. First, § 145.4(1) specifies that the regulation is applicable to units with a capacity greater than or equal to 15 MWe. The model Federal rule uses a cutoff of 25 MWe. The EQB should explain the need to regulate units between 15 and 25 MWe and the economic impact this would have on existing and future units or adopt the federal limit.

Second, some commentators suggested adding a § 145.4(3) regarding an exemption for units that accept a 25-ton ozone season limit. We note that the model Federal rule has this exemption in § 96.4(b). Why wasn't this exclusion included in Pennsylvania's regulations?

5. Section 145.6. Standard requirements—Need and Reasonableness.

Subsection (e) requires records to be kept onsite, at the source, for 5 years. Cost savings could be realized by keeping these records in central files for multiple units and made available upon request. Why is it necessary to keep this information onsite?

Portions of the model Federal rule were not included in the proposed rulemaking. Specifically, the regulation does not include §§ 96.6(c)(8) and 96.6(f)(1) and (2) regarding recording allowances and liability for violations. Why didn't the EQB include these provisions?

6. Section 145.21. NOx budget permit applications—Timetable for Compliance and Clarity.

We have two concerns with § 145.21. First, subsection (b)(1) requires permit applications to be filed within 6 months after the effective date of the final-form regulation. There is a possibility that Pennsylvania's permit applications would be required much earlier than would be required by the Federal model rule. The EQB should explain the need to require applications within 6 months of publication of the final-form regulation.

Second, § 145.21 also does not provide a timetable for DEP to respond to the applications. The EQB should add a provision stating when DEP must act on a complete application.

7. Section 145.30. Compliance certification report—Need.

This section specifies November 30 as the annual deadline to file the compliance certification report. Commentators requested that the deadline be changed to December 31 to give them greater flexibility to identify cost-effective means for compliance. The EQB should consider changing the deadline to December 31, or explain the need for the November 30 deadline.

8. Section 145.40. State trading program budget—Clarity.

Paragraphs (1) and (2) use the phrase “tons per season.” For clarity, the EQB should designate these as “tons per control period” to be consistent with definitions in § 145.2.

9. Section 145.42. NO_x allowance allocations—Need and Reasonableness.

Allocation method

Commentators suggested several changes to the NO_x allowance allocation method in § 145.42. Suggestions included the following:

- Change the allocation method for the year 2006 and thereafter,
- Subsection (a)(2) should be revised to give DEP more discretion,
- The EPA’s SIP contains inaccuracies that should be corrected,
- Allocation of NO_x allowances should be changed to provide more incentives for low emission units,
- Allocation periods should be longer,
- Allocations should be modified to better accommodate future planning,
- The size of the set-aside pool in Subsection (d) should be reduced.

On the other hand, several commentators advocate adopting EPA’s allocation approach without changes, despite its flaws. Any method will create some degree of advantages and disadvantages. The EQB should explain why the method used in the proposed rulemaking is the best alternative.

Exception to 0.15 lb/MMBtu allocation

Subsection (b)(1) contains the phrase “or allowable emission level, whichever is lower.” This additional criteria is not in the federal model rule. Why is this criteria needed?

10. Section 145.54. Compliance—Reasonableness, Economic Impact, Feasibility and Clarity.

Although the penalty provisions in Subsection (d) are contained in Chapter 123 and the Federal model rule, the penalties can be severe. Specifically, Subsection (d) requires:

- A deduction of three NO_x allowances for every ton of excess emissions,
- Each ton of excess emissions will be viewed as a separate violation, and
- A fine. The potential exists for a violator to be penalized up to \$25,000 a day for every day in the 153-day control period.

Under these provisions, a violation could result in a fine of up to \$3.8 million and a loss of allocations in the

next control period. The EQB should explain the need and reasonableness of these deductions and penalties.

Subsection (d)(3) indicates the fines will be assessed under “the Clean Air Act or the act.” It is not clear what penalties apply. For clarity, the EQB should reference the specific provisions in “the Clean Air Act or the act” which contain the applicable penalties for the violation.

11. Section 145.55. Banking—Economic Impact, Reasonableness and Clarity.

Section 145.55(c)(9) allows facilities to carry over allowances they banked from 2000 to 2002 to the program under Chapter 145. We have four questions concerning the implementation of this provision.

First, the regulation is not clear regarding how Pennsylvania will maintain compliance in 2003 if all of the banked allowances carried forward are used in that year. The EQB should explain how DEP will ration the banked NO_x allowances to assure that Pennsylvania does not exceed its NO_x allocation.

Second, the regulation does not allow facilities to carry over allowances banked in 1999. Why can’t allowances banked in 1999 be carried forward?

Third, the section provides emission reduction credits for years 2001 and 2002. It is not clear if a facility can carry forward banked allowances and also receive emission reduction credits. The EQB should clarify whether a facility will receive credit for both a banked allowance and emission reductions, or if the facility will only be credited once.

Finally, subsection (c)(10) provides that the compliance supplemental pool for Pennsylvania is 13,716. Why is it necessary to include the specific allocation in the regulation, especially if EPA may change it?

12. Section 145.70. General Monitoring—Need, Economic Impact and Reasonableness.

Commentators expressed concern with the new monitoring requirements established in this rulemaking. They observe that regulated facilities incurred significant costs to comply with the monitoring requirements in Chapter 123 (which started in 1999). Now they would have to make further adjustments. The Commentators recommend that the monitoring requirements in Chapter 123 be maintained.

The Preamble states the monitoring requirements are consistent with the existing NO_x budget rule. The monitoring requirements contained in this rulemaking are the same as those contained in the EPA’s model rule. However, there is no mandate that Pennsylvania must follow the EPA model rule.

We have two concerns with § 145.70. First, the need to impose any variance in existing monitoring requirements is not clear. Has the EPA stated or implied that existing monitoring requirements are not acceptable under the new program? The EQB should consider maintaining the current monitoring requirements for those facilities currently in compliance with existing monitoring requirements.

Second, if alterations are necessary, the EQB should provide an analysis of the additional costs generated by the new monitoring requirements. The EQB should then explain why these additional costs are necessary.

13. Section 145.71. Initial certification and recertification procedures—Consistency and Reasonableness.

The EPA expressed concern that subsection (b)(3) does not require DEP to issue certification disapproval within 120 days. Adding a specific time period would provide notice to facilities of when the DEP will take action. The EQB should consider including this timeframe.

14. Section 145.74 Recordkeeping and Reporting—Clarity.

Subsection (d)(1) provides that NOx budget units shall meet the annual reporting requirements of this subchapter. Clarification of whether "annual" refers to the term "control period" as defined in § 145.2 is needed.

15. Section 145.101. Applicability—Reasonableness, Economic Impact and Clarity.

Brake horsepower standard vs. emission based standard

In Subsections (a)—(c), the EQB uses brake horsepower to determine which internal combustion engines (ICE) must comply with Subchapter B. Commentators suggested using emission-based standards, such as one ton of NOx per day, to determine which ICEs must comply. Since emissions control is the ultimate goal, why does the EQB use brake horsepower instead of emissions to determine which ICEs must comply with Subchapter B?

Exemptions

We have four concerns with the exemption in subsection (d). First, subsection (d) may be overly prescriptive. Commentators are concerned that the language does not allow sufficient flexibility to exempt standby diesel generators. Why does the EQB need limitations such as a unit having "the sole purpose of providing emergency electric service to the facility where it is located"? Why does the EQB need to prescribe anything beyond the limitation to 208 hours of operation?

Second, the exemption is limited to electric generation units. Why wouldn't the exemption apply to ICEs used for other purposes?

Third, the regulation does not include a EPA exemptions for start-up, shutdown, and malfunction emissions that do not exceed 36 consecutive hours. Why didn't the EQB include these exemptions?

Finally, commentators stated there are instances where compliance costs are high, but the reduction of NOx is minimal. The regulation does not address alternatives when a NOx reduction may not be cost effective. The EQB should consider adding a process where a NOx source could ask for alternatives, or waivers if compliance costs are excessive in relation to the reduction of NOx.

16. Section 145.102. Definitions—Need and Clarity.

We could not find the defined term "permitted capacity factor" in the body of this subchapter. Is this term needed?

17. Section 145.143. Standard requirements—Need, Economic Impact and Reasonableness.

Commentators state that the federal model rule does not have an emissions rate or an emissions cap for cement kilns. They also state that the regulation does not allow alternatives for compliance such as the use of low-NOx burners or mid-kiln firing systems. Meeting the emissions rates is the only option available. The commentators believe the proposed standards will disadvantage 30 to 50% of the cement plants in Pennsylvania. The EQB

should explain the need to vary from the federal model rule and explain why options available under federal guidelines were not included in Pennsylvania's regulation

18. Section 145.144. Reporting, monitoring and recordkeeping—Reasonableness.

The regulation does not include EPA exemptions for start-up, shutdown and malfunction emissions. Why didn't the EQB include these exemptions?

**State Board of Social Work Examiners Regulation
No. 16A-693
Verification Fee
June 11, 1999**

We have reviewed this proposed regulation from the State Board of Social Work Examiners (Board) and submit for your consideration the following objections and recommendations. Sections 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, consistency and clarity. We recommend that these Comments be carefully considered as you prepare the final-form regulation.

1. Section 47.4. Licensure fees—Fiscal Impact, Consistency and Clarity.

Administrative overhead costs

In the proposed regulation's fee report forms, there are significant differences in the costs for both fees except for "Bureau Average Administrative Overhead" costs. According to staff at the Department of State and its Bureau of Professional and Occupational Affairs (BPOA), the allocated share of overhead cost for each fee category is calculated by dividing total overhead costs for all boards by the number of active licensees for all boards. This methodology for overhead cost allocation is not unreasonable and has been consistently applied. On the other hand, the staff cost allocations are based on estimates of the actual time BPOA staff spends performing the tasks related to each fee.

For overhead cost allocations, there appears to be no direct relationship to the services covered by the fees or frequency of fee payments. Therefore, there is no indication that the fees will recover actual or projected overhead costs. In addition, the allocated costs are based on past expenditures rather than estimates or projections of future expenditures. Hence, there is no certainty that the fees' "projected revenues will meet or exceed projected expenditures" pursuant to section 18(c) of the Social Workers' Practice Act (63 P. S. § 1918(c)).

We question the use of a constant overhead cost allocation that appears to be unrelated to the actual costs of activities covered by different fees. Even though this process was used to determine other fees, why should BPOA maintain this approach? The Board and BPOA should specifically identify the overhead costs, or portion of the total overhead, to be recouped by these fees, and review their methodology for allocating these overhead costs. Is it the Board's goal to allocate all overhead costs by category to each fee? If so, we do not believe the current allocation formula gives the desired result.

Board duties for certification and verification

The House Professional Licensure Committee requested additional information from the Board in two areas. First, it questioned the Board's role in the certification of scores, licensure, certification and registration. In addi-

tion, it noted that the description of Board staff functions in the fee report forms for certification and verification fees were very similar. However, there was a significant difference in the staff time and costs for these fees. Staff time for certification equaled 45 minutes at a cost of \$15.23. Staff time for verification was 4.8 minutes at a cost of \$1.62.

Why does the Board certify scores? What is the difference between certification and verification? How much work is required to provide these services? The Board should explain in detail the answers to these questions when it submits the final-form version of this regulation.

**State Registration Board for Professional
Engineers, Land Surveyors and Geologists
Regulation No. 16A-477
Verification/Certification Fees
June 11, 1999**

We have reviewed this proposed regulation from the State Registration Board for Professional Engineers, Land Surveyors and Geologists (Board) and submit for your consideration the following objections and recommendations. Sections 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, consistency and clarity. We recommend that these Comments be carefully considered as you prepare the final-form regulation.

1. Section 37.17. Schedule of fees—Fiscal Impact, Consistency and Clarity.

Administrative overhead costs

In the proposed regulation's fee report forms, there are significant differences in the costs for both fees except for "Bureau Average Administrative Overhead" costs. According to staff at the Department of State and its Bureau of Professional and Occupational Affairs (BPOA), the allocated share of overhead cost for each fee category is calculated by dividing total overhead costs for all boards by the number of active licensees for all boards. This methodology for overhead cost allocation is not unreasonable and has been consistently applied. On the other hand, the staff cost allocations are based on estimates of the actual time BPOA staff spends performing the tasks related to each fee.

For overhead cost allocations, there appears to be no direct relationship to the services covered by the fees or frequency of fee payments. Therefore, there is no indication that the fees will recover actual or projected overhead costs. In addition, the allocated costs are based on past expenditures rather than estimates or projections of future expenditures. Hence, there is no certainty that the fees' "projected revenues will meet or exceed projected expenditures" pursuant to section 9(a) of the Engineer, Land Surveyor and Geologist Law (63 P.S. § 156(a)).

We question the use of a constant overhead cost allocation that appears to be unrelated to the actual costs of activities covered by different fees. Even though this process was used to determine other fees, why should BPOA maintain this approach? The Board and BPOA should specifically identify the overhead costs, or portion of the total overhead, to be recouped by these fees, and review their methodology for allocating these overhead costs. Is it the Board's goal to allocate all overhead costs by category to each fee? If so, we do not believe the current allocation formula gives the desired result.

Board duties for certification and verification

The House Professional Licensure Committee requested additional information from the Board in two areas. First, it questioned the Board's role in the certification of scores, licensure, certification and registration. In addition, it noted that the description of Board staff functions in the fee report forms for certification and verification fees were very similar. However, there was a significant difference in the staff time and costs for these fees. Staff time for certification equaled 45 minutes at a cost of \$15.23. Staff time for verification was 4.8 minutes at a cost of \$1.62.

Why does the Board certify scores? What is the difference between certification and verification? How much work is required to provide these services? The Board should explain in detail the answers to these questions when it submits the final-form version of this regulation.

**State Board of Veterinary Medicine Regulation No.
16A-578
Fees
June 11, 1999**

We have reviewed this proposed regulation from the State Board of Veterinary Medicine (Board) and submit for your consideration the following objections and recommendations. Section 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, consistency and clarity. We recommend that these Comments be carefully considered as you prepare the final-form regulation.

1. Section 31.41. Schedule of fees—Fiscal Impact, Consistency and Clarity.

Administrative overhead costs

In the proposed regulation's fee report forms, there are significant differences in the costs for both fees except for "Bureau Average Administrative Overhead" costs. According to staff at the Department of State and its Bureau of Professional and Occupational Affairs (BPOA), the allocated share of overhead cost for each fee category is calculated by dividing total overhead costs for all boards by the number of active licensees for all boards. This methodology for overhead cost allocation is not unreasonable and has been consistently applied. On the other hand, the staff cost allocations are based on estimates of the actual time BPOA staff spends performing the tasks related to each fee.

For overhead cost allocations, there appears to be no direct relationship to the services covered by the fees or frequency of fee payments. Therefore, there is no indication that the fees will recover actual or projected overhead costs. In addition, the allocated costs are based on past expenditures rather than estimates or projections of future expenditures. Hence, there is no certainty that the fees' "projected revenues will meet or exceed projected expenditures" pursuant to section 13(b) of the Veterinary Medicine Practice Act (63 P.S. § 485.13(b)).

We question the use of a constant overhead cost allocation that appears to be unrelated to the actual costs of activities covered by different fees. Even though this process was used to determine other fees, why should BPOA maintain this approach? The Board and BPOA should specifically identify the overhead costs, or portion of the total overhead, to be recouped by these fees, and review their methodology for allocating these overhead

costs. Is it the Board's goal to allocate all overhead costs by category to each fee? If so, we do not believe the current allocation formula gives the desired result.

Board duties for certification and verification

The House Professional Licensure Committee requested additional information from the Board in two areas. First, it questioned the Board's role in the certification of scores, licensure, certification and registration. In addition, it noted that the description of Board staff functions in the fee report forms for certification and verification fees were very similar. However, there was a significant difference in the staff time and costs for these fees. Staff time for certification equaled 45 minutes at a cost of \$15.23. Staff time for verification was 4.8 minutes at a cost of \$1.62.

Why does the Board certify scores? What is the difference between certification and verification? How much work is required to provide these services? The Board should explain in detail the answers to these questions when it submits the final-form version of this regulation.

**State Board of Occupational Therapy, Education
and Licensure Regulation No. 16A-672
Fees**

June 11, 1999

We have reviewed this proposed regulation from the State Board of Occupational Therapy, Education and Licensure (Board) and submit for your consideration the following objections and recommendations. Section 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, consistency and clarity. We recommend that these Comments be carefully considered as you prepare the final-form regulation.

1. Section 42.17. Licensure fees—Fiscal Impact, Consistency and Clarity.

Administrative overhead costs

In the proposed regulation's fee report forms, there are significant differences in the costs for both fees except for "Bureau Average Administrative Overhead" costs. According to staff at the Department of State and its Bureau of Professional and Occupational Affairs (BPOA), the allocated share of overhead cost for each fee category is calculated by dividing total overhead costs for all boards by the number of active licensees for all boards. This methodology for overhead cost allocation is not unreasonable and has been consistently applied. On the other hand, the staff cost allocations are based on estimates of the actual time BPOA staff spends performing the tasks related to each fee.

For overhead cost allocations, there appears to be no direct relationship to the services covered by the fees or frequency of fee payments. Therefore, there is no indication that the fees will recover actual or projected overhead costs. In addition, the allocated costs are based on past expenditures rather than estimates or projections of future expenditures. Hence, there is no certainty that these fees are "necessary to the administration of this act" pursuant to section 17(a) of the Occupational Therapy Practice Act (63 P. S. § 1517(a)).

We question the use of a constant overhead cost allocation that appears to be unrelated to the actual costs of activities covered by different fees. Even though this process was used to determine other fees, why should BPOA maintain this approach? The Board and BPOA

should specifically identify the overhead costs, or portion of the total overhead, to be recouped by these fees, and review their methodology for allocating these overhead costs. Is it the Board's goal to allocate all overhead costs by category to each fee? If so, we do not believe the current allocation formula gives the desired result.

Board duties for certification and verification

The House Professional Licensure Committee requested additional information from the Board in two areas. First, it questioned the Board's role in the certification of scores, licensure, certification and registration. In addition, it noted that the description of Board staff functions in the fee report forms for certification and verification fees were very similar. However, there was a significant difference in the staff time and costs for these fees. Staff time for certification equaled 45 minutes at a cost of \$15.23. Staff time for verification was 4.8 minutes at a cost of \$1.62.

Why does the Board certify scores? What is the difference between certification and verification? How much work is required to provide these services? The Board should explain in detail the answers to these questions when it submits the final-form version of this regulation.

**State Board of Dentistry Regulation No. 16A-469
Verification/Certification Fees**

June 11, 1999

We have reviewed this proposed regulation from the State Board of Dentistry (Board) and submit for your consideration the following objections and recommendations. Section 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, consistency and clarity. We recommend that these Comments be carefully considered as you prepare the final-form regulation.

1. Section 33.3. Fees—Fiscal Impact, Consistency and Clarity.

Administrative overhead costs

In the proposed regulation's fee report forms, there are significant differences in the costs for both fees except for "Bureau Average Administrative Overhead" costs. According to staff at the Department of State and its Bureau of Professional and Occupational Affairs (BPOA), the allocated share of overhead cost for each fee category is calculated by dividing total overhead costs for all boards by the number of active licensees for all boards. This methodology for overhead cost allocation is not unreasonable and has been consistently applied. On the other hand, the staff cost allocations are based on estimates of the actual time BPOA staff spends performing the tasks related to each fee.

For overhead cost allocations, there appears to be no direct relationship to the services covered by the fees or frequency of fee payments. Therefore, there is no indication that the fees will recover actual or projected overhead costs. In addition, the allocated costs are based on past expenditures rather than estimates or projections of future expenditures. Hence, there is no certainty that the fees' "projected revenues will meet or exceed projected expenditures" pursuant to Section 4(b) of the Dental Law (63 P. S. § 123(b)).

We question the use of a constant overhead cost allocation that appears to be unrelated to the actual costs of activities covered by different fees. Even though this

process was used to determine other fees, why should BPOA maintain this approach? The Board and BPOA should specifically identify the overhead costs, or portion of the total overhead, to be recouped by these fees, and review their methodology for allocating these overhead costs. Is it the Board's goal to allocate all overhead costs by category to each fee? If so, we do not believe the current allocation formula gives the desired result.

Board duties for certification and verification

The House Professional Licensure Committee requested additional information from the Board in two areas. First, it questioned the Board's role in the certification of scores, licensure, certification and registration. In addition, it noted that the description of Board staff functions in the fee report forms for certification and verification fees were very similar. However, there was a significant difference in the staff time and costs for these fees. Staff time for certification equaled 45 minutes at a cost of \$15.23. Staff time for verification was 4.8 minutes at a cost of \$1.62.

Why does the Board certify scores? What is the difference between certification and verification? How much work is required to provide these services? The Board should explain in detail the answers to these questions when it submits the final-form version of this regulation.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 99-1030. Filed for public inspection June 25, 1999, 9:00 a.m.]

INSURANCE DEPARTMENT

Appeal of Sonia Costello Under The Motor Vehicle Financial Responsibility Law, Catastrophic Loss Benefits Continuation Fund; Doc. No. CF99-06-005

A prehearing/settlement telephone conference initiated by the Administrative Hearings Office, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102 shall occur on August 18, 1999, at 10 a.m. A date for a hearing shall be determined, if necessary, at the prehearing/settlement telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notice of intervention, if any, must be filed on or before July 19, 1999, with the Docket Clerk, Administrative Hearings Office, Room 200, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102. Answers to petitions to intervene, if any, shall be filed on or before August 11, 1999.

A written request for continuance of the scheduled hearing, for good cause, will be considered by the Presiding Officer. Prior to requesting a continuance, a party must contact the opposing party. All continuance requests must indicate whether the opposing party objects to a continuance.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1031. Filed for public inspection June 25, 1999, 9:00 a.m.]

Application and Request for a Certificate of Authority

The Covenant at South Hills, Inc. has applied for a Certificate of Authority to operate a Continuing Care Retirement Community at The Covenant at South Hills, Mt. Lebanon, PA. The initial filing was received on June 9, 1999, and was made under the requirements set forth under the Continuing Care Provider Registration and Disclosure Act of June 18, 1984, P.L. 391, No. 82, as amended. Persons wishing to comment on the grounds of public or private interest to the issuance of a Certificate of Authority are invited to submit a written statement to the Insurance Department within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail to inform the Insurance Department of the exact basis of the statement. Written statements should be directed to Michael S. Graeff, Insurance Company Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, or by fax (717) 787-8557.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1032. Filed for public inspection June 25, 1999, 9:00 a.m.]

Per Diem Charges for Financial Examinations Conducted by the Department

Under the authority contained in section 907 of the Insurance Department Act of 1921 (40 P.S. § 323.7) and under 31 Pa. Code § 12.4, an updated schedule of per diem charges for financial examinations conducted by the Pennsylvania Insurance Department is hereby adopted.

The new schedule of charges is as follows:

Examiner Trainee	\$212 per day
Examiner 1	\$268 per day
Examiner 2	\$338 per day
Examiner 3	\$413 per day
Examination Manager	\$485 per day

As prescribed in 31 Pa. Code § 12.4(c), the Insurance Department will calculate and bill per diem charges for financial examination costs in one-half hour units.

This schedule is effective July 1, 1999.

This document supersedes the notice published at 28 Pa.B. 2992 (June 27, 1998) and shall remain in effect until a subsequent notice is published in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1033. Filed for public inspection June 25, 1999, 9:00 a.m.]

Per Diem Charges for Market Conduct Examinations Conducted by the Department

Each year, the Insurance Department (Department) updates its schedule of per diem charges for market conduct examinations conducted by the Department.

These charges are authorized by section 907 of The Insurance Department Act of 1921 (40 P. S. § 323.7) and 31 Pa. Code § 12.4 (relating to per diem charges).

The new schedule of charges is as follows:

Examiner Trainee	\$216 per day
Examiner 1	\$275 per day
Examiner 2	\$300 per day
Examiner Manager	\$418 per day

As prescribed in 31 Pa. Code § 12.4(c), the Department will calculate and bill per diem charges for examination costs in 1/2 hour units.

This schedule is effective July 1, 1999.

This notice supersedes the schedule of per diem charges published at 28 Pa.B. 2992 (June 27, 1998), which prior notice is hereby repealed. These new charges shall remain in effect until a subsequent notice is published in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1034. Filed for public inspection June 25, 1999, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing, as authorized by the act of June 17, 1998 (P. L. 464, No. 68) in connection with their company's termination of the insured's automobile policies. The hearings will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). All administrative hearings are held in the Insurance Department Offices in Harrisburg, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

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

Appeal of Syed M. Sibtain; file no. 99-121-02218; Motorists Mutual Insurance Company; doc. no. P99-06-007; July 14, 1999, at 1 p.m.;

Appeal of Tarleton D. and Lisa Williams; file no. 99-210-31718; American Motorists Insurance Company; doc. no. PH99-06-006; July 15, 1999, at 10 a.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Commissioner may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

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

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1035. Filed for public inspection June 25, 1999, 9:00 a.m.]

State Farm Mutual Automobile Insurance Company; Private Passenger Automobile Rate and Rule Revision

On June 11, 1999, the Insurance Department received from State Farm Mutual Automobile Insurance Company a filing for a rate level change for private passenger automobile insurance.

State Farm Mutual Automobile Insurance Company requests an overall 5.7% decrease amounting to -\$57,700,000 annually, to be effective September 1, 1999, for new and renewal business.

Unless formal administrative action is taken prior to August 10, 1999, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Chuck Romberger, CPCU, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120 (e-mail at cromberg@ins.state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1036. Filed for public inspection June 25, 1999, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Schuylkill County, Wine & Spirits Shoppe #5403, 238 E Broad Street, Tamaqua, PA 18252-2014.

Lease Expiration Date: May 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,800

to 3,300 net useable square feet of new or existing retail commercial space within the Borough of Tamaqua.

Proposals due: July 16, 1999 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Ronald Hancher, (717) 657-4228

Allegheny County, Wine & Spirits Shoppe #0249, Whitehall Terrace Shopping Center, 4120 Brownsville Road, Pittsburgh, PA 15227-3307.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,200 net useable square feet of new or existing retail commercial space near the intersection of Brownsville Road and PA Route 51. Site must have free, off-street parking and access for tractor trailer deliveries.

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

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 99-1037. Filed for public inspection June 25, 1999, 9:00 a.m.]

PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY

Application Cut-Off Dates

The Fiscal Year 1999-00 application cut-off dates and regular meetings of the Pennsylvania Infrastructure Investment Authority (PENNVEST) Board of Directors have been scheduled. Funding applications must be received by 5 p.m. on the stated cut-off dates at the PENNVEST office, 22 South Third Street, Harrisburg, PA 17101. All meetings of the PENNVEST Board of Directors will begin at 10 a.m. on the stated meeting dates at the Governor's Residence, 2035 North Front Street, Harrisburg, PA 17102.

Application Cut-Off Dates *Board Meeting Dates*

September 8, 1999
 January 19, 2000

July 14, 1999
 November 17, 1999
 March 22, 2000

PAUL K. MARCHETTI,
Executive Director

[Pa.B. Doc. No. 99-1038. Filed for public inspection June 25, 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 19, 1999, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protests shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Applications of the following for 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-00108503, Folder 1, Am-D. Gary L. Arndt, t/d/b/a A Limousine Service (30 Prager Street, Pittsburgh, Allegheny County, PA 15215)—persons, in limousine service, from points in the county of Allegheny, to points in the counties of Fayette, Somerset, Washington and Westmoreland, and return: *So as to permit* the transportation of persons in limousine service: (1) between points in the county of Westmoreland, and from points in said county, to points in Pennsylvania, and return; and (2) from points in the county of Allegheny, to points in Pennsylvania, and return. *Attorney:* John A. Pillar, 1106 Frick Building, Pittsburgh, PA 15219.

June 14, 1999

Provost Transport Inc., 7887 Grenache St., Anjou Quebec CD HIJ1C4; A-00112606C9701, A-00112606

On October 22, 1997, the Bureau of Transportation and Safety instituted a complaint against Provost Transport, Inc., respondent, alleging failure to maintain proper evidence of current insurance in violation of the Public Utility Code. The respondent was duly notified that if acceptable evidence of insurance or an answer was not filed, the Bureau would request that the Secretary of the Commission revoke the certificate of public convenience issued to the respondent at A-00112606.

The complaint and notice were published in the December 26, 1998, issue of the *Pennsylvania Bulletin*, after unsuccessfully attempting to serve respondent by certified mail; to date, more than 20 days later, neither evidence of insurance nor an answer to the complaint has been filed. Therefore, the allegation in the complaint is deemed to be admitted.

The complaint at A-00112606C9701 is hereby sustained and the rights and the certificate of public convenience issued to the respondent at A-00112606 be and are hereby revoked; and the respondent has no other operating authority. The respondent is hereby notified to cease and desist from providing service previously authorized under the certificate of public convenience.

June 14, 1999

Samuel R. Snader, 538 E 28th Division Highway, Lititz, PA 17543; A-00113683C9801, A-00113683

On June 20, 1998, the Bureau of Transportation and Safety instituted a complaint against Samuel R. Snader, respondent, alleging failure to maintain proper evidence of current insurance in violation of the Public Utility Code. The respondent was duly notified that if acceptable evidence of insurance or an answer was not filed, the Bureau would request that the Secretary of the Commission revoke the certificate of public convenience issued to the respondent at A-00113683.

The complaint and notice were published in the December 26, 1998, issue of the *Pennsylvania Bulletin*, after unsuccessfully attempting to serve respondent by certified mail; to date, more than 20 days later, neither evidence of insurance nor an answer to the complaint has been filed. Therefore, the allegation in the complaint is deemed to be admitted.

The complaint at A-00113683C9801 is hereby sustained and the rights and the certificate of public convenience issued to the respondent at A-00113683 be and are hereby revoked; and the respondent has no other operating authority. The respondent is hereby notified to cease and desist from providing service previously authorized under the certificate of public convenience.

June 14, 1999

Pottle's Transportation Inc., P. O. Box 877, Oldin Road, Bangor, Maine 04401; A-00108574C9701, A-00108574

On May 28, 1997, the Bureau of Transportation and Safety instituted a complaint against Pottle's Transportation, Inc., respondent, alleging failure to maintain proper evidence of current insurance in violation of the Public Utility Code. The respondent was duly notified that if acceptable evidence of insurance or an answer was not filed, the Bureau would request that the Secretary of the Commission revoke the certificate of public convenience issued to the respondent at A-00108574.

The complaint and notice were published in the December 26, 1998, issue of the *Pennsylvania Bulletin*, after unsuccessfully attempting to serve respondent by certified mail; to date, more than 20 days later, neither evidence of insurance nor an answer to the complaint has been filed. Therefore, the allegation in the complaint is deemed to be admitted.

The complaint at A-00108574C9701 is hereby sustained and the rights and the certificate of public convenience issued to the respondent at A-00108574 be and are hereby revoked; and the respondent has no other operating authority. The respondent is hereby notified to cease and desist from providing service previously authorized under the certificate of public convenience.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 99-1039. Filed for public inspection June 25, 1999, 9:00 a.m.]

Telecommunications

A-310654F0002. GTE North Incorporated and Teligent, Inc. Joint Petition of GTE North Incorporated

and Teligent, Inc. for approval of an Interconnection Agreement under section 252(e) of the Telecommunications Act of 1996.

GTE North Incorporated and Teligent, Inc. by its counsel, filed on June 8, 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 GTE North Incorporated and Teligent, 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. 99-1040. Filed for public inspection June 25, 1999, 9:00 a.m.]

Water Service Without Hearing

A-210110F0002. Village Water Company, Inc. Application of Village Water Company, Inc., for approval to begin to offer, render, furnish or supply water service to the public in additional portions of Fairfield Township, Lycoming County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before July 16, 1999, under 52 Pa. Code (relating to public utilities).

Applicant: Village Water Company, Inc.

Through and By Counsel: Janet L. Miller, Malatesta Hawke & McKeon LLP, Village Water Company, Inc., 100 North Tenth Street, P. O. Box 1778, Harrisburg, PA 17105-1778.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 99-1041. Filed for public inspection June 25, 1999, 9:00 a.m.]

TURNPIKE COMMISSION

Retention of an Engineering Firm

Open End Contract Traffic Engineering Services

Reference No. 3-112

The Turnpike Commission (Commission) will retain an engineering firm to perform traffic engineering related services. The contract will be for a period of 2 years or \$500,000, whichever occurs first.

The engineering services required may include signing, capacity and operational analysis, traffic and revenue studies, origination and destination studies, ITS planning and design, and traffic studies including counts.

Direct inquiries 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:

a. 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 Barry L. Troup, P.E., Assistant Chief Engineer for Design, at the 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 p.m. Friday, July 16, 1999. Any 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. 99-1042. Filed for public inspection June 25, 1999, 9:00 a.m.]