

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 August 10, 1999.

BANKING INSTITUTIONS

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-28-99	1st Summit Bank Johnstown Cambria County	404 N. Center Ave. Somerset #5320 Somerset County	Opened
8-6-99	Pennsylvania Business Bank Philadelphia Philadelphia County	1401 Walnut St. Philadelphia Philadelphia County	Filed
8-6-99	Southwest Bank Greensburg Westmoreland County	Southpike Square Route 356 & Monroe Rd. Sarver Butler County	Filed
8-9-99	East Penn Bank Emmaus Lehigh County	851 North Street Emmaus Lehigh County	Filed
8-9-99	Premier Bank Doylestown Bucks County	1401 Easton Avenue Bethlehem Lehigh County	Filed

Branch Relocations/Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-26-99	Harris Savings Bank Harrisburg Dauphin County	<i>To:</i> 3556 Old Gettysburg Road Lower Allen Township #3801 Cumberland County <i>From:</i> 3555 Capital City Mall Lower Allen Township Cumberland County	Effective
8-2-99	Harris Savings Bank Harrisburg Dauphin County	<i>To:</i> 2700 Queen Street York Township #3819 York County <i>From:</i> 2081 Springwood Road York Township York County	Effective
8-10-99	Prime Bank Philadelphia Philadelphia County	<i>Into:</i> 9501 Bustleton Ave. Philadelphia Philadelphia County <i>From:</i> 1695 Grant Avenue Philadelphia Philadelphia County	Filed

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
8-4-99	The Peoples State Bank East Berlin Adams County	To amend Article 7 of the articles of incorporation to provide for the elimination of director classification.	Approved and Effective

SAVINGS ASSOCIATIONS

No activity.

CREDIT UNIONS

No activity.

DAVID E. ZUERN,
Secretary

[Pa.B. Doc. No. 99-1378. Filed for public inspection August 20, 1999, 9:00 a.m.]

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

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of September, 1999, is 8 3/4%.

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

Each month the Department of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in Pennsylvania. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 6.22 to which was added 2.50 percentage points for a total of 8.72 that by law is rounded off to the nearest quarter at 8 3/4%.

DAVID E. ZUERN,
Secretary

[Pa.B. Doc. No. 99-1379. Filed for public inspection August 20, 1999, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

World Class Communities Program

The Department of Community and Economic Development gives notice of the establishment of the World Class Communities Program (program). The program provides grants to promote cooperation between municipalities in making sound land use decisions and in implementing technological initiatives that will prepare Pennsylvania's

municipalities for the 21st Century. Eligible applicants are two or more municipalities or a body authorized to act on behalf of two or more municipalities. The program recognizes that Pennsylvania's communities are the foundation of the Commonwealth and their social and economic viability is critical to the overall health of the State.

Local governments or other interested parties who wish to apply for funds under the program can receive a copy of the application materials and program guidelines by contacting the Governor's Center for Local Government Services at the Department of Community and Economic Development, Governor's Center for Local Government Services, Room 325 Forum Building, Harrisburg, PA 17120, (888) 223-6837, e-mail: DCED@state.pa.us.

SAMUEL A. MCCULLOUGH,
Secretary

[Pa.B. Doc. No. 99-1380. Filed for public inspection August 20, 1999, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application of Lafayette College for Approval of an Amendment to Its Articles of Incorporation*Notice of Opportunity for Hearing and Invitation to Protest*

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application of Lafayette College for a Certificate of Authority approving the institution's amendment to its Articles of Incorporation.

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

Petitions to intervene, protest and request for hearing shall be filed with Dr. Warren D. Evans, Chartering/Governance/ Accreditation Specialist, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-7572 on or before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to schedule a time for an in-office review. Duplicate copies of the application are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate, should contact Dr. Warren Evans at the above stated telephone number to discuss how the Department may best accommodate their needs.

EUGENE W. HICKOK,
Secretary

[Pa.B. Doc. No. 99-1381. Filed for public inspection August 20, 1999, 9:00 a.m.]

Application of The Art Institute of Philadelphia for Approval of a Certificate of Authority to Operate as an Academic Degree Granting Institution

Notice of Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions) the Department of Education (Department) will consider the application of The Art Institute of Philadelphia for a Certificate of Authority approving the institution's application to operate as an academic degree granting institution.

In accordance with 24 Pa.C.S. § 6503(e), the Department will act upon the application without hearing, unless within 30 days after the publication of the notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.25 (relating to protest) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with Dr. Warren D. Evans, Chartering/Governance/Accreditation Specialist, Department of Education, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-7572 or Paula J. Fleck, Division Chief, Division of Program Services, (717) 772-3623 on or before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned offices to schedule a time for an in-office review. Copies of the application are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate, should contact Dr. Warren Evans at (717) 787-7572 to discuss how the Department may best accommodate their needs.

EUGENE W. HICKOK,
Secretary

[Pa.B. Doc. No. 99-1382. Filed for public inspection August 20, 1999, 9:00 a.m.]

Application of The Art Institute of Pittsburgh for Approval of a Certificate of Authority to Operate as an Academic Degree Granting Institution

Notice of Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions) the Department of Education (Department) will consider the application of The Art Institute of Pittsburgh for a Certificate of Authority approving the institution's application to operate as an academic degree granting institution.

In accordance with 24 Pa.C.S. § 6503(e), the Department will act upon the application without hearing, unless within 30 days after the publication of the notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.25 (relating to protest) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with Dr. Warren D. Evans, Chartering/Governance/Accreditation Specialist, Department of Education, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-7572 or Paula J. Fleck, Division Chief, Division of Program Services, (717) 772-3623 on or before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned offices to schedule a time for an in-office review. Copies of the application are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate, should contact Dr. Warren Evans at (717) 787-7572 to discuss how the Department may best accommodate their needs.

EUGENE W. HICKOK,
Secretary

[Pa.B. Doc. No. 99-1383. Filed for public inspection August 20, 1999, 9:00 a.m.]

Application of West Virginia University for Approval of Its Request to Operate in Pennsylvania

Notice of Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application of West Virginia University for a Certificate of Authority approving the institution's request to offer its Health Services Management MBA (HEMBA) program by means of distance learning at a site in Bridgeville, PA. The program would culminate with an Executive Master of Business Administration degree.

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

Petitions to intervene, protest and request for hearing shall be filed with Dr. Warren D. Evans, Chartering/Governance/Accreditation Specialist, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-7572 on or before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to schedule a time for an in-office review. Duplicate copies of the application are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or

other accommodation to participate, should contact Dr. Warren Evans at (717) 787-7572 to discuss how the Department may best accommodate their needs.

EUGENE W. HICKOK,
Secretary

[Pa.B. Doc. No. 99-1384. Filed for public inspection August 20, 1999, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

Where indicated the EPA, Region III, Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.6E.

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

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

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

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

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

Northwest Regional Office: Regional Manager, Oil and Gas Management, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6860.

PA 0101508. Industrial waste, SIC: 1389, **Franklin Brine Treatment Corporation**, R. D. 2, Box 403-R, Franklin, PA 16323.

This application is for renewal of an NPDES permit to discharge treated industrial waste to the Allegheny River in Cranberry Township, **Venango County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fish, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS and phenolics, the existing/proposed downstream potable water supply (PWS) considered during the evaluation is the Emlenton Municipal Water Authority intake on the Allegheny River at Emlenton, approximately 32 miles below the point of discharge.

The proposed effluent limits for Outfall 001, based on a design flow of 0.205 mgd, are:

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)		0.205			
Oil and Grease			15		30
Total Suspended Solids			30		60
Total Iron			3.5		7.0
Copper			0.56	1.12	1.4
Silver	0.37	0.75			0.55
Chloride (lb/min)	147	245			
Acidity				less than alkalinity	
Alkalinity				monitor and report	
Lead				monitor and report	
Osmotic Pressure (mOs/kg)				monitor and report	
pH (std. units)				6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0002976. Industrial waste, SIC: 3471, **Zippo Manufacturing Company**, 33 Barbour Street, Bradford, PA 16701.

This application is for renewal of an NPDES permit, to discharge treated IW, NCCW and stormwater to the East Branch of Tunungwant Creek in Bradford Township, **McKean County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the PA/NY state line located approximately 4.5 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.06 mgd, are:

Outfall No. 101

Parameter	Concentrations (mg/l)		
	Average Monthly (mg/l)	Maximum Daily (mg/l)	Instantaneous Maximum (mg/l)
Flow (mgd)			
Cadmium	0.26	0.69	
Chromium (T)	1.71	2.7	4.3
Copper	2.07	3.38	5.2
Lead	0.43	0.69	1.1
Nickel	2.38	3.98	6.0
Silver	0.24	0.43	0.6
Zinc	0.8	1.6	2.0
(T) Cyanide	0.65	1.2	1.6
TTO		2.13	
Total Suspended Solids	31	60	75
Oil and Grease	15		30
pH		6.0—9.0 at all times	

The proposed discharge limits, based on a design flow of 0.07 mgd, are:

Outfall No. 001

Parameter	Concentrations (mg/l)		
	Average Monthly (mg/l)	Maximum Daily (mg/l)	Instantaneous Maximum (mg/l)
Flow (mgd)			
Copper	.64	1.3	1.6
Lead	.18	.36	.45
Silver	.09	.18	.23
Oil and Grease	15		30
pH		6.0—9.0 at all times	

The EPA waiver is not in effect.

PA 02221236. Sewage. **Brocklehurst MHP**, 313 Clark Road, Jackson Center, PA 16133.

This application is for a new Part I NPDES permit to discharge treated sewage to the Unnamed tributary to Fox Run in Jackson Township, **Mercer County**. This is a minor discharge.

The receiving water is classified for the following uses: trout stocking fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed

downstream potable water supply considered during the evaluation is the North Sewickley Municipal Authority on Beaver River located at Sewickley Township approximately 41.4 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of 0.003200 mgd, are:

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

The EPA waiver is in effect.

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

PA 0052922. Industrial waste, **Conte Luna Foods, Inc.**, 40 Jacksonville Road, Warminster, PA 18974.

This application is for renewal of an NPDES permit to discharge cooling water from Conte Luna Foods, Inc. in Warminster Township, **Bucks County**. This is an existing discharge to unnamed tributary of Pennypack Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 70,000 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH	within limits of 6.0—9.0 standard units at all times		
Temperature (°F)			
Jan 1—Jan 31		72	110
Feb 1—Feb 29		69	110
Mar 1—May 31		110	110
June 1—June 15		95	110
June 16—June 30		87	110
July 1—July 31		77	110
Aug 1—Aug 15		99	110
Aug 16—Sept 15		110	110
Sept 16—Sept 30		108	110
Oct 1—Oct 15		102	110
Oct 16—Oct 31		92	110
Nov 1—Nov 15		88	110
Nov 16—Nov 30		74	110
Dec 1—Dec 31		66	110

Other Conditions:

The EPA waiver is in effect.

Conditions for future permit modification.

PA 0057801. Sewage, **James Underkoffler, Jr.**, 811 Thousand Acre Road, Sellersville, PA 18960.

This application is for issuance of an NPDES permit to discharge treated sewage from a single residence sewage treatment plant in West Rockhill Township, **Bucks County**. This is a new discharge to an unnamed pond tributary to Ridge Valley Creek.

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

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	10	20
(11-1 to 4-30)	20	40
Suspended Solids	10	20
NH ₃ -N (5-1 to 10-31)	1.5	3.0

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
(11-1 to 4-30)	4.5	9.0
Total Residual Chlorine	monitor/report	
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 6.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

The EPA waiver is in effect.

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

PA 0083364. Industrial waste, SIC: 4941, **Borough of Chambersburg Water and Sewer Department**, 100 South Second Street, Chambersburg, PA 17201-0909.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Conococheaque Creek, in Greene Township, **Franklin County**.

The receiving stream is classified for cold water fishes, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Hagerstown intake located in Hagerstown, MD. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.171 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XXX	XXX	XXX
pH (s.u.)		from 6.0—9.0 inclusive	
Total Suspended Solids	30	60	75
Total Aluminum	0.90	1.80	2.25
Total Iron	2.0	4.0	5.0
Total Manganese	1.0	2.0	2.5

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 0043672. Industrial waste SIC: 3489, **Primex Technologies—Flinchbaugh Operations**, 200 East High Street, P. O. Box 127, Red Lion, PA 17356.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Fishing Creek, in Red Lion Borough, **York County**.

The receiving stream is classified for trout stocking fisheries, 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 Red Lion Borough Authority located in Susquehanna River where Green Branch is confluent. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfalls 003 and 004 (noncontact cooling water) are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow		monitor and report	
pH (s.u.)		6.0—9.0	
Suspended Solids	10	20	25
Temperature (°F)		87	

The proposed effluent limits for Outfalls 005—007 (groundwater remediation) are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow		monitor and report	
pH (s.u.)		6.0—9.0	
1,1-Dichloroethylene	0.0006	0.0012	0.0015
Tetrachloroethylene	0.008	0.016	0.02
Trichloroethylene	0.03	0.06	0.075
Vinyl Chloride	0.0002	0.0004	0.0005
1,2-Trans-Dichloroethylene		monitor and report	
1,1,1-Trichloroethane		monitor and report	

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 0086282. Industrial waste, SIC: 4422, **Texas Eastern Transmission Corporation (Grantville Compressor Station)**, 5444 Westheimer Court, WT-712, Houston, TX 77056-5388.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to an unnamed tributary of Bow Creek, in East Hanover Township, **Dauphin County**.

The receiving stream is classified for warm water fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Pennsylvania American Water Company located on Swatara Creek at Sand Beach. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 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>
Flow	XXX	XXX	XXX
pH		6.0—9.0 s.u. at all times	
Total PCBs	0.00000013	0.00000026	0.00000032

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

The EPA waiver is in effect.

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

PA 0023141. Sewage, **Hastings Borough Council**, 207 Fifth Avenue, P. O. Box 559, Hastings, PA 16646.

This application is for an amendment of an NPDES permit to discharge treated sewage from Hastings Municipal Authority Sewage Treatment Plant in Elder Township, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Brubaker Run, which are classified as a cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Keystone Water Company located on the West Branch Susquehanna River.

Outfall 001: The existing discharge design flow is 0.21 mgd. The plant is proposed to be expanded to treat a design flow of 0.6 mgd. The following limits are for a 0.6 mgd design flow.

<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	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen (5-1 to 10-31)	2.0	3.0		4.0
(11-1 to 4-30)	5.0	7.5		10.0
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	ultra-violet disinfection proposed			
Dissolved Oxygen	not less than 6.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0028410. Sewage, **Municipal Authority of the Borough of Baden**, P. O. Box 134, Baden, PA 15005.

This application is for renewal of an NPDES permit to discharge treated sewage from the Baden Sewage Treatment Plant in Baden Borough, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as the Ohio 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 Midland Borough Water Authority.

Outfall 001: existing discharge, design flow of 1.5 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

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine (1st month—36th month)	monitor and report			
(37th month—expiration)	0.5			1.6
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is not in effect.

PA 0030155. Sewage, **Marion Center Area School District**, P. O. Box 156, Route 403, Marion Center, PA 15759.

This application is for renewal of an NPDES permit to discharge treated sewage from Marion Center School District High School STP in East Mahoning Township, **Indiana County**.

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

Outfall 001: existing discharge, design flow of .03 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	6.5			13.0
(11-1 to 4-30)	19.5			39.0
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			
Total Residual Chlorine (1st month—36th month)	monitor and report			
(37th month—expiration)	1.0			2.3
Dissolved Oxygen	not less than 4.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0095362. Sewage, **Laurelville Mennonite Church Center Association**, Route 5, Box 145, Mt. Pleasant, PA 15666-8908.

This application is for renewal of an NPDES permit to discharge treated sewage from the Laurelville Mennonite Church Center Association STP in Mt. Pleasant Township, **Westmoreland County**.

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

Outfall 001: existing discharge, design flow of 0.012 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10			20
Suspended Solids	25			50
Ammonia Nitrogen (5-1 to 10-31)	3			6
(11-1 to 4-30)	9			18
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine (1st month—36th month)	monitor and report			
(37th month—expiration)	1.4			3.3

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Dissolved Oxygen	not less than 5 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0097390-A1. Sewage, **Marion Township**, 485 Hartzell School Road, Fombell, PA 16123.

This application is for amendment of an NPDES permit to discharge treated sewage from the Vekaplast STP in Marion Township, **Beaver County**.

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

Outfall 001: existing discharge, design flow of .028 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
Oil and Grease	15			30
Temperature				104°
Phosphorus (4-1 to 10-31)	2.0	3.0		4.0
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric mean 50,000/100 ml as a geometric mean			
Zinc	monitor and report			
Total Residual Chlorine	1.4			3.3
pH	not less than 6.0 nor greater than 9.0			

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 0007854. SIC: 4941, **Pennsylvania-American Water Company (Milton Filter Plant)**, 105 Sodom Road, Milton, PA 17847.

This proposed action is for renewal of an NPDES permit for an existing discharge of filter backwash to West Branch Susquehanna River.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Sunbury intake located 10 miles downstream on the Susquehanna River.

The proposed effluent limits for Outfall 001, based on a design flow of 0.055 mgd, are:

<i>Discharge Parameter</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)					
pH (std. units)	within the range 6.0—9.0				
TSS		30		60	75
Aluminum		4.0		8.0	10.0
Iron		2.0		4.0	5.0
Manganese		1.0		2.0	2.5
Total Cl ₂ Residual*		0.5			2.3

*See Other Conditions concerning the 3-year compliance date, until then monitor and report.

Other Conditions:

1. The permittee shall comply with the effluent limitations for total residual chlorine (TRC), established on Page 2, Part A.1.b, within 3 years of the permit effective date.

These limitations are the estimated best available technology (BAT), defined in 25 Pa. Code § 93.5(f)(1)(i). The permittee may, at its option, submit to the Department a request for a facility specific BAT effluent limitation for TRC. The requests shall be accompanied by the results of studies which address the factors given in 25 Pa. Code § 93.5(f)(1)(i).

Requests shall be submitted at least 180 days prior to the 3-year compliance date. The Department will, upon review and approval of the request, amend the BAT limit to reflect facility specific factors, as appropriate.

The EPA waiver is in effect.

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>
PA0083488	Stonebridge Health and Rehabilitation Center 102 Chandra Drive Duncannon, PA 17020	Perry Penn Township	Little Juniata Creek	TRC
PA0081515	Lancaster County Career and Technology Center (Brownstown Campus) 1730 Hans Herr Drive P. O. Box 527 Willow Street, PA 17584-0527	Lancaster West Earl Township	Conestoga Creek	TRC
PA0021237	Newport Borough Municipal Authority 231 Market Street Newport, PA 17074	Perry Newport Borough	Juniata River	TRC

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

Applications under the Pennsylvania Clean Streams Law

(Part II Permits)

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

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

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact the 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).

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

WQM Permit No. 2599413. Sewage. **Idyll Whyle Village, Inc.**, 700 Skyline Drive, McKean, PA 16426. This project is for the modification of an existing wastewater treatment plant to reduce pollutants in McKean Township, **Erie County**.

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

WQM Permit No. 2399406. Sewerage. **Brandywine Operating Partnership, L. P.**, 16 Campus Boulevard, Suite 150, Newtown Square, PA 19073. Applicant requests the approval for the construction and operation of an onsite sewage disposal system to serve two proposed office buildings located in Newtown Township, **Delaware County**.

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

A. 4599403. Pocono Valley Personal Care Center, R. R. 1, Box 1416, Stroudsburg, PA 18360. Application to construct wastewater treatment system to replace malfunctioning system, located in Hamilton Township, **Monroe County**. Application received in the Regional Office—July 20, 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. 0599403. Sewage, submitted by **William Knisley**, R. D. 1, Box 307, Alum Bank, PA 15521, West St. Clair Township, **Bedford County**, to construct a small flow

wastewater treatment facility to serve a single family residence was received in the Southcentral Region on July 13, 1999.

A. 0599404. Sewage, submitted by **William Knisley**, R. D. 1, Box 307, Alum Bank, PA 15521, West St. Clair Township, **Bedford County**, to construct a small flow wastewater treatment facility to serve a single family residence was received in the Southcentral Region on July 13, 1999.

A. 0599405. Sewage, submitted by **William Knisley**, R. D. 1, Box 307, Alum Bank, PA 15521, West St. Clair Township, **Bedford County**, to construct a small flow wastewater treatment facility to serve a single family residence was received in the Southcentral Region on July 13, 1999.

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

A. 1193405-A1. Sewerage. **US Department of Justice, Federal Bureau of Prisons**, US Custom House, 7th Floor Second and Chestnut Sts., Philadelphia, PA 19106. Application for the installation and operation of a UV disinfection to serve the Loretto Federal Corrections Institute STP located in Allegheny Township, **Cambria County**.

A. 3299404. Sewerage. **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701. Application for the construction and operation of a sewage treatment plant, sewers and appurtenances, pump station and outfall and headwall to serve the Creekside STP located in Washington Township, **Indiana County**.

A. 6599408. Sewerage. **David Hribar**, R. R. 3, Box 40B, New Florence, PA 15944. Application for the construction and operation of a single residence sewage treatment plant to serve the Hribar residence on Bergstrom Hollow located in Ligonier Township, **Westmoreland County**.

INDIVIDUAL PERMITS

(PAS)

Stormwater Individual

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

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

Persons wishing to comment on the proposed permit are invited to submit a statement to the Regional Office or County Conservation District Office indicated as the responsible office, within 30 days from the date of this public notice. A copy of the written comments should be sent to the County Conservation District Office. Com-

ments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Regional Office of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the Regional Office considers the public response significant.

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

The application and related documents, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the County Conservation District Office or the Department Regional Office indicated above the application.

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

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

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

NPDES Permit PAS10Q179. Stormwater. **Westmount, L. P.** Jack Gross, 1024 North 30th Street, Allentown, PA 18104, has applied to discharge stormwater from a construction activity located in the City of Allentown, **Lehigh County**, to Little Lehigh Creek.

Northcentral Regional Office: Regional Water Management Program Manager, 208 W. 3rd St., Suite 101, Williamsport, PA 17701, (717) 327-3574.

Clinton County Conservation District, 36 Spring Run Rd., Room 104, Mill Hall, PA 17751-9543, (570) 726-3798.

NPDES Permit PAS101917. Stormwater. **CNG Transmission Corp.**, 445 West Main St., Clarksburg, WV 26301, has applied to discharge stormwater from a construction activity located in Leidy Township, **Clinton County** to Shintown Run and R. Fork Hevner Run.

SAFE DRINKING WATER

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

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

0391501-A3. Kittanning Suburban Joint Water Authority, R. R. 1, Box 23, Adrian, PA 16210-9712. Installation of a fluoridation system at the Authority's water treatment plant serving East Franklin Township, **Armstrong County**.

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

A. 1599511. Public water supply. **Southdown Properties, Inc.**, 55 Country Club Drive, Suite 200, Down-

ingtown, PA 19335. This proposal involves the use of Well No. 1 as a backup supply well for the Wetherill Estates Subdivision's existing water supply system in West Vincent Township, **Chester County**.

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

4097507. Public water supply. **Fieldcrest Water Assn.**, James Dicton, 822 Park Ave., Shavertown, PA 18708. This proposal involves an application for permit for an existing public water supply system consisting of a well with disinfection and manganese green sand filtration. It is located in Jackson Township, **Luzerne County**.

5499503. Public water supply. **Eagle Rock Utility Corporation**, Randy Grace, 3500 Maple Ave., Suite 1400, Dallas, TX 75206-4146. This proposal involves the approving of a 200 gpm well, a sodium hypochlorite disinfection facility with control building, a 200,000 gallon glass lined-steel storage tank, and extensions of the existing distribution piping. It is located in Hazle Township, **Luzerne County**. *Engineer: David A. Brinjac, Jr. Brinjac, Kambie & Associates.*

HAZARDOUS SITES CLEANUP

Under the Act of October 18, 1988

Proposed Settlement Under the Comprehensive Environmental Response, Compensation and Liability Act and the Hazardous Sites Cleanup Act

**Malvern TCE Superfund Site
East Whiteland Township, Chester County**

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305), and the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) (42 U.C.S.A. §§ 9601—9675) has entered into a settlement regarding remediation and past and future response costs related to the Malvern TCE Superfund Site. The settlement involves a Consent Decree to be lodged in the United States District Court for the Eastern District of Pennsylvania, between the Department, the United States Environmental Protection Agency (USEPA), and Action Manufacturing Company, Inc., ALCOA, Inc., Armstrong World Industries, Inc., Barker Pipe Fittings, Beckett Corporation, Bulova Technologies, LLC, CABOT Corporation, Chemetall Foote Corporation, Delbar Products, Inc., Fischer & Porter Company, General Electric Company, General Motors Corporation, Hamilton Precision Metals, Inc., Handy & Harman Tube Company, Hercules Inc., Kim Manufacturing Company, Lansdale, Inc., L-3 Communications, LaFrance Corporation, Lucent Technologies Inc., Moore Products, The Morning Call, Inc., NW Controls, Inc., Plymouth Tube Company, Porter Instrument Company, Inc., PP&L, Inc., Reilly Plating Company, Rex Heat Treat, SUNROC Corporation, Syntex Inc., Unisys Corporation, USG Corporation, Vishay Intertechnology, Inc., and VIZ Liquidation Trust (Settling Defendants).

The Malvern TCE Superfund Site (site) is located in a residential and wooded area of East Whiteland Township, Chester County, PA. The site includes a 5 acre property owned by Chemclene Corporation, as well as surrounding property owned by Spring Ridge Management Company.

From 1952 until 1992, Chemclene used the site to store, sell and reclaim industrial cleaning solvents, which were used for degreasing metal parts and other cleaning purposes. The soil and groundwater at the site is contaminated with volatile organic compounds, including trichloroethene (TCE), 1,1,1-trichloroethane (1,1,1-TCA), tetrachloroethylene (PCE) and methylene chloride (MEC).

The Department asserts that the Settling Defendants all have liability under section 701 of the HSCA and section 107 of CERCLA as generators of hazardous substances released at the Malvern TCE Superfund Site.

The settlement referenced above would resolve certain claims of the Department against the Settling Defendants for reimbursement of response costs incurred by the Department. Additionally, under the terms of the Consent Decree, Settling Defendants are agreeing to implement the remedy at the site. Upon payment and performance of work under the Consent Decree, Settling Defendants resolve any liability they may have with the Department and are eligible for contribution protection under the HSCA and CERCLA regarding matters addressed in the Consent Decree, as provided in HSCA section 705(c)(2), 35 P. S. § 6020.705(c)(2) and CERCLA section 113(f), 42 U.S.C.A. § 9613(f).

This notice is provided under section 1113 of the HSCA. The United States Department of Justice intends to file the Consent Decree with the United States District Court for the Eastern District of Pennsylvania upon the filing by the Department of its response to the significant written comments. The Consent Decree which contains the specific terms of the settlement is available for public review and comment. The Consent Decree can be examined from 8 a.m. to 4 p.m. at the Department's office at Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, by contacting April Flipse at (610) 832-5937. A public comment period on the Consent Decree will extend for 60 days from today's date. Persons may submit written comments regarding the Consent Decree to the Department by October 20, 1999, by submitting them to April Flipse at the previous address.

BENEFICIAL USE DETERMINATIONS

Application for the determination of applicability for General Permit received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations for municipal and residual waste.

Northcentral Regional Office: Regional Solid Waste Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3653.

General Permit No. WMGR038NC004. The Recycling Environmental Group, Inc. (29 Frosty Valley Rd., Bloomsburg, PA 17815). Application for determination of applicability for a tire processing facility located in Hemlock Township, **Columbia County**, received in the regional office on July 29, 1999.

Interested parties or municipalities may submit comments to the Department within 60 days. Comments should be addressed to Richard L. Bittle, Waste Management, 208 W. Third St., Suite 101, Williamsport, PA 17701.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Applications received 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. WMGI012. Centocor, Inc., 200 Great Valley Parkway, Malvern, PA 19355-1307. An application was received for infectious waste processing of hybridoma cells using sodium hydroxide. The Department accepted the application as administratively complete on August 6, 1999.

Comments concerning the application should be directed to Ronald C. Hassinger, Chief, General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472. Persons interested in obtaining more information about the general permit application may contact the Division at (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

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. Any comments or protests filed with the Department's Regional Offices must include

a concise statement of the objections to the issuance of the plan approval or operating permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior to the date of the hearing.

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

OPERATING PERMITS

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.

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

22-05012: Bethlehem Steel Corp. (215 South Front Street, Steelton, PA 17113), in Steelton Borough, **Dauphin County**. The facility's major sources of emissions include two boilers, two electric arc furnaces, soaking pits, heating furnaces and other sources which primarily emit NO_x, SO_x and VOC.

28-05002: Letterkenny Army Depot (US Department of Defense, Chambersburg, PA 17201), in Letterkenny Township, **Franklin County**. The Depot Systems Command installation primarily emits volatile organic compounds (VOCs), nitrogen oxides (NO_x), sulfur oxides (SO_x) and particulate matter (PM).

38-05002: Alcoa Inc. (3000 State Drive, Lebanon, PA 17042), in South Lebanon Township, **Lebanon County**. The secondary aluminum production facility primarily emits volatile organic compounds (VOC) and nitrogen oxides (NO_x).

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

TV-11-00288: Johnstown America Corp., Freight Car Division (17 Johns Street, Johnstown, PA 15901), for their Franklin Plant in Franklin Borough, **Cambria County**. The facility's major sources of emissions include rail car painting operations, which emit major quantities of volatile organic compounds.

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

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

45-302-061: Tobyhanna Army Depot, Department of the Army (Attn: AMSEL-LC-TY-RK-E, 11 Hap Arnold Blvd., Tobyhanna, PA 18466), for operation of a boiler in Coolbaugh Township, **Monroe County**.

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

05-310-010D: New Enterprise Stone & Lime Co., Inc. (P. O. Box 77, New Enterprise, PA 16664), for operation of a limestone crushing plant controlled by wet suppression at the Ashcom Quarry in Snake Spring Township, **Bedford County**. This source is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

05-310-016: New Enterprise Stone & Lime Co., Inc. (P. O. Box 77, New Enterprise, PA 16664), for operation of a portable limestone crushing—wash plant controlled by wet suppression at the Ashcom Quarry in Snake Spring Township, **Bedford County**. This source is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

38-318-015B: Alcoa Inc. (3000 State Drive, Lebanon, PA 17042), for operation of the No. 95 aluminum coil/foil coating line controlled by a catalytic incinerator in South Lebanon Township, **Lebanon County**.

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

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

14-310-022: Glenn O. Hawbaker, Inc. (450 East College Avenue, Bellefonte, PA 16823), for operation of a fine aggregate washing plant and associated air cleaning device (a water spray dust suppression system) in Spring Township, **Centre County**.

60-302-016A: Federal Bureau of Prisons (P. O. Box 1000, Lewisburg, PA 17837), for operation of two natural gas/no. 2 fuel oil-fired boilers at the Lewisburg Penitentiary in Kelly Township, **Union County**. These boilers are subject to Subpart Dc of the Federal Standards of Performance for New Stationary Sources.

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

OP-63-00502: Nitrous Oxide Corp. (P. O. Box 241, Donora, PA 15033), for operation of nitrous oxide production at Donora Plant in Carroll Township, **Washington County**.

OP-11-00377: New Enterprise Stone & Lime Co., Inc. (P. O. Box 77, New Enterprise, PA 16664), for operation of construction material manufacturing at Ebsburg Pulverizing Plant in Cambria Township, **Cambria County**.

OP-63-00544: Spartec Polycom (90 West Chestnut Street, Washington, PA 15301), for operation of resin compounding at Plant No. 2 in Donora Borough, **Washington 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.

36-03008B: Tyson Foods Inc. (403 South Custer Avenue, New Holland, PA 17557-0901), for installation of a new boiler in Earl Township, **Lancaster County**. This source is subject to 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units.

36-05103A: Dana Corp. (2919 Old Tree Drive, Lancaster, PA 17603), for reactivation of an existing paint booth in East Hempfield Township, **Lancaster County**.

67-03054A: York Mold, Inc. (3865 North Street, York, PA 17345), for modification of an air pollution control system in East Manchester Township, **York County**.

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

49-309-008D: Watsonstown Brick Co. (P. O. Box 68, Watsonstown, PA 17777), for construction of an impact mill in Delaware Township, **Northumberland County**. The impact mill is subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources.

08-322-002: MM Northern Tier Energy LLC (1221 Nicollet Mall, Suite 700, Minneapolis, MN 55403-2445), for construction of a 1,306 horsepower landfill gas-fired engine at the Northern Tier Solid Waste Authority landfill in West Burlington Township, **Bradford County**.

08-301-017: Northern Bradford Crematory (52 McArdle Road, Sayre, PA 18840-9414), for construction of a crematory incinerator in South Waverly Borough, **Bradford County**.

53-399-006C: St. Mary's Carbon Co. (P. O. Box 1, Route 6 West, Galeton, PA 16922), for construction of a powdered metal parts sintering furnace in Pike Township, **Potter County**.

OP-49-0013A: Celotex Corp. (4010 Boy Scout Boulevard, Tampa, FL 33607), for installation of an air cleaning device (a regenerative thermal oxidizer) on a fiberboard dryer in the City of Sunbury, **Northumberland County**.

OP-55-0005A: Wood-Mode, Inc. (1 Second Street, Kreamer, PA 17833), for installation of an air cleaning device (a regenerative thermal oxidizer) on two wood cabinet finishing spray booths (Building A2) in Mid-dlecreek Township, **Snyder County**.

TVOP-49-00019A: Atlantic Refining & Marketing Corp. and Sunoco, Inc. (R&M) (Ten Penn Center, 1801 Market Street, Philadelphia, PA 19103-1699), for installation of a second air cleaning device, a refrigeration vapor

recovery unit, on a gasoline truck loading rack at the Northumberland Terminal in Point Township, **Northumberland County**.

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

PA-10-300B: Spang & Co.—Magnetics Division (796 East Butler Road, Butler, PA 16001), for construction of an automated paint line and curing oven (magnetic powder cores at 6.35 fpm), with regenerative thermal oxidation control in East Butler Borough, **Butler County**.

PA-10-021F: Indspec Chemical Corp. (133 Main Street, P. O. Box 307, Petrolia, PA 16050-0307), to replace the no. 4 sodium sulfite/sulfate kiln with a larger gas-fired kiln in Petrolia, **Butler County**. The existing kiln is 2.7 mmBTU/hr and the new kiln is 3.5 mmBTU/hr. The exhaust fan from the kiln will increase from 3,220 acfm to 4,200 acfm.

PA 20-285A: Electro-Generators, LLC (701 East Spring Street, Titusville, PA 16354), for construction of an electric co-generation facility (maximum 32 Mega-Watt combustion turbine), in Titusville, **Crawford County**. This construction is subject to the new source performance standard 40 CFR 60 Subpart GG, Standards of Performance for Stationary Gas Turbines.

REASONABLY AVAILABLE CONTROL TECHNOLOGY

(RACT)

Public Hearing

Armco Inc., Mercer County

The Department of Environmental Protection (Department) will conduct a public hearing on September 13, 1999, beginning at 1 p.m. in the Air Quality Conference Room of the DEP Regional Office Building located at 230 Chestnut Street, Meadville, PA 16335-3407.

The hearing is for the Department to accept testimony concerning its decision to approve, with conditions, Reasonably Available Control Technology (RACT) plan by Armco Inc., Sawhill Tubular Division, Sharon Operations, 200 Clark Street, Sharon, PA, to meet the requirements under 25 Pa. Code §§ 129.91—129.95 (RACT), concerning the emissions of oxides of nitrogen (NOx) and volatile organic compounds (VOC) from various air contamination sources. The final RACT proposal will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan. This facility is located in Mercer County.

The proposed SIP revisions do not adopt new regulations. They incorporate the provisions and requirements contained in the RACT approval for the facility to comply with current regulations.

The preliminary RACT determination, if finally approved, will be incorporated into Plan Approvals and/or Operating Permits for the facility and will be submitted to the EPA as a revision to Pennsylvania's State Implementation Plan.

The following is a summary of the preliminary VOC RACT determination for Armco Inc., Sawhill Tubular Division.

1. The following sources shall be installed, operated and maintained in accordance with the manufacturer's specifications:

a) Continuous Weld (CW) Furnace

b) North and South Boilers

c) No. 1 and No. 2 Galvanizing Furnace/Superheaters

d) Space Heaters (304)

e) VOC Storage Tanks (3)

f) Cold Solvent Cleaning Stations (Parts Washers—10 stations)

2. An annual adjustment or tune-up on the combustion process is required on the Continuous Weld (CW) Furnace. The company shall keep a log of the date of the tune-up and any maintenance performed on the furnace. This log shall be kept for a period of at least 5 years and made readily available to Department personnel upon request.

3. Each emergency generator shall comply with 25 Pa. Code § 129.93(c)(5). Each generator shall not operate more than 500 hours in a consecutive 12-month period. An operational log shall be kept for each generator for a period of at least 5 years. The log shall be made readily available to Department personnel upon request.

4. Plantwide Cleanup Solvents consists of eight individual sources. Each individual source shall not exceed 2.7 ton based on a 12-month rolling total. A daily log shall be maintained of all solvent used and the amount of VOC emitted for each individual source. This log shall be kept for a period of at least 5 years and made readily available to Department personnel upon request. An annual report shall be submitted to the Department listing solvent usage and VOC emissions from each individual cleanup source. The report shall be submitted by January 31, 2000 and every year thereafter.

5. This RACT approval applies to the emission of NOx and VOC pollutants only. Emission of other pollutants, including criteria pollutants, shall be governed by the existing Plan Approvals, Operating Permits and applicable requirements and other rules and regulations of the Department which are incorporated herein by reference and made part of this permit.

For the above facility, a public hearing will be held for the purpose of receiving comments on the above proposed Plan Approval and/or Operating Permit and the proposed SIP revisions. The public hearing is scheduled Monday, September 13, 1999, 1 p.m.—3 p.m., at the Air Quality Conference Room, DEP Regional Conference Room, 230 Chestnut Street, Meadville, PA 16335-3407.

Persons wishing to present testimony at the hearing should contact Lori McNabb, Air Pollution Control Engineer, DEP, 270 Chestnut Street, Meadville, PA 16335-3494, (814) 332-6940 at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes and two written copies of the oral testimony are required. Each organization is requested to designate one witness to present testimony in its own behalf.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Lori McNabb, (814) 332-6940, or the Pennsylvania AT&T relay service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Those unable to attend the hearing but wish to comment should provide written comments to the previously noted contact person. Comments should be submitted within 30 days of the date of this publication notice.

All the pertinent documents (applications, review memos and draft approvals) are also available for review

from 8 a.m. to 4 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the contact person noted previously.

MINING

APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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

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

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

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

Written comments or objections should contain the name, address and telephone number of persons submitting comments or objections; application number; and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based. Requests for an informal conference must contain the name, address and telephone

number of requestor; application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

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

Coal Applications Received

49783007R3. Blaschak Coal Corp. (P. O. Box 12, Mahanoy City, PA 17948), renewal of an existing anthracite surface mine operation in Coal Township, **Northumberland County** affecting 323.0 acres, receiving stream—none. Application received July 30, 1999.

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

17831601. River Hill Coal Co., Inc. (P. O. Box 141, Kylertown, PA 16847), to renew the permit for the Belford Siding in Karthuas Township, **Clearfield County**, no additional discharges. Application received July 6, 1999.

30841307. Cyprus Emerald Resources Corp. (P. O. Box 1020, 145 Elm Dr., Waynesburg, PA 15370), to revise the permit for the Emerald Mine in Franklin Township, **Greene County** to revise subsidence control plan to allow greater than 50% extraction under the Kent farm, no additional discharges. Application received July 14, 1999.

32743710. Helvetia Coal Co. (P. O. Box 219, Shelocta, PA 15774), to renew the permit for the Refuse Disposal Area No. 1 in Center Township, **Indiana County**, renewal, no additional discharges. Application received July 23, 1999.

32941301. Keystone Coal Mining Corp. (P. O. Box 729, Indiana, PA 15701), to renew the permit for the Crooked Creek Mine in Washington Township, **Indiana County**, renewal, no additional discharges. Application received July 27, 1999.

17921603. Hepburnia Coal Co. (P. O. Box 1, Grampian, PA 16838), to renew the permit for the Bells Landing Tipple in Greenwood Township, **Clearfield County**, renewal, no additional discharges. Application received July 29, 1999.

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

24890107. Senate Coal Mines, Inc. (One Energy Place, Suite 5100, Latrobe, PA 15650). Renewal of an existing bituminous surface steep, auger and coal ash placement operation in Horton Township, **Elk County** affecting 38.0 acres. Receiving streams: Johnson Run. Application received July 23, 1999.

33803012. Starr Coal Company (P. O. Box 245, Brockport, PA 15823). Renewal of an existing bituminous surface strip and auger operation in Washington Township, **Jefferson County**, affecting 94.3 acres. Receiving streams: Rattlesnake Run to Rattlesnake Creek to Little Toby Creek to Clarion River. Application received July 22, 1999.

10890103. State Industries, Inc. (P. O. Box 1022, Kittanning, PA 16201). Renewal of an existing bituminous surface strip operation in Parker Township, **Butler County**, affecting 150.5 acres. Receiving streams: Unnamed tributaries of Bear Creek to Bear Creek to the Allegheny River. Application for reclamation only. Application received July 29, 1999.

33940104. MSM Coal Company (P. O. Box 243, DuBois, PA 15801-0243). Renewal of an existing bitumi-

nous surface strip, auger and shale removal operation in Oliver Township, **Jefferson County** affecting 109.2 acres. Receiving streams: Two unnamed tributaries to Little Sandy Creek to Redbank Creek to the Allegheny River. Application for reclamation only. Application received July 30, 1999.

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

56880109. Permit Revision, **PBS Coals, Inc.** (P. O. Box 260, Friedens, PA 15541), for the purpose of reconstructing two stream channels and a request for a stream variance for the purpose of constructing a haul road stream crossing in Brothersvalley Township, **Somerset County**, affecting 154.2 acres, receiving stream unnamed tributaries of Bluelick Creek and Bluelick Creek. Application received July 30, 1999.

56813085. Permit Renewal for reclamation only, **Windber High Standard Coal Company** (1210 Graham Avenue, Windber, PA 15963), for continued restoration of a bituminous-auger strip mine in Stonycreek Township, **Somerset County**, affecting 764.3 acres, receiving stream unnamed tributaries to Stony Creek and to Stony Creek. Application received August 2, 1999.

32990110. **K.M.P. Associates** (R. R. 2, Box 194, Avonmore, PA 15618), commencement, operation and restoration of bituminous-auger-refuse removal strip mine in Young Township, **Indiana County**, affecting 46.0 acres, receiving stream unnamed tributaries to Harpers Run and Harpers Run to Blacklegs Creek to the Kiskiminetas River. Application received August 2, 1999.

56980105. Permit Revision, **Dunamis Resources, Inc.** (One Energy Place, Suite 4000, Latrobe, PA 15650), for a road variance to conduct surface coal mining activities within 100 feet of Township Route T-639 in Lincoln Township, **Somerset County**, affecting 93.0 acres, receiving stream UNT to North Branch of Quemahoning Creek and UNT to Horner Run. Application received August 5, 1999.

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.

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

E40-527. Encroachment. **Pennsylvania Department of Transportation**, District 4-0, P. O. Box 111, Scranton, PA 18501. To remove the existing structure and to construct and maintain a road crossing of Huntington Creek (HQ-CWF), consisting of twin 16.0-foot × 7.0-foot culverts with their inverts depressed 1.0-foot below streambed elevation. The left culvert will have a 1.0-foot-high weir at its inlet. The project is located on S. R. 4024, Section 270, approximately 6,000 feet south of the intersection of S. R. 4024 (Grassy Pond Road) and S. R. 0118 (Sweet Valley, PA Quadrangle N: 8.2 inches; W: 5.9 inches), Ross Township, **Luzerne County** (Baltimore District, U. S. Army Corps of Engineers).

E48-284. Encroachment. **Milford Builders, Inc.**, 1590 Canary Road, Quakertown, PA 18951-5346. To place and maintain fill in 0.23 acre of wetlands and to construct and maintain 34 linear feet of 14-foot × 3-foot box culvert and 50 linear feet of 23-inch × 14-inch R.C.P. culvert in tributaries to Indian Creek on Manor Drive in the Foxdale Manor Subdivision, located on Sycamore Drive (T-635) (Palmerston, PA Quadrangle N: 1.05 inches; W: 2.3 inches), Lehigh Township, **Northampton County** (Philadelphia District, U. S. Army Corps of Engineers).

E58-230. Encroachment. **Pennsylvania Department of Transportation**, District 4-0, P. O. Box 111, Scranton, PA 18501. To remove the existing structure and to construct and maintain a road crossing of the North Branch Wyalusing Creek (CWF), consisting of twin 16.5-foot × 8.5-foot reinforced concrete box culverts with their inverts depressed 1.0-foot below streambed elevation. The project includes placement of fill in 0.13 acre of wetlands for the construction of the winged walls. The project is located on S. R. 0858, Section 571, approximately 1 mile south of the intersection of S. R. 0858 and S. R. 4017 (Lawton, PA Quadrangle N: 16.9 inches; W: 14.4 inches), Middletown Township, **Susquehanna County** (Baltimore District, U. S. Army Corps of Engineers).

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

E07-315. Encroachment. **Bureau of Abandoned Mine Reclamation**, P. O. Box 149, Ebensburg, PA 15931. To relocate approximately 390 feet of stream channel of an unnamed tributary to Glenwhite Run (CWF) in conjunction with the construction of a passive wetland treatment system which includes two sediment basins, a vertical flow wetland and an aerobic wetland for the purpose of providing acid mine drainage abatement in the Glenwhite watershed located about 2.0 miles north of the Penn Central Railroad's Horseshoe Curve (Ashville, PA Quadrangle N: 0.7 inch; W: 2.2 inches) in Logan Township, **Blair County**.

E67-672. Encroachment. **Weis Market, Inc., Store No. 92**, 1000 South Second Street, Sunbury, PA 17801. To construct and maintain a 220 linear foot pipe extension of an existing 47-inch by 71-inch corrugated metal pipe arch

culvert in an unnamed tributary to Little Conewago Creek for the purpose of expanding the existing Weis Market Store No. 92 located west of Emig Mill Road across from Grandview Avenue (West York, PA Quadrangle N: 19.4 inches; W: 9.0 inches) in Dover Township, **York County**.

E67-674. Encroachment. **Equine Meadows Associates, LP**, 1701 W. Market St., York, PA 17404. To place fill in a de minimis area of wetlands equal to 0.033 acre for the purpose of constructing Springwood Road and associated inlets in an unnamed tributary to Mill Creek for the proposed Equine Meadows residential subdivision located south of Cape Horn Road (SR 0024) approximately 3,500 feet southeast of its intersection with Lombard Road (Red Lion, PA Quadrangle N: 6.0 inches; W: 17.0 inches) in York Township, **York County**.

E67-675. Encroachment. **Northeastern York County Sewer Authority**, P. O. Box 516, Mount Wolf, PA 17347. To place fill in 0.3 acre of wetlands for the purpose of constructing an access road associated with a 6,200 linear foot sewer replacement along Hartman Run beginning at the intersection of Maple Street and Plane Tree Avenue in Manchester Borough and running south (York Haven, PA Quadrangle N: 10.0 inches; W: 12.65 inches) in East Manchester Township, Manchester Borough and Mount Wolf Borough, **York County**. The permittee is required to provide a minimum of 0.03 acre of replacement wetlands.

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

E02-1282. Encroachment. **Robert W. Siebert**, P. O. Box 34, Cheswick, PA 15024-0034. To construct and maintain an 81 inch by 59 inch elliptical stream enclosure in an unnamed tributary to the Allegheny River (WWF) for the purpose of correcting an erosion problem at the site of the existing marina. The project is located on the right bank of the Allegheny River, approximately 3,000 feet southeast from the intersection of Route 28 and the PA Turnpike (New Kensington West, PA Quadrangle N: 7.4 inches; W: 9.9 inches) in Harmar Township, **Allegheny County**.

E63-473. Encroachment. **Pennsylvania Turnpike Commission**, P. O. Box 67676, Harrisburg, PA 17106-7676. To remove the existing structures and to construct and maintain a 10.5 foot by 5 foot box culvert (depressed 1 foot) 100 feet long and a 10 foot by 7 foot box culvert (depressed 1 foot) 528 feet long in Dry Run (WWF) to permanently place and maintain fill within 0.45 acre of palustrine forested, scrub/shrub and emergent wetlands, and to temporarily place and maintain fill within 0.03 acre of palustrine emergent wetlands. This work is being done in conjunction with the Mon/Fayette Expressway (S. R. 0043) construction Section 52F2, consisting of a four lane limited access divided toll highway (Project starts at Monongahela, PA Quadrangle N: 10.3 inches; W: 13.7 inches and ends at Monongahela, PA Quadrangle N: 15.1 inches; W: 16.0 inches). The wetland replacements were constructed under Pennsylvania Department of Environmental Protection Permit No. E02-1132 for this project.

E65-729. Encroachment. **Lewis L. Cole**, R. D. 1, Box 384, Derry, PA 15627-9753. To place and maintain fill along 532 feet of Four Mile Run (WWF) for the purpose of raising property level located off of Beatty Flats Road (Latrobe, PA Quadrangle N: 9.7 inches; W: 6.8 inches) in Unity Township, **Westmoreland County**.

E65-730. Encroachment. **Pennsylvania Department of Transportation**, Engineering District 12-0, P. O. Box

459, Uniontown, PA 15401-0459. To remove the existing structures and to construct and maintain the following structures and activities for the purpose of widening U. S. 22 to four lanes and improve transportation safety:

- Construct and maintain a prestressed concrete I-beam bridge having three normal spans of 36.65 meters, 35.90 meters and 36.65 meters and an underclearance of 18.1 meters over Loyalhanna Creek (WWF). During construction, the applicant proposes the construction and maintenance of two nonconcurrent temporary crossings consisting of six 1.22-meter diameter pipes at Station 23 + 875.

- Extend and maintain a 4.86-meter 3.51-meter reinforced concrete box culvert with its invert depressed 0.3 meter for a distance of 69 meters in an unnamed tributary to Loyalhanna Creek (WWF). During construction, the applicant proposes the construction and maintenance of a temporary crossing consisting of three 0.6 meter diameter pipes at Station 23 + 228.

- Extend and maintain a 3.05-meter 1.98-meter reinforced concrete box culvert with its invert depressed 0.46 meter for a distance of 12.9 meters in an unnamed tributary to Loyalhanna Creek (WWF). During construction, the applicant proposes the construction and maintenance of a temporary crossing consisting of two 0.6 meter diameter pipes at Station 24 + 786.7.

- Extend and maintain a 3.05-meter × 1.68-meter reinforced concrete box culvert with its invert depressed 0.54 meter for a distance of 21.8 meters in an unnamed tributary to Loyalhanna Creek (WWF) at Station 25 + 244.8.

- Extend and maintain a 3.05-meter × 1.68-meter reinforced concrete box culvert with its invert depressed 0.76 meter for a distance of 6.5 meters in an unnamed tributary to Loyalhanna Creek (WWF) on S. R. 981, Station 12 + 977.5.

- Relocate and maintain an unnamed tributary to Loyalhanna Creek (WWF) for a distance of 57.32 meters at Station 23 + 228.

- Relocate and maintain an unnamed tributary to Loyalhanna Creek (WWF) for a distance of 69.0 meters at Station 24 + 786.7.

- To permanently place and maintain fill within 0.06 hectare of palustrine forested wetland, 0.19 hectare of palustrine scrub/shrub wetlands, and 0.11 hectare of palustrine emergent wetlands.

- To temporarily place and maintain fill within 0.28 hectare of palustrine forested wetlands, 0.242 hectare of palustrine scrub/shrub wetlands, and 0.291 hectare of palustrine emergent wetlands.

The project is located along S. R. 0022 starting at its western interchange with S. R. 0119 and extending eastward approximately 2 miles (Saltsburg, PA Quadrangle N: 3.7 inches; W: 9.7 inches) in New Alexandria Borough, Derry Township and Salem Township, **Westmoreland County**. The applicant proposes the creation of 0.36 hectare of replacement wetlands within the Loyalhanna Watershed.

E02-1284. Encroachment. **Orix-Woodmont Deer Creek I Venture, L. P.**, 6500 West Freeway, Suite 900, Fort Worth, TX 76116. To relocate and maintain approximately 3,765 feet of the channel of Deer Creek, to construct and maintain a stream enclosure consisting of an arch culvert having a span of 43.6 feet with an underclearance of 22.6 feet in said stream and to place

and maintain fill in approximately 6.95 acres of wetlands (PEM/PSS) for the purpose of relocating S. R. 910 and constructing a retail shopping center located north from the intersection of S. R. 910 and S. R. 28 (New Kensington West, PA Quadrangle N: 9.0 inches; W: 11.5 inches) in Harmar Township, **Allegheny County**. The applicant proposes to construct 10.05 acres of replacement wetlands.

E65-731. Encroachment. Pennsylvania Department of Transportation, Engineering District 12-0, P. O. Box 459, Uniontown, PA 15401. To remove the existing structure and to construct and maintain a precast concrete adjacent plank bridge having a single normal span of 25.0 feet and an underclearance of 5.1 feet over Buffalo Run (WWF). The project is located on S. R. 3089, Section G02, Segment 0140, offset 0248 just south of Hunker (Mt. Pleasant, PA Quadrangle N: 13.9 inches; W: 17.4 inches) in Hempfield and East Huntingdon Townships, **Westmoreland County**.

E65-732. Encroachment. New Kensington-Arnold School District, 701 Stevenson Boulevard, New Kensington, PA 15068. To repair, operate and maintain two existing single span pedestrian bridges each having a normal span of 46.0 feet and an underclearance of 7.0 feet and two single span vehicular bridges having normal spans of 48.0 feet and 34.0 feet respectively and an underclearance of 7.0 feet across Little Pucketa Creek (TSF) located approximately 0.1 mile off of Route 56 (New Kensington West, PA Quadrangle N: 12.0 inches; W: 0.85 inch) in the City of New Kensington, **Westmoreland County**.

ACTIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

Parameter

CBOD₅
Total Suspended Solids
pH
Total Residual Chlorine

The EPA waiver is in effect.

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

NPDES Permit No. PA0005304, Amendment No. 2. Industrial waste. **United Refining Company**, P. O. Box 780, Warren, PA 16365, is authorized to discharge from a facility located in the City of Warren, **Warren County** to Glade Run and the Allegheny River.

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).

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

PA 0063959. Sewerage, **Elaine T. Willis**, Executrix for Helen Lutkoski, 189 Old New London Road, Salem, CT 06420.

This proposed action is for issuance of an NPDES permit to discharge treated sewage into Deep Run in Tobyhanna Township, **Monroe County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the evaluation was done at the point of discharge.

The proposed effluent limits for Outfall 001, based on a design flow of 400 gpd are:

<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
10	20
20	40
6.0 to 9.0 standard units at all times. monitor and report	

NPDES Permit No. PA0033031. Sewerage. **DCNR—Pymatuning State Park, Tuttle Campground Water Treatment Plant**, 2660 Williamsfield Road, Jamestown, PA 16134, is authorized to discharge from a facility located in North Shenango Township, **Crawford County** to a dry/intermittent tributary of the Pymatuning Reservoir.

NPDES Permit No. PA0221279. Sewage. **Station Road Property Owner's Association**, 6992 Station Road, Erie, PA 16510-4755, is authorized to discharge from a facility located in Harborcreek Township, **Erie County** to an unnamed tributary to Six Mile Creek.

WQM Permit No. 4399417. Sewerage, **Glenn E. Green SRSTP**, 88 Clarksville St., Greenville, PA 16125. Construction of Glenn E. Green SRSTP located in Salem Township, **Mercer County**.

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

WQM Permit No. 0999420. Sewage. **East Rockhill Township**, 1622 Ridge Road, Perkasio, PA 18944-2296. Approval for the construction and operation of a sanitary sewer interceptor to serve the wastewater treatment plant located in East Rockhill Township, **Bucks County**.

WQM Permit No. 4699417. Sewerage. **Worcester Township**, 1721 Valley Forge Road, P. O. Box 767, Worcester, PA 19490-0767. Approval for the modification and operation of an existing sewage pump station to serve Meadowood Retirement community and elementary school located in Worcester Township, **Montgomery County**.

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

NPDES Permit No. PA0004073. Industrial waste, **USS, a Division of USX, Inc.**, 600 Grant Street, Pittsburgh, PA 15219, is authorized to discharge from a facility located at Irvin Works, West Mifflin Borough, **Allegheny County** to receiving waters named Monongahela River.

NPDES Permit No. PA0026751. Sewerage, **Borough of Indiana**, 80 North Eighth Street, Indiana, PA 15701, is authorized to discharge from a facility located at Borough of Indiana WPCP, Center Township, **Indiana County** to receiving waters named Two Lick Creek.

NPDES Permit No. PA0090433. Sewerage, **Big Oak Village MHP**, Big Oak Village Lot 52, Graceton, PA 15748, is authorized to discharge from a facility located at Big Oak Village Mobile Home Park STP, Center Township, **Indiana County** to receiving waters named Two Lick Creek.

NPDES Permit No. PA0098973. Sewerage, **Cone-maugh Township Area Sewer Authority**, P. O. Box 429, Davidsville, PA 15928, is authorized to discharge from a facility located at Benson Sewage Treatment Plant, Paint Township, **Somerset County** to receiving waters named Stoney Creek.

NPDES Permit No. PA0215945. Sewerage, **Trinity Area School District**, 231 Park Avenue, Washington, PA 15301, is authorized to discharge from a facility located at

Trinity South Elementary School Wastewater Treatment Plant, Amwell Township, **Washington County** to receiving waters named Little Tenmile Creek.

Permit No. 0288428-A1. Sewage. **Gary A. Sippel**, 2591 Wexford Bayne Road, Suite 100, Sewickley, PA 15143. Construction to modify and reroute by addition of an equalization basin and dechlorinator located in Franklin Park Borough, **Allegheny County** to serve Stone Mansion Village STP.

Permit No. 3599402. **Lackawanna River Basin Sewer Authority**, P. O. Box 9068, Dickson City, PA 18519. Permit to relocate existing sanitary sewer interceptor line, located in Dickson City, **Lackawanna County**.

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

Permit No. 2299404. Sewage. **Middletown Borough Authority**, 60 West Emaus Street, Middletown, PA 17057. This permit approves the construction of biosolids processing facilities in Middletown Borough, **Dauphin County**.

Permit No. 2199404. Sewage. **East Pennsboro Township**, 98 South Enola Road, Enola, PA 17025. This permit approves the construction of sewers and appurtenances in East Pennsboro Township, **Cumberland County**.

Permit No. 2299403. Sewage. **Lower Swatara Township Municipal Authority**, 1499 Spring Garden Drive, Middletown, PA 17057. This permit approves the modification to the construction of a pump station in Lower Swatara Township, **Dauphin County**.

Permit No. 6799403. Sewage. **Northeast York County Sewer Authority**, 175 Chestnut Street, P. O. Box 516, Mount Wolf, PA 17347. This permit approves the construction of sewers and appurtenances in East Manchester Township, **York County**.

Permit No. PA 0052043. Industrial waste. **Mid-Atlantic Cannery Association**, 316 South Front Street, Hamburg, PA 19526, is authorized to discharge from a facility located in Hamburg Borough, **Berks County** to the receiving waters named Schuylkill River.

Permit No. PA 0052396. Industrial waste. **O-Z Gedney LLC**, 150 Birch Hill Road, Shoemakersville, PA 19555, is authorized to discharge from a facility located in Perry Township, **Berks County** to the receiving waters named Schuylkill River.

Permit No. PA 0032093. Sewerage. **PA Department of Conservation & Natural Resources (Shawnee State Park)**, 132 State Park Road, Schellsburg, PA 15559, is authorized to discharge from a facility located in Napier Township, **Bedford County** to the receiving waters named Shawnee Branch.

INDIVIDUAL PERMITS

(PAS)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10Q165	Fieldstone Associates 906 A. Cross Keys Drive Doylestown, PA 18901	Lehigh County Upper Macungie Township	Iron Run
PAS10Q123	Treetop Estates Development Corp. 7326 Spring Creek Rd. Macungie, PA 18062	Lehigh County Upper Macungie Township	Little Lehigh Cr.
PAS10Q173	Lucent Technologies 9999 Hamilton Blvd. Room 1A-004 Breinigsville, PA 18031-9356	Lehigh County Upper Macungie Township	Little Lehigh Cr.
PAS10U104	Oakleaf Properties, Inc. 824 Eighth St. Bethlehem, PA 18018	Northampton County Lower Saucon Township	Saucon Cr. & Cooks Cr.

**INDIVIDUAL PERMITS
(PAR)**

Approvals to Use NPDES and Other General Permits

The following parties have submitted (1) Notices of Intent (NOIs) for coverage under General NPDES Permit(s) to discharge wastewater into the surface waters of this Commonwealth; (2) NOIs for coverage under General Permit(s) for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania; or (3) Notifications for First Land Application of Sewage Sludge.

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 has reviewed the First Land Application of Sewage Sludge for the following sites and determined that the sites are suitable for land application of sewage sludge.

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

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

The Department of Environmental Protection has acted on the following requests for coverage under the specified General Permit as follows:

*List of
General Permit Type*

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

General Permit Type—PAG-2

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Upper Salford Township Montgomery County	PAR10-T542	Telvil Corporation 528 Main Street, Suite 101 Harleysville, PA 19438	Vaughn Runn	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Upper Hanover Township Montgomery County	PAR10-T409	Pennsburg Housing Partnership, LP 354 Darlington Road Media, PA 19063	Macoby Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Upper Dublin Township Montgomery County	PAR10-T543	PA Turnpike Commission P. O. Box 67676 Harrisburg, PA 17106	Tributary to Sandy Run	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Lehigh County S. Whitehall Township	PAR10Q116	Winchester Corporate Center, L. P. J. H. Shannon 620 W. Germantown Pike Suite 200 Plymouth Meeting, PA 19462	Jordan Cr.	Lehigh CD (610) 391-9583
Lehigh County Upper Saucon Township	PAR10Q126	Stabler Land Co. Robert Bower 4401 Camp Meeting Rd. Center Valley, PA 18034	Saucon Cr.	Lehigh CD (610) 391-9583
Luzerne County Wright Township	PAR10R175	Greater W-B Ind. Fund, Inc. 2 Public Sq., P. O. Box 5340 Wilkes-Barre, PA 18702	Big Wapwallopen Creek	Luzerne CD (570) 674-7991
Bradford County Canton Township	PAR100815	Hermit Hill Subdivision William S. Bray P. O. Box 525 Wellsboro, PA 16901	N/A	Bradford County CD Stoll Natural Resource Ctr. RR 5, Box 5030C Towanda, PA 18848 (570) 265-5539, Ext. 205
Bradford County Standing Stone Twp.	PAR100816	Palmer Subdivision R. R. 4, Box 45 Wyalusing, PA 18853	N/A	Bradford County CD Stoll Natural Resource Ctr. R. R. 5, Box 5030C Towanda, PA 18848 (570) 265-5539, Ext. 205
Bradford County Athens Township	PAR100818	McCoe Mobile Home Park 194 Emory Chapel Rd. Waverly, NY 14892	N/A	Bradford County CD Stoll Natural Resource Ctr. R. R. 5, Box 5030C Towanda, PA 18848 (570) 265-5539, Ext. 205
Centre County Ferguson Township	PAR10F098	Stonebridge Planned Residential Development Johnson Farm Assoc. 501 Rolling Ridge Dr. State College, PA 16801	Unt. to Slab Cabin Run	Centre County CD 414 Holmes Ave., Suite 4 Bellefonte, PA 16823 (814) 355-6817
Montour County Valley Township	PAR104720	Timothy S. Karr Valley Green Enterprises, Inc. 521 N. Derr Dr. Lewisburg, PA 17837	Mausdale Run/Mahoning Ck.	Water Management Soils and Waterways Section 208 W. 3rd St. Williamsport, PA 17701 (570) 327-3574
Butler County Adams Township	PAR10E106	Adams Development Group 5895 Hecket Road Bakerstown, PA 15007	Breakneck Creek	Butler Conservation District 122 McCune Drive Butler, PA 16001-6501 (724) 284-5270

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Butler County Butler Township	PAR10E108	W. J. Blumenschein & Son 9640 Babcock Boulevard Allison Park, PA 15101	Thorn Creek	Butler Conservation District 122 McCune Drive Butler, PA 16001-6501 (724) 284-5270
Butler County Saxonburg Borough	PAR10E113	Omega Properties P. O. Box 713 Saxonburg, PA 16056	Thorn Creek	Butler Conservation District 122 McCune Drive Butler, PA 16001-6501 (724) 284-5270

General Permit Type—PAG-3

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Quemahoning Township Somerset County	PAR606115	Stoystown Auto Wreckers P. O. Box 240 Stoystown, PA 15563	Stony Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

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, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Bedford County West St. Clair Township	PAG043622	William Knisley R. D. 1, Box 307 Alum Bank, PA 15521	UNT to Dunning Creek	Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Bedford County West St. Clair Township	PAG043623	William Knisley R. D. 1, Box 307 Alum Bank, PA 15521	UNT to Dunning Creek	Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Bedford County West St. Clair Township	PAG043624	William Knisley R. D. 1, Box 307 Alum Bank, PA 15521	UNT to Dunning Creek	Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Salem Township Mercer County	PAG048607	Glenn E. Green 88 Clarksville Street Greenville, PA 16125	Bluff Run	Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-9

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Stueben Township Crawford County	PAG098304	Sterling Sanitation Service 37021 Tryonville Road Centerville, PA 16404		Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

**SEWAGE FACILITIES ACT
PLAN APPROVAL**

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

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

Location: Youngsville Borough, Warren County, Ronald Bosworth, Youngsville Borough Manager, 40 Railroad Street, Youngsville, PA 16371.

Project Description: This approved project proposes to expand/upgrade the existing sewage treatment plant (STP) to 624,000 gpd, along with performing various inflow and infiltration work on the system.

The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal.

SAFE DRINKING WATER

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

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

Permit No. 5498507 (Janahanna Well) and **5498508** (Eagle Rock Well). Public water supply. **Eagle Rock Utilities**, Ken Monk, Property Manager, 1031 Valley of Lakes, Hazleton, PA 18201. This proposal involves an application for two existing 30 gallon permitted wells; the Janahanna Well and the Eagle Rock Well along with four 30,000 gallon storage tanks. Treatment will consist of chlorine disinfection at both wells and manganese green sand filtration at the Eagle Rock Well. Both wells are located in East Union Township, **Schuylkill County**. Construction permits issued on July 1, 1999.

Minor Amendment. Hitching Post Association, HC 1, Box 231-40, Greeley, PA 18425, Theresa Sanders. Involves Well No. 1 and throttling valves. It is located in Blooming Grove Township, **Pike County**. Construction permit issued on July 22, 1999.

Operations Permit issued to **Blythe Township Municipal Authority**, Village of Cumbola, Blythe Township, **Schuylkill County**, on July 9, 1999.

Operations Permit issued to **Laurel Personal Care Center**, Union Township, **Luzerne County**, on July 7, 1999.

Operations Permit issued to **Keystone Job Corps Center**, Corrosion Control Treatment, Butler Township, **Luzerne County**, on July 7, 1999.

HAZARDOUS SITES CLEANUP

Under the Act of October 18, 1988

Settlement Under the Hazardous Sites Cleanup Act

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305) and the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) (42 U.S.C.A. §§ 9601—9675), has entered into a proposed settlement with Chevron U.S.A., Inc., under section 707 of the HSCA and section 122(g) of CERCLA relating to the cleanup of

the Container Recyclers Ltd. HSCA Site (Site) at 10 E. Wolf Street, Philadelphia, PA.

Contamination identified by the Department at the Site included hydrofluoric acid, hydrochloric acid, aqueous wastes with pH greater than 12.5, ignitable or corrosive waste, methyl ethyl ketone and trichloroethylene. A prompt interim response was implemented in accordance with a Statement of Decision (SOD) issued by the Department on December 21, 1994. The response conducted by the Department, which included the removal of hazardous wastes and materials located at the Site, was completed in late 1995. Under the terms of the proposed Consent Decree, Chevron U.S.A. Inc., will pay the Department \$39,540.52 as partial reimbursement for costs incurred by the Department in connection with the Site.

This notice is provided under section 1113 of the HSCA. The Department will provide for a 60-day public comment period on the proposed Consent Order and Agreement from the date of publication of this notice. The proposed Consent Order may be examined from 8 a.m. to 4 p.m. at the Department's office at Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, by contacting Kevin Hess at (610) 832-6194 or Paul Rettinger at (610) 832-6300 during normal business hours. Persons may submit written comments to Kevin Hess at the previous address. The Department will provide a response to significant written comments received during the public comment period, and the proposed Consent Order and Agreement authorizes the Department to withhold or withdraw its consent in the event that the Department determines, based on comments received during the public comment period, that the Consent Order and Agreement is inappropriate, improper or not in the public interest.

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

The Department has received the following final reports:

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

New Castle Area Transit Authority, 107 Taylor Street, New Castle, PA 16101, City of New Castle, **County of Lawrence**, has submitted a Final Report concerning the remediation of soil and groundwater contaminated with BTEX, lead and PAHs. The final report demonstrated attainment of the Statewide health standard and was approved by the Department on August 1, 1999.

SOLID AND HAZARDOUS WASTE

BENEFICIAL USE DETERMINATIONS

Permit 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 residual waste management regulations for a general permit to process or beneficially use residual waste other than coal cash.

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

General Permit No. WMGR041. RecOil, Inc., 280 East Street, York, PA 17403-1292. A permit for the processing prior to beneficial use and beneficial use of waste oil, waste oil/water mixtures, oil filters and waste oil saturated solids. Also for the acceptance of spent antifreeze for transport to a recycling facility. The original general permit application was accepted and published for public comment on February 3, 1996. The permit was issued by the Central Office on August 5, 1999.

Persons interested in reviewing the permit may contact the General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, P. O. Box 8472, Harrisburg, PA 17105-8472.

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.

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

GP-43-310: Dufferco Farrell Corp. (15 Roemer Blvd., Farrell, PA 16121), on July 31, 1999, for operation of two natural gas fired boilers for the Number 7 pickle line in Farrell, **Mercer 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.

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

OP-09-0101: WM Rowen Grant Funeral Home, Inc. (659 Street Road, Southampton, PA 18966), on July 20, 1999, for operation of a crematory incinerator in Upper Southampton Township, **Bucks County**.

TVOP-46-00091: Sunoco, Inc. (R&M) (3290 Sunset Lane, Willow Grove, PA 19090), issued for operation of a facility Title V Operating Permit in Upper Moreland Township, **Montgomery County**.

TVOP-15-00017: Transcontinental Gas Pipeline Corp. (60 Bacton Hill Road, Frazer, PA 19355), issued for operation of a facility Title V Operating Permit in East Whiteland Township, **Chester County**.

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

22-05037A: Pennsy Supply, Inc. (P. O. Box 3331, Harrisburg, Pa 17105), on August 3, 1999, for operation of an asphalt concrete/aggregate drying plant controlled by a knockout box and a fabric collector at 1001 Paxton Street in Harrisburg City, **Dauphin County**.

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

08-00008: Robert Packer Hospital (Guthrie Square, Sayre, PA 18840), on August 2, 1999, for operation of a hospital/medical/infectious waste incinerator (HMIWI) and three natural gas/no. 2 oil fired boilers at a Title V facility in Sayre Borough, **Bradford County**.

49-00032: Sunbury Community Hospital (350 North 11th Street, Sunbury, PA 17801), on August 2, 1999, for operation of a hospital/medical/infectious waste incinerator (HMIWI), two natural gas/no. 2 oil fired boilers, generator and no. 2 oil storage tank at a Title V facility in Sunbury, **Northumberland County**.

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

30-000-027: GPU Generation, Inc. (1001 Broad Street, Johnstown, PA 15907), on August 5, 1999, for operation of a steam electric generator at Keystone Generating Station in Plumcreek Township, **Armstrong County**.

32-306-010A: GPU Generation, Inc. (1001 Broad Street, Johnstown, PA 15907), on August 5, 1999, for operation of boilers units 1 and 2 at Conemaugh Station in West Wheatfield Township, **Indiana County**.

32-000-059: GPU Generation, Inc. (1001 Broad Street, Johnstown, PA 15907), on August 5, 1999, for operation of Conemaugh Station NO_x sources at Conemaugh Station in West Wheatfield Township, **Indiana County**.

32-306-010B: GPU Generation, Inc. (1001 Broad Street, Johnstown, PA 15907), on February 27, 1998, for operation of boiler unit 1 and 2 at Conemaugh Station at West Wheatfield Township, **Indiana County**.

32-302-033A: GPU Generation, Inc. (1001 Broad Street, Johnstown, PA 15907), on August 5, 1999, for ownership change from GPU Generation Co. in Wheatfield Township, **Indiana County**.

03-306-002: GPU Generation, Inc. (1001 Broad Street, Johnstown, PA 15907), on August 5, 1999, for ownership change from GPU Generation Co. in Wheatfield Township, **Indiana County**.

32-306-013: Sithe Pennsylvania Holdings LLC (1001 Broad Street, Johnstown, PA 15907), on August 5,

1999, for ownership change from GPU Generation Co. in Wheatfield Township, **Indiana County**.

PA-32-040A: Sithe Pennsylvania Holdings LLC (1001 Broad Street, Johnstown, PA 15907), on August 5, 1999, for ownership change from GPU Generation Co. in Wheatfield Township, **Indiana County**.

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

PA-10-266A: Resolite, A United Dominion Co. (Route 19 North, Box 338, Zelienople, PA 16063), on August 4, 1999, for fiberglass pultrusion process (two lines) in Jackson Township, **Butler County**.

PA-25-070A: Gunitite EMI Corp. (603 West 12th Street, Erie, PA 16501), on July 31, 1999, for No. 1 and No. 2 coreless melt furnaces in Erie, **Erie County**.

PA-42-184E: Keystone Powdered Metal Co. (1935 State Street, St. Marys, PA 15857), on June 30, 1999, for a tempering furnace in Lewis Run, **McKean County**.

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

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

OP-15-0004: Reynolds Metals Co. (520 Lincoln Avenue, Downingtown, PA 19335), on July 14, 1999, for facility VOCs RACT in Downingtown Borough, **Chester County**.

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

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

TVOP-49-00019: Atlantic Refining & Marketing Corp. and Sunoco, Inc. (R&M) (Ten Penn Center, 1801 Market Street, Philadelphia, PA 19103-1699), for gasoline loading operations at the Northumberland Terminal in Point Township, **Northumberland County**.

PLAN APPROVALS

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

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

PA-46-0190: Dickson Investment Hardware, Inc. (404 East Church Road, King of Prussia, PA 19406), on July 19, 1999, for operation of a gas fired thermal oxidizer in Upper Merion Township, **Montgomery County**.

PA-46-0186: Tri-Valley Crematory (665—667 Harleysville Pike, Franconia, PA 18924), on July 19, 1999, for operation of a crematory incinerator in Franconia Township, **Montgomery County**.

PA-46-0166: M & M Stone Co. (Indian Creek Road, Harleysville, PA 19438), on July 26, 1999, for operation of a batch asphalt in Lower Salford Township, **Montgomery County**.

PA-23-0084: FPL Energy MH50, L. P. (Delaware Avenue and Green Street, Marcus Hook, PA 19061), on July 26, 1999, for operation of a cogeneration unit in Marcus Hook Borough, **Delaware County**.

PA-46-0172A: Gemplus Plastics Corp. (Route 309 and Park Drive, Montgomeryville, PA 18934), on August 2, 1999, for operation of a screen and lithographic printing in Montgomery Township, **Montgomery County**.

PA-46-0155A: Sermatech International, Inc. (155 South Limerick Road, Limerick, PA 19468), on August 3, 1999, for operation of two ATR CEW spray booths in Limerick Township, **Montgomery County**.

PA-46-0018B: Brown Printing Co. (668 Gravel Pike, East Greenville, PA 18041), on August 4, 1999, for operation of a regenerative thermal oxidizer in Upper Hanover Township, **Montgomery County**.

PA-09-0021A: MRI Flexible Packaging (122 Penns Trail, Newtown, PA 18940), on August 4, 1999, for operation of a flexographic printing press in Newtown Township, **Bucks County**.

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

39-312-031A: Mobile Oil Corp. (8 South Malin Road, Frazer, PA 19355), on August 4, 1999, for modification of a gasoline loading rack in Allentown, **Lehigh County**.

13-318-003A: Kovatch Mobile Equipment (One Industrial Complex, Nesquehoning, PA 18240), on August 4, 1999, for modification of spray painting operations in Nesquehoning Borough, **Carbon County**.

48-399-044: Elementis Pigments, Inc. (1525 Wood Avenue, Easton, PA 18042), on August 9, 1999, for construction of pneumatic conveying system in Easton, **Northampton County**.

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

06-3072A: Animal Rescue League of Berks (P. O. Box 69, Mohnton, PA 19540), on August 3, 1999, for construction of an animal crematorium at the Berks County Chapter in Cumru Township, **Berks County**.

06-5085A: New Morgan Landfill Co., Inc. (P. O. Box 128, Morgantown, PA 19543-0128), on August 3, 1999, for modification of the landfill gas collection system at Conestoga Landfill in New Morgan Borough, **Berks County**. This source is subject to 40 CFR Part 60, Subpart WWW—Standards of Performance for Municipal Solid Waste Landfills.

29-05001A: JLG Industries, Inc. (JLG Drive, McConnellsburg, PA 17233), on August 3, 1999, for modification to the McConnellsburg Manlift Production Facility in Ayr Township, **Fulton County**.

PA-36-05089A: Wabash Alloys, L.L.C. (Hazel and Biddle Streets, Marietta, PA 17547), issued August 3, 1999, for modification to the secondary aluminum refining facility in Marietta Borough, **Lancaster County**.

PA-67-05005A: PP&L, Inc. (Two North Ninth Street, Allentown, PA 18101), on August 3, 1999, for modification

to the flue gas conditioning system for Unit 2 at Brunner Island Steam Electric Station in East Manchester Township, **York County**.

PA-67-05070A: Graham Packaging Co., L. P. (420-B Emig Road, York, PA 17402), on August 3, 1999, for construction of a barrier bottle production line in Manchester Township, **York County**.

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

17-303-006A: Clearfield Asphalt and Construction Supply, Inc. (R. R. 1, Box 179, Laurel Run Road, Curwensville, PA 16833), on July 23, 1999, for construction of a 455 kilowatt diesel generator in Lawrence Township, **Clearfield County**.

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

PA-63-324A: Ginger Hill Synfuel, LLC (13 Elm Street, Cohasset, MA 02025), on August 5, 1999, for installation of coal pellet coolers (dryers) at Mine Refuse Disposal Area No. 2 in Carroll Township, **Washington County**.

04-307-094A: J&L Specialty Steel, Inc. (1500 West Main Street, Midland, PA 15059), on July 27, 1999, for installation of direct roll A&P line at Midland Facility in Midland Borough, **Beaver County**.

PA-63-110C: Corning Consumer Products Co. (100 8th Street, Charleroi, PA 15022), on August 8, 1999, for installation of glass melting tank 56 at Charleroi Plant in Charleroi Borough, **Washington County**.

PA-63-896A: UMCO Energy, Inc. (981 Route 917, Bentleyville, PA 15314), on July 16, 1999, for installation of coal processing plant at New Century Mine in Fal-lowfield Township, **Washington County**.

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

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

PA-15-0015: Sartomer Co., Inc. (610 South Bolmar Street, West Chester, PA 19382), on July 27, 1999, for operation of a Stripper S-153 in West Chester Borough, **Chester County**.

PA-46-0005E: Merck & Co., Inc. (770 Sumneytown Pike, West Point, PA 19486), on August 2, 1999, for operation of a waste heat incinerator in Upper Gwynedd Township, **Montgomery County**.

PA-09-0022A: Cleveland Steel Container Corp. (350 Mill Street, Quakertown, PA 18951), on August 5, 1999, for operation of a Tellkamp oxidizer thermal incinerator in Quakertown Borough, **Bucks County**.

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

PA-03-210A: Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001), for construction of portable coal crushing plant at Spera Surface Mine in Cowanshanock Township, **Armstrong County**.

PA-65-061A: RAM Terminals, Inc. (One Fifth Street, New Kensington, PA 15068), for construction of crushing and screening plant at New Kensington Crushing Plant in New Kensington, **Westmoreland County**.

PA-65-884A: IA Construction Corp. (P. O. Box 290, Homer City, PA 15648), for construction of bituminous concrete plant at Donegal Plant in Mt. Pleasant Township, **Westmoreland County**.

PA-04-227A: Koppel Steel Corp. (P. O. Box 750, Beaver Falls, PA 15010), for operation of spray coater, West Bay at Ambridge Plant, Harmony Township, **Beaver County**.

63-305-020A: Pennsylvania Railcrane (120 Braemont, McKeesport, PA 15135), for operation of pebble lime loading/unloading at Donora Site, **Washington County**.

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

PA-16-136A: Bituminous Road Maintenance (521 South Street, Clarion, PA 16214), on July 31, 1999, for a drum type hot mix asphalt plant in Beaver/Licking Townships, **Clarion County**.

PA-25-069B: Engelhard Corp. (1729 East Avenue, Erie, PA 16503), on July 31, 1999, for a nickel plant fluid bed reactor in Erie, **Erie County**.

37-309-046: Essroc Materials, Inc. (2nd Street, P. O. Box 779, Bessemer, PA 16112), on June 30, 1999, for tire-derived fuel systems in Bessemer Borough, **Lawrence County**.

PA-37-296A: Select Industries, Inc. (420 Cascade Street, New Castle, PA 16107), on July 31, 1999, for a coating line in New Castle, **Lawrence County**.

42-302-025: Allegheny MDF Limited Partnership (Hutchins Road, R. D. 1, Box 266, Kane, PA 16735), on July 30, 1999, for a thermal fluid heat plant in Sargeant Township, **McKean County**.

42-399-025: Allegheny MDF Limited Partnership (Hutchins Road, R. D. 1, Box 266, Kane, PA 16735), on July 30, 1999, for a medium density fiberboard, pressline, press unloader and board cooler in Sargeant Township, **McKean County**.

PA-42-176A: Allegheny MDF Limited Partnership (Hutchins Road, R. D. 1, Box 266, Kane, PA 16735), on July 30, 1999, for a standby gas fired hot oil heater in Sargeant Township, **McKean County**.

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

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

49-309-007J: Meckley's Limestone Products, Inc. (R. R. 1, Box 950, Herndon, PA 17830), on August 6, 1999, to allow operation of an additional bucket elevator and an enlarged bulk storage silo in a pulverized limestone production facility in Lower Mahanoy Township, **Northumberland County**.

MINING

APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—

1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); The Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 water quality certification. Mining activity permits issued in response to the applications will also address the applicable permitting requirements of the following statutes: the Air Quality Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).

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

Coal Permits Issued

102911-10980110-E-1. Fleishner Excavating (350 Lardintown Rd., Sarver, PA 16055). Application for a stream encroachment to conduct mining activities within 100 feet but no closer than 50 feet of Lardintown Run in Clinton Township, **Butler County**. Receiving streams: Lardintown Run. Application received: June 21, 1999. Permit issued: July 21, 1999.

33990106. Falls Creek Energy Co., Inc. (R. D. 6, Box 231, Kittanning, PA 16201). Commencement, operation and restoration of a bituminous strip and auger operation in McCalmont Township, **Jefferson County** affecting 168.7 acres. Receiving streams: Turnip Run. Application received: March 12, 1999. Permit issued: July 21, 1999.

102893-33990106-E-1. Falls Creek Energy Co., Inc. (R. D. 6, Box 231, Kittanning, PA 16201). Application for a stream encroachment to conduct mining activities within 100 feet but no closer than 25 feet of Turnip Run in McCalmont Township, **Jefferson County**. Receiving streams: Turnip Run. Application received: March 12, 1999. Permit issued: July 21, 1999.

33990101. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Commencement, operation and restoration of a bituminous strip and auger operation in Winslow Township, **Jefferson County** affecting 127.8 acres. Receiving streams: Unnamed tributary to Soldier Run and Soldier Run. Application received: January 11, 1999. Permit issued: July 19, 1999.

102360-33990101-E-1. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Application for a stream encroachment to encroach within 25 feet of Soldier Run and an unnamed tributary to Soldier Run, and to utilize an existing stream crossing over the unnamed tributary in Winslow Township, **Jefferson County**. No mining activities are allowed within 25 feet of either stream except for the use of the existing crossing. Receiving streams: Unnamed tributary to Soldier Run and Soldier Run. Application received: January 11, 1999. Permit issued: July 19, 1999.

10990101. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Commencement, operation and restoration of a bituminous strip operation in Eau Claire Borough and Venango Township, **Butler County** affecting 41.3 acres. Receiving streams: Unnamed tributary to South Fork of Little Scrubgrass Creek. Application received: May 19, 1999. Permit issued: July 23, 1999.

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

10971301. B & L Coal Co. (399 Ford City Rd., Freeport, PA 16229), to operate the Herman Mine in

Clearfield and Summit Townships, **Butler County**, unnamed tributary to Bonnie Brook. Permit issued August 2, 1999.

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

Noncoal Permits Issued

7473SM2AC3. Hercules Cement Company (P. O. Box 69, Stockertown, PA 18064), renewal of NPDES Permit No. PA0118460 in Upper Nazareth Township, **Northampton County**, receiving stream—Bushkill and Schoeneck Creeks. Renewal issued August 2, 1999.

40930302C. Linde Enterprises, Inc. (P. O. Box A, Honesdale, PA 18431), renewal of NPDES Permit No. PA0223280 in Pittston Township, **Luzerne County**, receiving stream—Mill Creek. Renewal issued August 2, 1999.

1579601T. Lynn Hanaway (151 North Church Street, Parkesburg, PA 19365), transfer of an existing quarry operation in Parkesburg Borough, **Chester County** affecting 11.9 acres, receiving stream—unnamed tributary to Buck Run. Transfer issued August 6, 1999.

54990301. Keystone Quarry, Inc. (P. O. Box 249, Dunmore, PA 18512), commencement, operation and restoration of a quarry operation in Foster Township, **Schuylkill County** affecting 137.5 acres, receiving stream—none. Permit issued August 6, 1999.

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

302551-3074SM13-E-1. Allegheny Mineral Corporation (P. O. Box 1022, Kittanning, PA 16201). Application for a stream encroachment to conduct mining activities within 100 feet but no closer than 25 feet of an unnamed tributary to Slippery Rock Creek for the purposes of mineral extraction and support facility construction and maintenance in Slippery Rock Township and Slippery Rock Borough, **Butler County**. Receiving streams: Five unnamed tributaries to Slippery Rock Creek and two unnamed tributaries to Wolf Creek. Application received: March 8, 1999. Permit issued: July 1, 1999.

3773SM6. Cooperstown Sand & Gravel (R. D. 2, Box 10, Franklin, PA 16323). Transfer of an existing sand and gravel operation from Lee A. Phillips in Sugar Creek Borough, **Venango County** affecting 10.0 acres. Receiving streams: Patchel Run. Application received: February 5, 1999. Permit issued: July 15, 1999.

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

Small Noncoal (Industrial Mineral) Permits Issued

58990816. Terry Hunsinger (R.R. 3, Box 3502, Laceyville, PA 18623), commencement, operation and restoration of a bluestone quarry operation in Rush Township, **Susquehanna County** affecting 2.0 acres, receiving stream—none. Permit issued August 5, 1999.

58990817. Holgate Bros. (P. O. Box 1, Hop Bottom, PA 18824), commencement, operation and restoration of a bluestone quarry operation in Lenox Township, **Susquehanna County** affecting 3.0 acres, receiving stream—none. Permit issued August 6, 1999.

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

43990801. Penn-Sylvan International, Inc. (P. O. Box 30, 2880 Star Route 18, Adamsville, PA 16110). Commencement, operation and restoration of a small noncoal sand and gravel operation in Hempfield Town-

ship, **Mercer County** affecting 2.0 acres. Receiving streams: None. Application received: February 8, 1999. Permit issued: July 9, 1999.

33992804. Fred Crawford (P. O. Box 134, Falls Creek, PA 15840). Commencement, operation and restoration of a small noncoal shale operation in Winslow Township, **Jefferson County** affecting 4.0 acres. Receiving streams: None. Application received: March 8, 1999. Permit issued: July 9, 1999.

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

24980303. Glenn O. Hawbaker, Inc. (P. O. Box 135, 325 West Aaron Drive, State College, PA 16804). Commencement, operation and restoration of a sandstone operation in Horton and Sandy Townships, **Elk and Clearfield Counties** affecting 90.7 acres. Receiving streams: Pete Buck Hollow Run. Application received: August 4, 1998. Permit withdrawn: July 19, 1999.

302391-24980103-E-1. Glenn O. Hawbaker, Inc. (P. O. Box 135, 325 West Aaron Drive, State College, PA 16804). Application for a stream encroachment to construct and maintain two haulroad crossings over Pete Buck Hollow Run in Horton and Sandy Townships. **Elk and Clearfield Counties**. Mining activities may be conducted no closer than 25 feet to Pete Buck Hollow Run for the purposes of support facility construction and maintenance. Receiving streams: Pete Buck Hollow Run. Application received: August 4, 1998. Permit issued: July 19, 1999.

**Bureau of Deep Mine Safety
Request for Variance
Rayne Energy, Inc.**

The Bureau of Deep Mine Safety (BDMS) has approved Rayne Energy, Inc.'s request for a variance from the requirements of section 242(c) of the Pennsylvania Bituminous Coal Mine Act at the Rayne No. 1 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: Rayne Energy, 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 Rayne No. 1 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. Rayne's plan provides early warning fire detection by the use of carbon monoxide (CO) detectors and audible alarm over the mine communication system.
2. Rayne's plan provides a separate, isolated intake escapeway that will be maintained at a higher ventilation pressure than the belt and common entries.
3. Rayne'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 Rayne's 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.)

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

E63-465. Encroachment. **Borough of Burgettstown**, 113 Main Street, Burgettstown, PA 15021. To remove the existing bridge (Main Street Bridge) and to construct and maintain a new bridge having a clear span of 20.0 meters on a 64 degree skew with an underclearance of 3.0 meters across the channel of Burgetts Fork Raccoon Creek (WWF). The bridge is located on Main Street, approximately 28.8 meters south from the intersection of Main Street, Dinsmore Avenue and Maple Avenue (Burgettstown, PA Quadrangle N: 1.2 inches; W: 2.6 inches) in the Borough of Burgettstown, **Washington County**.

E65-727. Encroachment. **Penn Township Commissioners**, P. O. Box 452, Harrison City, PA 15636-0452. To operate and maintain an existing single span pedestrian bridge having a normal span of 40.0 feet and an underclearance of 4.8 feet across an unnamed tributary to Bushy Run (TSF) and to construct and maintain a handicap access ramp and steps adjacent to the bridge for

the purpose of providing access to existing baseball fields. The project is 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**. This permit was issued under section 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.

E35-310. Encroachment. **Dalton Carpet**, Routes 6 and 11, P. O. Box 178, LaPlume, PA 18440-0178. To fill in 0.3 acre of wetlands. The project's purpose is to provide for the expansion of an existing retail business. The project is located 1,500 feet northwest of the intersection of S. R. 0006/0011 and S. R. 0438 (Factoryville, PA Quadrangle N: 10.9 inches; W: 1.1 inches) in LaPlume Township, **Lackawanna County**. The permittee is required to provide for 0.3 acre of replacement wetlands by participating in the Pennsylvania Wetland Replacement Project.

E35-311. Encroachment. **Scranton School District**, 425 North Washington Avenue, Scranton, PA 18503. To excavate and place fill in the 100-year floodplain of the Lackawanna River for the construction of athletic fields, parking lots, driveways and stormwater management facilities associated with the proposed Scranton High School. The project is located northeast of the intersection of S. R. 3027 (North Scranton Expressway) and S. R. 3029 (7th Avenue) (Scranton, PA Quadrangle N: 7.8 inches; W: 6.2 inches) in the City of Scranton, **Lackawanna County**.

E39-364. Encroachment. **Lehigh County**, 17 South Seventh Street, Room 522, Allentown, PA 18101-2400. To remove the existing structure and to construct and maintain a new steel truss superstructure, on existing abutments, having a span of 95 feet with an underclearance of approximately 12.6 feet across Little Lehigh Creek. The project, known as the Klines Bridge Replacement Project, is located on Park Drive within the Little Lehigh Park (Allentown East, PA Quadrangle N: 14.4 inches; W: 16.5 inches) in the City of Allentown, **Lehigh County**.

E52-158. Encroachment. **Dingmans Choice and Delaware Bridge Company**, P. O. Box 908, Milford, PA 18337. To repair and maintain the Pennsylvania portion of the Dingmans Ferry Bridge across the Delaware River, which spans from Delaware Township in Pennsylvania to Sandyston Township in New Jersey. Work will consist of repairing the concrete pier located in Pennsylvania and replacing riprap around the pier within a 0.2-acre area, for scour protection. The structure is a three-span truss bridge, with an overall span of approximately 540 feet and a minimum underclearance of approximately 30 feet. The bridge is located approximately 0.6 mile east of the intersection of U. S. Route 209 and S. R. 0739 (Culvers Gap, NJ-PA Quadrangle N: 17.3 inches; W: 15.2 inches), in Delaware Township, **Pike County**.

E64-192. Encroachment. **Rutnel, Inc.**, 12 South 21st Street, Kenilworth, NJ 07033. To excavate within Kinneyville Pond for the purpose of removing tree stumps throughout the 27.75-acre reservoir area and deepening an area used for water skiing training, and to maintain a 10-foot x 10-foot concrete anchor within the reservoir bed. The project is located southwest of the intersection of T-601 and T-603 (Lake Como, PA-NY Quadrangle N: 17.5 inches; W: 8.0 inches), in Buckingham Township, **Wayne County**.

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

E09-786. Encroachment. **New Britain Township**, 207 Park Avenue, Chalfont, PA 18914-2103. To remove a dilapidated single span reinforced concrete bridge which spans over an unnamed tributary to the North Branch of Neshaminy Creek (TSF) and to install and maintain, in its place, an 18-foot by 6-foot reinforced concrete box culvert. The skew angle will also be modified from 80 degrees to 90 degrees. This work is associated with the Upper Stump Road Bridge Replacement Project located approximately 50 feet northeast from the intersection with Limekiln Pike (S. R. 0152) and Upper Stump Road (T-409) (Doylestown USGS Quadrangle N: 11.35 inches; W: 13.60 inches) in New Britain Township, **Bucks County**.

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

E43-271. Encroachment. **Mercer County**, 503 Mercer County Courthouse, Mercer, PA 16137. To remove County Bridge No. 2709 and to construct and maintain a prestressed concrete adjacent box beam bridge having a clear, normal span of 14.4 meters and an underclearance of 2.4 meters across East Branch Wolf Creek on T-912 (Patterson School Road) approximately 0.48 kilometer south of T-481 (East Gilmore Road) (Grove City, PA Quadrangle N: 16.4 inches; 2.4 inches) located in Wolf Creek Township, **Mercer County**. This project includes a de minimis wetland impact (0.0088 hectare) associated with bridge and roadway approach work.

E62-346. Encroachment. **Pine Grove Township**, P. O. Box 125, Russell, PA 16345. To remove the existing superstructure, center pier and south abutment and to reconstruct and maintain the steel beam bridge having a clear span of 25 feet and an underclearance of 6 feet across Reynolds Run on T-621 (Reynolds Run Road) approximately 800 feet northeast of S. R. 1012 (Scandia, PA-NY Quadrangle N: 11.9 inches; W: 9.3 inches) located in Pine Grove Township, **Warren County**.

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

E14-345. Encroachment. **Linda Claar**, P. O. Box 63, Woodward, PA 16882. To construct, operate and maintain an agricultural crossing in an unnamed tributary to Pine Creek. The agricultural crossing shall be constructed with a single culvert pipe that will have a minimum diameter of 24 inches and a length of 20 feet that will be located along the northern right-of-way of SR 0045 approximately 0.4 mile north of Pine Creek Road and SR 0045 intersection (Millheim, PA Quadrangle N: 6.3 inches; W: 1.4 inches) in Haines Township, **Centre County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E41-437. Encroachment. **RNS Services, Inc.**, P. O. Box 38, Blossburg, PA 16912. To remove sunken and submerged old growth timber logs, not including the log cribs, from the West Branch Susquehanna River bed within a 11 mile bank-to-bank reach located immediately upstream of the Hepburn Street Dam (Williamsport, PA Quadrangle, from N: 19.6 inches; W: 0.9 inch to Linden, PA Quadrangle N: 13.7 inches; W: 9.9 inches) in the City of Williamsport, Loyalsock Township, South Williamsport Borough, Duboistown Borough, Armstrong Township, Susquehanna Township, and Woodward Township, Nip-

penose Township, Piatt Township, **Lycoming County**. This permit was issued under section 105.13(e) "Small Projects."

E41-444. Encroachment. **Donald and JoMarie Shaffer**, 9424 Route 118, Unityville, PA 17774. To maintain 1) flow to a 27-foot wide by 300-foot long creek channel of Little Muncy Creek and to construct and maintain 2) a 5-foot high by 15-foot deep by 60-foot long log/stone deflector and 3) 400-cubic yards of grass stabilized clean fill in a flood eroded channel, to a height no higher than 3 feet or to the base of the mature sycamore trees in the area (whichever is lower), located 100-feet east of the Hemlock Valley Campground Office (Lairdsville, PA Quadrangle, N: 21.00 inches; W: 9.25 inches) in Franklin Township, **Lycoming County**. This project proposes to permanently impact 60-feet of Little Muncy Creek that is classified as a cold water fishery. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E41-445. Encroachment. **John M. Gonsalves**, 200 W. 9th Avenue, South Williamsport, PA 17702. To remove sunken and submerged old growth timber logs, not including the log cribs, from the West Branch Susquehanna River bed from a point 300 feet upstream of the Hepburn Street Dam to Crane Island, which is approximately 12 miles upstream from the dam, 2) to place fish habitat structures in the general area where old growth logs were removed (Williamsport, PA Quadrangle, N: 19.6 inches; W: 0.9 inch to Linden, PA Quadrangle N: 13.7 inches; W: 9.9 inches) in the City of Williamsport, Loyalsock Township, South Williamsport Borough, Duboistown Borough, Armstrong Township, Susquehanna Township, and Woodward Township, Nippenose Township, Piatt Township, **Lycoming County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E53-328. Encroachment. **Adelphia Communications Corporation**, Main at Water Street, Coudersport, PA 16915-1141. To place fill in a 0.07 acre palustrine emergent wetland for the purpose of constructing an office building with an attached parking garage. To compensate for unavoidable impacts and fulfill the wetland replacement requirement, the permittee will participate in the Pennsylvania Wetland Replacement Project. The project site is located at the corner of Second and Waters Streets (Coudersport, PA Quadrangle N: 4.5 inches; W: 3.1 inches) in the Borough of Coudersport, **Potter County**.

E53-331. Encroachment. **Richard A. Long**, 341 1/2 Port Allegheny Road, Coudersport, PA 16915. To construct and maintain approximately 3,600 square feet of a motel structure and 2,400 square feet of parking spaces in the floodway of the Allegheny River. The total project includes 11,252 square feet of motel construction and 9,200 square feet of parking area located approximately 1,500 feet east of the intersection of Elk Street and Rt 6 on the south side of Rt 6 (Coudersport, PA Quadrangle N: 2.5 inches; W: 4.5 inches) in Coudersport Borough, **Potter County**.

E57-083. Encroachment. **Pennsylvania Department of Transportation**, P. O. Box 218, Montoursville, PA 17754. To remove the existing structure and to construct and maintain a single span concrete box beam bridge with a clear span of 91 feet, skew of 40 degrees and underclearance of 6.5 feet across Big Run located on S. R. 2002 approximately 1,600 feet upstream of Muncy Creek (Sonestown, PA Quadrangle N: 19.5 inches; W: 7.5 inches) in Davidson Township, **Sullivan County**. This

permit also authorizes a temporary diversion dike system to be used during construction.

E57-084. Encroachment. **Pennsylvania Department of Transportation**, P. O. Box 218, Montoursville, PA 17754-0218. To remove the existing structure and to construct and maintain a precast concrete box culvert with a clear span of 21 feet and underclearance of 10 feet, depressed 1 foot below streambed resulting in an effective underclearance of 9 feet, in Sciota Brook located on S. R. 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**. This permit also authorizes a temporary road crossing. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E59-383. Encroachment. **Lawrence Township**, R. R. 1, Box 616, Lawrenceville, PA 16929. To realign and maintain the channel of Smith Creek to provide flood protection for private and public property. The realignment work shall consist of periodic removal of two gravel depositional areas that shall not exceed a maximum removal depth of 4-feet or a point just above the existing water level at the time of removal. The first depositional area for periodic removal is upstream of the bridge that carries SR 0015 across Smith Creek and its removal shall not exceed a maximum area of 1,200 feet (long) × 35 feet (wide). The second depositional area is downstream of the bridge that carries SR 0015 across Smith Creek and its removal shall not exceed a maximum area of 400 feet (long) × 35 feet (wide). The project is located along the eastern right-of-way of SR 0015 approximately 1.6 miles north of SR 0328 and SR 0015 intersection (Jackson Summit PA Quadrangle N: 19.0 inches; W: 15.9 inches) in Lawrence Township, **Tioga County**. This permit shall be void 5 years from the date of issuance.

ENVIRONMENTAL ASSESSMENT

Environmental Assessment Approvals and Actions on 401 Certification

Central Office: Bureau of Waterways Engineering, 400 Market Street, 3rd Floor; P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-8568

D43-001EA. Environmental Assessment. **Greenville Municipal Authority** (44 Clinton Street, P. O. Box 638, Greenville, PA 16125). To breach and remove the Greenville Dam No. 3 across a tributary to Little Shenango River (TSF) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 700 feet southeast of the intersection of S. R. 358 (Main Street) and S. R. 4006 (Greenville East, PA Quadrangle N: 6.65 inches; W: 14.55 inches).

SPECIAL NOTICES

Request for Proposals for Municipal Solid Waste Capacity

The following notice is placed through the Department of Environmental Protection as required by section 502(d) of Act 101 of 1998: the Municipal Waste Planning, Recycling and Waste Reduction Act.

Northumberland County, PA is currently revising its Municipal Solid Waste Plan in accordance with the requirements of Pennsylvania Act 101, the Municipal Waste Planning, Recycling and Waste Reduction Act of 1988. The County of Northumberland is issuing this Request for Proposal (RFP) to obtain information which

will form the basis for selecting a qualified vendor to provide long-term disposal capacity for county generated municipal solid waste (MSW), to include construction and demolition waste (C/D) and sewage sludge generated within the county. This RFP is issued to meet the requirements of Act 101, which mandates the utilization of a fair and competitive procurement process.

For a nonrefundable fee of \$100 U. S. currency a copy of the RFP may be obtained from the Northumberland County Planning Commission, 399 S. Fifth Street, Suite 207, Sunbury, PA 17801, or by calling (570) 988-4220. Proposal must be enclosed in a sealed envelope, clearly labeled as the "Proposal for Municipal Solid Waste Disposal Capacity" and will be received until 10 a.m. in the office of the County Controller and opened in the office of the County Commissioners at 10:30 a.m., August 17, 1999.

Proposals should be delivered to the office of the County Controller, Charles Erdman, Northumberland County Administration Center, 399 S. Fifth Street, (2nd Floor), Sunbury, PA 17801.

Northumberland County Non-Collusion Affidavit must be included with the proposal.

The sealed proposal will be publicly opened on Tuesday, August 17, 1999, at 10:30 a.m. at the regularly scheduled meeting of the Northumberland County Board of Commissioners, Northumberland County Administration Building, 399 S. Fifth Street, First Floor, Sunbury, PA 17801.

[Pa.B. Doc. No. 99-1385. Filed for public inspection August 20, 1999, 9:00 a.m.]

Availability of Technical Guidance

Technical Guidance Documents are on DEP's World Wide Web site (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 Technical Guidance

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

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

Changes to Technical Guidance Documents

Here is the current list of recent changes. Persons who have 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: 274-3100-002. Title: Interim Procedures Pertaining to Continuous Source Monitoring System Quarterly Data Reports. Description: This draft document establishes interim procedures that the Department's Air Quality staff will follow when a Continuous Source Monitoring System Quarterly Data Report is not submitted or a report contains errors that render the data unacceptable. The interim procedures described in the draft guidance document will remain in effect until they are finalized as revisions to the Continuous Source Monitoring Manual. Anticipated Effective Date: September 30, 1999. Comment Period Ends: September 20, 1999. Contact: Joe Nazzaro at (717) 783-9247

Draft Guidance—Substantive Revision

DEP ID: 563-2100-216. Title: Permit Renewals. Description: This guidance establishes the administrative procedures and guidelines for coal mine permittee's submittal of permit renewal applications and DEP's processing and review of applications. Anticipated Effective Date: September 30, 1999. Comment Period Ends: September 20, 1999. Contact: Michael Terretti at (717) 787-5103.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 99-1386. Filed for public inspection August 20, 1999, 9:00 a.m.]

Cleanup Standards Scientific Advisory Board; Meeting Cancellation

The Cleanup Standards Scientific Advisory Board (CSSAB) has cancelled their August 26, 1999 scheduled meeting. The meeting will be rescheduled at a later date.

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

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Marilyn Wooding directly at (717) 783-7509 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 99-1387. Filed for public inspection August 20, 1999, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Availability of the Welfare-to-Work Program Plan

The Department of Public Welfare (Department) is making available to the public the Welfare-to-Work Program Plan, which is an addendum to the Temporary Assistance for Needy Families (TANF) State Plan. This document describes how the Department plans to use the

Welfare-to-Work formula grant provided under Title IV, Part A of the Balanced Budget Act of 1997.

The Department is making the Plan available throughout this Commonwealth to allow comments on the Welfare-to-Work Program Plan as encouraged by the Federal Planning Guidelines for the Welfare-to-Work Program. The Department had to submit the document by June 30, 1999, to meet the United States Department of Labor deadline. However, the Department may submit amendments to the Plan based upon public comments received.

The Department has developed the Welfare-to-Work Plan in coordination and consultation with a wide array of agencies that are involved in providing services to recipients of TANF. The agencies include the Pennsylvania Departments of Public Welfare, Labor and Industry, Education, Community and Economic Development, Aging and, particularly, the Job Training Partnership Act Service Delivery Areas.

Persons who want copies of the Plan can obtain them by calling (717) 787-1302.

Public comments can be made up to 30 days from the date of this notice by writing to David C. Florey, Director, Bureau of Employment and Training Programs, Office of Income Maintenance, Room 428, Health and Welfare Building, Harrisburg, PA 17120.

FEATHER O. HOUSTOUN,
Secretary

[Pa.B. Doc. No. 99-1388. Filed for public inspection August 20, 1999, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania First & 10 Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania First & 10.
2. *Price:* The price of a Pennsylvania First & 10 instant lottery game ticket is \$1.00.
3. *Play Symbols:* Each Pennsylvania First & 10 instant lottery game ticket will contain two play areas. The first play area will feature a "1st," "2nd," "3rd" and "4th" down. The play symbols and their captions located in each of the four downs are: 0 (ZRO), 1 (ONE), 2 (TWO), 3 (THR), 4 (FOR), 5 (FIV), 6 (SIX), 7 (SVN), 8 (EGT) and 9 (NIN). The play symbols and their captions located in the second

play area "Win \$10 Instantly!" are: Football Symbol (FBALL), Pennant Flag Symbol (PENNT), Goalpost Symbol (GPOST), Cleat Shoe Symbol (CLETS) and a Helmet Symbol (HELMT).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Prize" area are: \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$3⁰⁰ (THR DOL), \$7⁰⁰ (SVN DOL), \$21\$ (TWY ONE), \$50\$ (FIFTY), \$100 (ONE HUN) and \$1,000 (ONE THO).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$3, \$7, \$10, \$21, \$50, \$100 and \$1,000.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 7,200,000 tickets will be printed for the Pennsylvania First & 10 instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets where the sum of the yardage for the four downs equals 10 or more, and a prize play symbol of \$1,000 (ONE THO) appears in the "Prize" area, on a single ticket, shall be entitled to a prize of \$1,000.

(b) Holders of tickets where the sum of the yardage for the four downs equals 10 or more, and a prize play symbol of \$100 (ONE HUN) appears in the "Prize" area, on a single ticket, shall be entitled to a prize of \$100.

(c) Holders of tickets where the sum of the yardage for the four downs equals 10 or more, and a prize play symbol of \$50\$ (FIFTY) appears in the "Prize" area, on a single ticket, shall be entitled to a prize of \$50.

(d) Holders of tickets where the sum of the yardage for the four downs equals 10 or more, and a prize play symbol of \$21\$ (TWY ONE) appears in the "Prize" area, on a single ticket, shall be entitled to a prize of \$21.

(e) Holders of tickets with two matching play symbols in the "Win \$10 Instantly!" area, on a single ticket, shall be entitled to a prize of \$10.

(f) Holders of tickets where the sum of the yardage for the four downs equals 10 or more, and a prize play symbol of \$7⁰⁰ (SVN DOL) appears in the "Prize" area, on a single ticket, shall be entitled to a prize of \$7.

(g) Holders of tickets where the sum of the yardage for the four downs equals 10 or more, and a prize play symbol of \$3⁰⁰ (THR DOL) appears in the "Prize" area, on a single ticket, shall be entitled to a prize of \$3.

(h) Holders of tickets where the sum of the yardage for the four downs equals 10 or more, and a prize play symbol of \$2⁰⁰ (TWO DOL) appears in the "Prize" area, on a single ticket, shall be entitled to a prize of \$2.

(i) Holders of tickets where the sum of the yardage for the four downs equals 10 or more, and a prize play symbol of \$1⁰⁰ (ONE DOL) appears in the "Prize" area, on a single ticket, shall be entitled to a prize of \$1.

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

Add Yardage For 4 Downs. Total Is 10 or More, Win With Prize(s) Of:

	Win	Approximate Odds	Approximate No. of Winners Per 7,200,000 Tickets
\$1	\$1	1:6.45	1,116,000
\$2	\$2	1:15	480,000
\$3	\$3	1:60	120,000
\$7	\$7	1:300	24,000

Add Yardage For 4 Downs. Total Is 10 or More, Win With Prize(s) Of:

Win	Approximate Odds	Approximate No. of Winners Per 7,200,000 Tickets
Symbol Match \$10	1:75	96,000
\$21	1:600	12,000
\$50	1:800	9,000
\$100	1:30,000	240
\$1,000	1:240,000	30

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania First & 10 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

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

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

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania First & 10 or through normal communications methods.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 99-1389. Filed for public inspection August 20, 1999, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding

Bucks County

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

The Department of Transportation plans to replace the bridge, which carries S. R. 0513 over an unnamed tributary to Poquessing Creek with a box culvert. Approach and shoulder work will also be included. The total length of the roadway improvements will be approximately 170 meters (558 Ft.). The subject project is located in Bensalem Township, Bucks County.

The proposed project will require acquisition of right-of-way from (3) three residential properties totaling 0.065 hectares (0.16 acres) and will temporarily affect 0.075

hectares (0.19 acres) within Yezzi Park. No permanent loss of park property or usage is anticipated. Yezzi Park is a public park owned by Bensalem Township and, therefore, qualifies for protection under Act 120, Section 2002.

Mitigation measures to be taken to minimize harm to the Section 2002 resource will include revegetation of the disturbed land and planting of a new tree row at the top of the graded slope.

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

No adverse environmental effect is likely to result from the project.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 99-1390. Filed for public inspection August 20, 1999, 9:00 a.m.]

Finding

Mercer County

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

The Department of Transportation plans to remove the existing Jamestown Railroad Bridge over S. R. 0058, Section 04M in Jamestown Borough, Mercer County. The existing Jamestown Railroad Bridge has been determined eligible for the National Register of Historic Places. The effect of this project on the Jamestown Railroad Bridge will be mitigated by the following measures to minimize harm to the resource.

1. Recordation of the Jamestown Railroad Bridge in accordance with state level recordation standards.

2. Installing a permanent plaque at the site of the bridge commemorating the history and significance of the Jamestown Railroad Bridge.

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

No adverse environmental effect is likely to result from the removal of this bridge.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 99-1391. Filed for public inspection August 20, 1999, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, August 5, 1999, and took the following actions:

Regulations Approved:

Environmental Hearing Board #106-4: Practice and Procedure (amends 25 Pa. Code Chapter 1021).

Regulations Deemed Approved under Section 5(g) of the Regulatory Review Act—Effective August 4, 1999.

Department of Public Welfare #14-421: Eligibility Provisions for the Healthy Horizons Program for the Elderly/Disabled; Medical Assistance Income (amends 55 Pa. Code §§ 140.291 and 181.31).

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

Public Meeting held
August 5, 1999

Environmental Hearing Board—Practice and Procedure; Regulation No. 106-4

Order

On February 16, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Hearing Board (EHB). This rulemaking amends 25 Pa. Code Chapter 1021. The authority for this regulation is contained in section 5(c) of the Environmental Hearing Board Act (35 P. S. § 7515(c)). The proposed regulation was published in the February 27, 1999 *Pennsylvania Bulletin*, with a 60-day public comment period. The final-form regulation was submitted to the Commission on July 2, 1999.

This rulemaking amends the EHB's practice and procedure rules. The EHB is responsible for hearing appeals relating to orders, permits, licenses or decisions of the Department of Environmental Protection (DEP).

The revisions amend a wide range of EHB procedures, clarify how the EHB currently operates, and repeal provisions that are no longer used. The amendments provide the regulated community, the DEP, and all other parties and persons with updated procedural rules relating to representing their interests before the EHB. The proposed changes are based on the recommendations of the EHB Rules Committee, a nine member advisory committee created by section 5 of the Environmental Hearing Board Act.

We have reviewed this regulation and find it to be in the public interest. These amendments update and clarify the EHB's practice and procedure rules.

Therefore, It Is Ordered That:

1. Regulation No. 106-4 from the Environmental Hearing Board, as submitted to the Commission on July 2, 1999, is approved; and

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

August 5, 1999

Honorable Feather O. Houstoun, Secretary
Department of Public Welfare
333 Health & Welfare Building
Harrisburg, PA 17105

Re: IRRC Regulation #14-421 (#1872)
Department of Public Welfare
Eligibility Provisions for the Healthy Horizons Program for the Elderly/Disabled; Medical Assistance Income

Dear Secretary Houstoun:

Since this proposal meets all of the criteria under Section 5b(3), your regulation is approved. A copy of this letter will be forwarded to the Legislative Reference Bureau.

Any questions you or your staff may have, contact Robert E. Nyce, our Executive Director at 783-5506.

ALVIN C. BUSH,
Vice Chairperson

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 99-1392. Filed for public inspection August 20, 1999, 9:00 a.m.]

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission received, on the dates indicated, the following regulations for review. To obtain the date and time of the meeting, interested parties may contact the office of the Commission at (717) 783-5417. To obtain a copy of the regulation, interested parties should contact the agency promulgating the regulation.

Final-Form

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
10-149b	Department of Health Health Facility Licensure— Freestanding Ambulatory Surgical Facilities	8/4/99

Final-Omit

<i>Reg No.</i>	<i>Agency/Title</i>	<i>Received</i>
47-6	Milk Marketing Board Transactions Between Dealers and Producers Uniform System of Accounts	8/9/99

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 99-1393. Filed for public inspection August 20, 1999, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Amendment to Articles of Incorporation of a Domestic Insurer

Conseco Senior Life Insurance Company, a domestic stock limited-life insurance company, has submitted a request for approval to amend its Articles of Incorporation such that it will change from a limited-life insurance company to a life insurance company. Persons wishing to comment on the grounds of public or private interest concerning the amendment are invited to submit a written statement to the Insurance Department within 10 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the writer, identification of the application to which the comment is addressed, and a concise statement with sufficient detail to inform the Insurance Department of the exact basis of the comment and the relevant facts upon which it is based. Written statements should be directed to Robert Brackbill, Company Licensing Division, Room 1311 Strawberry Square, Harrisburg, PA 17120, by fax (717) 787-8557, or by e-mail rbrackbi@ins.state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1394. Filed for public inspection August 20, 1999, 9:00 a.m.]

Blue Cross of Northeastern Pennsylvania; Blue Cross Non-Group Basic Rate Filing; Filing No. 398-BCBNG-1/1/00

On August 3, 1999, Blue Cross of Northeastern Pennsylvania submitted a filing, requesting an increase of 14.28% in the monthly rates of the Blue Cross Non-Group Basic Conversion & Direct Enrollment Rated Program. This filing will affect approximately 6,055 contracts. The proposed increase will generate an additional annual premium income of \$1,338,408. An effective date of January 1, 2000 is requested.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's Harrisburg Regional Office.

Interested parties are invited to submit written comments, suggestions or objections to Rashmi Mathur, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1395. Filed for public inspection August 20, 1999, 9:00 a.m.]

Blue Cross of Northeastern Pennsylvania; Blue Cross Non-Group Special Care Rate Filing; Filing No. 400-BCNGSC-1/1/00

On August 3, 1999, Blue Cross of Northeastern Pennsylvania submitted a filing, requesting an increase of 10.67% in the monthly rates of the Blue Cross Non-Group

Special Care Direct Enrollment Rated Program. This filing will affect approximately 2,800 contracts. The proposed increase will generate an additional annual premium income of \$178,409. An effective date of January 1, 2000 is requested.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's Harrisburg Regional Office.

Interested parties are invited to submit written comments, suggestions or objections to Rashmi Mathur, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1396. Filed for public inspection August 20, 1999, 9:00 a.m.]

Blue Cross of Northeastern Pennsylvania; Blue Cross Prescription Drug Experience Rated Group Rate Filing; Filing No. 402-BCRX-ERG-1/1/00

On August 3, 1999, Blue Cross of Northeastern Pennsylvania submitted a filing, requesting an increase of 123.52% in the first quarter rates with \$0 copay of the Blue Cross Prescription Drug Experience Rated Program. The individual and family rates for \$0 copay are \$78.90 and \$185.35, respectively. This filing will affect approximately 3,920 contracts. The proposed increase will generate an additional annual premium income of \$712,444. An effective date of January 1, 2000 is requested. The last time these rates were increased was October 1, 1994.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's Harrisburg Regional Office.

Interested parties are invited to submit written comments, suggestions or objections to Rashmi Mathur, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1397. Filed for public inspection August 20, 1999, 9:00 a.m.]

Blue Cross of Northeastern Pennsylvania; Blue Cross Security 65 Non-Group Rate Filing; Filing No. 403-BCSEC65-1/1/00

On August 3, 1999, Blue Cross of Northeastern Pennsylvania submitted a filing, requesting an overall average increase of 4.99% for the Security 65 Rated Program. Specifically the rate increases are as follows:

	<i>Current Rate</i>	<i>Proposed Rate</i>	<i>Rate Increase</i>
Security 65 Package A	\$33.65	\$37.19	10.51%
Security 65 Package B	\$53.60	\$57.21	6.73%
Security 65 Package C	\$66.70	\$69.88	4.77%
Security 65 Package H	\$103.80	\$108.32	4.36%

This filing will affect approximately 49,595 contracts. The proposed increase will generate an additional annual premium income of \$1.7 million. An effective date of January 1, 2000 is requested.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's Harrisburg Regional Office.

Interested parties are invited to submit written comments, suggestions or objections to Rashmi Mathur, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1398. Filed for public inspection August 20, 1999, 9:00 a.m.]

Blue Cross of Northeastern Pennsylvania; Blue Cross 65 Special Group Experience Rate Filing; Filing No. 401-BC65EG-1/1/00

On August 3, 1999, Blue Cross of Northeastern Pennsylvania submitted a filing, requesting an increase of 10.09% in the monthly rates of the Blue Cross 65 Special Experience Rated Program. This filing will affect approximately 3,060 contracts. The proposed increase will generate an additional annual premium income of \$222,047. An effective date of January 1, 2000 is requested.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's Harrisburg Regional Office.

Interested parties are invited to submit written comments, suggestions or objections to Rashmi Mathur, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1399. Filed for public inspection August 20, 1999, 9:00 a.m.]

Capital Blue Cross; Request to Increase Rates for Individual Basic Hospital Program; Filing No. 99-S

Capital Blue Cross requests approval to increase its premium rates for its Individual Basic Blue Cross Program. The proposed increase is 24.0%. This rate change will produce an estimated additional annualized income of \$2.98 million and will affect approximately 4,670 contracts. An effective date of January 1, 2000 is requested.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Carol Slack, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry

Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1400. Filed for public inspection August 20, 1999, 9:00 a.m.]

Capital Blue Cross; Request to Increase Rates for Individual Major Medical Program; Filing No. 99-T

Capital Blue Cross and Pennsylvania Blue Shield propose to increase the premium rates for the Individual Major Medical Programs. The proposed average increase is 42.5%. This rate change will produce an estimated additional annualized income of \$1.81 million and will affect approximately 3,200 contracts.

This filing also includes an adjustment to the rates for a proposed reduction in the manipulation and physical therapy benefits. The adjustment reflects a reduction in these benefits from unlimited sessions per calendar year to 18 sessions per calendar year.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Carol Slack, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1401. Filed for public inspection August 20, 1999, 9:00 a.m.]

Capital Blue Cross; Security 65, Plans A, B and H Rate Increase; Filing No. 99-Z

By Filing No. 99-Z, Capital Blue Cross requests to increase the rates for the Security 65 Plans A, B and H. The proposed rate increases are 24.3% for Plan A, 8.4% for Plan B and 12.5% for Plan H. This rate change will produce an estimated additional annual income of \$4.7 million and will impact approximately 94,200 contracts. An effective date of January 1, 2000 is requested.

The requested first eligible rates are as follows:

	<i>Current Rates</i>	<i>Proposed Rates</i>	<i>% Increase</i>
Plan A	\$16.70	\$20.75	24.3%
Plan B	\$36.80	\$39.90	8.4%
Plan C	\$55.05	\$55.05	0%
Plan H	\$101.30	\$113.95	12.5%

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry

Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1402. Filed for public inspection August 20, 1999, 9:00 a.m.]

Capital Blue Cross and Pennsylvania Blue Shield; Individual Comprehensive Major Medical Programs Rate Increase; Filing No. 99-U

By Filing No. 99-U, Capital Blue Cross and Pennsylvania Blue Shield request to adjust the rates, deductibles and benefits for the Individual Comprehensive Major Medical Programs known as ClassicComp. The proposed average rate increase after deductible and benefit changes is 11.8%. Without the benefit changes, the rate increase would be 24.1%. This rate change will produce an estimated additional annual income of \$1.4 million and will impact approximately 4,430 contracts. An effective date of January 1, 2000 is requested.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1403. Filed for public inspection August 20, 1999, 9:00 a.m.]

Deadline for Submission of Merger, Consolidation, Acquisition, Redomestication and Recapitalization Filings

Merger, consolidation, acquisition of voting stock, redomestication and recapitalization filings requiring the approval of the Insurance Commissioner as mandated by the Insurance Company Law of 1921 (40 P.S. §§ 991.1402) or the Business Corporation Law (15 Pa.C.S. § 21101 et seq.) should be submitted to the Insurance Department on or before October 1, 1999, if the filer requires approval on or before December 31, 1999. Filings made on or after October 1, 1999, cannot be guaranteed appropriate review and disposition by the Insurance Department by December 31, 1999.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1404. Filed for public inspection August 20, 1999, 9:00 a.m.]

Independence Blue Cross; Blue Cross Non-Group Rate Increase; Filing No. 21-P-99

By Filing No. 21-P-99, Independence Blue Cross submitted a proposal to increase the premium rates for its

Non-Group Basic Blue Cross (8.67%) and Special Care (4.16%) lines of business. A January 1, 2000 effective date is proposed.

The proposed rate adjustment would affect approximately 25,000 contracts, and would produce additional premium income of \$2.16 million a year.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's office in Philadelphia and Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1405. Filed for public inspection August 20, 1999, 9:00 a.m.]

Independence Blue Cross; Medicare Supplement Rate Increase for Plans: A, B, C and H; Filing No. 20-P-99

By Filing No. 20-P-99, Independence Blue Cross submitted a proposal to increase the premium rates for its Medicare Supplement Plans: A, B, C and H. A January 1, 2000 effective date is proposed.

The requested rate increase would affect approximately 84,000 members, and would produce additional premium income of \$6.6 million a year.

The requested first eligible rates are as follows:

	<i>Current Rate</i>	<i>Required Rate</i>	<i>Required % Increase</i>
Plan A	\$31.30	\$38.50	23.00%
Plan B	\$65.45	\$70.95	8.4%
Plan C	\$75.10	\$81.40	8.4%
Plan H	\$117.80	\$127.70	8.4%

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

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1406. Filed for public inspection August 20, 1999, 9:00 a.m.]

Independence Blue Cross and Pennsylvania Blue Shield; Non-Group Major Medical Rate Increase; Filing No. 22-P-99

By Filing No. 22-P-99, Independence Blue Cross and Pennsylvania Blue Shield submitted a proposal to in-

crease the premium rates by 30% for their Non-Group Major Medical programs. A January 1, 2000 effective date is proposed.

The proposed rate increase would affect approximately 6,000 contracts, and would produce additional premium income of \$2.35 million a year.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's office in Philadelphia and Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1407. Filed for public inspection August 20, 1999, 9:00 a.m.]

Paul A. Schofield; Doc. No. AG99-08-001

A prehearing/settlement telephone conference initiated by the Administrative Hearings Office shall occur on September 15, 1999, at 10 a.m. The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), and the General Rules of Administrative Practice and Procedure, 1 Pa. Code § 31.1 et seq. and the Insurance Department's Special Rules of Administrative Practice and Procedure, 31 Pa. Code Chapter 56.

A date for a hearing shall be determined, if necessary, at the prehearing/settlement conference. No prehearing memoranda or other written submissions are required for the prehearing/settlement telephone conference; however, the parties are encouraged to discuss settlement and possible stipulations pending the conference.

Motions preliminary to those at hearing, protests, petitions to intervene, or notices of intervention, if any, must be filed on or before August 25, 1999, with the Docket Clerk, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answers to petitions to intervene, if any, shall be filed on or before September 8, 1999.

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1408. Filed for public inspection August 20, 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 Daylin B. Leach; file no. 99-265-32547; Erie Insurance Exchange; doc. no. PH99-08-007; October 4, 1999, 11 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. 99-1409. Filed for public inspection August 20, 1999, 9:00 a.m.]

Review Procedure Hearings Under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their company's termination of the insured's policies. All administrative hearings are held in the Insurance Department Offices in Harrisburg, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

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

Appeal of Lionel Savadove; file no. 99-280-32168; Chubb Insurance Company; doc. no. PH99-08-002; October 4, 1999, at 10 a.m.

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

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

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1410. Filed for public inspection August 20, 1999, 9:00 a.m.]

William G. McClaren; Doc. No. AG99-08-004

A prehearing/settlement telephone conference initiated by the Administrative Hearings Office shall occur on September 29, 1999, at 10 a.m. The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), and the General Rules of Administrative Practice and Procedure, 1 Pa. Code § 31.1 et seq. and the Insurance Department's Special Rules of Administrative Practice and Procedure, 31 Pa. Code Chapter 56.

A date for a hearing shall be determined, if necessary, at the prehearing/settlement conference. No prehearing memoranda or other written submissions are required for the prehearing/settlement telephone conference; however, the parties are encouraged to discuss settlement and possible stipulations pending the conference.

A written request for continuance of the scheduled prehearing/settlement conference, for good cause, will be considered by the Presiding Officer. Prior to requesting a continuance, a party must contact the opposing party.

Continuance requests must indicate whether the opposing party objects to a continuance.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1411. Filed for public inspection August 20, 1999, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed But Not Published

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

Executive Board

CB-99-172 dated July 7, 1999. Authorizes the collective bargaining agreement and memorandum of understanding between the Commonwealth of Pennsylvania and the Federation of State Cultural and Educational Professionals (FOSCEP); effective July 1, 1999 through June 30, 2003.

CB-99-173 dated July 7, 1999. Side letter amending the collective bargaining agreement between the Commonwealth of Pennsylvania and the United Food and Commercial Workers Union to increase the starting hourly rate from \$6.81/hr. to \$7.21/hr. for Liquor Store Clerk 1, Liquor Stock Clerk, Liquor Store Wholesale Clerk, and Intermittent Liquor Store Clerk classifications. In addition, employees hired expressly as vacation replacements or for holiday business shall be hired at \$6.81/hr.

CB-99-175 dated July 7, 1999. The Executive Board Resolution authorizes the collective bargaining agreement between the Commonwealth and the Pennsylvania State Park Officers Association (PSPOA). This agreement encompasses approximately 188 full and part-time employees in the R4-Park Rangers unit.

CB-99-176 dated July 7, 1999. Authorizes the collective bargaining agreement and memorandum of understanding between the Commonwealth of Pennsylvania and the PSSU; effective July 1, 1999 through June 30, 2003.

CB-99-177 dated July 7, 1999. Authorizes the collective bargaining agreement between the Commonwealth of Pennsylvania and the Service Employees International Union-1199P; effective July 1, 1999 through June 30, 2003.

CB-99-178 dated July 7, 1999. Authorizes the memorandum of understanding between the Commonwealth of Pennsylvania and the Independent State Store Union (ISSU); effective July 1, 1999 through June 30, 2003.

CB-99-179 dated July 7, 1999. Authorizes the implementation of the master agreement between the Commonwealth of Pennsylvania and ASCME. For the period July 1, 1999 through June 30, 2003.

CB-99-180 dated July 7, 1999. Authorizes the implementation of the master memorandum of understanding between the Commonwealth of Pennsylvania and ASCME. For the period July 1, 1999 through June 30, 2003.

Governor's Office

Administrative Circular No. 99-22; Availability—Commonwealth Telephone Directory, Dated July 9, 1999.

Administrative Circular No. 99-23; Workers' Compensation Rates, Dated July 13, 1999.

Administrative Circular No. 99-24; Revised Revenue Estimates, 1999-00 Fiscal Year, Dated July 26, 1999.

Administrative Circular No. 99-25; Availability of State Surplus Real Property for Transfer to Commonwealth Agencies—Bucks County, Dated July 26, 1999.

GARY R. HOFFMAN,
Director
Pennsylvania Bulletin

[Pa.B. Doc. No. 99-1412. Filed for public inspection August 20, 1999, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board lease will expire:

Mifflin County, Wine & Spirits Shoppe #4401, 127 South Main Street, Lewistown, PA 17044-2119.

Lease Expiration Date: August 31, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 to 4,000 net useable square feet of new or existing retail commercial space within the greater Lewistown or Burnham Boroughs.

Proposals due: September 10, 1999 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110
Contact: Charles D. Mooney, (717) 657-4228

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 99-1413. Filed for public inspection August 20, 1999, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Gas Service Without Hearing

A-121100F0004; A-121100F0005; A-120600F2000. Equitable Resources, Inc. and Carnegie Natural Gas Company. Joint Application of Equitable Resources, Inc. and Carnegie Natural Gas Company for Certificates of Public Convenience evidencing approval of (1) the transfer by sale of stock, of the title to and possession and use

of all used or useful property of Carnegie Natural Gas Company to Equitable Resources, Inc. (docketed at A-121100F0004); (2) the right of Equitable Resources, Inc. to begin to offer, render, furnish or supply natural gas service to the public in the service territory of Carnegie Natural Gas Company (docketed at A-121100F0005); and (3) the right of Carnegie Natural Gas Company to abandon all natural gas service to the public (docketed at A-120600F2000).

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 September 7, 1999, under 52 Pa. Code (relating to public utilities).

Applicants: Equitable Resources, Inc. and Carnegie Natural Gas Company

Through and By Counsel: Charles Thomas, Jr. and Thomas Niesen, Esquires, Thomas Thomas Armstrong & Niesen, P. O. Box 9500, Harrisburg, PA 17108-9500; and Joseph J. Malatesta, Jr., Esquire, Malatesta Hawke & McKeon LLP, Harrisburg Energy Center, 100 N. 10th St., Harrisburg, PA 17105.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 99-1414. Filed for public inspection August 20, 1999, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before September 13, 1999, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

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

A-00116119. St. Marys Area Ambulance Service, Inc. (773 Johnsonburg Road, St. Marys, Elk County, PA 15857), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, between points in the city of St. Marys, Elk County, and points in Elk County which are located within an airline distance of 15 statute miles of the limits of said city, and from points in the said territory, to points in Pennsylvania, and vice versa. *Attorney:* Marci M. Schneider, the Jaindl Building, 4029 West Tilghman Street, Allentown, PA 18104.

A-00116116. Life Force of Western PA., Inc. (35 Sixth Avenue, Greenville, Mercer County, PA 16125), a corporation of the Commonwealth of Pennsylvania—persons, in paratransit service, between points in the county of Mercer, and from points in said county, to points in Pennsylvania, and return.

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

A-00116117. Smart Move Makers, Inc. (P. O. Box 0164, New Cumberland, Cumberland County, PA 17070), a corporation of the Commonwealth of Pennsylvania—household goods in use, between points in the borough of New Cumberland, Cumberland County, and within an airline distance of 20 statute miles of the limits of said borough. An application for temporary authority has been filed at A-00116117 seeking the right cited above.

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-00098496, Folder 3, Am-A. Greater Johnstown Yellow Cab, Inc. (1301 Frankstown Road, Johnstown, Cambria County, PA 15902), a corporation of the Commonwealth of Pennsylvania—persons and their baggage, in limousine service, in luxury type vehicles with a seating capacity of less than 8 persons, between points in Cambria County: *So as to permit* the transportation of persons and their baggage, in limousine service, between points in the counties of Bedford, Blair, Cambria and Somerset, and from points in said counties, to points in Pennsylvania, and return. *Attorney:* John A. Pillar, 1106 Frick Building, Pittsburgh, PA 15219

Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of household goods as described under each application.

A-00113912, Folder 2. Barry K. Lowe Sr., t/d/b/a Make Your Move (5158 Cleveland Avenue, West Mifflin, Allegheny County, PA 15112-1369)—additional right—household goods in use, between points in the county of Allegheny, and from points in said county, to points in the counties of Beaver, Butler, Westmoreland, Fayette and Washington, and vice versa.

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Ronald J. Coleman, t/a Coleman Express Service; Doc. No. A-00112817C9901

Complaint

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania, empowered to regulate motor carriers and brokers within this Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Ronald J. Coleman, t/a Coleman Express Service, respondent, maintains a principal place of business at 566 Main Street, Lykens, PA 17048.

2. That all times relevant to this Complaint, respondent held a certificate of public convenience issued by this Commission at Application Docket No. A-00112817.

3. That pursuant to Section 512 of the Public Utility Code, 66 Pa.C.S. § 512, and 52 Pa. Code Chapter 32; respondent is required to maintain evidence of current insurance on file with this Commission.

4. That respondent has failed to maintain evidence of bodily injury and property damage liability insurance, in violation of the Public Utility Code and regulations cited in Paragraph 3 of this complaint.

5. That as a result of failure to maintain evidence of current insurance on file with this Commission, the Bureau of Transportation and Safety Prosecutory Staff requests that the Secretary of the Commission revoke respondent's certificate of public convenience.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Secretary of the Commission revoke the certificate of public convenience held by Ronald J. Coleman, t/a Coleman Express Service at Docket No. A-00112817, for failure to maintain current evidence of insurance on file with the Commission.

Respectfully submitted,

George T. Mahan, Director
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

Verification

I, George T. Mahan, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

George T. Mahan

Notice to Plead

A. You must file an answer within twenty (20) days of the date of service. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice to plead. 52 Pa. Code § 1.56(a). The answer must raise all factual and legal arguments that you wish to claim in your defense and must include the docket number of this Complaint. Your answer must be verified and the original and two (2) copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days of the date of service as identified in Paragraph A. above, the Bureau of Transportation and Safety will request that the Commission enter an order revoking your certificate of public convenience; contract carrier permit; or brokerage license or imposing such other remedy as may be appropriate.

C. In lieu of an answer, you may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Upon receipt of the proof of insurance from your insurer, the complaint proceeding shall be closed.

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission enter an order revoking your certificate of public convenience; contract carrier permit; or brokerage license.

E. If you file an answer which contests the complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision.

UJSP Inc.
P. O. Box 8993
Pittsburgh, PA 15221

In re: A-00110880C9901
A-00110880

Dear Respondent:

On May 19, 1999, the Bureau of Transportation and Safety instituted a complaint against UJSP, 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-00110880.

The complaint and notice were published in the June 19, 1999 issue of the *Pennsylvania Bulletin*; to date, more than twenty (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-00110880C9901 is hereby sustained and the right(s) and the certificate of public convenience issued to the respondent at A-00110880 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. 99-1415. Filed for public inspection August 20, 1999, 9:00 a.m.]

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 99-1416. Filed for public inspection August 20, 1999, 9:00 a.m.]

Telecommunications

A-310104F0002. Bell Atlantic-Pennsylvania, Inc. and ATX Telecommunications Services, Ltd. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and ATX Telecommunications Services, Ltd. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and ATX Telecommunications Services, Ltd., by its counsel filed on August 6, 1999, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and ATX Telecommunications Services, Ltd. Joint Petition are on file with the Pennsylvania Public Utility 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. 99-1417. Filed for public inspection August 20, 1999, 9:00 a.m.]

Telecommunications

A-310125F0002. AT&T Communications of Pennsylvania, Inc. and GTE North Incorporated. Petition of AT&T Communications of Pennsylvania, Inc. and GTE North Incorporated for approval of an interconnection, resale and unbundling agreement under sections 251 and 252 of the Telecommunications Act of 1996.

AT&T Communications of Pennsylvania, Inc. and GTE North Incorporated, by its counsel, filed on July 9, 1999, at the Pennsylvania Public Utility Commission, a petition for approval of an interconnection, resale and unbundling 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 AT&T Communications of Pennsylvania, Inc. and GTE North Incorporated Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection.

Telecommunications

A-310651. GTE North, Incorporated and Service Electric Telephone, Inc. Joint Petition of GTE North, Incorporated and Service Electric Telephone, Inc. for approval of an interconnection agreement under section 251 and 252(e) of the Telecommunications Act of 1996.

GTE North Incorporated and Service Electric Telephone, Inc., by its counsel, filed on August 5, 1999, at the Pennsylvania Public Utility 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 Service Electric Telephone, Inc. Joint Petition are on file with the Pennsylvania Public Utility 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. 99-1418. Filed for public inspection August 20, 1999, 9:00 a.m.]

Transfer by Sale Without Hearing

Doc. No. A-111100F0005. UGI Utilities, Inc. Application of UGI Utilities, Inc., for approval of the transfer by sale of a 0.4 acre parcel of property located on Chestnut Street in Warrior Run, Luzerne 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 September 7, 1999, under 52 Pa. Code (relating to public utilities).

Applicant: UGI Utilities, Inc.

Through and By Counsel: Thomas M. Jackal, Esquire,
UGI Corporation, P. O. Box 858, Valley Forge, PA 19482.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 99-1419. Filed for public inspection August 20, 1999, 9:00 a.m.]

STATE EMPLOYEES' RETIREMENT BOARD

Hearings Scheduled

Hearings have been scheduled, as authorized by 71 Pa.C.S. Part XXV (relating to State Employees' Retirement Code), in connection with the State Employees' Retirement System's denial of Claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the State Employees' Retirement System, 30 North Third Street, Fifth Floor, Harrisburg, PA 17108:

May 3, 1999	Tamara Willingham (Disability Benefits)	1:30 p.m.
Sept. 1, 1999	Gloria D. Briggs (Change Effective Date Of Retirement)	1 p.m.
Sept. 8, 1999	Richard Welsh (dec'd) (Change Member's Op- tion)	1 p.m.
Sept. 22, 1999	Francis J. Hudak (Purchase Service Credit w/Penn State Univer- sity)	1 p.m.
Sept. 27, 1999	Tamara D. Willingham (Continue Disability Re- tirement Benefits)	1:30 p.m.
Sept. 29, 1999	Frances Owczarz (dec'd) (Contesting Designation of Beneficiary)	1 p.m.

Oct. 6, 1999	Della M. Marsh (Multiple Service)	1 p.m.
Oct. 13, 1999	Roslyn V. Harris (Continue Disability Re- tirement Benefits)	1 p.m.
Oct. 20, 1999	Ralph M. Bailets (Multiple Service)	1 p.m.
Oct. 25, 1999	Wayne J. Hettinger (Continue Disability Re- tirement Benefits)	1:30 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 4 Pa. Code § 250.01, (relating to applicability of general rules), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code Part II unless specific exemption is granted.

JOHN BROSIUS,
Secretary

[Pa.B. Doc. No. 99-1420. Filed for public inspection August 20, 1999, 9:00 a.m.]

TURNPIKE COMMISSION

Retention of an Engineering Firm

Open End Mechanical, Electrical, Plumbing (MEP) Engineering Contract Systemwide

Reference No. 3-116

The Turnpike Commission (Commission) will retain one mechanical, electrical, plumbing (MEP) engineering firm for an open end contract to perform design and construction services for a variety of building facility-related projects along the entire Turnpike system. Services from the engineering firm include, but are not limited to: studies, concept plans, preliminary/final designs, production of construction documents suitable for competitive bidding, review of project submittals and construction phase services for multiple projects performed simultaneously under short completion schedules.

The firm selected will have experience with the types of buildings and systems in the Turnpike inventory, such as, administrative offices, toll plaza structures, maintenance facilities, sewage treatment plants, domestic water well systems, exterior lighting systems, and the like.

The contract will be for a maximum cost of \$500,000 or for a 24 month period. The firm will be required to provide sufficient office personnel, managers, engineers, technicians and clerical staff to support the field functions. In addition, the firm selected may be required to attend construction meetings with the Commission.

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.

Address these items and any necessary further details in a brief yet comprehensive manner in the letter of interest.

Direct inquiries to W. Keith Libengood at (717) 939-9551, Ext. 3690; or by e-mail at wlibengo@paturndpike.com.

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. A copy of the Annual Qualification Package submitted to the Pennsylvania Department of Transportation for the current year, that is in the same District as the project or one that is best suited for the project. If an interested firm does not perform work for the Department of Transportation, and does not have an annual qualification package prepared, the following information must still be provided.

The Annual Qualification Package should contain at a minimum, the following information 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 Don Santostefano, Facilities Manager, at the PA Turnpike Commission Administration Building located on Eisenhower Boulevard at the Harrisburg-East Interchange (No. 19). (FedEx address: Route 283 and Eisenhower Boulevard, Highspire, PA 17034) (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676).

The letter of interest and required information must be received by 12 noon, Friday, September 10, 1999. Letters of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable letters of interest received in response to this solicitation, one firm will be selected for each 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. 99-1421. Filed for public inspection August 20, 1999, 9:00 a.m.]

Retention of an Engineering Firm

Open End Architectural Engineering Contract Systemwide

Reference No. 3-117

The Turnpike Commission (Commission) will retain one architectural firm for an open end contract to perform design and construction services for a variety of facilities-related projects along the entire Turnpike system. Services from the architectural firm include, but are not limited to: studies, concept plans, preliminary/final designs, production of construction documents suitable for

public competitive bidding, review of project submittal and construction phase services for multiple projects performed simultaneously under short completion schedules.

The firm selected will have experience with the types of buildings in the Turnpike inventory, such as, administrative offices, toll plaza structures, maintenance facilities, and the like.

The contract will be for a maximum cost of \$500,000 or for a 24 month period. The firm will be required to provide sufficient office personnel, managers, architects, engineers, technicians and clerical staff to support all the requested services.

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.

Address these items and any necessary further details in a brief yet comprehensive manner in the letter of interest.

Direct inquiries to W. Keith Libengood at (717) 939-9551, Ext. 3690; or by e-mail at wlibengo@paturnpike.com.

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. A copy of the Annual Qualification Package submitted to the Pennsylvania Department of Transportation for the current year, that is in the same District as the project or one that is best suited for the project. If an interested firm does not perform work for the Department of Transportation, and does not have an annual qualification package prepared, the following information must still be provided.

The Annual Qualification Package should contain at a minimum, the following information 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 Don Santostefano, Facilities Manager, at the PA Turnpike Commission Administration Building located on Eisenhower Boulevard at the Harrisburg-East Interchange (No. 19). (FedEx address: Route 283 and Eisenhower Boulevard, Highspire, PA 17034) (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676).

The letter of interest and required information must be received by 12 noon, Friday, September 10, 1999. Letters of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable letters of interest received in response to this solicitation, one firm will be selected for each 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. 99-1422. Filed for public inspection August 20, 1999, 9:00 a.m.]
