

PENNSYLVANIA BULLETIN

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The Courts
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Department of Environmental Protection
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Department of Labor and Industry
Department of Public Welfare
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Insurance Department
Liquor Control Board
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Pennsylvania Public Utility Commission
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State Board of Cosmetology
State Board of Vocational Rehabilitation

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**Latest Pennsylvania Code Reporter
(Master Transmittal Sheet):**

No. 298, September 1999

PENNSYLVANIA



BULLETIN

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READER'S GUIDE TO THE PENNSYLVANIA BULLETIN AND PENNSYLVANIA CODE

Pennsylvania Bulletin

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published every week and includes a table of contents. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. First, it is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, repeal or emergency action must be published in the *Pennsylvania Bulletin*. Further, agencies proposing changes to the codified text do so in the *Pennsylvania Bulletin*.

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

The text of certain documents published in the *Pennsylvania Bulletin* is the only valid and enforceable text. Courts are required to take judicial notice of the *Pennsylvania Bulletin*.

Adoption, Amendment or Repeal of Regulations

Generally an agency wishing to adopt, amend or repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances where the agency may omit the proposal step; they still must publish the adopted version.

The Notice of Proposed Rulemaking contains the full text of the change, the agency contact person, a fiscal note required by law and background for the action.

The agency then allows sufficient time for public comment before taking final action. An adopted proposal must be published in the *Pennsylvania*

Bulletin before it can take effect. If the agency wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, they must re-propose.

Citation to the *Pennsylvania Bulletin*

Cite material in the *Pennsylvania Bulletin* by volume number and page number. Example: Volume 1, *Pennsylvania Bulletin*, page 801 (short form: 1 Pa.B. 801).

Pennsylvania Code

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

The *Pennsylvania Code* is cited by title number and section number. Example: Title 10 *Pennsylvania Code*, § 1.1 (short form: 10 Pa.Code § 1.1).

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

How to Find Documents

Search for your area of interest in the *Pennsylvania Code*.

The *Pennsylvania Code* contains, as Finding Aids, subject indexes for the complete *Code* and for each individual title, a list of Statutes Used As Authority for Adopting Rules and a list of annotated cases. Source Notes give you the history of the documents. To see if there have been recent changes, not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred.

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Printing Format

Material proposed to be added to an existing rule or regulation is printed in **bold face** and material proposed to be deleted from such a rule or regulation is enclosed in brackets [] and printed in **bold face**. Asterisks indicate ellipsis of *Pennsylvania Code* text retained without change. Proposed new or additional regulations are printed in ordinary style face.

Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised; and that the fiscal note shall provide the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the five succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the five succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The required information is published in the foregoing order immediately following the proposed change to which it relates; the omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years; in that order, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years, in that order. In item (8) the recommendation, if any, made by the Secretary of Budget is published with the fiscal note. See 4 Pa. Code § 7.231 *et seq.* Where "no fiscal impact" is published, the statement means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended.

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List of Pa. Code Chapters Affected

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THE GOVERNOR

GOVERNOR'S OFFICE

Proclamation of Disaster Emergency

August 26, 1999

Whereas, Investigations made at my direction have disclosed that localized and unusually heavy rains in parts of McKean County on August 20 and 21, 1999, have resulted in extensive damage to roads and streets, private homes, businesses, and caused other adverse impacts upon the general population of the county; and

Whereas, the emergency situation has been of such magnitude and severity as to render essential the Commonwealth's supplementation of county and municipal efforts and resources and the activation of all applicable state, county, and municipal emergency response plans; and

Now Therefore, pursuant to the provisions of Subsection 7301(c) of the Emergency Management Services Code (35 Pa.C.S. Section 7101 et seq.), I do hereby proclaim the existence of a disaster emergency in the affected areas of McKean County, and I direct all Commonwealth departments and agencies to utilize all available resources and personnel as is deemed necessary to cope with the magnitude and severity of this emergency situation.

Further, I hereby transfer up to \$300,000 in unused appropriated funds to the Pennsylvania Emergency Management Agency. The aforementioned funds shall be used for disaster-related expenses incurred by various state agencies and departments. These funds shall be credited to a special account established by the Office of the Budget. All Commonwealth agencies purchasing supplies or services in response to this emergency are authorized to utilize the emergency procurement procedures set forth in Section 516 of the Commonwealth Procurement Code, Act of May 15, 1998, P. L. 358, No. 57, § 516. This Proclamation shall serve as the written determination of the basis for the emergency under Section 516; and

Further, I hereby authorize the Secretary of the Department of Transportation to use all available equipment, resources, and personnel of the Department, in whatever manner that he deems necessary, to ensure that all state highways in the disaster affected areas are cleared of debris and any other obstructions resulting from this severe storm. In addition, I hereby waive any laws or regulations that would restrict the application and use of the Department's equipment, resources, and personnel to assist local jurisdictions in clearing and removal of debris and other types of obstructions from non-state-owned highways. This assistance to local jurisdictions may be provided solely at the discretion of the Secretary of the Department of Transportation. This assistance, however, does not apply to privately owned highways, roads, streets, or other types of property; and

Further, I hereby authorize the Secretary of the Department of Transportation to use all available equipment, resources, and personnel of the Department, in whatever manner he deems necessary, to ensure that highways, bridges, roadbeds, and related facilities and structures, including Federal-aid highways, that have sustained damage in the disaster affected area are immediately repaired, maintained, reconstructed, or replaced or that new construction is undertaken where necessary. In addition, I hereby waive any laws or regulations that would restrict the ability of the Department to respond immediately and effectively in repairing, maintaining, reconstructing, or replacing these damaged highways, bridges, roadbeds, and related facilities and structures, including Federal-aid highways, and areas adjacent thereto, or in undertaking necessary new construction; and

Further, I have directed that the emergency response and recovery aspects of the Commonwealth and all applicable county, municipal, and

THE GOVERNOR

other disaster emergency response and recovery plans be activated and that all state, county, and municipal actions taken to implement those plans be coordinated through the Pennsylvania Emergency Management Agency; and

Further, pursuant to the powers vested in me by the Constitution and laws of this Commonwealth, I hereby authorize the Adjutant General of Pennsylvania to place on state active duty for the duration of the emergency/disaster proclamation, such individuals and units of the Pennsylvania National Guard, as requested by the Pennsylvania Emergency Management Agency, to alleviate the danger to public health and safety caused by the aforementioned emergency; and

Still Further, I hereby continue to urge the governing bodies and executive officers of all political subdivisions affected by this emergency to act as necessary to meet the current exigencies as legally authorized under this proclamation, namely: by the employment of temporary workers; by the rental of equipment; and by entering into such contracts and agreements as may be required to meet the emergency, all without regard to those time-consuming procedures and formalities normally prescribed by law, mandatory constitutional requirements excepted.

Given under my hand and the Seal of the Governor, at the City of Harrisburg, this twenty-sixth day of August in the year of our Lord, one thousand nine hundred and ninety-nine and of the Commonwealth, the two hundred and twenty-fourth.



Governor

[Pa.B. Doc. No. 99-1527. Filed for public inspection September 10, 1999, 9:00 a.m.]

THE COURTS

Title 255—LOCAL COURT RULES

LUZERNE COUNTY

Adoption of Rule of Civil Procedure No. 400.1(b)(1); No. 5463-C 1999

Now This 23rd day of August, 1999, the Court hereby adopts the following Luzerne County Rule of Civil Procedure, to be effective thirty (30) days after the date of publication in the *Pennsylvania Bulletin*:

Rule 400.1(b)(1).

Original process shall be served within the Commonwealth

(i) by the sheriff or a competent adult in all actions in equity, partition, prevent waste, and for declaratory judgment when declaratory relief is the only relief sought, and

(ii) by the sheriff in all other actions.

It is further ordered that the District Court Administrator shall file seven (7) certified copies of this Rule with the Administrative Office of Pennsylvania Courts, two (2) certified copies to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*, one (1) certified copy to the Civil Procedural Rules Committee and one (1) copy to the Luzerne Legal Register for publication in the next issue.

It is further ordered that this local rule shall be kept continuously available for public inspection and copying in the Prothonotary's Office.

By the Court

JOSEPH M. AUGELLO,
President Judge

[Pa.B. Doc. No. 99-1528. Filed for public inspection September 10, 1999, 9:00 a.m.]

MONROE COUNTY

Local Civil Rule 400.1(b)(1) Governing Service of Original Process and Other Legal Papers

Order

And Now, August 24, 1999, the following Local Rule of Civil Procedure is adopted to be effective thirty (30) days after the date of publication in the *Pennsylvania Bulletin*.

This is a certified copy of the proposed Local Rule 400.1(b)(1). Rule Governing Service of Original Process and Other Legal Papers to be adopted effective thirty (30) days after the date of publication in the *Pennsylvania Bulletin*.

By the Court

RONALD E. VICAN,
President Judge

Rule 400.1(b)(1)

Original process shall be served within the Commonwealth

(a) by the sheriff or a competent adult in the actions in equity, partition, prevent waste and declaratory judgment when declaratory relief is the only relief sought, and

(b) by the sheriff in all other actions.

[Pa.B. Doc. No. 99-1529. Filed for public inspection September 10, 1999, 9:00 a.m.]

PIKE COUNTY

Promulgation of Local Rule 400.1; No. 804-1999- Civil

Order

And Now this 25th day of August, 1999, pursuant to Pa.R.C.P. 400.1(b)(1) (as amended June 14, 1999; effective September 1, 1999), the Court hereby Orders the adoption of Local Rule 400.1, effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

Pursuant to Pa.R.C.P. 239 the Prothonotary is directed to:

1. File seven (7) certified copies hereof with the Administrative Office of the Pennsylvania Courts.

2. Distribute two (2) certified copies to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3. File one (1) certified copy with the Civil Procedural Rules Committee.

The rule shall read as follows:

Local Rule 400.1. Person to Make Service.

In Pike County, Pennsylvania, original process shall be served

(i) by the sheriff or a competent adult in the actions in equity, partition, prevent waste, and declaratory judgment when declaratory relief is the only relief sought, and

(ii) by the sheriff in all other actions.

By the Court

HAROLD A. THOMSON, Jr.,
President Judge

[Pa.B. Doc. No. 99-1530. Filed for public inspection September 10, 1999, 9:00 a.m.]

TIOGA COUNTY

Local Rule of Civil Procedure T.C. 400.1(b); No. MD 1999

Order

And Now, August 16, 1999, the Court hereby adopts the following Tioga County Local Rule of Civil Procedure, to be effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

It is further ordered that the District Court Administrator shall file seven (7) certified copies of this Rule with the Administrative Office of Pennsylvania Courts, two (2) certified copies with the Legislative Reference Bureau for

publication in the *Pennsylvania Bulletin* and one (1) certified copy to the Civil Procedural Rules Committee.

By the Court

ROBERT E. DALTON, Jr.,
President Judge

T.C. Rule of Civil Procedure 400.1(b)

Original process shall be served within the Commonwealth

(i) by the Sheriff or a competent adult in all actions in equity, in partition, to prevent waste, and for declaratory judgment when declaratory judgment is the only relief sought, and

(ii) by the Sheriff in all other actions.

[Pa.B. Doc. No. 99-1531. Filed for public inspection September 10, 1999, 9:00 a.m.]

RULES AND REGULATIONS

Title 49—PROFESSIONAL AND VOCATIONAL STANDARDS

STATE BOARD OF COSMETOLOGY [49 PA. CODE CH. 7] Examination Fees

The State Board of Cosmetology (Board) amends § 7.2 (relating to fees) pertaining to examination fees for licensure for cosmetologists, cosmeticians, manicurists, teachers and cosmetology shop managers to read as set forth in Annex A.

Under section 812.1 of The Administrative Code of 1929 (71 P. S. § 279.3a) and sections 13(b) and 16(a) of the Cosmetology Law (act) (63 P. S. §§ 519(b) and 522(a)), examinations for licensure must be prepared and administered by a professional testing organization under contract to the appropriate board. This amendment will change fees for examinations to candidates for licensure to reflect actual contract costs for examination services as the result of a new contract with a professional testing organization.

Public notice of intention to amend the regulation under the procedures specified in sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) (CDL) has been omitted as authorized under section 204(3) of the CDL (45 P. S. § 1204(3)), because the Board finds that these procedures are, under the circumstances, unnecessary. Public comment is unnecessary because section 812.1 of The Administrative Code of 1929 requires that candidate fees cover the cost of the examination. All persons affected by the amendments, however, have been or will be given actual notice of the Board's intention to amend the regulation in advance of final rulemaking under section 204(2) of the CDL (45 P. S. § 1204(2)).

Compliance with Executive Order 1996-1

The Board reviewed this rulemaking and considered its purpose and likely impact upon the public and the regulated population under the directives of Executive Order 1996-1, Regulatory Review and Promulgation. The final/proposed omitted regulation addresses a compelling public interest as described in this Preamble and otherwise complies with Executive Order 1996-1.

Statutory Authority

This amendment is adopted under section 812.1 of The Administrative Code of 1929 (71 P. S. § 279.3a) and section 16 of the act (63 P. S. § 522).

Fiscal Impact and Paperwork Requirements

The amendment will have no fiscal impact on the Commonwealth or its political subdivisions. Candidates for licensure by examination will be required to pay the actual costs of the examination.

Regulatory Review

Under section 5.1(c) of the Regulatory Review Act (71 P. S. § 745.5a(c)), on July 12, 1999, the Board submitted a copy of the regulation with proposed rulemaking omitted to the Independent Regulatory Review Commission

(IRRC) and the Chairpersons of the House Professional Licensure Committee and the Senate Consumer Protection and Professional Licensure Committee. On the same date, the amendment was submitted to the Office of Attorney General for review and approval under the Commonwealth Attorneys Act (71 P. S. §§ 732-101—732-506). In accordance with section 5(e) of the Regulatory Review Act, the amendment was deemed approved by the House and Senate Committees on August 1, 1999. IRRC met on August 19, 1999, and approved the amendment.

Additional Information

Individuals who desire information are invited to submit inquiries to Sara Sulpizio, Board Administrator, State Board of Cosmetology, P. O. Box 2649, Harrisburg, PA 17105-2649, (717) 783-7130.

Findings

The Board finds that:

(1) Public notice of intention to amend the regulation as adopted by this order under the procedures specified in sections 201 and 202 of the CDL (45 P. S. §§ 1201 and 1202), has been omitted under the authority contained in section 204(3) of the CDL (45 P. S. § 1204(3)), because the Board has, for good cause, found that the procedure specified in sections 201 and 202 of the CDL is in this circumstance, unnecessary, because section 812.1 of The Administrative Code of 1929 requires that candidate fees cover the cost of the examination.

(2) Persons affected by the amendment as adopted by this order have been or will be given actual notice of the Board's intention to amend the regulation in advance of final rulemaking under section 204(2) of the CDL (45 P. S. § 1204(2)).

(3) The amendment of the regulations of the Board in the manner provided in this order is necessary and appropriate for the administration of its authorizing statute.

Order

The Board, acting under its authorizing statute, orders that:

(a) The regulations of the Board, 49 Pa. Code Chapter 7, are amended by amending § 7.2, to read as set forth in Annex A.

(b) The Chairperson of the Board shall submit this order and Annex A to the Office of General Counsel and the Office of Attorney General for approval as to legality as required by law.

(c) The Chairperson of the Board shall certify this order and Annex A and deposit them with the Legislative Reference Bureau as required by law.

(d) This order shall become effective immediately upon publication in the *Pennsylvania Bulletin*, and shall apply to examinations administered on and after September 1, 1999.

(Editor's Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 29 Pa.B. 4750 (September 4, 1999).

CAROL T. MICCICHE,
Chairperson

Fiscal Note: 16A-457. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 7. STATE BOARD OF COSMETOLOGY GENERAL PROVISIONS

§ 7.2. Fees.

(a) The fee for the cosmetologist, cosmetician, manicurist or teacher examination is \$59. The fee for the manager theory examination is \$31. The fee for each portion of an examination is:

Theory examination.....	\$31
Performance examination (not applicable to managers).....	\$28

(b) Effective September 1, 1999, the fee for the complete cosmetologist, cosmetician, manicurist or teacher examination is \$71. The fee for the manager theory examination is \$31. The fee for each portion of an examination is:

Theory examination.....	\$41
Performance examination (not applicable to managers).....	\$30

(c) Other fees charged by the Board:

Licensure of cosmetologist, manicurist or cosmetician	\$5
Licensure of cosmetology shop manager or cosmetology teacher.....	\$10
Licensure of cosmetology shop, manicurist shop or cosmetician shop.....	\$35
Licensure of cosmetology school.....	\$95
Licensure by reciprocity.....	\$25
Registration of cosmetology apprentice.....	\$35
Biennial renewal of manicurist's license.....	\$21
Biennial renewal of cosmetician's license.....	\$21
Biennial renewal of cosmetologist's license.....	\$23
Biennial renewal of cosmetology shop manager's or cosmetology teacher's license.....	\$36
Biennial renewal of cosmetology shop's license.....	\$41
Biennial renewal of cosmetician or manicurist shop's license.....	\$25
Biennial renewal of cosmetology school's license.....	\$66
Approval of cosmetology school supervisor.....	\$10
Change in cosmetology shop (inspection required) ...	\$35
Change in cosmetology shop (no inspection required)	\$15
Reinspection of cosmetology shop.....	\$15
Certification of licensure.....	\$10

[Pa.B. Doc. No. 99-1532. Filed for public inspection September 10, 1999, 9:00 a.m.]

Title 55—PUBLIC WELFARE

DEPARTMENT OF PUBLIC WELFARE

[55 PA. CODE CHS. 140 AND 181]

Eligibility Provisions for the Healthy Horizons Program for the Elderly/Disabled; Medical Assistance Income

The Department of Public Welfare (Department), by this order, adopts the amendments to read as set forth in

Annex A under the authority of section 201(2) of the Public Welfare Code (62 P. S. § 201(2)).

The proposed amendments were published at 28 Pa.B. 1531 (March 28, 1998). No comments were received and there are no changes to the published proposed rulemaking.

Purpose

The purpose of these amendments is to change how the receipt of a lump sum is treated when determining eligibility for Medical Assistance (MA) in Chapters 140, Subchapter B and 181 (relating to eligibility provisions for the healthy horizons program for the elderly/disabled; and income provisions for categorically needy NMP-MA and MNO-MA). Current regulations state that a lump sum is treated as a resource unless it is beneficial to the client to treat it as income. This change will require that when a lump sum has been treated as income in the month of receipt, any balance remaining in subsequent months will be treated as a resource. This change applies to all categories of MA, including Healthy Horizons. This change provides that a client who chooses to treat a lump sum as income is no worse off under this regulation change than another client who chooses to treat a lump sum as a resource from the time it was received.

Background

Effective November 1, 1988, the Department adopted final-form regulations patterned after the rules for the corresponding Aid to Families with Dependent Children (AFDC) and Supplemental Security Income (SSI) Cash Assistance Programs except for the treatment of lump sum. The current Temporary Assistance for Needy Family (TANF) Program replaced the AFDC Program. Title I of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Pub. L. 104-193) (PRWORA), enacted on August 22, 1996, eliminated the AFDC program and replaced it with the Federal TANF program. The TANF Cash Assistance Program treats lump sum under a special lump sum rule which provides for a period of ineligibility. The SSI Cash Assistance Program treats a lump sum as a resource. The disparity of treatment of a lump sum in the cash assistance programs led to the flexibility in the treatment of a lump sum for the MA Program. The individual currently has the choice of treating a lump sum as a resource, unless it is more financially helpful to the individual to have it treated as income. If the lump sum is counted as income, any balance of the lump sum remaining in subsequent months is not considered a resource under existing regulations.

As a result of this flexibility, the regulations provide a special resource exclusion for the remaining lump sum. The exclusion enables an individual to continue to receive MA benefits even though resources, including funds remaining from the lump sum, may be substantially in excess of the resource limit. Due to the fact that individuals with substantial lump sum benefits are being determined eligible for MA, even if there is a balance of the lump sum remaining which exceeds the MA resource limits, the Department is revising the regulations to specify that lump sum payments retained beyond the month of receipt are treated as a resource. An individual still has the choice of deciding whether to have the lump sum treated as a resource or as income in the month of receipt. However, any portion remaining in subsequent months will be treated as a resource along with all other countable resources subject to the maximum MA resource limit.

Need for the Amendments

These amendments are needed to establish equitable treatment between clients who have excess resources because of a lump sum and clients who have excess resources for any other reason, by changing the requirements for the treatment of lump sum income in Chapters 140, Subchapter B and 181.

Summary

Treatment of lump sum payment (§§ 140.291(c), (d) and (d)(3))

The revision to this section counts as a resource the balance of the lump sum remaining subsequent to the calendar month in which the lump sum is received and is counted as income for the applicant/recipient of the Healthy Horizons Program. The content of subsection (d) is no longer applicable. The contents of the old subsection (d)(1) and (2) are moved to subsection (c)(1) and (2). The old subsection (d)(3) is the revised subsection (d).

Treatment of the lump sum payment (§ 181.31(d))

The revision to this section counts as a resource the balance of the lump sum remaining subsequent to the calendar month in which the lump sum is received and is counted as income. This applies to an applicant/recipient of SSI-related and General Assistance (GA)-related categories of the Categorically Needy Nonmoney Payment (NMP) and Medically Needy Only (MNO) MA Programs.

Affected Persons and Organizations

These amendments affect all applicants and recipients of MA, living in the community or residing in an institution, who receive a lump sum.

Accomplishments/Benefits

These amendments will change how the balance of a lump sum remaining subsequent to the month of receipt is treated. The change would treat as a resource the balance of a lump sum remaining subsequent to the month it was received and treated as income for MA eligibility purposes. This change denies MA eligibility for those individuals with a sizeable balance of a lump sum after only 1 month of MA ineligibility. These individuals could qualify for MA once their resources and income are within allowable limits.

Public Comment

Written comments, suggestions and objections were solicited within a 30-day period after the publication date. No comments were received.

*Fiscal Impact**Commonwealth*

It is anticipated that implementation of these amendments will result in savings to the Commonwealth during Fiscal Year 1997-1998 of approximately \$0.182 million (\$0.086 million in State funds). Annual savings for Fiscal Year 1998-1999 are estimated in the amount of \$0.276 million (\$0.130 million in State funds).

Private Sector

There are no anticipated costs for the private sector.

Paperwork Requirements

These amendments do not require additional forms or reports.

Effective Date

These amendments are effective upon publication as final rulemaking in the *Pennsylvania Bulletin*.

Sunset Date

No sunset date is applicable. The Department continuously reviews the MA Program and regulations through the Federally-monitored Quality Control process. Also, the Federal Health Care Financing Administration staff conducts audits periodically on specific aspects of the MA Program.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), the Department submitted a copy of the notice of proposed rulemaking published at 28 Pa.B. 1531 (March 28, 1998) to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Committee on Health and Human Services and the Senate Committee on Public Health and Welfare for review and comment. In compliance with section 5(b.1) of the Regulatory Review Act, the Department also provided IRRC and the Committees with copies of all comments received, as well as other documentation.

The Department prepared the final-form regulations with no comments received from IRRC, the Committees or the public.

These final-form regulations were approved by the Committees on August 3, 1999, and approved by IRRC on August 4, 1999, in accordance with section 5(c) of the Regulatory Review Act.

Findings

The Department finds that:

(1) Public notice of intention to adopt the administrative regulations amended by this order has been given under sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) and the regulations thereunder, 1 Pa. Code §§ 7.1 and 7.2.

(2) The adoption of these regulations in the manner provided in this order is necessary and appropriate for the administration and enforcement of the Public Welfare Code.

Order

The Department, acting under the Public Welfare Code, orders that:

(a) The regulations of the Department, 55 Pa. Code Chapters 140 and 181, are amended by amending §§ 140.291 and 181.31 to read as set forth in Annex A.

(b) The Secretary of the Department shall submit this order and Annex A to the Office of Attorney General and General Counsel for approval as to legality and form as required by law.

(c) The Secretary of the Department shall certify this order and Annex A and deposit them with the Legislative Reference Bureau as required by law.

(d) This order shall take effect upon publication in the *Pennsylvania Bulletin*.

(*Editor's Note:* For the text of the order of the Independent Regulatory Review Commission relating to this document, see 29 Pa. B. 4497 (August 21, 1999).)

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-421. No fiscal impact; (8) recommends adoption. These changes are expected to result in savings of \$248,000 in Long Term Care for Fiscal Year 1999-00 and a savings of \$270,000 in Long Term Care for fiscal year 2000-01.

Annex A**TITLE 55. PUBLIC WELFARE****PART II. PUBLIC ASSISTANCE MANUAL****Subpart C. ELIGIBILITY REQUIREMENTS****CHAPTER 140. SPECIAL MA ELIGIBILITY PROVISIONS****Subchapter B. ELIGIBILITY PROVISIONS FOR THE HEALTHY HORIZONS PROGRAM FOR THE ELDERLY/DISABLED****TREATMENT OF LUMP SUM PAYMENT****§ 140.291. Treatment of lump sum payment.**

(a) A lump sum payment is a nonrecurring payment. Types of lump sum payments include delayed wages, bonuses, earned income tax credit (EITC), cash prizes, cash lottery winnings, life insurance benefits, cash inheritances, personal injury and other damage awards and settlements and retroactive benefits, such as retirement, survivors and disability insurance, delayed unemployment compensation and workers compensation.

(b) A lump sum payment is counted as a resource under Chapter 178, Subchapter A (relating to general provisions for MA resources common to all categories of MA) unless it would be more helpful to the applicant/recipient group to have the lump sum treated as income.

(c) If the lump sum is treated as income, it is counted as income in the calendar month received.

(1) An earned lump sum such as delayed wages, bonuses and EITC is treated as earned income and is added to other earned income received in the calendar month. The deductions listed under § 140.282 (relating to deductions from earned income) are applied to determine countable net earned income.

(2) An unearned lump sum such as cash prizes, cash lottery winnings, life insurance benefits, cash inheritances and personal injury is treated as unearned income and is added to other unearned income received in the calendar month. The deductions listed under § 140.281 (relating to deductions from unearned income) are applied to determine countable net unearned income.

(d) The balance of the lump sum remaining subsequent to the calendar month the lump sum was received and counted as income as described in subsection (c) is considered a resource to the applicant/recipient or the spouse of the applicant/recipient.

Subpart D. DETERMINATION OF NEED AND AMOUNT OF ASSISTANCE**CHAPTER 181. INCOME PROVISIONS FOR CATEGORICALLY NEEDY NMP-MA AND MNO-MA****Subchapter A. GENERAL PROVISIONS FOR MA INCOME COMMON TO ALL CATEGORIES OF MA****TREATMENT OF LUMP SUM PAYMENT COMMON TO ALL CATEGORIES OF MA****§ 181.31. Treatment of lump sum payment.**

(a) A lump sum payment is a nonrecurring payment. Types of lump sum payments include delayed wages, bonuses, Earned Income Tax Credit (EITC), cash prizes, cash lottery winnings, life insurance benefits, cash inher-

itances, personal injury and other damage awards and settlements and retroactive benefits, such as retirement, survivors and disability insurance, delayed unemployment compensation and workers compensation.

(b) A lump sum payment is counted as a resource under § 178.4 (relating to treatment of resources for all categories of MA) unless it would be more helpful to the applicant/recipient group to have the lump sum treated as income.

(c) If the lump sum is treated as income, it is counted as income in the calendar month received.

(1) Earned lump sum payments, such as delayed wages and bonuses, are treated as earned income and are added to other earned income received in the calendar month.

(i) A person in an SSI-related category of MA is entitled to the deductions listed under § 181.132 (relating to deductions from earned income) from the earned lump sum income.

(ii) A person in an AFDC-related category of MA, including a person in a GA-related category of MA with a child who is simultaneously a recipient of MA in an AFDC-related category, is entitled to the deductions listed under § 181.311 or § 181.312 (relating to deductions from earned income for the AFDC categories of NMP-MA; and deductions from earned income for the GA categories of MNO-MA) from the earned lump sum income.

(iii) A person in a GA-related category of MA is entitled to the deductions listed under § 181.313 or § 181.314 (relating to deductions from earned income for the GA categories of NMP-MA; and deductions from earned income for the GA categories of MNO-MA) from the earned lump sum income.

(2) Unearned lump sum payments, such as cash prizes, cash lottery winnings, life insurance benefits, cash inheritances and personal injury, are treated as unearned income and are added to other unearned income received in the calendar month.

(i) A person in an SSI-related category of MA is entitled to the deductions listed under § 181.131 (relating to deductions from unearned income) from the unearned lump sum income.

(ii) A person in an AFDC-related category of MA and a person in a GA-related category of MA are entitled to the following deductions from the unearned lump sum income:

(A) Those listed under § 181.315 (relating to unearned income expense deductions).

(B) Expenses the applicant/recipient incurs which are directly related to the particular type of lump sum payment, such as the charge for burial from an insurance benefit or verified medical expenses from a personal injury award.

(d) The balance of the lump sum remaining subsequent to the calendar month the lump sum was received and counted as income as described in subsection (c) is considered a resource to the applicant/recipient.

[Pa.B. Doc. No. 99-1533. Filed for public inspection September 10, 1999, 9:00 a.m.]

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 31, 1999.

BANKING INSTITUTIONS

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-27-99	Main Street Bank, Reading, Pennsylvania, and Main Street Bank of New Jersey, Lambertville, New Jersey Surviving Institution— Main Street Bank, Reading, Pennsylvania	Reading, PA	Effective
	<i>Interstate Branch Acquired Through Merger:</i>		
	39 Bridge Street Lambertville Hunterdon County, New Jersey		

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-30-99	Laurel Trust Company Johnstown Cambria County	509 East Main Street Somerset Somerset County	Approved
8-30-99	Premier Bank Doylestown Bucks County	1401 Easton Avenue Bethlehem Lehigh County	Approved
8-30-99	Fulton Bank Lancaster Lancaster County	Meadowlands Executive Center 3413A Concord Road Springettsbury Twp. York County	Approved

Branch Relocations/Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-30-99	Prime Bank Philadelphia Philadelphia County	<i>Into:</i> 9501 Bustleton Ave. Philadelphia Philadelphia County <i>From:</i> 1695 Grant Avenue Philadelphia Philadelphia County	Approved

Note: This transaction is contingent upon the pending merger of Prime Bank with and into Summit Bank, Bethlehem; the Bustleton Avenue address is a branch office of Summit Bank.

SAVINGS ASSOCIATIONS

No activity.

CREDIT UNIONS

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
8-25-99	Norristown Bell Credit Union, Blue Bell, and Abcon Credit Union, Valley Forge Surviving Institution— Norristown Bell Credit Union, Blue Bell	Blue Bell	Approved

DAVID E. ZUERN,
Secretary

[Pa.B. Doc. No. 99-1534. Filed for public inspection September 10, 1999, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Conservation and Natural Resources Advisory Council Meeting

Notice is hereby given of a meeting of the Conservation and Natural Resources Advisory Council to the Department of Conservation and Natural Resources on Wednesday, September 22, 1999. The meeting will be held at 10 a.m. in Room 105, Lobby Level, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting or agenda items can be directed to Kurt Leitholf at (717) 705-0031.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Claire Guisewite directly at (717) 705-0031 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

RANDY COOLEY,
Chairperson

[Pa.B. Doc. No. 99-1535. Filed for public inspection September 10, 1999, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

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

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

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

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

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

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

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

PA 0056294. Sewage, **Bart Golf Club, Inc.**, 1921 Ludwig Road, Gilbertsville, PA 19525.

This application is for renewal of an NPDES permit to discharge treated sewage from the Bart Golf Club in New Hanover Township, **Montgomery County**. This is an existing discharge to Swamp 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 1,500 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅		
(5-1 to 10-31)	10	20
(11-1 to 4-30)	20	40
Suspended Solids	10	20
Ammonia (as N)		
(5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Total Residual Chlorine	1.2	2.4
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

Other Conditions:

The EPA waiver is in effect.

PA 0057843. Sewage, **Vera H. Bleakley**, 3304 State Road, Drexel Hill, PA 19026.

This application is for issuance of an NPDES permit to discharge treated sewage from Bleakley property (Valley Green Subdivision) Lot No. 56 single residential treatment plant in West Caln Township, **Chester County**. This is a new discharge to an unnamed tributary of Rock Run.

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

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
Suspended Solids	20	40
Total Residual Chlorine	monitor/report	monitor/report
Fecal Coliform	200 colonies/100 ml as a geometric average	
pH	within limits of 6.0—9.0 standard units at all times	

Other Conditions:

The EPA waiver is in effect.

PA 0057851. Sewage, **Vera H. Bleakley**, 3304 State Road, Drexel Hill, PA 19026.

This application is for issuance of an NPDES permit to discharge treated sewage from Bleakley property (Valley Green Subdivision) Lot No. 52 single residential treatment plant in West Caln Township, **Chester County**. This is a new discharge to an unnamed tributary of Rock Run.

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

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
Suspended Solids	20	40

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

Other Conditions:

The EPA waiver is in effect.

PA 0057860. Sewage, **Vera H. Bleakley**, 3304 State Road, Drexel Hill, PA 19026.

This application is for issuance of an NPDES permit to discharge treated sewage from Bleakley property (Valley Green Subdivision) Lot No. 53 single residential treatment plant in West Caln Township, **Chester County**. This is a new discharge to an unnamed tributary of Rock Run.

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

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
Suspended Solids	20	40
Total Residual Chlorine	monitor/report	monitor/report
Fecal Coliform	200 colonies/100 ml as a geometric average	
pH	within limits of 6.0—9.0 standard units at all times	

Other Conditions:

The EPA waiver is in effect.

PA 0040991. Industrial waste, **TOSCO Corporation**, 1400 Park Avenue, Linden, NJ 07036-1610.

This application is for renewal of an NPDES permit to discharge stormwater from a diked area of a Petroleum Marketing Terminal located in the City of Philadelphia, **Philadelphia County**. This is an existing discharge to Frankford Creek.

The receiving stream is classified for the following uses: warm water fishery.

The proposed effluent limits for Outfall 001, based on a maximum flow of 12,000 gpd are as follows:

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

Other Requirements:

1. DMR to DRBC
2. Product Contaminated Stormwater Runoff
3. Monitoring and Reporting
4. PPC Plan Requirements
5. Other Wastewaters
6. Definitions

The EPA waiver is in effect.

PA 0040665. Sewage, **Elinor B. Thomforde, Stone Barn Rentals**, 100 Stone Barn Drive, Kennett Square, PA 19348-1132.

This application is for renewal of an NPDES permit to discharge treated sewage from Stone Barn Rentals Sewage Treatment Plant serving a restaurant and apartments located in West Marlborough Township, **Chester County**. This is an existing discharge to East Branch White Clay Creek.

The receiving stream is classified for the following uses: exceptional value waters.

The proposed effluent limits for Outfall 001, based on an average flow of 11,000 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅		
(5-1 to 10-31)	20	40
(11-1 to 4-30)	25	50
Suspended Solids	20	40

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Ammonia (as N) (5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Total Residual Chlorine	0.5	1.17
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 5.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

Other Conditions:

The EPA waiver is in effect.

PA 0053082. Sewage, **Alexander Hionis and Partners**, P. O. Box 208, Mendenhall, PA 19357.

This application is for renewal of an NPDES permit to discharge treated sewage from the Mendenhall Inn in Kennett Square, **Chester County**. This is an existing discharge to UNT Brandywine Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 20,600 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	10	20
(11-1 to 4-30)	20	40
Suspended Solids	10	20
Ammonia (as N) (5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
(7-1 to 10-31)		
Total Residual Chlorine (4—5 years)	0.2	0.5
(0—3 years)	1.0	2.0
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 5.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

Other Conditions:

The EPA waiver is in effect.

PA 0051250. Sewerage, **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976.

This application is for renewal of an NPDES permit to discharge treated sewage from The Kings Plaza STP in Doylestown Township, **Bucks County**. This is an existing discharge to Neshaminy 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 0.425 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	15	23	30
(11-1 to 4-30)	25	40	50
Total Suspended Solids	30	45	60
Ammonia (as N) (5-1 to 10-31)	2.0		4.0
(11-1 to 4-30)	6.0		12.0
Nitrate and Nitrate (as N) (7-1 to 10-31)	9.0		18.0
Phosphorus (as P) (4-1 to 10-31)	2.0		4.0
Total Residual Chlorine	0.5		1.6
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		

Other Conditions:

The EPA waiver is in effect.

PA 0057690. Industrial waste, **Kvaerner Philadelphia Shipyard, Inc.**, Philadelphia Naval Business Center, Philadelphia, PA 19112.

This application is for issuance of an NPDES permit to discharge stormwater, groundwater and river return water from the Kvaerner Philadelphia Shipyard in the City and **County of Philadelphia**. This is a new discharge to the Delaware and Schuylkill Rivers.

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

The proposed effluent limits for Outfalls 012 and 016-047, based on average flows are as follows:

For Outfall 012:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH	within limits of 6.0—9.0 standard units at all times		
Total Suspended Solids	100	200	250
Oil and Grease	15		30
Total Iron	monitor/report	monitor/report	
Total Copper	monitor/report	monitor/report	
Total Lead	monitor/report	monitor/report	
Total Zinc	monitor/report	monitor/report	
1,2 Dichloroethane	monitor/report		
Tetrachloroethylene	monitor/report		
Trichloroethylene	monitor/report		

For Outfalls 019, 022, 023, 025, 027, 028, 030, 032, 043 and 047:

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

Outfalls 017, 018, 020, 021, 024, 026, 029, 031, 033, 042 and 044-046 not monitored.

Other conditions:

The EPA waiver is in effect.

PA 0012637, Amendment No. 1. Industrial waste, **Bayway Refining Company**, 4101 Post Road, Trainer, PA 19061.

This application is for amendment of an NPDES permit to discharge stormwater from roadway and nonprocess areas of the trainer Oil Refinery located in Trainer Borough, **Delaware County**. This is an existing discharge to Delaware River Estuary Zone 4 through Marcus Hook Creek and Stony Creek.

The receiving stream is classified for the following uses: warm water fishery.

The proposed effluent limits for Outfall 003 thru 008, based on stormwater runoff are as follows:

<i>Parameter</i>	<i>Average Annual (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
CBOD ₅	monitor	monitor
Suspended Solids	monitor	monitor
Oil and Grease	monitor	monitor
COD	monitor	monitor
PH	monitor	monitor
Total Kjeldahl Nitrogen	monitor	monitor
Total Phosphorus	monitor	monitor
Dissolved Iron	monitor	monitor

The EPA waiver is not in effect.

PA 0042889. Sewage, **Octorara Area School District**, 228 Highland Road, P. O. Box 500, Atglen, PA 19310-0500.

This application is for renewal of an NPDES permit to discharge treated sewage from Octorara Area School District STP in West Fallowfield Township, **Chester County**. This is an existing discharge to Unnamed Tributary of Knight Run.

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 30,000 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Suspended Solids	30	60
Ammonia (as N)		
(5-1 to 10-31)	2.0	4.0
(11-1 to 4-30)	6.0	12.0
Phosphorus (as P)	2.0	4.0
Total Residual Chlorine		
(Issuance through year 2)	0.6	1.5
(Year 3 through expiration)	0.02	0.04
Fecal Coliform		
(5-1 to 9-30)	200 colonies/100 ml as a geometric average	
(10-1 to 4-30)	3,700 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 5.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	
pH (Influent)	monitor/report	monitor/report

Other Conditions:

The EPA waiver is in effect.

Conditions for future permit modification.

Effective disinfection.

Final water quality based effluent limitations for TRC.

Plant analysis for loss of flow.

PA 0012882. Industrial waste, **Philadelphia Gas Works**, 800 West Montgomery Avenue, Philadelphia, PA 19122.

This application is for renewal of an NPDES permit to discharge cooling water from the facility in the City of Philadelphia, **Philadelphia County**. This is an existing discharge to the Schuylkill River.

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

The proposed effluent limits for Outfall 004, based on an average flow of 14.9 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Influent Temperature	monitor		monitor
Effluent Temperature			110°F
pH	within limits of 6.0—9.0 standard units at all times		

Other Conditions:

The EPA waiver is in effect.

PA 0053082. Sewage, **Alexander Hionis and Partners**, P. O. Box 208, Mendenhall, PA 19357.

This application is for renewal of an NPDES permit to discharge treated sewage from the Mendenhall Inn in Kennett Square, **Chester County**. This is an existing discharge to UNT Brandywine Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 20,600 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅		
(5-1 to 10-31)	10	20
(11-1 to 4-30)	20	40
Suspended Solids	10	20
Ammonia (as N)		
(5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
(7-1 to 10-31)		
Total Residual Chlorine		
(4—5 years)	0.2	0.5
(0—3 years)	1.0	2.0
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 5.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	
Phosphorus		
(4-1 to 10-31)	monitor/report	

Other Conditions:

The EPA waiver is in effect.

Northeast Region: Environmental Protection Manager—Water Management—2 Public Square, Wilkes-Barre, PA 18711-0790, Telephone: (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>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
Total Suspended Solids	20	40
pH	6.0 to 9.0 standard units at all times.	
Total Residual Chlorine	monitor and report	

The EPA waiver is in effect.

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

PA 0063932. Sewerage, **Pocono Village Associates**, P. O. Box 1085, Mechanicsburg, PA 17055-1085.

This proposed action is for issuance of an NPDES permit to discharge treated sewage into an unnamed tributary to Pocono Creek in Pocono 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 0.0144 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25.0	50.0
Total Suspended Solids	10.0	20.0
NH ₃ -N		
(5-1 to 10-31)	3.0	9.0
(11-1 to 4-30)	9.0	18.0
NO ₃ -N	10.0	20.0
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	
pH	6.0 to 9.0 standard units at all times.	
Total Residual Chlorine	dechlorinate	

The EPA waiver is in effect.

PA 0063908. Industrial waste, **Ace-Robbins, Inc.**, 55 West Street, Tunkhannock, PA 18657.

This proposed action is for issuance of an NPDES permit to discharge treated stormwater run-off into Tunkhannock Creek in Tunkhannock Township, **Wyoming County**.

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

The proposed effluent limits for Outfall 001 based on a design flow of .079 mgd are:

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

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 0026638. Sewage, SIC: 4952, **Joint Municipal Authority of Wyomissing Valley**, 701 Old Wyomissing Road, Reading, PA 19611.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to Wyomissing Creek in West Reading Borough, **Berks County**.

The receiving stream is classified for cold water fish, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements, the existing downstream potable water supply intake considered during the evaluation was the Pottstown Borough Authority intake located on the Schuylkill River in Montgomery County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 4.0 mgd are:

Parameter	Concentration (mg/l)		Instantaneous Maximum (mg/l)
	Average Monthly	Average Weekly	
CBOD ₅	20	30	40
Suspended Solids	30	40	60
NH ₃ -N			
(5-1 to 10-31)	3.0	XXX	6.0
(11-1 to 4-30)	9.0	XXX	18
Total Residual Chlorine	monitor and report	XXX	monitor and report
(Interim)			
(Final)	0.25	XXX	0.84
Dissolved Oxygen		minimum of 6.0 at all times	
pH		from 6.0 to 9.0 inclusive	
Fecal Coliforms			
(5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		2,700/100 ml as a geometric average	

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

The EPA waiver is not in effect.

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

PA 0038237. Sewage, **Rostraver Township Sewage Authority**, 202 Port Royal Road, Belle Vernon, PA 15012.

This application is for renewal of an NPDES permit to discharge treated sewage from the Sweeney-Fellsburg Water Pollution Control Plant in Rostraver Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as the Youghiogheny 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 Westmoreland County Municipal Authority, McKeesport Plant, on the Youghiogheny River.

Outfall 001: Existing average design flow of 0.40 mgd, effective until the sewage treatment plant expansion is completed and operational.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25	38		50
Suspended Solids	30	45		60
Fecal Coliform				
(5-1 to 9-30)		200/100 ml as a geometric mean		
(10-1 to 4-30)		35,000/100 ml as a geometric mean		
Total Residual Chlorine		monitor and report		
pH		not less than 6.0 nor greater than 9.0		

Outfall 001: Proposed average design flow of 1.5 mgd, effective after the sewage treatment plant expansion is completed and operational.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25	38		50
Suspended Solids	30	45		60
Fecal Coliform				
(5-1 to 9-30)		200/100 ml as a geometric mean		
(10-1 to 4-30)		10,000/100 ml as a geometric mean		
Total Residual Chlorine ⁽¹⁾	0.5			1.6
pH		not less than 6.0 nor greater than 9.0		

The EPA waiver is in effect.

⁽¹⁾ This limitation is effective if chlorination is used for disinfection for the expanded plant.

PA 0090557. Sewage, **Extendicare Health Facilities, Inc.**, 257 Georgetown Road, Beaver Falls, PA 15010.

This application is for renewal of an NPDES permit to discharge treated sewage from the Beaver Valley Nursing Center STP in South Beaver Township, **Beaver County**.

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

Outfall 001: existing discharge, design flow of .015 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	3			6
(11-1 to 4-30)	9			18
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(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
Dissolved Oxygen	not less than 3 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

This reflects changes to the Bulletin Notice published on April 13, 1999.

PA 0025283. Sewage. **Knox Borough STP**, 620 S. Main Street, P. O. Box 366, Knox, PA 16232.

This application is for renewal of an NPDES permit to discharge treated sewage to the Unnamed Tributary to Canoe Creek in Beaver Township, **Clarion County**. This is an existing discharge.

The receiving water is classified for the following uses: high quality-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 Parker City Water System on the Allegheny River located at Parker City, approximately 18 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of .26 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
TSS	30	45	60
Ammonia-Nitrogen			
(5-1 to 10-31)	3.3		6.6
(11-1 to 4-30)	9.9		19.8
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	2,700/100 ml as a geometric average		
Total Residual Chlorine			
(Interim)	XX		XX
(Final)	.2		.7
Dissolved Oxygen	minimum of 7 mg/l at all times.		
Copper			
(Interim)	XX		XX
(Final)	.014		.028
pH	6.0—9.0 at all times		

The EPA waiver is in effect.

PA 0222909. Sewage. **Kinzua/Warren County Joint Authority**, P. O. Box 412, Clarendon, PA 16313.

This application is for a new NPDES permit to discharge treated sewage to the Allegheny River in Mead Township, **Warren County**. This is a new discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Emlenton Water Company on the Allegheny River located at Emlenton, approximately 98.5 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of .25 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
TSS	30	45	60
Ammonia-Nitrogen (5-1 to 10-31)	2.2		4.4
(11-1 to 4-30)	6.6		13.2
Fecal Coliform* (5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	100,000/100 ml as a geometric average		
pH	6.0—9.0 at all times		

*Limitations shall be achieved with methods other than chlorine disinfection.

The EPA waiver is in effect.

PA 0101265. Sewage, **Shangra-La Trailer Park**, 219 W. State Road, Jamestown, PA 16134.

This application is for renewal of an NPDES permit, to discharge treated sewage to Unnamed Tributary to Pymatuning Reservoir in West Shenango Township, **Crawford County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Reynolds Water Company on the Shenango River located in Pymatuning Township, Crawford County, approximately 13 miles below point of discharge.

The proposed discharge limits for Outfall No. 001, based on a design flow of 0.0056 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	1.4	3.3
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0033014. Sewage. **Linesville State Park—Pymatuning State Park**, 2660 Williamsfield Road, Jamestown, PA 16134.

This application is for renewal of an NPDES permit to discharge treated sewage and bait tank wastewater to the Pymatuning Reservoir in Pine Township, **Crawford County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the PA DCNR-Tuttle Campground Water Treatment Plant intake on Pymatuning Reservoir located at North Shenango Township, approximately 1.5 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of 0.028 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	15	30
TSS	15	30
Phosphorus (as P)	1	2
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	100,000/100 ml as a geometric average	
Total Residual Chlorine	0.5	1.2
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

Proposed NPDES Permit Renewal Actions for Minor Sewage Discharges

The following parties have applied to renew their current NPDES permits to allow the continued discharge of controlled wastewaters into the surface waters of this Commonwealth. The Department of Environmental Protection (Department) has made a tentative determination to renew these permits and proposes to issue them, subject to their current permit effluent limitations, and monitoring and reporting requirements, with appropriate and necessary updated requirements to reflect new or changed regulations and other requirements. The updates may include, but will not be limited to, applicable permit conditions and/or requirements addressing combined sewer overflows (CSOs), municipal sewage sludge management and total residual chlorine control (TRC). Major changes to or deviations from the terms of the existing permit will be documented and published with the final Department actions.

The EPA, Region III, Regional Administrator has waived the right to review or object to these proposed permit actions under the waiver provision 40 CFR 123.6E.

Persons wishing to comment on the proposed permits are invited to submit a statement to the Field Office

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

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

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

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

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA-0060917	Chestnut Ridge Associates P. O. Box 1085 Mechanicsburg, PA 17055	Luzerne County Lehman Township	Unnamed Tributary to Hunlock Creek	TRC

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>
PA0081183	Margaret M. Carbaugh Happy Hollow Restaurant 10910 Raystown Road Saxton, PA 16678	Bedford County Liberty Township	Sugar Camp Run	TRC

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

Applications under the Pennsylvania Clean Streams Law

(Part II Permits)

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

Persons objecting on the grounds of public or private interest to the approval of an application or submitted plan may file a written protest with the Department at the address indicated above each permit application or plan. Each written protest should contain the following: name, address and telephone number; identification of the plan or application to which the protest is addressed; and a concise statement in sufficient detail to inform the Department of the exact basis of the protest and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given protest. Each 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).

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

WQM Permit No. 4699423. Sewerage. **Pottstown Borough Authority**, 241 King Street, Pottstown, PA 19464-5599. Applicant requests the approval for the construction and operation for the addition of a dechlorination system to serve the existing wastewater treatment plant located in Pottstown Borough, **Montgomery County**.

WQM Permit No. 1599415. Sewerage. **Hideaway Mobile Home Park, L. P.**, 215 West Church Road, Suite 105, King of Prussia, PA 19406. Applicant requests approval for the construction of a new onlot sewage disposal replacement system to serve an existing 40 unit mobile home park located in West Caln Township, **Chester County**.

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

A. 4599202. Connaught Laboratories, Inc., d/b/a Pasteur Merieux Connaught, Discovery Drive, Swiftwater, PA 18370-0187. Application for spray irrigation system, located in Pocono Township, **Monroe County**. Application received in the Regional Office—August 13, 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. 0699407. Sewage, submitted by **Robesonia-Wernersville Municipal Authority**, P. O. Box 202, Wernersville, PA 19565-0202, Borough of Wernersville, **Berks County**, to install a screening device and extension of existing influent pump station wetwell, was received in the Southcentral Region on August 9, 1999.

A. 2199406. Sewage, submitted by **Monroe Township Municipal Authority**, 1220 Boiling Springs Road, Mechanicsburg, PA 17055, Monroe Township, **Cumberland County**, to construct a collection system and lift stations, was received in the Southcentral Region on August 17, 1999.

A. 0799404. Sewage, submitted by **Freedom Township Water and Sewer Authority**, P. O. Box 156, Municipal Building, East Freedom, PA 16637, Blair Township, **Blair County**, for expansion of treatment plant from 0.3 mgd to 0.6 mgd capacity flow, was received in the Southcentral Region on August 17, 1999.

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

A. 1171402, Amendment No. 2. Sewerage. **Portage Area Sewer Authority**, 606 Cambria Street, Portage, PA 15946. Application for the replacement and operation of the existing Portage wastewater treatment plant pump station located in Portage Township, **Cambria County**.

A. 2699402. Sewerage. **Dunbar Borough/Township Sanitary Authority**, 47 Connellsville Street, Dunbar, PA 15431. Application for the construction and operation of sewers and appurtenances, pump stations, sewage treatment plant, outfall and headwall and stream crossing to serve the Dunbar Boro/Twp Sanitary Authority WWTP located in Dunbar Borough/Township, **Fayette County**.

A. 3299402. Sewerage. **Robert G. Smith**, 6281 Old Route 56 West, R. D. 1, Indiana, PA 15701. Application for

the construction and operation of a small flow sewage treatment plant to serve the Smith Residence located in Center Township, **Indiana County**.

A. 3299403. Sewerage. **Burrell Township Sewer Authority**, 4345 Park Drive, Black Lick, PA 15716. Application for the construction and operation of sewers and appurtenances and a sewage pump station to serve the Palmerton/Fairfield Heights Area located in Burrell Township, **Indiana County**.

A. 6399407. Sewerage. **Peters Township Sanitary Authority**, 3244 Washington Rd., Ste. 105, McMurray, PA 15317-3153. Application for the construction and operation of a pump station to serve the Hidden Valley Manor Subdivision located in Peters Township, **Washington County**.

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

WQM Permit No. 1099409. Sewage. **Charles L. Wolfe, SRSTP**, 320 Hall Rd., Butler, PA 16001. This project is for the construction of a single residence sewage treatment plant in Clay Township, **Butler County**.

WQM Permit No. 2599417. Sewage, **William Brooks, Jr., SRSTP**, 506 Chautauqua Blvd., Erie, PA 16511. This project is for the construction of a single residence sewage treatment plant in Greene Township, **Erie County**.

WQM Permit No. 6299412. Sewage, **Joseph Cochran and Susan Losey, SRSTP**, 52 Hathaway Lane, Sheffield, PA 16347. This project is for the construction of a single residence sewage treatment plant in Sheffield Township, **Warren County**.

WQM Permit No. 4399407. Sewage. **Borough of Jamestown and Jamestown Municipal Authority**, P. O. Box 188, Jamestown, PA 16134. This project is for the hydraulic rerating of the Jamestown water pollution control plant in the Borough of Jamestown, **Crawford County**.

WQM Permit No. 4399407. Sewage. **Borough of Jamestown and Jamestown Municipal Authority**, P. O. Box 188, Jamestown, PA 16134. This project is for the hydraulic rerating of the Jamestown water pollution control plant in the Borough of Jamestown, **Crawford County**.

INDIVIDUAL PERMITS

(PAS)

NPDES Individual

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

Where indicated, the EPA, Region III, Regional Administrator has waived the right to review or object to this

proposed permit action under the waiver provision 40 CFR 123.24(d).

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

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

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

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

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

NPDES Permit PAS10-G377. Stormwater. **Penn State University, Great Valley Campus**, University Park, PA 16802, has applied to discharge stormwater from a construction activity located in East Whiteland Township, **Chester County**, to Little Valley Creek.

NPDES Permit PAS10-G378. Stormwater. **Lawrence Sager**, 43 High Street, Pottstown, PA 19464, has applied to discharge stormwater from a construction activity located in East Coventry Township, **Chester County**, to Pigion Creek.

NPDES Permit PAS10-G379. Stormwater. **Greenpoint Farm, c/o Beiber Campbell**, 402 Bayare Road, Kennett Square, PA 19438, has applied to discharge stormwater from a construction activity located in East Nottingham Township, **Chester County**, to Little Elk Creek.

NPDES Permit PAS10-5309. Stormwater. **PADOT**, 200 Radnor-Chester Road, St. Davids, PA 19087, has applied to discharge stormwater from a construction activity located in City of Philadelphia, **Philadelphia County**, to Delaware River.

NPDES Permit PAS10-G010-R. Stormwater. **Valley Forge Woods, LP**, P. O. Box 3103, Philmont Avenue, Huntingdon Valley, PA 19006, has applied to discharge stormwater from a construction activity located in Schuylkill Township, **Chester County**, to Picker Creek and Schuylkill River.

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

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

NPDES Permit PAS10S080. Stormwater. **Northgate Estates**, Georgios Kehagias, 1128 Greenwood Dr., Stroudsburg, PA 18360, has applied to discharge stormwater from a construction activity located in Stroud Township, **Monroe County**, to Big Meadow Run.

NPDES Permit PAS10S081. Stormwater. **Fifth St., Corp.—Sect. 4 (Albert tract)**, 711 Sarah St., Stroudsburg, PA 18360, has applied to discharge stormwater from a construction activity located in Stroud Township, **Monroe County**, to Big Meadow Run.

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

NPDES Permit PAS10U119. Stormwater. **James Nicos**, 9 McFadden Rd., Easton, PA 18045, has applied to discharge stormwater from a construction activity located in Plainfield Township, **Northampton County**, to Little Bushkill Creek.

SAFE DRINKING WATER

Applications received for a construction permit issued under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).

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

A. 5599501. The Department has received a permit application for **Riverview Mobile Home Park** located in Union Township, **Snyder County**, for modification of the existing water system to comply with community water system standards. The system includes a well, iron and manganese filters, soda ash, chlorination and finished water storage.

A. 1799503. The Department has received a construction permit application from **Irvona Municipal Authority Water Treatment Plant**, Berwind Street, P. O. Box 247, Irvona, PA 16656, Irvona Borough, **Clearfield County**, to construct a water treatment plant to be located at Well No. 2. The plant is to treat water from the Hockenberry Run Reservoir and Well No. 1 and 2.

A. Minor Amendment. The Department has received a permit application from the **Mahoning Township Municipal Authority**, 1101 Bloom Road, Danville, PA 17821. The permit is for construction of an underground booster pump station at the southwest corner of the intersection of Red Lane and Kaseville Road. Construction will include the installation of two hydroconstant pumps, each at 40 gpm, supply and discharge piping and electrical service and controls. This pump station is to supply boosted water supply pressure to a home in the Edgewood Subdivision located northeast of the intersection of Red Land and Kaseville Road.

A. 1499505. The Department has received a permit application from **Eagle Creek Partnership**, 1901 East College Avenue, State College, PA 16801, Union Township, **Centre County**. This project consists of developing a recently drilled water well (well no. EC-1) as a permanent water source for the Eagle Creek Mobile Home Park. Additionally, water treatment will be accomplished by filtration to reduce manganese and total solids to below the required maximum permissible levels with chlorine disinfection.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 1

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

Sections 302, 303, 304 and 305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the background, Statewide health standard, the site-specific standard, or who intend to remediate a site as a special industrial area, must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one, or a combination of the cleanup standards, or who receives approval of a special industrial area remediation identified under the act, will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of the site. For the sites identified as proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period the municipality may request that the person identified, as the remediator of a site, develop and implement a public involvement plan. Requests to be involved, and comments, should be directed to the remediator of a site.

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

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

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

Flight Systems Industrial Products Facility, Silver Spring Township, **Cumberland County**. Flight Systems, 505 Fishing Creek Road, Lewisberry, PA 17339-9517, has submitted a Notice of Intent to Remediate site groundwater contaminated with solvents. The applicant proposes to remediate the site to meet the site-specific standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Patriot News* and the *Carlisle Sentinel* on August 17, 1999.

Krentzman & Son, Inc., Lewistown Borough, **Mifflin County**. Krentzman & Son, Inc., R. D. 3, Box 508, Lewistown, PA 17044, has submitted a Notice of Intent to Remediate site soils contaminated with lead. The applicant proposes to remediate the site to meet the site-specific standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Lewistown Sentinel* on August 4, 1999.

Northcentral Regional Office: Michael C. Welch, Environmental Cleanup Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 321-6525.

Costy's Used Truck & Auto Parts, Inc., Richmond Township, **Tioga County**. David and Daniel Kurzejewsk, R. R. 3, Box 87, Mansfield, PA 16933, have submitted an Amended Notice of Intent to Remediate groundwater at the site contaminated with BTEX. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Amended Notice of Intent to Remediate was reported to have been published in the *Wellsboro Gazette* on July 14, 1999.

SOLID AND HAZARDOUS WASTE

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

Southeast Regional Office: Regional Solid Waste Manager, Suite 6010, 555 North Lane, Lee Park, Conshohocken, PA 19428.

A. 101656. Accurate Recycling Corporation, 300 East Baltimore Pike, Upper Darby, PA 19050-2508. This application was submitted to expand their operations into an existing building located adjacent to the existing transfer station buildings, and increase the allowed waste capacity which can be received at the facility. Facility is located in Upper Darby Township, **Delaware County**. Application was received in the Southeast Regional Office on August 6, 1999.

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

Southcentral Regional Office: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

A. 300620. Williamsburg Generating Station, Sithe Pennsylvania Holding LLC (450 Lexington Av-

enue, 37th Floor, New York, NY 10017). Application for permit reissuance of a residual waste landfill for a site in Catherine Township, **Blair County**. Application determined to be administratively complete in the Regional Office August 23, 1999.

AIR QUALITY

Notice of Plan Approval and Operating Permit Applications

Nonmajor Sources and Modifications

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

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

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

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

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

OPERATING PERMITS

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

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

OP-23-0005: BASF Corp. (1830 Columbia Avenue, Folcroft, PA 19032), on July 14, 1999, for approval of Facility VOCs RACT in Folcroft Borough, **Delaware County**.

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

54-320-001A: Gencorp, Inc. (P. O. Box 429, Auburn, PA 17922), for operation of a surface coating line and mix room in West Brunswick Township, **Schuylkill County**.

54-310-019: Commonwealth Environmental Systems L. P. (P. O. Box 249, Dunmore, PA 18512), for operation of a stone crushing plant in Foster Township, **Schuylkill County**.

54-399-025: Greater Pottsville Area Sewer Authority (P. O. Box 1163, Pottsville, PA 17901), for operation of an odor control system in the City of Pottsville, **Schuylkill County**.

13-318-003A: Kovatch Mobile Equipment Corp. (One Industrial Park, Nesquehoning, PA 18240), for operation of spray booths and painting lines in Nesquehoning Borough, **Carbon County**.

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

67-03055: Vulcan Materials Co. (322 North Baker Road, York, PA 17404), for operation of a stone crushing plant controlled by wet suppression in West Manchester Township, **York County**. The crushing plant is subject to 40 CFR Part 60, Subpart OOO, Standards of Performance for Nonmetallic Mineral Processing Plants.

67-309-042C: The J. E. Baker Co. (P. O. Box 1189, York, PA 17405), for operation of a periodic refractory kiln controlled by a thermal afterburner in West Manchester Township, **York County**.

Notice of Intent to Issue Title V Operating Permits

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

67-05004: P. H. Glatfelter Co. (228 South Main Street, Spring Grove, PA 17362), in Spring Grove, **York**

County. The facility is a kraft pulp and paper mill. The operation emits sulfur dioxide (SO₂), nitrogen oxides (NO_x), particulate matter (PM), volatile organic compounds (VOCs) and hazardous air pollutants (HAPs).

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

TVOP-14-00002: Graybec Lime, Inc. (P. O. Box 448, Bellefonte, PA 16823), for their Bellefonte and Pleasant Gap lime manufacturing plants located in Spring Township, **Centre County**. The facility's major sources include: lime kilns and material processing equipment which emit major quantities of carbon monoxide (CO), nitrogen oxides (NO_x), particulate matter less than 10 microns in size (PM₁₀), and sulfur oxides (SO_x). The facility is also subject to all applicable requirements of Reasonably Available Control Technology (RACT) for NO_x emissions.

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

10-00267: Three Rivers Aluminum Co. (TRACO) (71 Progress Avenue, Cranberry Township, PA 16066), located in Cranberry Township, **Butler County**. The facility's major emission sources include various surface coating operations, assembly and miscellaneous natural gas combustion sources. The facility is a major facility due to its potential to emit of volatile organic compounds.

10-00001: Armco, Inc. (Route 8, P. O. Box 832, Butler, PA 16003), located in Butler Township, **Butler County** for a modification to the facility's Title V Operating Permit. The modification will change the measurement of the pressure drop and water flow rate of the scrubbers for sources no. 116, 118, 119, 120, 122 and 124 from daily to weekly. The Department has determined that the change will have no impact on the operation of the source and will continue to provide a reasonable assurance that the sources are being operated in accordance with all applicable requirements. The facility is a major facility due to its potential to emit of sulfur oxides, nitrogen oxides and particulate matter less than 10 microns in diameter.

PLAN APPROVALS

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

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

PA-46-0072: Willow Grove Air Reserve Station 11th (1120 Fairchild Street, Building 348, Willow Grove, PA 19090), for a spray paint booth in Horsham Township, **Montgomery County**.

09-310-058GP: H. B. Mellott Estate, Inc. (262 Quarry Road, Ottsville, PA 18942), for construction of a portable mineral processing plant in Nockamixon Township, **Bucks County**.

PA-09-0046B: RJM Manufacturing, Inc. dba Taratape (250 Canal Road, Fairless Hills, PA 19030), for construction of a flexographic printer in Falls Township, **Bucks County**.

PA-09-0115: Draper—DBS (1803 North Fifth Street, Perkasio, PA 18944), for construction of paint spray booths in East Rockhill Township, **Bucks County**.

PA-09-0028A: FiberMark, Inc. (45 North 4th Street, Quakertown, PA 18951), for a Graphin Art Line No. 2 DEP Source No. 302 in Quakertown Borough, **Bucks County**.

PA-46-0054: Abington Memorial Hospital (1200 Old York Road, Abington, PA 19001), for construction of two emergency generators in Abington Township, **Montgomery County**.

PA-09-0028: FiberMark, Inc. (45 North 4th Street, Quakertown, PA 18951), for a Graphin Art Line No. 1 DEP Source No. 301 in Quakertown Borough, **Bucks County**.

PA-15-0093: Bren Park T/A West Chester Animal Hospital (1138 Pottstown Pike, West Chester, PA 19380), for construction of an animal crematory in West Goshen Township, **Chester County**.

PA-09-0068A: Orchard Hill Memorial Park, Inc. (80 Kelly Road, Quakertown, PA 18951), for modification of incinerators in Quakertown Borough, **Bucks County**.

PA-46-0024: McNeil Consumer Healthcare (7050 Camp Hill Road, Fort Washington, PA 19034), for installation of a dust collection system in Whitmarsh Township, **Montgomery County**.

09-310-059GP: H & K Materials Div/Haines & Kibblehouse (300 Skunk Hollow Road, Chalfont, PA 18914), for a portable crushing plant in Hilltown Township, **Bucks County**.

09-310-060GP: H & K Materials Div/Haines & Kibblehouse (300 Skunk Hollow Road, Chalfont, PA 18914), for a portable crushing plant in Hilltown Township, **Bucks County**.

PA-46-0115: Knoll, Inc. (1235 Water Street, East Greenville, PA 18041), for a Tornado dust collector to exhaust in East Greenville Borough, **Montgomery County**.

PA-23-0087: Greif Bros. Corp. (3033 Market Street, Twin Oaks, PA 19014), for installation of an alcohol spray booth in Upper Chichester Township, **Delaware County**.

PA-23-0001K: Sunoco, Inc. (Delaware Avenue and Green Street, Marcus Hook, PA 19061), for modification of a boiler in Marcus Hook Borough, **Delaware County**.

PA-46-0134: The Hill School (Chestnut and Grant Streets, Pottstown, PA 19464), for installation of two boilers in Pottstown Borough, **Montgomery County**.

PA-23-0006C: Foamex L. P. (1500 East Second Street, Eddystone, PA 19022), for construction of a thermal reticulation unit in Eddystone Borough, **Delaware County**.

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

66-315-037: Proctor & Gamble Paper Products Co. (P. O. Box 32, Mahopany, PA 18629), for installation and operation of diaper production air handling system in Washington Township, **Wyoming County**.

48-309-110: Keystone Cement Co. (P. O. Box A, Bath, PA 18014), for installation of a raw material transfer system in East Allen Township, **Northampton County**.

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

06-03042: Fairmont Foundry, Inc. (P. O. Box 466, Hamburg, PA 19526), for installation of a pneumatic grinding operation controlled by a fabric collector in Hamburg, **Berks County**.

21-317-013C: Purina Mills, Inc. (475 St. John's Church Road, Camp Hill, PA 17011), for installation of six bin vent filters controlling raw material bins in Hampden Township, **Cumberland County**.

22-305-001C: Kimmel Coal (P. O. Box 1, Azchomer Avenue, Wiconisco, PA 17097), for construction and installation of a fabric collector for an existing coal handling operation in Wiconisco Township, **Dauphin County**. This source is subject to 40 CFR, Part 60, Subpart Y—Standards of Performance for Coal Preparation Plants.

28-05013A: UNOVA Industrial Automation Systems, Inc., Landis Gardner Division (20 East Sixth Street, Waynesboro, PA 17268), for construction and installation of two new paint spray booths and enlargement of two existing paint spray booths in Waynesboro Borough, **Franklin County**.

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

55-302-005C: Wood-Mode, Inc. (1 Second Street, Kreamer, PA 17833), for installation of an air cleaning device (a two stage multiclone) on a woodwaste-fired boiler (Boiler 3) in Middlecreek Township, **Snyder County**.

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.

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

Coal Applications Received

03930105. B & B Coal Mining, Inc. (R. D. 6, Friendship Plaza, Kittanning, PA 16201). Application received to revise permit for a stream encroachment to construct erosion and sedimentation controls at a bituminous surface/auger mining site located in Wayne and Cowanshannock Townships, **Armstrong County**, affecting 128.8 acres. Receiving streams: unnamed tributaries C and F to South Branch South Fork Pine Creek. Application received: August 23, 1999.

65910111R. Ralph Smith & Son, Inc. (R. R. 1, Box 184C, Derry, PA 15627). Renewal application received for continued reclamation of a bituminous surface mine located in Salem Township, **Westmoreland County**, affecting 75.5 acres. Receiving streams: unnamed tributary to Beaver Run Reservoir. Renewal application received: August 23, 1999.

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

14860103. Keystone Coal Company (1375 Jackson Street, Suite 401, Fort Myers, FL 33901), revision to an existing bituminous surface mine permit proposing to modify the treatment means from an active to a passive treatment technology. The permit is located in Curtin Township, **Centre County**. Receiving stream: Beech Creek. Application received August 9, 1999.

17960103. BBC Coal Company (P. O. Box 249, Clearfield, PA 16830), revision to an existing bituminous surface mine permit for a change in land use on a 72.7 acre permit in Bloom Township, **Clearfield County**. This revision is to change the present land use from noncommercial forestland to cropland/land occasionally cut for hay. Receiving streams: unnamed tributary to Bilgers Run and Hughey Run. Application received August 16, 1999.

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

16940105. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767). Renewal of an existing bituminous surface strip operation in Perry Township, **Clarion County** affecting 220.0 acres. Receiving streams: Three unnamed tributaries to the Allegheny River—Allegheny River. Application received August 27, 1999.

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

17743702. Pennfield Collieries, LLC (677 Baeten Rd., Green Bay, WI 54304), to transfer the permit for the Stott No. 1 Mine CRDA in Huston Township, **Clearfield County** from Lady Jane Collieries, Inc., no additional discharges. Application received July 19, 1999.

17841608. Penfield Collieries, LLC (677 Baeten Rd., Green Bay, WI 54304), to transfer the permit for the Lady Jane Collieries Prep Plant in Huston Township, **Clearfield County** from Lady Jane Collieries, Inc., no additional discharges. Application received July 27, 1999.

33901602. Hepburnia Coal Co. (P. O. Box 1, Grampian, PA 15838), to renew the permit for the Brockway Tipple in Snyder Township, **Jefferson County**, renewal, no additional discharges. Application received August 16, 1999.

03773706. Keystone Coal Mining Corp. (P. O. Box 219, Shelocta, PA 15774), to renew the permit for the Emilie No. 4 CRDA in Plumcreek Township, **Armstrong County**, renewal, no additional discharges. Application received August 17, 1999.

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

Noncoal Applications Received

37940104. LaFarge Corporation (5160 Main Street, Whitehall, PA 18052). Renewal of an existing slag operation in Pulaski Township, **Lawrence County**, affecting 35.0 acres. Receiving streams: Unnamed tributary to Shenango River and Shenango River. Application received August 25, 1999.

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

5975SM3A1C2. Eureka Stone Quarry, Inc. (Pickertown and Lower State Roads, Chalfont, PA 18914), renewal of NPDES Permit No. PA0223344 in Covington Township, **Lackawanna County**, receiving stream—Spring Creek. Application received August 26, 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.

E40-528. Encroachment. Dr. Francis J. Collini, The Renaissance Center, 113 North Memorial Highway, Shavertown, PA 18707. To repair and maintain an open-bottom box culvert in Toby Creek (CWF) with work consisting of underpinning and repointing of the deteriorated stone masonry walls. The existing structure has a span of 14 feet and underclearance of approximately 12 feet and is located at the intersection of S. R. 0309 and Township Road T-846 (East Center Street) (Kingston, PA Quadrangle N: 12.6 inches; W: 9 inches), Kingston Township, **Luzerne County** (Baltimore District, U. S. Army Corps of Engineers).

E40-529. Encroachment. Richard K. Haas and Lynn I. Banta, R. R. 3, Box 3026, Harveys Lake, PA 18618. To modify and maintain an existing boathouse and dock along the southern shore of Harveys Lake (HQ-CWF). The new dock will extend 70 feet from the shore and have a surface area of 4,470 s. f., which is approximately 3,050 s. f. larger than the existing structure. The project is located at Pole 303, approximately 0.5 mile west of the intersection of S. R. 1020 in S. R. 0415 (Harveys Lake, PA Quadrangle N: 18.7 inches; W: 5.0 inches), Harveys Lake Borough, **Luzerne County** (Baltimore District, U. S. Army Corps of Engineers).

E40-531. Encroachment. Luzerne County, 200 North River Street, Wilkes-Barre, PA 18711. To remove the existing structure and to construct and maintain a prestressed, concrete adjacent box beam bridge, known as County Bridge No. 17009, having a single span of 32 feet and an underclearance of approximately 4.8 feet across Huntington Creek (TSF). The project is located along Township Road T-575, just east of T-672 (Sweet Valley, PA Quadrangle N: 11.2 inches; W: 1.8 inches), Ross Township, **Luzerne County** (Baltimore District, U. S. Army Corps of Engineers).

E54-269. Encroachment. PA Department of Transportation, Engineering District 5-0, 1713-41 Lehigh Street, Allentown, PA 18103-4727. To remove the existing structure and to construct and maintain a stream enclosure in a tributary to the Little Schuylkill River (CWF), consisting of approximately 300 linear feet of 68 inch × 43 inch RCEP and to relocate approximately 200 linear feet of a tributary to the Little Schuylkill River. The purpose of the project is to construct intersection improvements of S. R. 0061 and S. R. 0895 to enhance public safety. The project is located on S. R. 0061, Section DLS (Auburn, PA Quadrangle N: 20.0 inches; W: 4.4 inches), West Brunswick Township, **Schuylkill County** (Philadelphia District, U. S. Army Corps of Engineers).

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

E07-316. Encroachment. **GPU Energy**, 2800 Pottsville Pike, Reading, PA 19640. To construct a gravel base access road and to place fill in the floodplain of the Beaver Dam Branch of the Juniata River for the purpose of constructing a 50 foot by 130 foot rectangular electrical substation located between the river and Penn Central Railroad tracks just north of the railroad crossing with SR 1002 (Hollidaysburg, PA Quadrangle N: 12.1 inches; W: 6.9 inches) in Allegheny Township, **Blair County**.

E38-127. Encroachment. **Whitmoyer Laboratories**, 99 Creamery Rd., Myerstown, PA 17067. To perform remedial excavation to bedrock for removal of onsite contaminated soils/sediments, backfilling of all excavated areas, and placement of a clean soil cover over onsite areas located within the floodway of the Tulpehocken Creek (TSF) and the Union Canal. Project is located at the Whitmoyer Laboratories Superfund Site located between Creamery Street and Fairland Avenue (Richland, PA Quadrangle N: 18.9 inches; W: 10.6 inches) in Jackson Township, **Lebanon County**.

E44-097. Encroachment. **Kistler Borough**, 94 Cedar St., Mount Union, PA 17066. To construct and maintain approximately 375 feet of 6-inch diameter sanitary sewer force main pipe across the Juniata River in conjunction with the development of the Kistler Borough Wastewater Collection Facilities Project located at Kistler Borough (Newton Hamilton, PA Quadrangle N: 1.0 inch; W: 16.3 inches) in Wayne Township, **Mifflin County** and Mount Union Borough, **Huntingdon County**.

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

E12-116. Encroachment. **Mid-Cameron Municipal Authority**, 421 North Broad Street, Emporium, PA 15834. To construct and maintain a gravity sanitary sewer line (mostly 8 inches in diameter) across West Creek (HQ-CWF), a side channel of West Creek (HQ-CWF) at three locations, Day Run (HQ-CWF) at two locations, Thayer Run (HQ-CWF), Lyons Run (HQ-CWF) at two locations, Towner Run (HQ-CWF) at two locations and across ten wetlands. The sewer line begins at the western end of the Borough of Emporium (Emporium, PA Quadrangle N: 1.7 inches; W: 16.5 inches) and extends west along Route 120 to a location approximately 3 miles from the Borough (West Creek, PA Quadrangle N: 21.1 inches; W: 6.4 inches) in the Borough of Emporium and Shippen Township, **Cameron County**. Total estimated stream disturbance is 300 feet and total wetland impact is 0.53 acre.

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

E03-382. Encroachment. **PA Department of Transportation**, Engineering District 10-0, P. O. Box 429, Indiana, PA 15701. To remove the existing bridge and to construct and maintain a prestressed concrete I-beam bridge having a single normal span of 43.5 meters and an underclearance of 5.7 meters over Crooked Creek (WWF). The applicant also proposes the construction and maintenance of a temporary causeway in Crooked Creek (WWF) for the purpose of removing the existing piers. The project is located along S. R. 156, Segment 0362, Offset 2777, Station 7+009.000m at the Village of South Bend

(Elderton, PA Quadrangle N: 0.6 inch; W: 16.7 inches) in South Bend Township, **Armstrong County**.

E30-190. Encroachment. **PA Department of Transportation**, Engineering District 12-0, P. O. Box 459, Uniontown, PA 15401. To remove the existing bridge and to construct and maintain a precast concrete spread box beam bridge having a single normal span of 80.0 feet and an underclearance of 13.2 feet across South Fork Tenmile Creek (HQ-WWF). Also to conduct channel cleaning within 50 feet upstream and 50 feet downstream from the bridge. The project is located along S. R. 0018 approximately 200 feet south of its intersection with S. R. 0021 (Holbrook, PA Quadrangle N: 22.5 inches; W: 4.5 inches) in Center Township, **Greene County**.

E65-734. Encroachment. **Ligonier Township Supervisors**, 18 Old Lincoln Highway West, Ligonier, PA 15658-8763. To construct and maintain earthen dikes having a maximum height of 1.5 feet and extending approximately 700 l.f. along an unnamed tributary to Mill Creek (CWF) and to remove sediment deposits and debris from the stream banks, for the purpose of minimizing flooding. The project is located off of Township Road 519 (Wilpen, PA Quadrangle N: 0.1 inch; W: 14.0 inches) in Ligonier Township, **Westmoreland County**.

E65-736. Encroachment. **Pennsylvania Department of Conservation and Natural Resources**, Bureau of Forestry, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8451, Harrisburg, PA 17105-8451. To rehabilitate and maintain a bridge having a clear span of 4.61 m and an underclearance of 1.8 m across Grove Run (HQ-CWF) located on Linn Run Road (T-958) in Linn Run State Park. The project includes removing the existing steel I-beams and open steel grid deck and replacing it with a glued laminated timber deck (Ligonier, PA Quadrangle N: 5.1 inches; W: 14.1 inches) in Cook Township, **Westmoreland County**.

E63-475. Encroachment. **Missionary Partners, Ltd.**, 859 Missionary Drive, Pittsburgh, PA 15236. To place and maintain fill in approximately 0.08 acre of wetlands (PEM) adjacent to an unnamed tributary to Peters Creek (TSF) for the purpose of constructing a business building located on the west side of Route 88, approximately 600 feet southwest from the intersection of Route 88, Finley Avenue and Boyka Drive (Hackett, PA Quadrangle N: 21.5 inches; W: 0.5 inch) in Union Township, **Washington County**.

E65-737. Encroachment. **Unity Township Board of Supervisors**, 1104 Beatty County Road, Latrobe, PA 15650. To remove the existing structure and to construct and maintain a bridge having a normal clear span of 14.33 m and an underclearance of 2.45 m across Ninemile Run (WWF). The structure is located on T-896 (Schultz Lane) at a point approximately 200 feet north of its intersection with S. R. 982 (Derry, PA Quadrangle N: 3.4 inches; W: 17.175 inches) in Unity Township, **Westmoreland County**.

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

E20-482. Encroachment. **Cambridge Springs Borough**, 26 Federal Street, Cambridge Springs, PA 16403. To demolish the existing water treatment building and to construct and maintain a water treatment building and a finished water storage tank within the FEMA mapped 100-year floodplain of French Creek. The project is lo-

cated adjacent to the existing water treatment facility for Cambridge Springs Borough approximately 1,000 feet west of the intersection of SR 99 and SR 6/19 (Cambridge Springs, PA Quadrangle N: 10.2 inches; W: 8.0 inches) located in Cambridge Springs Borough, **Crawford County**.

E20-484. Encroachment. **Beaver Township**, 725 Artman Road, Conneautville, PA 16406. To remove the existing bridge and to construct a steel stringer bridge having a span of 23 feet and an underclearance of 5 feet across a tributary to Conneaut Creek on T-348 (Cole Road) approximately 500 feet south of SR 198 (Beaver Center, PA Quadrangle N: 1.35 inches; W: 4.9 inches) in Beaver Township, **Crawford County**.

E62-350. Encroachment. **Cochran and Zandi Lumber Co.**, P. O. Box 547, Sheffield, PA 16347. To construct and maintain a steel beam bridge having a span of 28 feet and an underclearance of 4 feet across a tributary to Arnot Run (EV, Wild Trout). This project is located across a tributary to Arnot Run approximately 3,200 feet south of the intersection of Cherry Grove Road (SR 2001) and Sorenson Road (Cherry Grove, PA Quadrangle N: 3.3 inches; W: 1.8 inches) located in Cherry Grove Township, **Warren County**.

ENVIRONMENTAL ASSESSMENT

Requests for Environmental Assessment approval under 25 Pa. Code § 105.15 and requests for certification under section 401 of the Federal Water Pollution Control Act.

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

EA10-005CO. Environmental Assessment. To construct a nonjurisdictional dam across a tributary to Bull Creek (TSF) for irrigation at the **Pheasant Ridge Golf Course** expansion impacting 0.29 acre of wetlands and approximately 360 linear feet of stream channel. The proposed dam will be located approximately 1,800 feet east of the intersection of Deer Creek Road and Kyle Road (Valencia, PA Quadrangle N: 9.25 inches; W: 1.00 inch) in Middlesex Township, **Butler County**.

ACTIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

Persons aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the

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

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

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

NPDES Permit No. PA0038296. Industrial waste. **Sun Company, Inc.**, Ten Penn Center, 1801 Market Street, Philadelphia, PA 19103, is authorized to discharge from a facility located at Willow Grove Marketing Terminal, 329 Sunset Lane, Hatboro, PA in Upper Moreland Township, **Montgomery County**, to an unnamed tributary to Pennypack Creek.

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

Permit No. 4599201. Connaught Laboratories, Inc., d/b/a Pasteur Merieux Connaught, Discovery Drive, Swiftwater, PA 18370-0187. Permit to rerate existing industrial wastewater treatment facility, located in Pocono Township, **Monroe County**.

Permit No. 4899402. Commonwealth of Pennsylvania, Bureau of State Parks, Delaware Canal State Park, 11 Lodi Hill Road, Upper Black Eddy, PA 18972-9540. Permit to construct and operate a small flow sewage treatment plant to serve the Theodore Roosevelt Recreation Area within the Delaware Canal State Park, located in Williams Township, **Northampton County**.

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

NPDES Permit No. PA0027537. Industrial waste, **Township of Shaler**, 300 Wetzel Road, Glenshaw, PA 15116-3388, is authorized to discharge from a facility located at the Township of Shaler Water Treatment Plant, Shaler Township, **Allegheny County** to receiving waters named Allegheny River.

NPDES Permit No. PA0091588. Sewage, **Yough School District**, 99 Lowber Road, Herminie, PA 15637, is authorized to discharge from a facility located at the Yough Jr. High School STP, South Huntingdon Township, **Westmoreland County** to receiving waters named Unnamed Tributary of Sewickley Creek.

NPDES Permit No. PA0096695. Sewage, **Frazier School District**, 403 West Constitution Street, Perryopolis, PA 15473, is authorized to discharge from a facility located at the Central Elementary School STP,

Jefferson Township, **Fayette County** to receiving waters named Unnamed Tributary of Little Redstone Creek.

NPDES Permit No. PA0216984. Sewage, **Shannock Valley General Services Authority**, P. O. Box 157, Yatesboro, PA 16263, is authorized to discharge from a facility located at the NuMine STP, Cowanshannock Township, **Armstrong County** to receiving waters named Cowanshannock Creek.

NPDES Permit No. PA0216992. Sewage, **Shannock Valley General Services Authority**, P. O. Box 157, Yatesboro, PA 16263, is authorized to discharge from a facility located at the Yatesboro STP, Cowanshannock Township, **Armstrong County** to receiving waters named Cowanshannock Creek.

NPDES Permit No. PA0218111. Sewage, **Conemaugh Township Supervisors**, 1120 Tire Hill Road, Johnstown, PA 15905-7707, is authorized to discharge from a facility located at the Tire Hill Wastewater Treatment Plant, Conemaugh Township, **Somerset County** to receiving waters named Stony Creek.

NPDES Permit No. PA0218162. Sewage, **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701, is authorized to discharge from a facility located at the Creekside STP, Washington Township, **Indiana County** to receiving waters named Crooked Creek.

Permit No. 9939-A1. Sewage, **McCandless Township Sanitary Authority**, 9600 Perry Highway, Pittsburgh, PA 15237. Construction of an interceptor replacement located in McCandless Township, **Allegheny County** to serve Wittmer Road interceptor.

Permit No. 1171401-T2-A2. Sewerage, **Nanty Glo Sanitary Sewer Authority**, Municipal Building, 872 Chestnut Street, Nanty Glo, PA 15943. Construction of STP modifications and sewer replacement located in Nanty Glo Borough, **Cambria County** to serve Nanty Glo.

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

NPDES Permit No. PA0025283. Sewage, **Knox Borough Sewage Treatment Plant**, 620 South Main Street, P. O. Box 366, Knox, PA 16232, is authorized to discharge from a facility located in Beaver Township, **Clarion County** to an unnamed tributary to Canoe Creek.

WQM Permit No. 6299407. Sewage, **Brokenstraw Valley Area Authority**, Box 155, Youngsville, PA 16371-0156. This project is for plans to add a municipal sanitary service system located in Pleasant Township, **Warren County**.

WQM Permit No. 4399416. Sewage, **Forrest Brooke Mobile Home Park**, 7266 West Market, Mercer, PA 16137. This project is for a facility expansion with advanced treatment in Lackawannock Township, **Mercer County**.

WQM Permit No. 1099406. Sewage, **Western Butler County Authority**, 607 Market Street, P. O. Box 427, Zelenople, PA 16063. This project is for an upgrade/expansion of a water pollution control plant in Zelenople Borough, **Butler County**.

INDIVIDUAL PERMITS

(PAS)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10-G358	Samuel R. McMichael P. O. Box 296 Oxford, PA 19363	Penn Township Chester County	East Branch Big Elk Creek
PAS10-G281	Martin Farms Associates, LP c/o Haines & Kibblehouse, Inc. P. O. Box 196 Skipack, PA 19474	North Coventry Township Chester County	Unnamed Tributary Schuylkill River

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>
PAS10U116	Clifford and Virginia Bonney 1055 Bushkill Center Rd. Nazareth, PA 18064	Northampton County Bushkill Township	Bushkill Creek

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

PAS-10-0417. Individual NPDES, **Columbia Gas Pipeline**, 1700 MacCorkle Avenue S. E., Charlestown, WV 25304. To implement an erosion and sedimentation control plan for the construction of an 8-inch diameter gas pipeline, a 24-inch diameter gas pipeline, a 1-inch

diameter methanol pipeline, excavation work associated with removal of underground storage tanks and related excavation in the compressor station yard on 57 acres in Mann, Monroe and Southampton Townships, **Bedford County**. The project is located starting from a point 3,600 feet northeast of Millers Corners Village (Chaneyville, PA Quadrangle N: 11.15 inches; W: 5.67 inches) thence south for 6.2 miles at a point 1.7 miles

southeast of Artema's Village (Artemas, MD-PA-WVA Quadrangle N: 18.4 inches; W: 6.6 inches). Drainage will be to UNT to Piney Creek, UNT to Wilson Run, Blackberry Lick Run, Johnson Branch and Crooked Run and its tributaries.

PAS-10-4505. Individual NPDES. **Milroy Associates**, 269 Waring Avenue, State College, PA 16801. To implement an erosion and sedimentation control plan for the construction of Commerce Drive and its associated infrastructure in conjunction with developing a commercial development known as the Armagh Business Center on 74.1 acres in Armagh Township, **Mifflin County**. The project is located along the west side of old SR 0322 at its intersection with Hill Street (TR 819) (Burnham, PA Quadrangle N: 14.6 inches; W: 12.5 inches). Drainage will be to Laurel and Tea Creeks. (HQ-CWF)

PAS-10-M034-R. Individual NPDES. **Jefferson & Eastern**, 8730 Fox Gap Road, Middletown, MD 21769. To implement an erosion and sedimentation control plan for a single family residential development called Clayhill Farm Subdivision on 79.363 acres in Antrim Township, **Franklin County**. The project is located 3,500 feet east of the Village of Kauffman (Greencastle, PA Quadrangle N: 14.7 inches; W: 9.7 inches). Drainage will be to Muddy Run.

PAS-10-M051-R. Individual NPDES. **Preston E. and Patricia A. Deardorff, Sr.**, 8961 Antrim Church Road, Greencastle, PA 17225. To implement an erosion and sedimentation control plan for a single family housing development called Deardorff Subdivision on 35 acres in Antrim Township, **Franklin County**. The project is located about 0.5 mile southwest of the Village of Clay Hill in Antrim Township (Greencastle, PA Quadrangle N: 11.9 inches; W: 8.1 inches). Drainage will be to an UNT to Muddy Run.

PAS-10-Y065. Individual NPDES. **Donald B. Smith**, 450 Spangler Road, New Oxford, PA 17350. To implement an erosion and sedimentation control plan for the Shrewsbury Commercial Tract on 38.5 acres in Shrewsbury Borough and Township, **York County**. The project is located 1,200 feet west of the intersection of

Main Street and New Freedom Road (Glen Rock, PA Quadrangle N: 0 inch; W: 8.1 inches). Drainage will be to Codorus Creek.

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 under these General Permits may be subject to one or more of the following: pollutant or effluent discharge limitations, monitoring and reporting, 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 (Department) has reviewed the NOIs and determined that they comply with administrative requirements of the respective permit application. Also, the Department has evaluated the First Land Application of Sewage Sludge for the sites applying for coverage under PAG-7, PAG-8 and PAG-9 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 arrangement made for copying at the contact office noted.

The Department 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>
Bensalem Township Bucks County	PAR10-D464	Bensalem Township 2400 Byberry Road Bensalem, PA 19020	Mill Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Bristol Township Bucks County	PAR10-D450	Liberty Property LP 125 Witmer Road Horsham, PA 19044	Neshaminy Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Buckingham Township Bucks County	PAR10-D449	Buckingham Pointe, Inc. 331 Butler Avenue New Britain, PA 18901	Pine Run Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Buckingham Township Bucks County	PAR10-D470	The Rushland Group 172 Middletown Blvd. Langhorne, PA	Neshaminy Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Buckingham Township Bucks County	PAR10-D462	Buckingham Township P. O. Box 413 Buckingham, PA 18912	Watson Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Hilltown Township Bucks County	PAR10-D461	Ahold Real Estate 950 East Paces Ferry Rd. 1 Atlanta Plaza Suite 2575, Atlanta, GA	Mill Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Lower Makefield Township Bucks County	PAR10-D472	William Scanlon 301 Oxford Valley Rd. Yardley, PA 19067	Brock Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Northampton Township Bucks County	PAR10-D348	County Builders, Inc. P. O. Box 128 Huntingdon Valley, PA	Tributary to Neshaminy Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Northampton Township Bucks County	PAR10-D465	Elliott Building Group, LTD 406 Glen Eagles Drive New Hope, PA	Unnamed Tributary to Neshaminy Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Northampton Township Bucks County	PAR10-D467	Toll Brothers, Inc. Huntingdon Valley, PA 19006	Ironworks Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Warrington Township Bucks County	PAR10-D471	Doylestown Hospital 595 West State Street Doylestown, PA	Little Neshaminy Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Upper Merion Township Montgomery County	PAR10-T555	Liberty Property Trust 65 Valley Stream Parkway Malvern, PA	Matsunk Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130

NOTICES

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<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Upper Southampton Northampton Townships Bucks County Bethel, Concord, Middletown, Upper Providence, Nether Providence, Springfield, Ridley, Upper Darby, Newtown Townships and Chester Heights, Swarthmore, Morton, Aldan, Lansdowne, East Lansdowne, Chadds Ford and Yeadon Boroughs Delaware County Abington, Lower Moreland, Cheltenham Townships and Bryn Athyn Borough Montgomery County City of Philadelphia Philadelphia County	PAR10-5326	Level 3 Communications, Inc. 330 Passaic Avenue, Fairfield, NJ 07004	Tributaries to Beaver Creek, Tributaries to Webb Creek, Webb Creek, Tributaries to West Branch Chester Creek, West Branch Chester Creek, Chester Creek, Tributaries to Chester Creek, Chrome Run, Tributary to Chrome Run, Ridley Creek, Tributaries to Ridley Creek, Tributary to Vernon Run, Vernon Run, Tributary to Dicks Run, Dicks Run, Tributary to Little Crum Creek, Little Crum Creek, Crum Creek, Stony Creek, Tributary to Stony Creek, Tributaries to Muckinpates Creek, Muckinpates Creek, Darby Creek, Cobbs Creek, Tributary to Tacony Creek, Tacony Creek, Tributaries to Meadow Brook, Meadow Brook, Pennypack Creek, Tributaries to Pennypack Creek, Tributaries to Southampton Creek, Southampton Creek, Mill Creek, Churchville Reservoir, Tributary to Pine Run, Pine Run, Tributaries to Neshaminy Creek and Neshaminy Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Thornbury Township Delaware County	PAR10-J142	George Desenberg 63 Liangollen Lane, Newtown Square, PA	Unnamed Tributary East Branch Chester Creek	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>
Horsham Township Montgomery County	PAR10-T528	Philadelphia Geriatric Center 5301 Old York Rd., Philadelphia, PA	Park Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
City of Philadelphia Philadelphia County	PAR10-5327	Sun Pipe Line Company Ten Penn Ctr—1801 Market Street Philadelphia, PA 19103	Delaware River Watershed	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Lawrence County Shenango Township	PAR103734	ARCO Construction Co., Inc. ARCO Warehouse/ Distribution Center 1750 South Brentwood Blvd. Suite 701 St. Louis, MO 63144	Unnamed Tributary to Big Run	Lawrence Conservation District Lawrence Co. Government Center 430 Court Street New Castle, PA 16101-3593 (724) 652-4512
Lackawanna County Mayfield Borough	PAR10N094	Park Drive Development Co., Inc. 800 Laurel Rd. Mayfield, PA 18433	Lackawanna River	Lackawanna CD (570) 281-9495
Bethel Township Berks County	PAR-10-C272	Frystown Truck Plaza All American Truck Plazas Inc. P. O. Box 302 Bethel, PA 19507	UNT Little Swatara Creek	Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Ontelaunee Township Leesport Borough Berks County	PAR-10-C281	North Pointe Business Center Group One Properties, Inc. Cross Roads Corp. Center 4641 Pottsville Pike Suite E Reading, PA 19605	Schuylkill River	Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Jefferson Township Berks County	PAR-10-C283	Jefferson Heights Subdivision Shearwater Group Ltd. 26 Lancaster Avenue Reading, PA 19607	UNT Tulpehocken Creek	Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Cumru Township Berks County	PAR-10-C286	Sugarloaf Subdivision Remp Builders 518 Old Lancaster Pike Shillington, PA 19607	Trib. to Wyomissing Creek	Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Washington Township Franklin County	PAR-10-M180	Waynesboro Ind. Dev. Corp. 323 East Main Street Waynesboro, PA 17268	West Branch Antietam Creek	Franklin County CD 550 Cleveland Avenue Chambersburg, PA 17201 (717) 264-8074
Letterkenny Township Franklin County	PAR-10-M181	Foothills of Kensington NI NA C Van Kampen 25 Sheffield Drive Chambersburg, PA 17201	Rocky Spring	Franklin County CD 550 Cleveland Avenue Chambersburg, PA 17201 (717) 264-8074
West Earl Township Lancaster County	PAR-10-O-392	SICO Company Box 302 Mount Joy, PA 17552	Cocalico Creek	Lancaster County CD 1383 Arcadia Road Rm. 6 Lancaster, PA 17601 (717) 299-5361

<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>
Warwick Township Lancaster County	PAR-10-O-399	Hurst & Hurst 133 Rothsville Station Road Lititz, PA 17543		Lancaster County CD 1383 Arcadia Road Rm. 6 Lancaster, PA 17601 (717) 299-5361
Clearfield County Bradford Township	PAR101754	Powers Schram Inc. 2545 N. Atherton St. Suite 101 State College, PA 16803	Roaring Run	Clearfield County CD 650 Leonard St. Clearfield, PA 16831 (814) 765-2629
Union County Buffalo Township	PAR106835	Tressler Lutheran Services Buffalo Valley Expansion P. O. Box 2001 Mechanicsburg, PA 17055	Trib. to Limestone Run	Union County CD 60 Bull Run Crossing Lewisburg, PA 17837 (570) 523-8782

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>
Schuylkill County Upper Mahantango Township	PAR122214	Papetti's Hygrade Egg Products, Inc. 1 Papetti Plaza Elizabeth, NJ 07206	Unnamed tributary to Pine Creek	Northeast Office 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Westmoreland County South Greensburg Borough	PAR206102	Moore & Morford P. O. Box 759 Broad Street Greensburg, PA 15601-0759	Jacks Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Allegheny County Harmar Township	PAR206109	IKG Gruelich R. D. 2, Cheswick, PA 15024	Deer Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Ellwood City Borough Lawrence County	PAR208329- Amendment No. 1	INMETCO P. O. Box 720 245 Portersville Rd. Ellwood City, PA 16117-0720	Connoquenessing Creek	Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

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>
Berks County Maxatawny Township	PAG043512	Karl and Terri Reed 644 North Ninth Street Allentown, PA 18102	UNT to Mill Creek	Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

General Permit Type—PAG-8

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Monaghan Township York County	PAG-08-3528	Borough of Mechanicsburg 2 West Strawberry at Market St. Mechanicsburg, PA 17055	Isabelle Kimmel Monaghan Twp. York County	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Monaghan Township York County	PAG-08-3528	Borough of Mechanicsburg 2 West Strawberry at Market St. Mechanicsburg, PA 17055	Kristina Wagner Monaghan Twp. York County	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
South Lebanon Township Lebanon County	PAG-08-3503	City of Lebanon Authority 250 Dairy Road Box 2210 Lebanon, PA 17042	Alcoa Farm South Lebanon Township Lebanon County	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

General Permit Type—PAG-9

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
East Hanover Township Dauphin County	PAG-09-3504	Walters Company 463 Manada Gap Road Grantville, PA 17028	Walters Farm East Hanover Township Dauphin County	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

*Location: Saegertown Area Sewer Authority,
Saegertown Borough and Woodcock Township, Crawford
County.*

Saegertown Area Sewer Authority P. O. Box 334 Saegertown, PA 16433

This approved project proposes expansion of the existing sewage treatment plant to an average daily flow of 0.788 mgd.

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 Drink- ing Water Act (35 P. S. §§ 721.1—721.17).

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

Permit No. 0999507. Public water supply. **PA-American Water Company**, 800 West Hershey Park Drive, Hershey, PA 17033. A permit has been issued to PA-American Water Company granting permission to install two package plate settlers at their existing Mill Road water filtration plant in Lower Makefield Township, **Bucks County**.

Type of Facility: Public Water Supply System

*Consulting Engineer: Acer Engineers and Consultants,
Inc., 270 Granite Run Drive, Lancaster, PA 17601*

Permit to Construct Issued: August 23, 1999

Permit No. 4699508. Public water supply. **PA-American Water Company**, 800 West Hershey Park Drive, Hershey, PA 17033. A permit has been issued to PA-American Water Company granting permission to construct the Evansburg Booster Station in Perkiomen Township, **Montgomery County**.

Type of Facility: Public Water Supply System

*Consulting Engineer: PA-American Water Company,
Douglass, Pottstown, 196 West Johnson Highway, Nor-
ristown, PA 19401*

Permit to Construct Issued: August 18, 1999

*Regional Office: Northcentral Field Operations, Envi-
ronmental Program Manager, 208 West Third Street, Suite
101, Williamsport, PA 17701.*

Permit No. Minor Amendment. The Department issued an operation permit to **Towanda Municipal Authority**, 724 Main Street, P. O. Box 229, Towanda, PA 18848, Towanda Borough, **Bradford County**, for rehabilitation of the Thomas Street and Wilmont Drive finished water storage tanks. The rehabilitation included repair, cleaning, painting, disinfecting, water quality testing and related items.

Permit No. 5999501. The Department issued a construction permit to **Municipal Authority of the Borough of Mansfield**, 19 East Wellsboro Street, Mansfield, PA 16933, Richmond Township, **Tioga County**, for construction of a new well, Well No. 2.

HAZARDOUS SITES CLEANUP

Under the Act of October 18, 1988

Notice of De Minimis Settlement under the
Hazardous Sites Cleanup Act

Mangan Property Site

Moore Township, Northampton County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305) (HSCA), has entered into a consent order and agreement for de minimis settlement with Keith Tamborelli (Tamborelli). The settlement is in regards to the Department's costs incurred at the Mangan Property Site (site). The site is located off East Beersville Road in Moore Township, Northampton County, PA.

The site formerly consisted, in part, of a storage shed attached to a barn where hazardous substances, including pesticides and herbicides, were stored. The structure, approximately 10 feet by 15 feet in size, contained residue from the storage of these materials. The wood flooring and side walls of the shed were contaminated with hazardous substances prior to the purchase of the property by Tamborelli. Tamborelli purchased the parcel of property which contained the storage shed, on August 20, 1998.

The site also consisted of two parcels of property, owned by Patrick J. Mangan (Mangan), which are located off of East Beersville Road. On September 3 and 4, 1998, the Department conducted a response action at the portion of the site which was owned by Mangan. During the response the Department and its contractor identified the areas on the two parcels owned by Mangan where hazardous substances had been dumped, collected samples for analysis and excavated and removed from the site the wastes and contaminated soils. The Department removed for proper disposal five rolloff containers of contaminated materials and one 55 gallon drum containing smaller containers of chemicals. The Department began the removal and subsequent disposal of additional contaminated soil and materials on October 26, 1998, and completed this second phase of the response on November 2, 1998.

On September 22, 1998, the Department met with its contractor to plan the removal and safe disposal of the materials contaminated with hazardous substances in and below the storage shed attached to the barn. This work was completed on November 2, 1998.

During the response action the Department identified the following hazardous substances and contaminants in the soil collected from the site: fonofos (dyfonate), hexachlorocyclohexane (lindane), toxaphene and alachlor.

On May 5, 1999, the Department collected soil samples from the area where the shed had been located. Analytical results of those samples demonstrated that soil which had been left on the site had concentrations of site-related contaminants below cleanup standards as promulgated by the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908). Under the proposed consent order and agreement the Department will receive a total of \$1,000 from Tamborelli.

This notice is being provided under sections 1113 of HSCA. The proposed consent order and agreement is subject to final approval by the Department following the receipt and review of comments submitted by the public. The proposed consent order and agreement that contains

the specific terms of the settlement is available for public review and comment. The proposed consent order and agreement can be examined from 8 a.m. to 4 p.m. at the Department's Bethlehem District Office at 4530 Bath Pike (Route 512) in Hanover Township, Northampton County. A public comment period on the proposed consent order and agreement will extend until November 10, 1999. Persons may submit written comments regarding the proposed consent order and agreement to the Department by sending them to James Kunkle, DEP Project Officer, at the DEP Bethlehem Office at 4530 Bath Pike (Route 512) in Hanover Township, Northampton County or by delivering them to that office in person.

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:

Northcentral Regional Office: Michael C. Welch, Environmental Cleanup Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 321-6525.

Andritz Sprout-Bauer, Inc. Muncy Creek Township and Muncy Borough, **Lycoming County**. Andritz Sprout-Bauer, Inc., Sherman Street, Muncy, PA 17756, has submitted a Final Report concerning the remediation of site soils contaminated with BTEX, PAHs, PHCs and solvents, and groundwater contaminated with solvents and BTEX. The report is intended to document remediation of the site to meet the site-specific and Statewide health standards.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 3

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

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

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

The Department has acted upon the following plans and reports:

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

Former Olivetti Supplies, Inc., Main Building, Susquehanna Township, **Dauphin County**. SAIC, 3240 Schoolhouse Road, Middletown, PA 17057, has submitted a risk assessment and cleanup plan concerning the remediation of site groundwater contaminated with solvents. These reports were approved by the Department on August 23, 1999.

Northcentral Regional Office: Michael C. Welch, Environmental Cleanup Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 321-6525.

Isabell Bucha Residence, Snow Shoe Township, **Centre County**. Isabell Bucha, 918 Clarence Road, Snow Shoe, PA 16829, has submitted within 90 days of release, a Final Report concerning soil contaminated with benzene, toluene, ethyl benzene, cumene, naphthalene, fluorene and phenanthrene. The Final Report showed attainment of the Statewide health standard and was approved by the Department on July 8, 1999.

University Park Airport, Benner Township, **Centre County**. Major Renee M. Tarro, Environmental Manager, Pennsylvania Air National Guard, 62 Olmstead Boulevard, Middletown, PA 17057, has submitted a Final Report concerning the remediation of site soil contaminated with BTEX, PHCs and PAHs. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on July 8, 1999.

Lock Haven University of Pennsylvania—Former KCS D Vocational Agriculture Center and Athletic Fields, City of Lock Haven, **Clinton County**. Converse Consultants on behalf of their client Lock Haven University of Pennsylvania, has submitted a Final Report concerning the remediation of soil contaminated with heavy metals. The Final Report demonstrated attainment of the background standard and was approved by the Department on July 7, 1999.

Stroehmann Bakeries Roll Plant, Old Lycoming Township, **Lycoming County**. Converse Consultants on behalf of their client Stroehmann Bakeries, P. O. Box 976, Horsham, PA 19044, has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with solvents, BTEX and PHCs.

SOLID AND HAZARDOUS WASTE OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit No. 301280. Remtech Environmental (Lewisberry) L.P. (550 Industrial Drive, Lewisberry, PA 17339-9537). Application for a residual waste processing facility in Fairview Township, **York County**. Permit issued in the Regional Office August 17, 1999.

Application Nos. 301280 and PAD067098822. Cycle Chem, Inc. (217 South First Street, Elizabeth, NJ 07206). Applications for change of ownership for a residual waste transfer/processing facility and change of ownership for a hazardous waste storage/treatment facility for a site in Fairview Township, **York County**. Permit issued in the Regional Office August 17, 1999.

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

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

Permit No. 602678. Faber Walters Farm, Walters Company (463 Manada Gap Road, Grantville, PA 17028).

This permit has been revoked at the request of the permittee for a site in East Hanover Township, **Dauphin County**. Permit revoked in the Southcentral Regional Office August 9, 1999.

AIR QUALITY OPERATING PERMITS

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

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

09-310-058GP: H. B. Mellott Estate, Inc. (262 Quarry Road, Ottsville, PA 18942), for a portable mineral processing plant in Nockamixon Township, **Bucks County**.

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

13-310-101GP: Haines and Kibblehouse, Inc. (P. O. Box 196, Skippack, PA 19474), for relocation and operation of a portable stone crushing plant in Penn Forest Township, **Carbon County**.

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

GP1-67-03072: Coyne Textile Services (P. O. Box 4854, Syracuse, NY 13221), for use of a general permit for operation of a natural gas-fired boiler in West Manchester Township, **York County**.

GP4-06-05019A: Hofmann Industries, Inc. (3145 Shillington Road, Sinking Springs, PA 19608-0147), for use of a general permit for operation of a burn off oven in Sinking Springs Borough, **Berks 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.

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

OP-23-0035: Community Light & Sound, Inc. (333 and 401 East Fifth Street, Chester, PA 19013-4511), on August 25, 1999, for Facility VOCs/NOx RACT in City of Chester, **Delaware County**.

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

25-00035: Molded Fiberglass Co. (55 Fourth Avenue, Union City, PA 16438), administrative amendment of the Title V Operating Permit issued August 19, 1999, for incorporation of terms and conditions from RACT Operating Permit No. 25-00035 in Union City Borough, **Erie 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.

TVOP-23-00034: Villanova University (Ithan Avenue and Route 30, Villanova, PA 19085), for operation of a Facility Title V Operating Permit in Radnor Township, **Delaware County**.

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

36-05094: Keystone Wood Specialties, Inc. (P. O. Box 10127, Lancaster, PA 17605-0127), on August 24, 1999, for operation of three spray booths controlled by three Columbus Industries "Standard" overspray collectors in East Lampeter Township, **Lancaster County**.

36-308-068B: J. Walter Miller Co. (411-427 East Chestnut Street, Lancaster, PA 17602), on August 23, 1999, for operation of a foundry sand system consisting of two elevators, two conveyors, lumpbreaker-cooler, two bins, mullor, mixer, dump station, shakeout exhaust and cooler controlled by a fabric filter in Lancaster City, **Lancaster County**.

36-308-085: J. Walter Miller Co. (411-427 East Chestnut Street, Lancaster, PA 17602), on August 23, 1999, for operation of an automatic modeling line controlled by a fabric collector in Lancaster City, **Lancaster County**.

36-310-075: D. M. Stoltzfus & Son, Inc. (P. O. Box 84, Talmage, PA 17580-0084), on August 23, 1999, for operation of a portable stone crushing plant controlled by wet suppression at the Talmage Quarry in Upper Leacock Township, **Lancaster County**. This source is subject to 40 CFR Part 60, Subpart 000—Standards of Performance for New Stationary Sources.

38-318-031: Alcoa Inc. (3000 State Drive, Lebanon, PA 17042), issued June 20, 1999, for operation of a laminator controlled by a catalytic incinerator in South Lebanon Township, **Lebanon County**.

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

PA-42-187A: Resting Acres Pet Cemetery, Inc. (1353 South Avenue, P. O. Box 736, Bradford, PA 16701), for a crematory in Broward Township, **McKean County**.

25-00316: Ethan Allen, Inc.—Cherry Hill Division (77 South Main Street, Union City, PA 16438), for an administrative amendment to the Title V Operating Permit No. 25-00316 to incorporate applicable requirements from Plan Approval No. PA 25-0316A in Union City Borough, **Erie County**.

42-00154: Bradford Regional Medical Center (116 Interstate Parkway, Bradford, PA 16701), Natural Minor Operating Permit on August 25, 1999, for operation of various air pollution sources including a hospital/medical/infectious waste incinerator in Bradford, **McKean County**.

33-00108: Brookville Hospital, Inc. (100 Hospital Road, Brookville, PA 15825), Natural Minor Operating Permit on August 25, 1999, for operation of various air pollution sources including a hospital/medical/infectious waste incinerator in Brookville Borough, **Jefferson County**.

16-00128: County Landfill, Inc. (Route 36, P. O. Box 237, Leeper, PA 16233), Title V Operating Permit on August 16, 1999, for operation of municipal waste landfill in Farmington Township, **Clarion County**.

25-00029: Erie Coke Corp. (East Avenue, P. O. Box 6180, Erie, PA 16512-6180), Title V Operating Permit on August 25, 1999, for operation of a coke oven battery, two boilers and other miscellaneous sources in the City of Erie, **Erie County**.

25-00688: Hamot Medical Center (201 State Street, Erie, PA 16550), Natural Minor Operating Permit on August 25, 1999, for operation of various air pollution sources including a hospital/medical/infectious waste incinerator in the City of Erie, **Erie County**.

37-00144: Jameson Memorial Hospital (1211 Wilmington Road, New Castle, PA 16105), Natural Minor Operating Permit on August 25, 1999, for operation of various air pollution sources including a hospital/medical/infectious waste incinerator in the City of New Castle, **Lawrence County**.

25-00053: Urick Foundry (1501 Cherry Street, Erie, PA 16512-6027), Title V Operating Permit on August 17, 1999, for operation of various foundry operations, a cupola and miscellaneous natural gas sources in the City of Erie, **Erie 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-46-0025F: Lonza, Inc. (900 River Road, Conshohocken, PA 19428), on August 17, 1999, for operation of a prescriber in Upper Merion Township, **Montgomery County**.

PA-09-0003A: Superpac, Inc. (1220 Industrial Boulevard, Southampton, PA 18966), on August 17, 1999, for operation of two flexographic printing presses in Upper Southampton Township, **Bucks County**.

PA-46-0005H: Merck & Co., Inc. (770 Sumneytown Pike, West Point, PA 19486), on August 26, 1999, for operation of a gas fired combustion turbine in Upper Gwynedd Township, **Montgomery County**.

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

05-05006A: Columbia Gas Transmission Corp. (1700 MacCorkle Avenue, S. E., P. O. Box 1273, Charleston, WV 25325-1273), on August 23, 1999, for construction of a natural gas dehydration system in Artemas in Mann Township, **Bedford County**.

36-03031A: Paradise Custom Kitchens, Inc. (333 Lincoln Highway East, P. O. Box 278, Paradise, PA 17562), on August 24, 1999, for installation of a Binks dry panel filter booth and associated equipment in Paradise Township, **Lancaster County**.

67-05043A: Crown, Cork & Seal Co., Inc. (1650 Broadway, Hanover, PA 17331), on August 23, 1999, for construction of three lacquer spray machines and bake oven in Penn Township, **York County**.

67-304-043A: DONSCO, Inc. (P. O. Box 2001, Wrightsville, PA 17368-0400), on August 23, 1999, for construction of an iron foundry melt shop at the Wrightsville Foundry in Wrightsville Borough, **York County**.

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

PA-33-160A: Reynoldsville Casket Co., Inc. (South 5th Street Extension, Reynoldsville, PA 15851), on July 27, 1999, for installation of a catalytic oxidizer and changing of coating application methods in Reynoldsville, **Jefferson County**.

PA-10-267A: Three Rivers Aluminum Co. (TRACO) (71 Progress Avenue, Cranberry, PA 16066), on August 24, 1999, for modification of surface coating operations in Cranberry Township, **Butler County**.

PA-25-316B: Ethan Allen, Inc., Cherry Hill Division (77 South Main Street, Union City, PA 16438), on August 23, 1999, for installation of a robotic wood furniture coating process in Union City, **Erie 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.

09-399-045: Bucks County Water & Sewer Authority (Green Street, Doylestown, PA 18901), on August 16, 1999, for operation of a scrubber in Doylestown Borough, **Bucks County**.

PA-09-0072: Frantz Lithographic Service, Inc. (1505 Ford Road, Bensalem, PA 19020), on August 16, 1999, for operation of a lithographic printing press in Bensalem Township, **Bucks County**.

15-301-086: Pet Memorial Services Corp. (319 Westtown Road, Suite Q, West Goshen, PA 19380), on August 16, 1999, for operation of a cremator for animal remains in West Goshen Township, **Chester County**.

PA-09-0013: Wheelabrator Falls, Inc. (1201 New Ford Mill Road, Morrisville, PA 19067), on December 10, 1998, for operation of a municipal waste incinerator in Falls Township, **Bucks County**.

PA-09-0021: MRI Flexible Packaging (122 Penns Trail, Newtown, PA 18940), on August 23, 1999, for operation of a flexographic printing press in Newtown Township, **Bucks County**.

PA-15-0074: R. A. Ferris & Co., Inc. (899 Fern Hill Road, West Chester, PA 19380), on December 23, 1998, for operation of a crematory incinerator in West Goshen Township, **Chester County**.

46-313-115: SmithKline Beecham Pharmaceuticals (709 Swedeland Road, King of Prussia, PA 19406), on August 23, 1999, for operation of a centrifuge and reactor exhausts in Upper Merion Township, **Montgomery County**.

PA-09-0075: Dunmore Corp. (2900 Wharton Road, Newtown, PA 18940), on August 26, 1999, for operation of a Gravure surface coater in Bristol Township, **Bucks County**.

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

06-01023: Stroehmann Bakeries (640 Park Avenue, Reading, PA 19611), on August 24, 1999, for temporary operation of a catalytic oxidizer covered under this Plan Approval until October 17, 1999, at the Reading Plant in Reading City, **Berks County**.

21-312-021: Scranton-Altoona Terminals Corp. (P. O. Box 2621, Harrisburg, PA 17105), on August 24, 1999, for temporary operation of a petroleum product loading rack controlled by a vapor combustion unit covered under this Plan Approval until December 21, 1999, at the Mechanicsburg Terminal, Texaco Road in Silver Spring Township, **Cumberland County**. This source is subject to 40 CFR Part 60, Subpart XX—National Emission Standards for Bulk Gasoline Terminals of the Standards of Performance for New Stationary Sources.

22-301-058: Pennsylvania Department of Agriculture (2301 North Cameron Street, Harrisburg, PA 17110), on May 28, 1999, for temporary operation of an animal health laboratory incinerator controlled by a venturi-wet scrubber and mist eliminator covered under this Plan approval until September 25, 1999, in Susquehanna Township, **Dauphin County**.

36-304-092: Donsco, Inc. (P. O. Box 2001, Wrightsville, PA 17368-0400), on August 1, 1999, for temporary operation of molding, shakeout and finishing operations covered under this Plan Approval until November 29, 1999, at the Mount Joy Foundry in Mount Joy Borough, **Lancaster County**.

38-02002: Alcoa Inc. (3000 State Drive, Lebanon, PA 17042), on July 18, 1999, for temporary operation of a secondary aluminum production facility covered under this Plan Approval until November 16, 1999, at the Lebanon Works in South Lebanon Township, **Lebanon County**.

MINING

APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 water quality certification. Mining activity permits issued in response to the applications will also address the applicable permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

Coal Permits Issued

56940105. Permit Renewal, **Action Mining, Inc.** (1117 Shaw Mines Road, Meyersdale, PA 15552), for continued operation and restoration of bituminous strip mine in Summit and Elk Lick Townships, **Somerset County**, affecting 108.0 acres, receiving stream unnamed tributaries to/and Casselman River. Application received June 23, 1999; issued August 23, 1999.

11900201. Permit Revision, **Maple Coal Company** (2591 Wexford-Bayne Road, Ste. 204, Sewickley, PA 15143), to reconfigure the reclamation of the mine site in Barr and Blacklick Townships, **Cambria County**, affecting 134.2 acres, receiving stream Elk Creek. Application received June 1, 1999; issued August 23, 1999.

11813034. Permit Renewal for reclamation only, **Lau-rel Land Development, Inc.** (P. O. Box 629, Carrolltown, PA 15722), for continued restoration of a bituminous strip-auger mine in Conemaugh Township, **Cambria County**, affecting 56.0 acres, receiving stream to Clapboard Run. Application received August 17, 1999; issued August 23, 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 UNTS to North Branch of Quemahoning Creek and UNTS to Horner Run. Application received August 5, 1999; issued August 24, 1999.

56663094. Permit Renewal, **Croner, Inc.** (P. O. Box 157, Berlin, PA 15530), for continued operation and restoration of bituminous-auger mine in Brothersvalley Township, **Somerset County**, affecting 182.0 acres, receiving stream unnamed tributaries to Blue Lick Creek and to Blue Lick Creek. Application received May 26, 1999; issued August 23, 1999.

05753004. Permit Renewal for reclamation only, **Dash Coal Company, Inc.** (R. D. 2, Box 55-A, Dunbar, PA 15431), for continued restoration of a bituminous strip mine in Broadtop and Carbon Townships, **Bedford and Huntingdon Counties**, affecting 222.1 acres, receiving stream unnamed tributaries to Coal Bank Run and to Coal Bank Run. Application received July 26, 1999; issued August 24, 1999.

32940102. Permit Renewal, **GLR Mining, Inc.** (P. O. Box 105, Clymer, PA 15728-0105), for continued operation and restoration of bituminous strip mine in Pine Township, **Indiana County**, affecting 150.4 acres, receiving stream unnamed tributaries to Leonard Run and to Leonard Run. Application received July 1, 1999; issued August 25, 1999.

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

17920108. Johnson Brothers Coal Company (R. R. 1, Box 580, Mahaffey, PA 15757), revision to an existing bituminous surface mine permit for a change in permit acreage from 60.2 to 57.9 acres, located in Penn Township, **Clearfield County**. Receiving streams: unnamed tributary to Kratzer Run to Kratzer Run to Anderson Creek to the West Branch of the Susquehanna River. Application received June 26, 1998. Permit issued August 20, 1999.

17920108. Johnson Brothers Coal Company (R. R. 1, Box 580, Mahaffey, PA 15757), renewal of an existing bituminous surface mine permit in Penn Township, **Clearfield County** affecting 57.9 acres. Receiving streams: unnamed tributary to Kratzer Run to Kratzer Run to Anderson Creek to the West Branch of the Susquehanna River. Application received August 17, 1998. Permit issued August 20, 1999.

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

33890110. Hepburnia Coal Company (P. O. Box I, Grampian, PA 16838). Renewal of an existing bituminous strip and auger operation in Snyder Township, **Jefferson County** affecting 223.0 acres. This renewal is issued for reclamation only. Receiving streams: Two unnamed tributaries to Little Toby Creek and unnamed tributaries of Curry Run and Curry Run. Application received: June 23, 1999. Permit issued: August 20, 1999.

24930101. Fairview Coal Company (P. O. Box R, Ridgway, PA 15853). Renewal of an existing bituminous strip, auger and coal ash placement and beneficial use of residual waste sludge operation in Horton Township, **Elk County** affecting 65.3 acres. This renewal is issued for reclamation only. Receiving streams: Johnson Run to Little Toby Creek. Application received: July 8, 1999. Permit issued: August 24, 1999.

16880104. Terry Coal Sales, Inc. (Box 58, Distant, PA 16223). Renewal of an existing strip and tippie refuse disposal operation in Limestone, Porter and Monroe Townships, **Clarion County** affecting 156.2 acres. This renewal is issued for reclamation only. Receiving Streams: One unnamed tributary to Sloan Run; one unnamed tributary to Parsons Run; three unnamed tributaries to Redband Creek to the Allegheny River. Application received: May 28, 1999. Permit issued: August 24, 1999.

33830102. Cookport Coal Company, Inc. (425 Market Street, Kittanning, PA 16201). Renewal of an existing strip and auger operation in Perry and Oliver Townships, **Jefferson County** affecting 505.0 acres. This renewal is issued for reclamation only. Receiving streams: Three unnamed tributaries to Big Run to Little Sandy Creek to Redband Creek. Application received: June 22, 1999. Permit issued: August 18, 1999.

37820108. Ambrosia Coal & Construction Company (R. D. 1, Edinburg, PA 16116). Renewal of an existing strip operation in North Beaver Township, **Lawrence County** affecting 255.0 acres. This renewal is issued for reclamation only. Receiving streams: Unnamed tributaries to Sugar Creek to Honey Creek to North Fork Little Beaver Creek. Application received: May 28, 1999. Permit issued: August 24, 1999.

33990103. Falls Creek Energy Co., Inc. (R. D. 6, Box 231, Kittanning, PA 16201). Commencement, operation and restoration of a bituminous strip operation in Mc-Calmont Township, **Jefferson County** affecting 71.6 acres. Receiving streams: Camp Run to Sandy Lick Creek to Redbank Creek to the Allegheny River. Application received: February 24, 1999. Permit issued: August 20, 1999.

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

49851605R3. Twin Creek Coal, Inc. (R. R. 2, Paxinos, PA 17860-9704), renewal of an existing coal preparation plant operation in Ralpho and Shamokin Townships, **Northumberland County** affecting 9.0 acres, receiving stream—none. Renewal issued August 23, 1999.

40920102R. Susquehanna Coal Company (P. O. Box 27, Nanticoke, PA 18634), renewal of an existing anthracite surface mine operation in Newport Township, **Luzerne County** affecting 1,325.0 acres, receiving stream—none. Renewal issued August 23, 1999.

54870101R2. Kuperavage Enterprises, Inc. (Box 99, Middleport, PA 17953), renewal of an existing anthracite surface mine and coal refuse disposal operation in Blythe Township, **Schuylkill County** affecting 638.0 acres, receiving stream—Schuylkill River. Renewal issued August 26, 1999.

54930201R. Wheelabrator Culm Services, Inc. (Liberty Lane, Hampton, NH 03842), renewal of an existing coal refuse reprocessing and disposal operation in Mahanoy Township, **Schuylkill County** affecting 117.0 acres, receiving stream—none. Renewal issued August 26, 1999.

40990201. Jeddo-Highland Coal Company (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), commencement, operation and restoration of a coal refuse reprocessing operation in Wilkes-Barre and Hanover Townships and Laurel Run Borough, **Luzerne County** affecting 194.4 acres, receiving stream—none. Permit issued August 26, 1999.

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

32841317. Helvetia Coal Co. (P. O. Box 219, Shelocta, PA 15774), to revise the permit for the Lucerne No. 9 Mine in Conemaugh and Young Townships, **Indiana County** to change in water handling for postmine land use, Marshall Run. Permit issued August 12, 1999.

30841312. Consolidation Coal Co. (P. O. Box 100, Osage, WV 26543), to revise the permit for the Blacksville No. 2 Mine in Wayne Township, **Greene County** to drill 39 degasification boreholes and add 19.5 surface acres, stream crossing and road variance, no additional discharges. Permit issued August 12, 1999.

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

Coal Applications Withdrawn

54910202R. AEI Energy (100 Garden Alley, Doylestown, PA 18901), renewal of an existing coal refuse reprocessing operation in West Mahanoy and Butler Townships, **Schuylkill County** affecting 703.0 acres, receiving stream—none. Application received February 21, 1996. Application withdrawn August 25, 1999.

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

Noncoal Permits Issued

7774SM2A1C3. Berks Products Corporation (P. O. Box 421, Reading, PA 19603), renewal of NPDES Permit No. PA0594521 in Ontelaunee Township, **Berks County**, receiving stream—Maiden Creek. Renewal issued August 23, 1999.

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

33980308. Coolspring Sand & Gravel (P. O. Box 243, DuBois, PA 15801). Commencement, operation and restoration of a sand and gravel and topsoil operation in Oliver Township, **Jefferson County** affecting 33.8 acres. Receiving streams: Unnamed tributary to Lick Run and unnamed tributaries to Little Sandy Creek. Application received: September 3, 1998. Permit issued: August 23, 1999.

302980-33980308-E-1. Coolspring Sand & Gravel (P. O. Box 243, DuBois, PA 15801). Application for a stream encroachment to conduct mining activities within 100 feet of unnamed tributary A to Lick Run in Oliver Township, **Jefferson County**. Receiving streams: Unnamed tributary to Lick Run and unnamed tributaries to Little Sandy Creek. Application received September 3, 1998. Permit issued: August 23, 1999.

302980-33980308-E-2. Coolspring Sand & Gravel (P. O. Box 243, DuBois, PA 15801). Application for a stream encroachment to conduct mining activities within 100 feet of and construct and maintain a haul road crossing over unnamed tributary B to Little Sandy Creek in Oliver Township, **Jefferson County**. Receiving streams: Unnamed tributary to Lick Run and unnamed tributaries to Little Sandy Creek. Application received: September 3, 1998. Permit issued: August 23, 1999.

302980-33980308-E-3. Coolspring Sand & Gravel (P. O. Box 243, DuBois, PA 15801). Application for a stream encroachment to conduct mining activities within 100 feet of Lick Run in Oliver Township, **Jefferson County**. Receiving streams: Unnamed tributary to Lick Run and unnamed tributaries to Little Sandy Creek. Application received: September 3, 1998. Permit issued: August 23, 1999.

302980-33980308-E-4. Coolspring Sand & Gravel (P. O. Box 243, DuBois, PA 15801). Application for a stream encroachment to conduct mining activities within 100 feet of Little Sandy Creek in Oliver Township, **Jefferson County**. Receiving streams: Unnamed tributary to Lick Run and unnamed tributaries to Little Sandy Creek. Application received: September 3, 1998. Permit issued: August 23, 1999.

302980-33980308-E-5. Coolspring Sand & Gravel (P. O. Box 243, DuBois, PA 15801). Application for a stream encroachment to conduct mining activities within 100 feet of Little Sandy Creek in Oliver Township, **Jefferson County**. Receiving streams: Unnamed tributary to Lick Run and unnamed tributaries to Little Sandy Creek. Application received: September 3, 1998. Permit issued: August 23, 1999.

*Knox District Office, P. O. Box 669, Knox, PA 16232.
Small Noncoal (Industrial Minerals) Permits Issued*

43992804. Thomas Construction, Inc. (561 North Liberty Road, Grove City, PA 16127-3835). Commencement, operation and restoration of a small noncoal sand and gravel operation in Wolf Creek Township, **Mercer County** affecting 4.0 acres. Receiving stream: Wolf Creek. Application received: June 15, 1999. Permit issued: August 18, 1999.

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

35990801. Gary S. Kazmierski (R. R. 1, Box 267A, Olyphant, PA 18447), commencement, operation and restoration of a small quarry in Benton Township, **Lackawanna County** affecting 1.0 acre, receiving stream—none. Permit issued August 26, 1999.

58980848. Robert S. Warriner (R. R. 4, Box 237, Montrose, PA 18801), commencement, operation and restoration of a bluestone quarry in Dimock Township, **Susquehanna County** affecting 1.0 acre, receiving stream—none. Permit issued August 27, 1999.

66990804. Duane Rogers (R. R. 1, Box 1702, Factoryville, PA 18419), commencement, operation and restoration of a bluestone quarry in Lemon Township, **Wyoming County** affecting 1.0 acre, receiving stream—none. Permit issued August 27, 1999.

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

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

Persons aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704

(relating to the Administrative Agency Law) to the Environmental Hearing Board, 400 Market Street, Floor 2, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of the written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

E15-620. Encroachment. Robert and Mary Haskell, 1045 Lower Pine Creek Road, Chester Springs, PA 19425. To maintain an existing wooden prefabricated pedestrian footbridge previously permitted under GP081599313 with two concrete footings (24"W × 60"L × 48"D). This bridge spans Pine Creek at a private residence located on Pine Creek Road approximately 3,000 feet northeast of the intersection of Pine Creek Road and PA Route 401 (Malvern Quadrangle N: 14.4 inches; W: 16.3 inches) in West Pikeland Township, **Chester 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.

E45-373. Encroachment. Pocono Country Place, P.O.A., 1 Country Place Drive, Tobyhanna, PA 18466-9599. To remove accumulated peat and organic material from a 30-foot wide swath around the perimeter of K Lake Reservoir at Pocono Country Place residential community. The project involves partial drawdown of the lake to allow restoration of original lakebed elevations by exposing and removing peat and other organic material. The project involves 4.6 acres of disturbance and is located on the east side of S. R. 0196, along Lakeside Drive in Pocono Country Place, Section K (Buck Hill Falls, PA Quadrangle N: 16.5 inches; W: 14.7 inches) in Coolbaugh Township, **Monroe County**.

E35-294. Encroachment. Northeast Real Estate Development, Inc., P. O. Box 128, Waverly, PA 18471. To fill in 0.28 acre of wetlands for the construction of Village Square at Blakely, a 56 residential lot subdivision. The project is located approximately 0.8 mile east of S. R. 1023 and S. R. 0247 (Olyphant, PA Quadrangle N: 20.1 inches; W: 10.5 inches) in Blakely Borough, **Lackawanna County**. The permittee is required to provide for 0.28 acre of replacement wetlands by participating in the Pennsylvania Wetland Replacement Project.

E52-160. Encroachment. Charles Prohaska, R. R. 2, Box 470, Dingmans Ferry, PA 18328. To repair and

maintain an existing low-flow road crossing of Hornbecks Creek, with work consisting of replacing the deteriorated 6-foot-diameter CMP culvert with either a 6-foot-diameter or a 9.3-foot × 6.3-foot arch CMP culvert. The road serves as a driveway to a single residence. The project is located on the east side of T-314 (known as Log-N-Twig Road), approximately 2,000 feet southwest of the intersection of T-314 and S. R. 2001 (Lake Maskenzoha, PA-NJ Quadrangle N: 13.6 inches; W: 6.8 inches), in Delaware Township, **Pike County**.

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

E01-201. Encroachment. **Latimore Township**, David Myers, P. O. Box 218, York Springs, PA 17372. To operate and maintain an 8-foot wide by 3-foot high precast concrete box culvert with associated end sections in Latimore Creek (CWF) on Hollow Road (T-635) just south of Town Hill Road (T-608) (Dillsburg, PA Quadrangle N: 11.25 inches; W: 17.0 inches) in Latimore Township, **Adams County**. The amount of wetland impact is considered a de minimis impact of 0.001 acre and wetland mitigation is not required. This permit also includes 401 Water Quality Certification.

E06-514. Encroachment. **John Henry**, 1025 Hunter Road, Mohnton, PA 19540. To construct and maintain an excavated pond impacting 0.46 acre of wetlands adjacent to Wyomissing Creek at a point downstream of Hunter Road (Reading, PA Quadrangle N: 2.5 inches; W: 16.7 inches) in Cumru Township, **Berks County**. The permittee has met the wetland replacement requirement by participating in the Pennsylvania Wetland Replacement Project. This permit also includes 401 Water Quality Certification.

E07-302. Encroachment. **Zane Johnsonbaugh**, 3200 S. 10th Avenue, P. O. Box 2326, Altoona, PA 16603. To place fill in 0.1 acre of wetlands for the purpose of developing a 8.671 acre commercial property to include a warehouse, general office building and maintenance structures for an existing trucking business located approximately 0.3 mile north of the I-99 Pineroft Interchange (Bellwood, PA Quadrangle N: 12.75 inches; W: 9.5 inches) in Antis Township, **Blair County**. The permittee is required to provide 0.1 acre of replacement wetlands. This permit also includes 401 Water Quality Certification.

E50-186. Encroachment. **Regina Crotsley**, R. R. 1, Blain, PA 17006. To restore an existing damaged bridge by replacing the deck, repairing or replacing damaged abutments and piers and regrading the stream banks across the channel of Bull Run (HQ-CWF) at a point approximately 5,000 feet upstream of Manassa Church (Andersonburg, PA Quadrangle N: 10.25 inches; W: 17.2 inches) in Jackson Township, **Perry County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E67-616. Encroachment. **John Argento**, 400 Hunting Park Lane, York, PA 17402. To fill 0.47 acre of wetlands for the purpose of developing lots 63A, 63B, 63C and 63D within the existing Chapelwood Estates residential subdivision at a point located north of Kreuz Creek southeast of the intersection of Dyan Road and Dietz Road (Red Lion, PA Quadrangle N: 15.0 inches; W: 16.5 inches) in Windsor Township, **York County**. Permittee agrees to construct 0.47 acre of replacement wetlands. This permit also includes 401 Water Quality Certification.

E67-625. Encroachment. **Donald Smith**, Shrewsbury Commercial Tract, 450 Spangler Road, New Oxford, PA 17350. To place fill in 0.72 acre of jurisdictional wetlands to construct a retail shopping center and grocery store on the Shrewsbury Commercial Tract located south of Shrewsbury on New Freedom Road (Glen Rock, PA Quadrangle N: 0.0 inch; W: 8.1 inches) in Shrewsbury Township, **York County**. The permittee is required to provide a minimum of 0.94 acre of replacement wetlands. This permit also includes 401 Water Quality Certification.

E67-663. Encroachment. **PA Department of Transportation**, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103. To remove an existing structure and to construct and maintain a prestressed concrete I-beam bridge having a clear span of 75 feet at a skew angle of 37° and an underclearance of 13.4 feet over Otter Creek (CWF) on SR 2020, Section 001, Segment 0080, Offset 1829, Station 4+51.22 (Gum Tree Road) for the purpose of roadway improvements located 170 feet upstream of its existing location approximately 0.75 mile south of Burkholder Road (Safe Harbor, PA Quadrangle N: 2.8 inches; W: 5.4 inches) in Chanceford Township, **York County**. This permit also includes 401 Water Quality Certification.

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

E14-341. Encroachment. **Ferguson Township**, 3147 Research Drive, State College, PA 16801. To remove the existing structure and to construct and maintain a precast rigid frame culvert with a 24-foot span, a 4-foot rise and being 24 feet in length with a natural bottom to carry T-307 over Halfmoon Creek, and to regrade approximately 25 feet of channel bank to provide a smooth transition into the proposed inlet, and to construct and maintain a scour hole at the outlet end to the culvert. The project is located on T-307 approximately 0.4 mile east of the intersection of T-307 with Marengo Road (Franklinville, PA Quadrangle N: 21.6 inches; W: 3.7 inches) in Ferguson Township, **Centre County**.

E18-270. Encroachment. **Clinton County Solid Waste Authority**, Wayne Township Landfill, SR 1005, Landfill Lane, P. O. Box 209, McElhattan, PA 17748-0209. To maintain an existing 8-inch diameter HDPE gas pipeline connected to the deck of an existing abandoned railroad bridge over the West Branch Susquehanna River approximately 0.4 mile north of the intersection of SR 2012 with T-425 (Jersey Shore, PA Quadrangle N: 7.3 inches; W: 11.7 inches) in Wayne Township, **Clinton County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E18-280. Encroachment. **Michael K. Hanna**, 50 Sylvan Drive, Lock Haven, PA 17745. To construct a 6' × 8' × 1-1/2' concrete pad and a 20' × 30' deck/canopy supported by six pillars in the floodway of the West Branch Susquehanna River (Lock Haven, PA Quadrangle North: 6.25 inches; W: 13.25 inches) in Woodward Township, **Clinton County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E19-193. Encroachment. **Antonio D. Rado and Lucy M. Rado**, R. R. 1, Box 3B, Stillwater, PA 17878. To construct, operate and maintain a minor road crossing a contributory channel of Fishing Creek for private, single resident access. The minor road crossing shall be constructed with two corrugated metal culvert pipes. Each

culvert pipe shall be depressed 0.5-feet, have a minimum span of 4.1-feet, have a minimum rise of 2.75-feet and have a minimum length of 20-feet that is located along the western right-of-way of SR 0487 approximately 200-feet north of the intersection of SR 1035 and SR 0487 (Benton, PA Quadrangle N: 5.8 inches; W: 0.1 inch) in Stillwater Borough, **Columbia County**. This permit does not authorize any permanent or temporary impacts to jurisdictional wetlands associated to Fishing Creek. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E02-1280. Encroachment. **Fairhaven United Methodist Church**, 2415 Saw Mill Run Boulevard, Pittsburgh, PA 15234. To construct and maintain a 48' x 54' addition to the existing building in the floodway of Sawmill Run (WWF). The project is located on the southeast corner of the intersection of SR 0051 and Saint Norbert Street (Pittsburgh, PA Quadrangle N: 1.6 inches; W: 16.8 inches) in the City of Pittsburgh, **Allegheny County**.

E02-180. Encroachment. **Elizabeth Boat Club**, 316 Monongahela Avenue, Elizabeth, PA 15037-0387. To perform maintenance dredging around and to operate and maintain the existing Elizabeth Boat Club docking facility in the channel of and along the right bank of the Monongahela River located near Mile Point 22.8 just downstream from the Elizabeth (S. R. 0051) Bridge (Glassport, PA Quadrangle N: 4.5 inches; W: 1.6 inches) in Elizabeth Borough, **Allegheny County**.

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

E10-279. Encroachment. **Jeffrey L. and Lorraine Domhoff**, 105 Ziegler Street, Zelienople, PA 16063-1075. To construct and maintain a steel I-beam bridge having two clear spans of 20 feet and maximum underclearance of 7 feet across Semiconon Run for access to a private residence approximately 3,400 feet southwest of the intersection of S. R. 3029 (Dick Road) and S. R. 3034 (Purvis or Country Lane Road) (Evans City, PA Quadrangle N: 20.1 inches; W: 3.8 inches) located in Connoquenessing Township, **Butler County**.

DAM SAFETY

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

D60-056. Dam. **Union County Industrial Development Corporation** (219 D Hafer Road, Lewisburg, PA 17837). To construct, operate and maintain a stormwater detention dam referred to as the Great Stream Commons Upper Dam located across a tributary to the West Branch of the Susquehanna River in Gregg Township, **Union County**.

D60-057. Dam. **Union County Industrial Development Corporation** (219 D Hafer Road, Lewisburg, PA 17837). To construct, operate and maintain a stormwater detention dam referred to as the Great Stream Commons Lower Dam located across a tributary to the West Branch of the Susquehanna River in Gregg Township, **Union County**.

ENVIRONMENTAL ASSESSMENT

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

EA03-002SW. Environmental Assessment. **Department of the Army**, Pittsburgh District—Corps of Engineers, William S. Moorhead Federal Building, 1000 Liberty Avenue, Pittsburgh, PA 15222-4186. To replace deteriorating chamber walls with precast concrete panels, replace erosion protection for the downstream river wall at Lock and Dam 7 and perform scour hole excavation and protection with disposal of the demolition and excavated material in Allegheny River Pool 7. This site is located in the Allegheny River, Mile Marker 45.7 Lock and Dam 7 (Kittanning, PA Quadrangle N: 12.5 inches; W: 4.2 inches) in East Franklin Township, **Armstrong County**.

[Pa.B. Doc. No. 99-1536. Filed for public inspection September 10, 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 Non-regulatory Documents. The "Search the Inventory of Technical Guidance Documents" heading is a database of the Inventory. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

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

Ordering Paper Copies of DEP Technical Guidance

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

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

Changes to Technical Guidance Documents

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

Final Guidance

DEP ID: 012-0900-006 Title: Adoption by Reference of the U.S. Environmental Protection Agency's Y2K Enforcement Policy Description: On November 30, 1998, EPA issued an enforcement policy designed to encourage prompt testing of computer-related equipment to ensure that environmental compliance is not impaired by the Y2K computer bug. Under the policy (published on the Internet at www.epa.gov/year2000), EPA stated its intent to waive 100% of the civil penalties that might otherwise apply, and to recommend against criminal prosecution, for environmental violations caused during specific tests that are designed to identify and eliminate Y2K-related malfunctions.

The policy also stated that the civil penalty waiver and recommendation against criminal prosecution are limited to testing-related violations disclosed to EPA by February

1, 2000, and are subject to certain conditions, such as the need to design and conduct the tests for the shortest possible period of time necessary, the need to correct any testing-related violations immediately, and other conditions to ensure that protection of human health and the environment is not compromised. This notice was published in the *Federal Register*, March 10, 1999 (Volume 64, Number 46) to increase public awareness of this incentive to test computer-related systems and to incorporate several minor revisions aimed at clarifying the policy in response to public comment. Effective Date: September 11, 1999 Contact: Joe Sieber at (717) 783-1497

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 99-1537. Filed for public inspection September 10, 1999, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Current Prevailing Wage Act Debarments

The contractor referenced as follows has been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P. S. §§ 165-1—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P. S. § 165-11(e)), this person or this firm, or any firms, corporations or partnerships in which the person or firm has an interest, shall be awarded no contract for 3 years after the date listed.

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
Eugene Krall, t/a American Power Wash (Fed. ER ID No. 23-2848212)	P. O. Box 7904 Lancaster, PA 17604 -and- 315 Dahlia Road Lancaster, PA 17602 -and- 1000 Bluegrass Road Lancaster, PA 17601 -and- 30 Magnolia Drive Conestoga, PA 17506	August 26, 1999

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 99-1538. Filed for public inspection September 10, 1999, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Beat the House 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 Beat the House.

2. *Price:* The price of a Pennsylvania Beat the House instant lottery game ticket is \$2.00.

3. *Play Symbols:* Each Pennsylvania Beat the House instant lottery game ticket will contain 10 play areas known as "Hand 1," "Hand 2," "Hand 3," "Hand 4," "Hand 5," "Hand 6," "Hand 7," "Hand 8," "Hand 9" and "Hand 10." Each "Hand" is played separately. Each "Hand" will feature a "Your Card" area and a "House Card" area. The play symbols and their captions located in the "Your Card" area are: 3 (THR), 4 (FOR), 5 (FIV), 6 (SIX), 7 (SVN), 8 (EGT), 9 (NIN), 10 (TEN), J (JCK), Q (QUN), K (KNG), A (ACE) and Joker Symbol (WIN). Aces are high. The play symbols and their captions located in the "House Card" area are: 2 (TWO), 3 (THR), 4 (FOR), 5 (FIV), 6 (SIX), 7 (SVN), 8 (EGT), 9 (NIN), 10 (TEN), J (JCK), Q (QUN) and K (KNG).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Prize" area are: \$2.⁰⁰ (TWO DOL), \$3.⁰⁰ (THR DOL), \$4.⁰⁰ (FOR DOL), \$5.⁰⁰ (FIV DOL), \$10.⁰⁰ (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$100 (ONE HUN), \$200 (TWO HUN), \$1,000 (ONE THO) and \$20,000 (TWY THO).

5. *Prizes:* The prizes that can be won in this game are \$2, \$3, \$4, \$5, \$10, \$20, \$40, \$100, \$200, \$1,000 and \$20,000. The player can win up to 10 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 4,800,000 tickets will be printed for the Pennsylvania Beat the House instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets where "Your Card" beats the "House Card" in the same "Hand," and a prize play symbol of \$20,000 (TWY THO) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$20,000.

(b) Holders of tickets with a Joker Symbol (WIN) play symbol in the "Your Card" area, and a prize play symbol of \$20,000 (TWY THO) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$20,000.

(c) Holders of tickets where "Your Card" beats the "House Card" in the same "Hand," and a prize play symbol of \$1,000 (ONE THO) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets with a Joker Symbol (WIN) play symbol in the "Your Card" area, and a prize play symbol of \$1,000 (ONE THO) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets where "Your Card" beats the "House Card" in the same "Hand," and a prize play symbol of \$200 (TWO HUN) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$200.

(f) Holders of tickets with a Joker Symbol (WIN) play symbol in the "Your Card" area, and a prize play symbol of \$200 (TWO HUN) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$200.

(g) Holders of tickets where "Your Card" beats the "House Card" in the same "Hand," and a prize play symbol of \$100 (ONE HUN) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets with a Joker Symbol (WIN) play symbol in the "Your Card" area, and a prize play symbol of \$100 (ONE HUN) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets where "Your Card" beats the "House Card" in the same "Hand," and a prize play symbol of \$40\$ (FORTY) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$40.

(j) Holders of tickets with a Joker Symbol (WIN) play symbol in the "Your Card" area, and a prize play symbol of \$40\$ (FORTY) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$40.

(k) Holders of tickets where "Your Card" beats the "House Card" in the same "Hand," and a prize play symbol of \$20\$ (TWENTY) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$20.

(l) Holders of tickets with a Joker Symbol (WIN) play symbol in the "Your Card" area, and a prize play symbol of \$20\$ (TWENTY) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$20.

(m) Holders of tickets where "Your Card" beats the "House Card" in the same "Hand," and a prize play symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$10.

(n) Holders of tickets with a Joker Symbol (WIN) play symbol in the "Your Card" area, and a prize play symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$10.

(o) Holders of tickets where "Your Card" beats the "House Card" in the same "Hand," and a prize play symbol of \$5⁰⁰ (FIV DOL) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$5.

(p) Holders of tickets with a Joker Symbol (WIN) play symbol in the "Your Card" area, and a prize play symbol of \$5⁰⁰ (FIV DOL) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$5.

(q) Holders of tickets where "Your Card" beats the "House Card" in the same "Hand," and a prize play symbol of \$4⁰⁰ (FOR DOL) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$4.

(r) Holders of tickets with a Joker Symbol (WIN) play symbol in the "Your Card" area, and a prize play symbol of \$4⁰⁰ (FOR DOL) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$4.

(s) Holders of tickets where "Your Card" beats the "House Card" in the same "Hand," and a prize play symbol of \$3⁰⁰ (THR DOL) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$3.

(t) Holders of tickets where "Your Card" beats the "House Card" in the same "Hand," and a prize play symbol of \$2⁰⁰ (TWO DOL) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$2.

(u) Holders of tickets with a Joker Symbol (WIN) play symbol in the "Your Card" area, and a prize play symbol of \$2⁰⁰ (TWO DOL) appears in the "Prize" area for that "Hand," on a single ticket, shall be entitled to a prize of \$2.

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:

<i>If Your Card Beats The House Card Win With Prize(s) Of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 4,800,000 Tickets</i>
\$2 w/Joker	\$2	1:12.50	384,000
\$2	\$2	1:15	320,000
\$4 w/Joker	\$4	1:25	192,000
\$2 x 2	\$4	1:75	64,000
\$4	\$4	1:150	32,000
\$5 w/Joker	\$5	1:107.14	44,800
\$2 + \$3	\$5	1:750	6,400
\$5	\$5	1:375	12,800
\$10 w/Joker	\$10	1:187.50	25,600
\$5 x 2	\$10	1:300	16,000
\$2 + \$4 + \$4 w/Joker	\$10	1:300	16,000
\$10	\$10	1:750	6,400
\$20 w/Joker	\$20	1:187.50	25,600
\$5 x 4	\$20	1:300	16,000
\$3 x 5 + \$5 w/Joker	\$20	1:300	16,000
\$20	\$20	1:750	6,400
\$40 w/Joker	\$40	1:1,333	3,600
\$4 x 10	\$40	1:1,333	3,600
\$5 w/Joker + \$5 + \$10 x 3	\$40	1:1,333	3,600
\$10 x 3 + \$10 w/Joker	\$40	1:1,333	3,600
\$40	\$40	1:3,000	1,600
\$100 w/Joker	\$100	1:6,000	800
\$10 x 10	\$100	1:3,429	1,400
\$40 w/Joker + \$10 x 6	\$100	1:4,800	1,000
\$100	\$100	1:6,000	800

<i>If Your Card Beats The House Card Win With Prize(s) Of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 4,800,000 Tickets</i>
\$200 w/Joker	\$200	1:17,143	280
\$20 x 10	\$200	1:17,143	280
\$100 w/Joker + \$100	\$200	1:17,143	280
\$200	\$200	1:20,000	240
\$1,000 w/Joker	\$1,000	1:400,000	12
\$200 x 5	\$1,000	1:400,000	12
\$1,000	\$1,000	1:800,000	6
\$20,000 w/Joker	\$20,000	1:800,000	6
\$20,000	\$20,000	1:2,400,000	2

Joker = Win prize automatically

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Beat the House 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 Beat the House, prize money from winning Pennsylvania Beat the House 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 Beat the House 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 Beat the House or through normal communications methods.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 99-1539. Filed for public inspection September 10, 1999, 9:00 a.m.]

Pennsylvania Jack O' Lantern Jackpot '99 Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Jack O' Lantern Jackpot '99.

2. *Price:* The price of a Pennsylvania Jack O' Lantern Jackpot '99 instant lottery game ticket is \$2.00.

3. Play Symbols:

(a) Each Pennsylvania Jack O' Lantern Jackpot '99 instant lottery game ticket will contain three play areas known as "Game 1," "Game 2" and "Game 3" respectively.

Each game has a different game play method and is played separately. Each Pennsylvania Jack O' Lantern Jackpot '99 instant lottery game ticket will also contain a "Fast Cash Bonus" area.

(b) The play symbols and their captions located in the "Game 1" are: \$2⁰⁰ (TWO DOL), \$3⁰⁰ (THR DOL), \$4⁰⁰ (FOR DOL), \$8⁰⁰ (EGT DOL), \$10⁰⁰ (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$100 (ONE HUN) and \$31,000 (TRYONTHO).

(c) The play symbols and their captions located in the play area for "Game 2" are: Cat Symbol (CAT) and X Symbol (XXX).

(d) The play area for "Game 3" will contain a "Lucky Symbol" area and a "Your Symbols" area. The play symbols and their captions located in the "Lucky Symbol" area and "Your Symbols" area are: Hat Symbol (HAT), Pumpkin Symbol (PUMKIN), Spider Symbol (SPIDER), Skull symbol (SKULL), Candelabra Symbol (CANDLE), Frog Symbol (FROG), Bat Symbol (BAT) and Snake Symbol (SNAKE).

4. Prize Play Symbols:

(a) The play area for "Game 2" will contain a "Prize" area. The prize play symbols and their captions located in the "Prize" area for "Game 2" are: \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$3⁰⁰ (THR DOL), \$4⁰⁰ (FOR DOL), \$8⁰⁰ (EGT DOL), \$10⁰⁰ (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$100 (ONE HUN) and \$31,000 (TRYONTHO).

(b) The play area for "Game 3" will contain a "Prize" area. The prize play symbols and their captions located in the "Prize" area for "Game 3" are: \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$3⁰⁰ (THR DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$8⁰⁰ (EGT DOL), \$10⁰⁰ (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY) and \$31,000 (TRYONTHO).

(c) The prize play symbols and their captions located in the "Fast Cash Bonus" area are: \$3⁰⁰ (THR DOL), \$4⁰⁰ (FOR DOL), \$8⁰⁰ (EGT DOL), \$10⁰⁰ (TEN DOL), \$13⁰⁰ (THIRTEEN), \$20\$ (TWENTY), \$31\$ (TRY ONE) and TRY AGAIN.

5. *Prizes:* The prizes that can be won in "Game 1" are \$2, \$3, \$4, \$8, \$10, \$20, \$40, \$100 and \$31,000. The prizes that can be won in "Game 2" are \$1, \$2, \$3, \$4, \$8, \$10, \$20, \$40, \$100 and \$31,000. The prizes that can be won in "Game 3" are \$1, \$2, \$3, \$4, \$5, \$8, \$10, \$20, \$40 and \$31,000. The prizes that can be won in the "Fast Cash Bonus" area are \$3, \$4, \$8, \$10, \$13, \$20 and \$31. The player can win up to nine times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 2,880,000 tickets will be printed for the Pennsylvania Jack O' Lantern Jackpot '99 instant lottery game.

7. *Determination of Prize Winners:*

(a) Determination of prize winners for "Game 1" are:

(1) Holders of tickets with three matching play symbols of \$31,000 (TRYONTHO) in the play area, on a single ticket, shall be entitled to a prize of \$31,000.

(2) Holders of tickets with three matching play symbols of \$100 (ONE HUN) in the play area, on a single ticket, shall be entitled to a prize of \$100.

(3) Holders of tickets with three matching play symbols of \$40\$ (FORTY) in the play area, on a single ticket, shall be entitled to a prize of \$40.

(4) Holders of tickets with three matching play symbols of \$20\$ (TWENTY) in the play area, on a single ticket, shall be entitled to a prize of \$20.

(5) Holders of tickets with three matching play symbols of \$10^{.00} (TEN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$10.

(6) Holders of tickets with three matching play symbols of \$8^{.00} (EGT DOL) in the play area, on a single ticket, shall be entitled to a prize of \$8.

(7) Holders of tickets with three matching play symbols of \$4^{.00} (FOR DOL) in the play area, on a single ticket, shall be entitled to a prize of \$4.

(8) Holders of tickets with three matching play symbols of \$3^{.00} (THR DOL) in the play area, on a single ticket, shall be entitled to a prize of \$3.

(9) Holders of tickets with three matching play symbols of \$2^{.00} (TWO DOL) in the play area, on a single ticket, shall be entitled to a prize of \$2.

(b) Determination of prize winners for "Game 2" are:

(1) Holders of tickets with three matching Cat Symbol (CAT) play symbols in the same row, column or diagonal, and a prize play symbol of \$31,000 (TRYONTHO) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$31,000.

(2) Holders of tickets with three matching Cat Symbol (CAT) play symbols in the same row, column or diagonal, and a prize play symbol of \$100 (ONE HUN) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$100.

(3) Holders of tickets with three matching Cat Symbol (CAT) play symbols in the same row, column or diagonal, and a prize play symbol of \$40\$ (FORTY) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$40.

(4) Holders of tickets with three matching Cat Symbol (CAT) play symbols in the same row, column or diagonal, and a prize play symbol of \$20\$ (TWENTY) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$20.

(5) Holders of tickets with three matching Cat Symbol (CAT) play symbols in the same row, column or diagonal, and a prize play symbol of \$10^{.00} (TEN DOL) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$10.

(6) Holders of tickets with three matching Cat Symbol (CAT) play symbols in the same row, column or diagonal, and a prize play symbol of \$8^{.00} (EGT DOL) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$8.

(7) Holders of tickets with three matching Cat Symbol (CAT) play symbols in the same row, column or diagonal,

and a prize play symbol of \$4^{.00} (FOR DOL) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$4.

(8) Holders of tickets with three matching Cat Symbol (CAT) play symbols in the same row, column or diagonal, and a prize play symbol of \$3^{.00} (THR DOL) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$3.

(9) Holders of tickets with three matching Cat Symbol (CAT) play symbols in the same row, column or diagonal, and a prize play symbol of \$2^{.00} (TWO DOL) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$2.

(10) Holders of tickets with three matching Cat Symbol (CAT) play symbols in the same row, column or diagonal, and a prize play symbol of \$1^{.00} (ONE DOL) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$1.

(c) Determination of prize winners for "Game 3" are:

(1) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$31,000 (TRYONTHO) appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$31,000.

(2) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$40\$ (FORTY) appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$40.

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

(4) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$10^{.00} (TEN DOL) appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(5) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$8^{.00} (EGT DOL) appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$8.

(6) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$5^{.00} (FIV DOL) appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(7) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$4^{.00} (FOR DOL) appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(8) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$3^{.00} (THR DOL)

appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$3.

(9) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$2.⁰⁰ (TWO DOL) appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(10) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$1.⁰⁰ (ONE DOL) appears in the "Prize" area under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$1.

(d) Determination of prize winners for the "Fast Cash Bonus" area are:

(1) Holders of tickets with a prize play symbol of \$31\$ (TRY ONE) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$31.

(2) Holders of tickets with a prize play symbol of \$20\$ (TWENTY) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$20.

(3) Holders of tickets with a prize play symbol of \$13.⁰⁰ (THIRTEEN) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$13.

(4) Holders of tickets with a prize play symbol of \$10.⁰⁰ (TEN DOL) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$10.

(5) Holders of tickets with a prize play symbol of \$8.⁰⁰ (EGT DOL) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$8.

(6) Holders of tickets with a prize play symbol of \$4.⁰⁰ (FOR DOL) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$4.

(7) Holders of tickets with a prize play symbol of \$3.⁰⁰ (THR DOL) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$3.

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:

<i>Fast \$ Bonus</i>	<i>Match 3 Amts. Game 1</i>	<i>Tic-Tac-Toe Game 2</i>	<i>Key Symbol Match Game 3</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 2,880,000 Tickets</i>
		\$2		\$2	1:15.00	192,000
			\$2	\$2	1:16.67	172,800
\$3	\$2			\$2	1:18.75	153,600
		\$3		\$3	1:75	38,400
	\$3			\$3	1:150	19,200
			\$3	\$3	1:300	9,600
\$4				\$3	1:1,500	1,920
		\$2	\$1 x 2	\$4	1:750	3,840
	\$2		\$1 x 2	\$4	1:375	7,680
			\$1 x 4	\$4	1:375	7,680
	\$2	\$2		\$4	1:750	3,840
\$8		\$2		\$4	1:750	3,840
		\$8		\$8	1:214.29	13,440
	\$8			\$8	1:300	9,600
		\$4		\$8	1:1,500	1,920
\$4			\$1 x 4	\$8	1:1,500	1,920
\$4	\$2	\$2		\$8	1:750	3,840
\$4		\$2	\$2	\$8	1:750	3,840
	\$2		\$1 x 6	\$8	1:750	3,840
\$10				\$10	1:250	11,520
	\$2	\$2	\$1 x 6	\$10	1:750	3,840
	\$2		\$4 x 2	\$10	1:1,500	1,920
		\$2	\$8	\$10	1:1,500	1,920
\$13				\$13	1:150	19,200
	\$3		\$5 x 2	\$13	1:375	7,680
	\$10	\$3		\$13	1:375	7,680
	\$3	\$4	\$1 x 6	\$13	1:750	3,840
\$20		\$20		\$20	1:1,500	1,920
	\$20			\$20	1:1,500	1,920
			\$20	\$20	1:1,500	1,920
\$4	\$2	\$2	\$2 x 6	\$20	1:1,500	1,920
\$4	\$4	\$4	\$4 x 2	\$20	1:1,500	1,920
\$8	\$4	\$8		\$20	1:1,500	1,920
\$8	\$8		\$4	\$20	1:1,500	1,920
\$8	\$2	\$2	\$4 x 2	\$20	1:1,500	1,920
\$8	\$2	\$4	\$1 x 6	\$20	1:1,500	1,920
\$8	\$4	\$4	\$4	\$20	1:1,500	1,920
\$31				\$31	1:923.08	3,120

<i>Fast \$ Bonus</i>	<i>Match 3 Amt. Game 1</i>	<i>Tic-Tac-Toe Game 2</i>	<i>Key Symbol Match Game 3</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 2,880,000 Tickets</i>
	\$10	\$1	\$10 x 2	\$31	1:1,333	2,160
\$3		\$10	\$3 x 6	\$31	1:1,333	2,160
\$3	\$2	\$2	\$4 x 6	\$31	1:1,333	2,160
			\$40	\$40	1:5,000	576
		\$40		\$40	1:5,000	576
	\$40			\$40	1:6,000	480
\$20	\$4	\$4	\$2 x 6	\$40	1:6,000	480
\$20	\$20			\$40	1:6,000	480
	\$20	\$20		\$40	1:6,000	480
		\$20	\$20	\$40	1:6,000	480
\$20	\$8		\$2 x 6	\$40	1:6,000	480
\$20		\$8	\$2 x 6	\$40	1:6,000	480
\$20	\$20	\$20	\$40 x 6	\$300	1:20,000	144
	\$100	\$100	\$20 x 5	\$300	1:24,000	120
	\$100		\$40 x 5	\$300	1:24,000	120
			\$31,000	\$31,000	1:1,440,000	2
	\$31,000			\$31,000	1:1,440,000	2
		\$31,000		\$31,000	1:1,440,000	2

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

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

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

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

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 99-1540. Filed for public inspection September 10, 1999, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding

Franklin 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 Main Street Bridge which carries S. R. 4002 over West Branch Conococheague Creek. Bridge approach and shoulder work will also be included. The total length of the roadway improvements will be approximately 102 meters (335 Ft.). The subject project is located in Peters Township/Fort Loudon, Franklin County.

The proposed project will require acquisition of right-of-way from (3) three properties within the Fort Loudon Historic District totaling 0.05 hectares (0.125 acres). The Fort Loudon Historic District is eligible for inclusion in the National Register of Historic Places and, therefore, qualifies as a Section 2002 resource. The Main Street Bridge, which will be replaced, is considered a contributing element to the Historic District and, therefore, also qualifies as a Section 2002 resource.

Mitigation measures to be taken to minimize harm to the Section 2002 resources will include landscape protection and restoration, temporary roadway construction, bridge design and development of a marketing plan as specified in the CEE/Section 2002 Evaluation.

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. 99-1541. Filed for public inspection September 10, 1999, 9:00 a.m.]

Finding

Fulton 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 realign and reconstruct SR 30 in Brush Creek and Licking Creek Townships, Fulton County. This project will require the acquisition of 6383 square meters (1.6 acres) of the Mellott Farm/Kline Farmstead, 2004 square meters (0.5 acres) of the Mellott Farm/Austin Farmstead, 931 square meters (0.2 acres) of the Deshong Oil and Gas/Deshong Tourist Cabins, and 117 square meters (0.02 acres) of right of way from the William Speer Farmstead. The above listed properties have been determined eligible for listing on the National Register of Historic Places. The effect of this project on these National Register eligible properties will be mitigated by the following mitigation measures:

1. Access to the properties will be maintained at all times during construction.
2. All disturbed areas will be restored and landscaped.
3. Incorporation of design features such as modifications to the roadway width, and minor alignment shifts will be studied in final design, provided that such modifications do not adversely affect the safety of the highway facility.
4. Payment of fair market value of the land and improvements taken or improvements to the remaining site equal to the fair market value of the land and improvements taken.
5. Such additional or alternative mitigation as may be determined necessary based on consultation with officials having jurisdiction over the historic resource.
6. The contractor will be excluded from using any of the remaining historic property for staging, storage or disposal areas. Protective fencing or other measures will be used to keep equipment and workers out of sensitive areas that are not directly influenced by the design of this project. Historic properties and their historic boundaries will be shown on the construction plans and it will be indicated that the use of these lands by the contractor is prohibited.

I have considered the environmental, economic, social, and other effects of the proposed project as enumerated in Section 2002 of the Administrative Code, and have concluded that there is no prudent and feasible 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 realignment and reconstruction of this roadway.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 99-1542. Filed for public inspection September 10, 1999, 9:00 a.m.]

Finding

Montgomery County

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

The Department of Transportation plans to construct alignment improvements to the Bethlehem Pike (SR 2018)/Lafayette Avenue (SR 3014) intersection which is located in the Village of Fort Washington, Whitemarsh Township, Montgomery County, approximately 0.75 miles from the Fort Washington interchange of the Pennsylvania Turnpike. The scope of the project involves eliminating the existing intersections of Lafayette Avenue and Morris Road with Bethlehem Pike and replacing them with a connector road that will intersect with Bethlehem Pike approximately 550 feet south of the existing Lafayette Avenue intersection. Portions of Lafayette Avenue and Morris Road will be vacated as State Highways. Center left turn lanes will be constructed southbound on Lafayette Avenue at the intersection with the new connector road, northbound on Lafayette Avenue at the Germantown Academy driveway and northbound on Bethlehem Pike at the connector road. Right turn lanes will be constructed on Bethlehem Pike; southbound at the connector road, and northbound at Pennsylvania Avenue.

The Bethlehem Pike (SR 2018)/Lafayette Avenue (SR 3014) intersection project is located within the Village of Fort Washington Historic District, which was determined eligible for listing on the National Register of Historic Places in 1995. The effect of this project on the Village of Fort Washington Historic District will be mitigated by mitigation measures outlined in the Categorical Exclusion Evaluation/Section 2002 Evaluation.

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

No adverse environmental effect is likely to result from this intersection improvement project.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 99-1543. Filed for public inspection September 10, 1999, 9:00 a.m.]

Portview Limited Partnership's Application to Lease Land for Public Parking

Notice is hereby given that pursuant to Volume 67 Pa. Code, Chapter 495, Section 495.4, Par. D, Rules and Regulations covering the Administration of the Provisions of Act No. 37, approved March 13, 1974, and Act 251, as amended November 17, 1982, amending Section 2002, Act of April 9, 1929, P.L. 177, (No. 175) known as the Administrative Code of 1929, an application has been made to the Pennsylvania Department of Transportation by: Michael J. Asbell, President, Portview Limited Partnership, Philadelphia, PA.

To lease a portion of the former Botfield property acquired by fee simple by the Pennsylvania Department of Transportation, and known as I-95. Portview proposes to use this land for public parking.

Interested persons are invited to submit written comments, suggestions and/or objections to the approval of the application, within thirty (30) calendar days from the date of the publication of this notice to:

Andrew Warren
District Engineer
District 6-0
200 Radnor-Chester Road
St. Davids, PA 19087-5178

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 99-1544. Filed for public inspection September 10, 1999, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Mount Pocono Municipal Authority and Borough of Mount Pocono v. DEP; EHB Doc. No. 99-162-L

Mount Pocono Municipal Authority has appealed the issuance by the Department of Environmental Protection of an NPDES permit to same for a facility in Monroe County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by an interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.62. Copies of the Board's rules of practice and procedure are available upon request from the Board.

GEORGE J. MILLER,
Chairperson

[Pa.B. Doc. No. 99-1545. Filed for public inspection September 10, 1999, 9:00 a.m.]

FISH AND BOAT COMMISSION

Designation of Rasler Run, Fayette County, as a Class A Wild Rainbow Trout Fishery

The Fish and Boat Commission (Commission) conducted stream surveys at two sites on Rasler Run, Fayette County, on July 13-14, 1999, and the mean biomass of wild rainbow trout less than 150 mm in total length for these sites was estimated at 3.40 kg/ha. This exceeds the Commission's Class A criterion of 2 kg/ha. Therefore, the Commission is seeking public comment on the identification of Rasler Run, from the headwaters to the mouth, as a Class A Wild Rainbow Trout Fishery. The Commission previously published a notice in the *Pennsylvania Bulletin* at 25 Pa.B. 4624 (August 28, 1999), stating that the Commission intends to consider at its meeting on September 27, 1999, the republication of its entire list of

Class A Wild Trout Streams. The Commission will consider including Rasler Run, from the headwaters to the mouth, on the Class A Wild Trout Streams list.

Persons with comments, objections or suggestions concerning the designation of Rasler Run are invited to submit comments in writing to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000 by no later than September 24, 1999. Comments submitted by facsimile will not be accepted. Comments may also be submitted electronically at "regulations@fish.state.pa.us." A subject heading of the proposal and a return name and address must be included in each transmission. In addition, all electronic comments must be contained in the text of the transmission, not in an attachment. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be resubmitted to ensure receipt.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 99-1546. Filed for public inspection September 10, 1999, 9:00 a.m.]

HISTORICAL AND MUSEUM COMMISSION

National Register Nominations to be Considered at the September 14 Meeting of the Historic Preservation Board

The meeting will start at 10:30 a.m. in the Visitors' Center Auditorium, Landis Valley Museum, 2451 Kissel Hill Road, Lancaster, PA. Individuals with a disability who wish to attend this meeting, and require an auxiliary aid, service or other accommodation to participate, should contact Dan Deibler at (717) 783-8946 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the agency can accommodate their needs. Individuals who have questions or comments, should contact the Bureau for Historic Preservation at (717) 783-8946.

Great Valley and Piedmont Region

1. *Pennsylvania Railroad Freight Building*, 3118-3198 Chestnut Street, Philadelphia

2. *Helfrich's Spring Grist Mill (Boundary Increase and Added Information)*, 506 Mickley Road, Whitehall Township, Lehigh County

3. *United Cigar Manufacturing Company*, 201 North Penn Street, York, York County

4. *Fairmount Historic District*, Roughly bounded by Cherry Lane, Stevens Avenue and Cottage Hill Road, York, York County

5. *Landis, George and Henry, Homestead and Landis Valley Museum*, 2451 Kissel Hill Road, Manheim Township, Lancaster County

Allegheny Plateau

6. *Johnsonburg Commercial Historic District*, Center, Bridge and Market Streets, Elk County

7. *Oil City North Side Historic District*, Bounded generally by Colbert Avenue, Manning Street, Park Road, Deer Street, Linden, Hasson, Bishop, Carroll, and East Bissel

Avenues, Oil City, Venango County (Historic Resources of the Oil Industry in Western Pennsylvania, 1859-1945, Multiple Property Submission)

Anthracite Region and Poconos

8. *Equinunk Historic District*, SR0191, Pine Mill Road, Lordville Road, Grocery Hill Road in the village of Equinunk, Buckingham and Manchester Townships, Wayne County (Historic and Architectural Resources of the Upper Delaware Valley, New York and Pennsylvania, Multiple Property Listing)

9. *Bear Creek Village Historic District*, PA Route 115 at Bear Creek Dam, Bear Creek Township, Luzerne County
Ridge and Valley

No nominations

Southwestern Pennsylvania

No nominations

BRENT D. GLASS,
Executive Director

[Pa.B. Doc. No. 99-1547. Filed for public inspection September 10, 1999, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

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>
14-462	Department of Public Welfare Special MA Eligibility Provisions	8/31/99

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 99-1548. Filed for public inspection September 10, 1999, 9:00 a.m.]

INSURANCE DEPARTMENT

Appeal of Hrivnak Motor Company under the Storage Tank and Spill Prevention Act, Underground Storage Tank Indemnification Fund; Doc. No. UT99-07-006

A hearing shall be held on October 19, 1999, at 12:30 p.m. and on October 20, 1999, at 10 a.m. Motions preliminary to those at hearing, if any, must be filed with the Docket Clerk, Administrative Hearings Office, Room 200, Capitol Associates Building, Harrisburg, PA 17102, on or before October 5, 1999. Answers to motions, if any, shall be filed on or before October 15, 1999.

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

Each party may appear with or without counsel and offer relevant testimony and/or other relevant 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.

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 may be 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. 99-1549. Filed for public inspection September 10, 1999, 9:00 a.m.]

Appeal of Kristy L. Seemiller under the Pennsylvania Assigned Risk Plan; Hartford Insurance Group; Doc. No. P99-08-011

Under the Pennsylvania Assigned Risk Plan, section 19, that was adopted by the Insurance Commissioner under 75 Pa.C.S. § 1741, notice is given that Kristy L. Seemiller has requested a hearing on the determination by the Pennsylvania Assigned Risk Plan management concerning the termination of her automobile policy at the request of her finance company.

A prehearing telephone conference initiated by the Administrative Hearings Office is scheduled for October 7, 1999, at 1 p.m. A date for a hearing shall be determined, if necessary, at the prehearing telephone conference. The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501-508, 701-704 (relating to the Administrative Agency Law), 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.

Motions preliminary to those at hearing, protests, petitions to intervene, or notices of intervention, if any, must be filed on or before September 9, 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 23, 1999.

A written request for continuance of the scheduled prehearing telephone 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. 99-1550. Filed for public inspection September 10, 1999, 9:00 a.m.]

Application for Acquisition of a Domestic Stock Life Insurance Corporation

PFG Holdings, Inc. has filed an application to purchase all the issued and outstanding stock of AGL Life Assurance Company. The filing was made under the requirements set forth under the Insurance Holding Company Act (40 P.S. § 991.1402 et. seq.). Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail and relevant facts to inform the Insurance Department of the exact basis of the statement. Written statements should be directed to Michael S. Graeff, Insurance Company Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120; fax (717) 787-8557; email <http://www.mgraeff@ins.state.pa.us>.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1551. Filed for public inspection September 10, 1999, 9:00 a.m.]

Blue Cross of Northeastern Pennsylvania and Pennsylvania Blue Shield; Major Medical Non-Group Program; Rate Filing

On August 6, 1999, Blue Cross of Northeastern Pennsylvania and Pennsylvania Blue Shield submitted a filing requesting the Insurance Department's approval to increase the approved monthly rates by 42.29% for the Major Medical Non-Group Program. This filing will affect approximately 5,814 contracts. The proposed increase will generate an additional income of \$2,060,650. 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. 99-1552. Filed for public inspection September 10, 1999, 9:00 a.m.]

Capital Blue Cross; Community-Rated Group Prescription Drug Program; Rate Filing

By filing No. 99-CC, Capital Blue Cross proposes to adjust the rates for the Community-Rated Group Prescription Drug Program. The proposed average rate increase across all coverage options is 23.37%. This rate change will produce an estimated additional annual income of \$1,430,400 and will affect approximately 13,075 subscribers. An effective date of November 1, 1999 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. 99-1553. Filed for public inspection September 10, 1999, 9:00 a.m.]

Nationwide Mutual Insurance Company; Private Passenger Automobile Rate Revision

On August 30, 1999 the Insurance Department received from Nationwide Mutual Insurance Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 3.0% decrease amounting to -\$15,713,400 annually, to be effective November 25, 1999.

Unless formal administrative action is taken prior to October 29, 1999 the subject filing may be deemed approved by operation of law.

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

Interested parties are invited to submit written comments, suggestions or objections to Michael W. Burkett, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120 (e-mail at mburkett@ins.state.pa.us) within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1554. Filed for public inspection September 10, 1999, 9:00 a.m.]

Pennsylvania Medical Society Liability Insurance Company; Physicians and Surgeons Liability Rate Filing

On August 25, 1999, the Insurance Department received from the Pennsylvania Medical Society Liability

Insurance Company a filing for a rate level change for physicians and surgeons liability rates.

The Pennsylvania Medical Society Liability Insurance Company requests an overall 15.0% increase, amounting to \$5,596,914 annually, to be effective January 1, 2000.

Unless formal administrative action is taken prior to October 9, 1999, the subject filing may be deemed approved by operation of law.

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

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1555. Filed for public inspection September 10, 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 Richard Edelschein; file no. 99-210-32606; Keystone Insurance Company; doc. no. PH99-08-025; October 4, 1999, 9 a.m.;

Appeal of Joseph Boback; file no. 99-121-04549; Nationwide Mutual Insurance Company; doc. no. P99-08-024; October 5, 1999, 1 p.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 insur-

ance, 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. 99-1556. Filed for public inspection September 10, 1999, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insurer has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with the termination of the insured's policy.

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

Appeal of Donegal Mutual Insurance Company; file no. 99-121-04416; Terry L. and Cheryl A. Yohman; doc. no. P99-08-026; October 7, 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 partici-

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-1557. Filed for public inspection September 10, 1999, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board lease will expire:

Clearfield County, Wine & Spirits Shoppe #1703, 821 Centennial Street, Houtzdale, PA 16651-1317.

Lease Expiration Date: October 31, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,200 net useable square feet of new or existing retail commercial space fronting State Route 879 and serving the Curwensville area.

Proposals due: October 1, 1999 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: Bruce VanDyke, (412) 565-5130

Clearfield County, Wine & Spirits Shoppe #1704, 449 State Street, Curwensville, PA 16833-1240.

Lease Expiration Date: October 31, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,200 net useable square feet of new or existing retail commercial space in Houtzdale and serving the surrounding area. Location must have free parking and tractor-trailer loading.

Proposals due: October 1, 1999 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: Bruce VanDyke, (412) 565-5130

Indiana County, Wine & Spirits Shoppe #3201, 215 E Market Street, Blairsville, PA 15717-1120.

Lease Expiration Date: October 31, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,000 net useable square feet of new or existing retail commercial space serving the Blairsville area.

Proposals due: October 1, 1999 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: Tom Deal, (412) 565-5130

Westmoreland County, Wine & Spirits Shoppe #6506, 656 Main Street, Mount Pleasant, PA 15666-1815.

Lease Expiration Date: October 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 net useable square feet of new or existing retail commercial space in the Mount Pleasant Central Business District.

Proposals due: October 1, 1999 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: George Danis, (412) 565-5130

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 99-1558. Filed for public inspection September 10, 1999, 9:00 a.m.]

PENNSYLVANIA COMMISSION FOR WOMEN

Meeting Notice

The Pennsylvania Commission for Women has scheduled the Commission Meeting to be held on Friday, September 17, 1999, at 9:30 a.m. until 3 p.m. at the Harrisburg Marriott Inn at 4650 Lindle Road, Harrisburg, PA 17111. The public is invited to attend. Persons who need accommodations due to a disability and want to attend should contact Christine Anderson, Pennsylvania Commission for Women, 205 Finance Building, Harrisburg, PA 17120, at (888) 615-7477 or (717) 787-8128, at least 24 hours in advance so arrangements can be made.

LOIDA ESBRI,
Executive Director

[Pa.B. Doc. No. 99-1559. Filed for public inspection September 10, 1999, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before October 4, 1999, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protests shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods by transfer as described under each application.

A-00116154. Latrobe Moving and Storage Company (R.R. 7, Box 190 A, Latrobe, Westmoreland County, PA 15650), a corporation of the Commonwealth of Pennsylvania—household goods in use: (1) between points in the borough of Latrobe, Westmoreland County, and within 3 miles by the usually traveled highways of the limits of said borough; (2) from points in the borough of Latrobe, Westmoreland County, and within 3 miles by the usually traveled highways of the limits of said borough, to other points within 15 miles by the usually traveled highways of the limits of said borough, and vice versa; (3) between points in the borough of Latrobe, Derry, Ligonier, and Youngstown, and the townships of Mt. Pleasant, Unity, Ligonier, Derry and Cook, Westmoreland County; (4) from points in the boroughs of Latrobe, Derry, Ligonier and Youngstown, and the townships of Mt. Pleasant, Unity, Ligonier, Derry and Cook, Westmoreland County, to other points in Pennsylvania, vice versa; and (5) property, excluding household goods in use, between points in Pennsylvania; which is to be a transfer of all of the rights authorized under the certificate issued at A-00089391 to John P. Lovrich (Deceased) and Harry J. Grimme, Copartners, t/d/b/a Latrobe Moving and Storage Company, (Harry J. Grimme, Executor of the Estate of John P. Lovrich), subject to the same limitations and conditions. *Attorney:* John N. Ward, 15 North Main Street, Greensburg, PA 15601.

Applications of the following for approval amendment of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under each application.

A-00112577, Folder 1, Am-A. Airport Limousine Service, Inc., t/d/b/a Embassy Coach (36 South Sixth Street, Pittsburgh, Allegheny County, PA 15203), a corporation of the State of Delaware—persons and their baggage, in limousine service, from points in the township of North Huntingdon, and the cities of Jeannette and Greensburg, and the boroughs of Irwin, Mt. Pleasant, Scottdale, Latrobe and Monessen, all located in the county of Westmoreland, to the Greater Pittsburgh International Airport located in Moon and Findlay Townships, Allegheny County, and vice versa; limited to the transportation of persons having prior or subsequent movement by air; with this right subject to the following condition: That the service herein authorized shall be rendered in vehicles having a seating capacity of not less than seven nor more than 11 passengers without the use of taximeters or dome lights: *So as to permit* the transportation of persons in airport transfer service, in limousines and luxury-type vehicles, from points in the counties of Armstrong, Beaver, Butler, Cambria, Greene, Indiana, Somerset and Westmoreland, to the Greater Pittsburgh International Airport located in the township of Moon, Allegheny County; and the Allegheny County Airport, located in the borough of West Mifflin, Allegheny County; subject to the following conditions: (1) That no right, power or privilege is granted to provide service from points in the townships of Adams, Connoquenessing, Cranberry, Forward, Jackson, Lancaster, Butler, Penn and Middlesex, and the boroughs of Seven Fields and Zelienople, Butler County; and (2) That service from Westmoreland County is restricted to transportation of

four or more persons from one origin point for whom a reservation has been made by a single party or person, but who are charged individually; which is to be a transfer of all of the right issued at A-00108361, Folder 2 to Carriage Limousine Services, Inc., subject to the same limitations and conditions. *Attorney:* Ray F. Middleman, Northridge Office Plaza, 117 VIP Drive, Suite 310, Wexford, PA 15090.

A-00112577, Folder 5, Am-A. Airport Limousine Service, Inc., t/d/b/a Embassy Coach (36 South Sixth Street, Pittsburgh, Allegheny County, PA 15203), inter alia—persons in limousine service, from points in the county of Allegheny, to other points in Pennsylvania, and return: *So as to permit* the transportation of persons in limousine service: (1) between points in the counties of Beaver, Butler, Fayette, Washington and Westmoreland, and from points in said counties, to points in Allegheny County, and vice versa; (2) from points in Allegheny County to points in the counties of Armstrong, Indiana and Somerset, and return; (3) from points in the counties of Armstrong, Indiana and Somerset, to points in Allegheny County, and return; and (4) from points in the counties of Allegheny and Westmoreland to other points in Pennsylvania, and return; which is to be a transfer of all of the rights authorized under the certificate issued at A-00108361, F. 1, F. 1, Am-A and F. 1, Am-B to Carriage Limousine Services, Inc., subject to the same limitations and conditions. *Attorney:* Ray F. Middleman, Northridge Office Plaza, 117 VIP Drive, Suite 310, Wexford, PA 15090.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 99-1560. Filed for public inspection September 10, 1999, 9:00 a.m.]

**Wastewater Service
Without Hearing**

A-230240F0008. Little Washington Wastewater Company. Application of Little Washington Wastewater Company for approval of (1) the acquisition of the wastewater system assets of the Chesterdale Waste Treatment Co., Inc. and (2) the right of LWWC to furnish wastewater service to the public in portions of Willistown and Westtown Townships, Chester County, Pennsylvania.

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 27, 1999, under 52 Pa. Code (relating to public utilities).

Applicant: Little Washington Wastewater Company

Through and By Counsel: Mark J. Kropilak, Esquire, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010-3489.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 99-1561. Filed for public inspection September 10, 1999, 9:00 a.m.]

**Water Service
Without Hearing**

A-212370F0055. Philadelphia Suburban Water Company. Application of Philadelphia Suburban Water Company for approval of (1) the acquisition, by purchase, of the water supply system assets of Bensalem Township and (2) the right of PSW to begin to offer, render, furnish or supply water service to the public in Bensalem Township, Bucks County, Pennsylvania.

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 27, 1999, under 52 Pa. Code (relating to public utilities).

Applicant: Philadelphia Suburban Water Company

Through and By Counsel: Mark J. Kropilak, Esquire, Vice President and General Counsel, Philadelphia Suburban Water Company, 762 Lancaster Avenue, Bryn Mawr, PA 19010

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 99-1562. Filed for public inspection September 10, 1999, 9:00 a.m.]

SECURITIES COMMISSION

Waiver of Examination and Experience Requirements for Certain Applicants for Registration as Investment Advisers and Investment Adviser Representatives

Order

Whereas, The current Uniform Investment Adviser Law Examination (Series 65) and the Uniform Combined State Law Examination (Series 66) will be withdrawn and new examinations will be substituted on January 1, 2000 (New Exams); and

Whereas, The North American Securities Administrators Association, Inc. (NASAA), a non-profit organization that includes all state securities regulators, adopted a proposal for uniform implementation of the New Exams in the context of persons already registered as investment advisers or investment adviser representatives in any state jurisdiction that registers such persons as of December 31, 1999 and those applicants that hold certain professional designations (NASAA Proposal); and

Whereas, NASAA developed the New Exams with the assistance of a professional test development firm with input from an industry advisory panel; and

Whereas, Implementation of the New Exams will create a uniform state examination requirement that tests minimum competencies of persons subject to registration at the state level under the National Securities Markets Improvement Act of 1996 as investment advisers or investment adviser representatives without overlapping of subject matter covered by other examinations; and

Whereas, A prerequisite for eligibility to take the New Series 66 Examination is passage of the Series 7 General

Securities Representative Examination administered by the National Association of Securities Dealers; and

Whereas, The Pennsylvania Securities Commission (Commission) supports implementation of the NASAA Proposal; and

Whereas, The Commission, on January 18, 1992, published a statement of policy codified at 64 Pa. Code § 604.016 concerning waivers of the examination requirements in 64 Pa. Code § 303.032 with respect to applicants holding certain professional designations; and

Whereas, The Commission statement of policy concerning waivers of the examination requirements in 64 Pa. Code § 303.032 are consistent with the NASAA Proposal; and

Whereas, The Commission views continued imposition of the experience requirements in 64 Pa. Code §§ 303.032(a)(2) and (b)(2) as non-uniform within the context of state registration of investment advisers and investment adviser representatives as permitted under the National Securities Markets Improvement Act of 1996; and

Whereas, After due deliberation, the Commission finds it necessary and appropriate and in the public interest and for the protection of investors and consistent with the purposes fairly intended by the policy and provisions of the Pennsylvania Securities Act of 1972 (1972 Act) to issue the following order:

Now, Therefore, on this 23rd day of August, 1999, the Commission, having found that such requirement is not necessary in the public interest or for the protection of investors, hereby, pursuant to Section 609(b) of the 1972 Act, *Waives* the provisions of 64 Pa. Code § 303.032 (relating to qualification of and examination requirement for investment advisers and associated persons) as set forth below:

1. Compliance with 64 Pa. Code § 303.032(a)(1)(i) is waived for any person who takes and passes the Series 65 examination or Series 66 examination on or after January 1, 2000.
2. Compliance with 64 Pa. Code §§ 303.032(a) and (b) is waived for any person who, as of December 31, 1999:
 - a. Is registered as an investment adviser or investment adviser representative in any state and files with the Commission an application on or after January 1, 2000 for registration as an investment adviser or investment adviser representative; or
 - b. Has filed an application on or after January 1, 2000 with the Commission for registration as an investment adviser or investment adviser representative and has not had a lapse in registration as an investment adviser or an investment adviser representative in another jurisdiction for a period exceeding 2 years prior to the date of filing the application with the Commission.
3. Compliance with 64 Pa. Code §§ 303.032(a)(2) and (b)(2) is waived for any person who files an application with the Commission after the effective date of this Order for registration as an investment adviser or investment adviser representative.

Further, The Commission *Orders* that nothing in this Order shall affect the criteria contained in the statement of policy codified at 64 Pa. Code § 604.016 relating to waivers of 64 Pa. Code § 303.032. The effective date of this Order shall be the date published in the *Pennsylvania*

nia Bulletin and it shall continue in effect until the date of publication in the *Pennsylvania Bulletin* of a Final Form Rule concerning 64 Pa. Code § 303.032 first occurring after the date this Order was issued and entered.

M. JOANNA CUMMINGS,
Secretary

[Pa.B. Doc. No. 99-1563. Filed for public inspection September 10, 1999, 9:00 a.m.]

STATE BOARD OF VOCATIONAL REHABILITATION

Public Meeting

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

Location: Hilton Pittsburgh & Towers, 600 Commonwealth Place, Pittsburgh, PA 15222.

Date: September 21, 1999.

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

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

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 99-1564. Filed for public inspection September 10, 1999, 9:00 a.m.]

STATE CONTRACTS INFORMATION

DEPARTMENT OF GENERAL SERVICES

Notices of invitations for bids and requests for proposals on State contracts for services and commodities for which the bid amount is reasonably expected to be over \$10,000, are published in the State Contracts Information Section of the *Pennsylvania Bulletin* prior to bid opening date. Information in this publication is intended only as notification to its subscribers of available bidding and contracting opportunities, and is furnished through the Department of General Services, Vendor Information and Support Division. No action can be taken by any subscriber or any other person, and the Commonwealth of Pennsylvania is not liable to any subscriber or any other person, for any damages or any other costs incurred in connection with the utilization of, or any other reliance upon, any information in the State Contracts Information Section of the *Pennsylvania Bulletin*. Interested persons are encouraged to call the contact telephone number listed for the particular solicitation for current, more detailed information.

EFFECTIVE JULY 1, 1985, A VENDOR'S FEDERAL IDENTIFICATION NUMBER (NUMBER ASSIGNED WHEN FILING INCOME TAX DOCUMENTS) OR SOCIAL SECURITY NUMBER IF VENDOR IS AN INDIVIDUAL, MUST BE ON ALL CONTRACTS, DOCUMENTS AND INVOICES SUBMITTED TO THE COMMONWEALTH.

Act 266 of 1982 provides for the payment of interest penalties on certain invoices of "qualified small business concerns". The penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter.

Act 1984-196 redefined a "qualified small business concern" as any independently owned and operated, for-profit business concern employing 100 or fewer employees. See 4 Pa. Code § 2.32. The business must include the following statement on every invoice submitted to the Commonwealth: "(name of business) is a qualified small business concern as defined in 4 Pa. Code 2.32."

A business is eligible for payments when the required payment is the latest of:

The payment date specified in the contract.

30 days after the later of the receipt of a proper invoice or receipt of goods or services.

The net payment date stated on the business' invoice.

A 15-day grace period after the required payment date is provided to the Commonwealth by the Act.

For more information: contact: Small Business Resource Center

PA Department of Community and Economic Development
374 Forum Building
Harrisburg, PA 17120
800-280-3801 or (717) 783-5700

Reader's Guide

Legal Services & Consultation—26

① Service Code Identification Number

② Commodity/Supply or Contract Identification No.

B-54137. Consultant to provide three 2-day training sessions, covering the principles, concepts, and techniques of performance appraisal and standard setting with emphasis on performance and accountability, with a knowledge of State Government constraints.

Department: General Services

Location: Harrisburg, Pa.

Duration: 12/1/93-12/30/93

Contact: Procurement Division
787-0000

③ Contract Information

④ Department

⑤ Location

⑥ Duration

⑦

(For Commodities: Contact:)
Vendor Services Section
717-787-2199 or 717-787-4705

REQUIRED DATA DESCRIPTIONS

① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.

② Commodity/Supply or Contract Identification No.: When given, number should be referenced when inquiring of contract of Purchase Requisition. If more than one number is given, each number represents an additional contract.

③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.

④ Department: State Department or Agency initiating request for advertisement.

⑤ Location: Area where contract performance will be executed.

⑥ Duration: Time estimate for performance and/or execution of contract.

⑦ Contact: (For services) State Department or Agency where vendor inquiries are to be made.

(For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705

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The Treasury Department's Bureau of Contracts and Public Records can help you do business with state government agencies. Our efforts focus on guiding the business community through the maze of state government offices. The bureau is, by law, the central repository for all state contracts over \$5,000. Bureau personnel can supply descriptions of contracts, names of previous bidders, pricing breakdowns and other information to help you submit a successful bid on a contract. We will direct you to the appropriate person and agency looking for your product or service to get you "A Step Ahead." Services are free except the cost of photocopying contracts or dubbing a computer diskette with a list of current contracts on the database. A free brochure, "Frequently Asked Questions About State Contracts," explains how to take advantage of the bureau's services.

Contact: **Bureau of Contracts and Public Records**
 Pennsylvania State Treasury
 Room G13 Finance Building
 Harrisburg, PA 17120
 717-787-2990
 1-800-252-4700

BARBARA HAFER,
State Treasurer

Commodities

ADV-45 Indiana University of Pennsylvania (IUP) is seeking bids for Rosback Model 242 Strike/Skip Perforator (stand alone unit only) or approved equal for University Printing Center. Requests for copies of bid package should be made in writing referencing Advertisement No. ADV-45 and directed to Roxie Johnson, Purchasing Agent, IUP, Robertshaw Building, 650 South 13th Street, Indiana, PA 15705, fax (724) 357-2670, e-mail: rmjohnson@grove.iup.edu. Requests for bid package will be accepted until September 17, 1999. The University encourages responses from small and disadvantaged minority and woman-owned firms.

Department: State System of Higher Education
Location: Indiana University of Pennsylvania, Indiana, PA 15705
Duration: Indeterminate 1999-2000
Contact: Roxie Johnson, (724) 357-3077

177937 Defibrillators with recorder, automated with audio recording system option. To include battery pak, carrying case, AED training device, AED training instructor and electrodes. To receive bid package contact BD Muntz at (814) 726-4496.

Department: Public Welfare
Location: Warren State Hospital, 33 Main Drive, North Warren, PA 16365-5099
Duration: Indeterminate 1999-2000
Contact: BD Muntz, (814) 726-4496

1069119 Communication equipment—1 lot Windows-based automated warehouse software system to interface with current commissary software system. For copy of the bid package fax request to (717) 787-0725.

Department: Corrections
Location: Various
Duration: FY 99-00
Contact: General Services, (717) 787-2199/4705

087VST One 6,000 gallon, vertical asphalt storage tank, electric heat—200-3 phase. For bid information contact James Rineer at (717) 299-7621, ext. 303.

Department: Transportation
Location: 2105 Lincoln Highway East, Lancaster, Lancaster County, PA 17602
Duration: One time purchase
Contact: James E. Rineer, (717) 299-7621, ext. 303

PB 0930002 Two 30' x 60' super structure kit, endwall and cover kit, include all material and installation. For bid information contact Donald J. Godish at (814) 472-7100, ext. 218.

Department: Transportation
Location: Pile No. 11 Ashville and Pile No. 18 Conemaugh Maintenance District 9-3
Duration: 15 days after award of bid
Contact: Donald Godish, (814) 472-7100, ext. 218

8250440 Material handling equipment—3 each fork, truck, bed mounted 5,000 lbs. For copy of the bid package fax request to (717) 787-0725.

Department: Transportation
Location: Harrisburg, PA
Duration: FY 99-00
Contact: General Services, (717) 787-2199/4705

SERVICES

Agricultural Services—02

3881419002 Planting of 93,815 tree seedlings on 212 acres of reclaimed strip-mined land in Snyder Township, Jefferson County. After completion of tree planting, 24,000 tree shelters will be installed on hardwood seedlings.

Department: Conservation and Natural Resources
Location: Penn Nursery, R. R. 1, Box 127, Spring Mills, PA 16875
Duration: April 1, 2000 to June 30, 2000
Contact: Tina M. Alban, (814) 364-5150

3881419003 Planting of 155,500 tree seedlings on 150 acres of reclaimed strip-mined land in Newport Township, Luzerne County. After completion of tree planting, 1,000 tree shelters will be installed on hardwood seedlings.

Department: Conservation and Natural Resources
Location: Penn Nursery, R. R. 1, Box 127, Spring Mills, PA 16875
Duration: April 1, 2000 to June 30, 2000
Contact: Tina M. Alban, (814) 364-5150

Audio/Video—04

99-701 The contractor shall supply all materials, labor and equipment to install the Phillips Video Cameras and modules at the State Correctional Institution at Camp Hill. Note: The institution has all of the cameras, interfaces and the like.

Department: Corrections
Location: State Correctional Institution at Camp Hill, P. O. Box 8837, 2500 Lisburn Road, Camp Hill, PA 17001-8837
Duration: September 13, 1999 to June 30, 2000
Contact: Delores Stephens, (717) 975-5200

Computer Related Services—08

PGC-2618 Key-entry and key-verify of data from hunter/trapper education student report cards and production of Unisys compatible magnetic tapes or 1/2" industry standard cartridge tape. Hunter/trapper report file consists of approximately 500,000 records and are typed or handwritten. Project must be completed by May 8, 2000, and under no circumstances will this deadline be extended.

Department: Game Commission
Location: 2001 Elmerton Avenue, Harrisburg, PA 17110-9797
Duration: Effective date of contract will begin when a contract has been fully executed and will terminate May 8, 2000
Contact: Diane or Linda, (717) 787-6594

Construction and Construction Maintenance—09

FBP-07-0045 Removal of existing steel and concrete structure; construct new reinforced concrete substructure and timber; superstructure; bituminous paving, traffic signs; guide rail; landscaping; architectural surface treatment. Site is located north of R. B. Winter State Park at McCall Dam Picnic Area. Note: Bid documents may be requested on or after September 14, 1999.

Department: Conservation and Natural Resources
Location: Miles Township, PA
Duration: Complete all work by October 31, 2000
Contact: Construction Management Section, (717) 787-5055

015DGS509-27 Project title: Renovation of Building No. 51. Brief description: Work includes selective renovations to existing building, consisting of hazardous material abatement, demolition, masonry, insulation, caulking, access doors, window replacement, lightgage metal framing, plastering, painting and piping. Estimated range: \$500,000 to \$1,000,000. General, plumbing and hazardous material abatement construction. Plans deposit: \$125 per set. Payable to: Gillan & Hartmann, Inc. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check or provide your express mail account number to the office listed. Mail requests to: Gillan & Hartmann, Inc., 140 Whitaker Avenue, Mont Clare, PA 19453, (610) 935-0101. Bid date: Wednesday, October 6, 1999 at 1 p.m. A prebid conference has been scheduled for Tuesday, September 14, 1999 at 9 a.m. at Norristown State Hospital, Building No. 33, Norristown, PA. Contact: Richard Hartley, (610) 935-0101. All contractors who have secured contract documents are invited and urged to attend this prebid conference.

Department: General Services
Location: Norristown State Hospital, Norristown, Montgomery County, PA
Duration: 210 calendar days from date of initial job conference
Contact: Contract and Bidding Unit, (717) 787-6556

015DGS577-24 Project title: New Kitchen/Dining Room. Brief description: Work consists of new kitchen and dining facility—addition to existing building. Work includes steel framing, masonry walls, concrete floor, interior finishes, food service equipment, electrical, plumbing, HVAC and security systems. Estimated range: \$5,000,000 to \$10,000,000. General, HVAC, plumbing and electrical construction. Plans deposit: \$450 per set. Payable to: Vitetta Group. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check or provide your express mail account number to the office listed. Mail requests to: Vitetta Group, 224 North Front Street, Wormleysburg, PA 17043, (717) 763-5661. Bid date: Wednesday, October 13, 1999 at 1 p.m. A prebid conference has been scheduled for Tuesday, September 28, 1999 at 9:30 a.m. at the State Correctional Institution, Graterford, PA. Meet at the Visitors' Center. Contact: Terry Swartz, (610) 489-4151. All contractors who have secured contract documents are invited and urged to attend this prebid conference.

Department: General Services
Location: State Correctional Institution, Graterford, Montgomery County, PA
Duration: 420 calendar days from date of initial job conference
Contact: Contract and Bidding Unit, (717) 787-6556

FBP-10-0033, 35, 36, 37 Remove four existing structures; construct two reinforced box culverts; construct two steel I-beam w/glulam timber superstructures; reinforced concrete substructures and wing walls; clearing, grubbing and grading; excavating, backfilling, and compacting; dewatering; E and S measures; site drainage; paving; signing; architectural surface treatment; landscaping. Work is along Cooks Run Road near the Village of Keating. Note: Bid documents may be requested on or after September 14, 1999.

Department: Conservation and Natural Resources
Location: East Keating and Noyes Townships, PA
Duration: Complete all work by October 31, 2000
Contact: Construction Management Section, (717) 787-5055

015DGS251-564 Project title: Replace Building Roof. Remove existing built up roof, insulations, gravel stop, fascia sumps, spillouts, roof drains, parapet caps, wood fascia and soffit. Install new membrane roofings, insulation and features above. Estimated range: \$100,000 to \$500,000. General construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$5 per set or provide your express mail account number to the office listed. Mail requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, September 29, 1999 at 1 p.m.

Department: General Services
Location: PennDOT District Office Building Annex, Allentown, Lehigh County, PA
Duration: 120 calendar days from date of initial job conference
Contact: Contract and Bidding Unit, (717) 787-6556

FDC-226-446 Office facilities; backfill (10,000 tons); sheet pile bulkhead; full depth road reclamation; bituminous seal coat; inlets and pipes; seeding; concrete (185 c. y.); and either steel or aluminum railing. Work is at Linesville Spillway, Pymatung State Park. Note: Bid documents may be requested on or after September 15, 1999.

Department: Conservation and Natural Resources
Location: Pine and North Shenango Townships, PA
Duration: Complete all work by May 26, 2000
Contact: Construction Management Section, (717) 787-5055

015DGS982-2 Revised Rebid Project title: Restoration and Maintenance. Brief description: Install ADA entry lift and toilet room, wood and plaster restoration, painting, roofing, security system and miscellaneous electrical work. Estimated range: \$100,000 to \$500,000. General and electrical construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$5 per set or provide your express mail account number to the office listed. Mail requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, October 6, 1999 at 1 p.m.

Department: General Services
Location: The Highlands, Fort Washington, Montgomery County, PA
Duration: 180 calendar days from date of initial job conference
Contact: Contract and Bidding Unit, (717) 787-6556

FM0013 Install 19' x 32' salt storage building.
Department: Transportation
Location: Equinunk, Stockpile No. 7
Duration: 60 calendar days
Contact: Linda Young, (717) 772-8374

FM0011 Install 36' x 45' Husky salt storage building.
Department: Transportation
Location: Hollidaysburg, Stockpile No. 1
Duration: 60 calendar days
Contact: Linda Young, (717) 772-8374

FM0009 Install 36' x 45' Husky salt storage building.
Department: Transportation
Location: Ridgeway Stockpile No. 5
Duration: 60 calendar days
Contact: Linda Young, (717) 772-8374

FM0014 Install 19' x 32' salt storage building.
Department: Transportation
Location: Waymart, Stockpile No. 5
Duration: 60 calendar days
Contact: Linda Young, (717) 772-8374

FM0008 Install 36' x 45' Husky salt storage building.
Department: Transportation
Location: Youngwood Bt-Lo Stockpile
Duration: 60 calendar days
Contact: Linda Young, (717) 772-8374

FM0006 Install 36' x 45' Husky salt storage building.
Department: Transportation
Location: Cannonsburg Stockpile No. 13
Duration: 60 calendar days
Contact: Linda Young, (717) 772-8374

FM0012 Install 19' x 32' salt storage building.
Department: Transportation
Location: Greentown Stockpile No. 13
Duration: 60 calendar days
Contact: Linda Young, (717) 772-8374

FM0005 Install 36' x 45' Husky salt storage building.
Department: Transportation
Location: Schuylkill Haven Stockpile No. 1
Duration: 60 calendar days
Contact: Linda Young, (717) 772-8374

FM0004 Install 36' x 45' Husky salt storage building.
Department: Transportation
Location: Bradonville Stockpile No. 3
Duration: 60 calendar days
Contact: Linda Young, (717) 772-8374

FM0003 Install 36' x 45' Husky salt storage building.
Department: Transportation
Location: Cresco Stockpile No. 7
Duration: 60 calendar days
Contact: Linda Young, (717) 772-8374

FM0002 Install 36' x 45' Husky salt storage building.
Department: Transportation
Location: Cresco Stockpile No. 7
Duration: 60 calendar days
Contact: Linda Young, (717) 772-8374

FM0001 Install 36' x 45' Husky salt storage building.
Department: Transportation
Location: Breezy Stockpile No. 12
Duration: 60 calendar days
Contact: Linda Young, (717) 772-8374

FM0007 Install 36' x 45' Husky salt storage building.
Department: Transportation
Location: Gingerhill Stockpile No. 28
Duration: 60 calendar days
Contact: Linda Young, (717) 772-8374

FM0010 Install 36' x 45' Husky salt storage building.
Department: Transportation
Location: Sideling Hill, Stockpile No. 5
Duration: 60 calendar days
Contact: Linda Young, (717) 772-8374

Financial and Insurance Consulting—17

PSERS—Audit The Public School Employees' Retirement System is soliciting bids for a full scope financial audit and issue an opinion on the financial statements of the System, audit the Health Options Programs including verification of investment accounts, and a review of other accounts. PSERS will also be requesting a full scale review of the internal control structure; this will be a separate item on this RFP and will be evaluated independently and may be awarded separately. Please contact agency for complete specifications and bid package.

Department: Public School Employees' Retirement System
Location: 5 North 5th Street, Harrisburg, PA 17101
Duration: Three years with two additional 1-year options
Contact: Rebecca A. Sneed, (717) 720-4607

Firefighting Services—18

99-703 The contractor shall provide 4 each Schott Air Pak Fifty 4.5 4500 PSI 45 minutes carbon cylinder E-2 F10, Regulator AV2000 face piece, pak alert installed. Note: Must be Scott to be compatible with current equipment.

Department: Corrections
Location: State Correctional Institution at Camp Hill, P. O. Box 8837, 2500 Lisburn Road, Camp Hill, PA 17001-8837
Duration: September 15, 1999 to June 30, 2000
Contact: Delores Stephens, (717) 975-5200

Food—19

Inquiry No. 9025 Miscellaneous frozen foods.

Department: Public Welfare
Location: Selinsgrove Center, Box 500, Route 522, Selinsgrove, PA 17870
Duration: October—December, 1999
Contact: Arletta K. Ney, Purchasing Agent, (570) 372-5070

Hazardous Material Services—21

00873001 To provide all labor, equipment, material and supplies necessary for the packaging, receipt, removal transportation, hauling, storage, and disposal of asbestos material generated by the hospital.

Department: Public Welfare
Location: Harrisburg State Hospital, Cameron and Maclay Streets, Harrisburg, PA 17105-1300
Duration: July 1, 2000—June 30, 2005
Contact: Jack W. Heinze, Purchasing Agent, (717) 772-7435

AE5344 Install above-ground waste oil tank.

Department: Transportation
Location: Milford, PA
Duration: 60 calendar days
Contact: Linda Young, (717) 772-8374

HVAC—22

AE5371 HVAC control upgrade.

Department: Transportation
Location: District Office 11-0, Bridgeville, PA
Duration: 60 calendar days
Contact: Linda Young, (717) 772-8374

1003 Steam boiler replacement.

Department: Military Affairs
Location: PA Army National Guard Armory, 51 West Clear View Road, Hanover, PA 17331
Duration: October 1, 1999—January 31, 2000
Contact: Emma or Aimmee, (717) 861-8518/8519

1011-01 Purchase and install gas fired steam boiler with an AGA gross output of 2,106 MBH.

Department: Military Affairs
Location: PA Army National Guard Armory, 490 East Main Street, Nanticoke, PA 18634
Duration: October 1, 1999 to January 31, 2000
Contact: Emma or Aimmee, (717) 861-8518/8519

Project No. 1023 Purchase and install 4" backflow preventor and shut-off valves for 4" domestic water line service. Purchase and install 8" backflow preventor for 8" fire line service in existing water meter pit. Work includes removal of existing 8" water meter. For more bid information contact Emma Schroff at (717) 861-8518.

Department: Military Affairs
Location: PAARNG Armory, 2700 Southampton Road, Philadelphia, PA
Duration: September 1, 1999—September 30, 2000
Contact: Emma Schroff, (717) 861-8518

Janitorial Services—23

Bid No. 7997 Furnish all equipment, materials and labor to perform janitorial services two times a week, including emptying waste baskets, clean lavatories, sweep floors, machine buff tile floors, vacuum carpets, dust furniture, wash windows inside and outside, general housecleaning twice a year, shampoo carpets at the Troop M TNT Unit. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Troop M TNT Unit, 1600 Hanover Avenue, Ritter Building, Allentown State Hospital, Allentown, PA 18103
Duration: January 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

MR 0800-34 Microphor Repairperson and plumber for maintenance work at the Department's Rest Areas Sites 45 and 46, located along Interstate 81 North and Southbound, Cumberland County, Penn Township. Personnel needed for this work must have had experience working with Microphor toilets. Specifications and bid packages furnished on request. Contact William Tyson at (717) 787-7600.

Department: Transportation
Location: Interstate 81, Rest Area Sites 45 and 46, Penn Township, Cumberland County, PA
Duration: Two years with four 2-year renewals; 10 years total
Contact: William Tyson, (717) 787-7600

Bid No. 7999 Furnish all equipment, materials and labor to perform janitorial services two times a week, including emptying waste baskets, clean lavatories, sweep floors, machine buff tile floors, vacuum carpets, dust furniture, wash windows inside and outside, general housecleaning twice a year, shampoo carpets at the Harrisburg Tactical Narcotic Unit Team III Building. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Harrisburg Tactical Narcotic Unit, Team III, Water Works Building, 614 North Front Street, Harrisburg, PA 17101
Duration: January 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

Bid No. 7998 Furnish all equipment, materials and labor to perform janitorial services three times a week, including emptying waste baskets, clean lavatories, sweep floors, machine buff tile floors, vacuum carpets, dust furniture, wash windows inside and outside, general housecleaning twice a year, shampoo carpets at the Carlisle Station. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Carlisle Station, 1538 Commerce Avenue, Carlisle, PA 17013
Duration: January 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

Medical Services—29

SP 3595001 Fixed site facility to provide physicals to Department employees in the Southwest Regional area. Facility shall be located within 10 miles of the Southwest Regional Office. For bid information contact Lisa J. Parrish at (412) 442-4197.

Department: Environmental Protection
Location: Within 10 miles of the Southwest Regional Office
Duration: From date of execution to June 30, 2001
Contact: Lisa J. Parrish, (412) 442-4197

Property Maintenance—33

1030 The Clarion County Department of Transportation is looking for interested vendors in hydroseeding and mulching 7 acres at various locations throughout Clarion County. Vendor's service must conform to PennDOT specifications, PUB 408. For more information contact Cal J. Guth at (814) 226-8200.

Department: Transportation
Location: Clarion County—1030, PA
Duration: January 1, 2000—December 31, 2000
Contact: Cal J. Guth, (814) 226-8200

Bid No. 7995 Furnish all labor, materials and equipment to cut, trim and maintain grass area at the Total Automation Office, four cuttings per month. Trim hedges once every other month. Fertilization twice a year. Weeding four times per month. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Total Automation Office, 2629 Market Place, Harrisburg, PA 17110-9362
Duration: April 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

Project No. 1024 Interior concrete pads and repairs to exterior concrete sidewalk approach ramp. For more bid information contact Emma Schroff at (717) 861-8518.

Department: Military Affairs
Location: PAARNG, 826 Crane Avenue, Pittsburgh, PA
Duration: September 1, 1999—June 30, 2000
Contact: Emma Schroff, (717) 861-8518

00671-000-95-AS-2 Project includes: Draining of donut shaped pond, removal of gravel fill, repointing of brick pond walls, resetting of capstones, reinstalling gravel, and refilling of pond. A site visit is highly suggested. All site visits should be scheduled with site. For directions please contact the site at (724) 266-4500. All interested bidders should submit a request and a \$25 check (nonrefundable) made payable to PHMC for a bid package to: PA Historical and Museum Commission, Division of Architecture, Room 526, 3rd and North Streets, Harrisburg, PA 17120—Attention: Judi Yingling, (717) 772-2401 or fax (717) 783-1073. Bids will be due on Wednesday, September 29, 1999 at 11 a.m. Bid opening will be held in Room 526 of The State Museum of PA, corner of 3rd and North Streets, Harrisburg, PA.

Department: Historical and Museum Commission
Location: Old Economy Village, 14th and Church Streets, Ambridge, PA 15003
Duration: October 1, 1999 to June 30, 2000
Contact: Judi Yingling or Ted Strosser, (717) 772-2401

SBC No. 1196000-010 The contractor shall restore leak proof integrity to 64,000 square feet of roofing system on Correctional Industries Buildings No. 11, 12 and 13 at the State Correctional Institution at Pittsburgh.

Department: Corrections
Location: State Correctional Institution at Pittsburgh, 3001 Beaver Avenue, P. O. Box 99901, Pittsburgh, PA 15233
Duration: Anticipated contract period from October 1, 1999 to December 30, 1999
Contact: Carol Schaeffer, Purchasing Agent, (412) 761-1955, ext. 291

Bid No. 7996 Furnish all labor, materials and equipment to cut, trim and maintain grass area at the Clarion Station, twice a month. Trim shrubs once a year. Fertilization once a year. Weeding, as necessary. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Clarion Station, R. D. 2, Box 1A, Clarion, PA 16214
Duration: April 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

00676-000-99-AS-4 Scope of work includes work at the Victoria Neely House at Washington Crossing Historic Park. Landscaping, tree removal, grading, planting, subsurface drainage, carpentry, window and shutter repair, deck construction, exterior painting. A mandatory site visit and sign in is required. All site visits should be scheduled with site. For directions contact the site at (215) 493-4076. All interested bidders should submit a request and a \$25 check (nonrefundable) made payable to PHMC for a bid package to: PA Historical and Museum Commission, Division of Architecture, Room 526, 3rd and North Streets, Harrisburg, PA 17120—Attention: Judi Yingling, (717) 772-2401 or fax (717) 783-1073. Bids will be due on Friday, October 1, 1999 at 11 a.m. Bid opening will be held in Room 526 of The State Museum of PA, corner of 3rd and North Streets, Harrisburg, PA.

Department: Historical and Museum Commission
Location: Washington Crossing Historic Park, P. O. Box 103, Washington Crossing, PA 18977
Duration: October 1, 1999 to June 30, 2000
Contact: Judi Yingling, (717) 772-2401

M99-1 Contractor shall furnish and install 29 insulated glass units in our dietary building at State Correctional Institution Cambridge Springs.

Department: Corrections
Location: State Correctional Institution Cambridge Springs, 451 Fullerton Avenue, Cambridge Springs, PA 16403
Duration: Approximately October 1, 1999 to October 31, 1999
Contact: Quentin Hargenrater, Jr., (814) 398-5400

Sanitation—36

CA-008 The Hiram G. Andrews Center is seeking bids for the removal of coal ash and clinkers from the facility's boilerhouse. Approximately 1,350 tons combined must be removed during the 3-year contractual period. Bidders interested in obtaining a proposal package must request in writing to R. D. Robinson, Hiram G. Andrews Center, 727 Goucher Street, Johnstown, PA 15905, or fax to (814) 255-8370. Note: A prebid site visit will be mandatory.

Department: Labor and Industry
Location: Hiram G. Andrews Center, 727 Goucher Street, Johnstown, PA 15905
Duration: 3-year term, to commence upon final approval of contract
Contact: Robert D. Robinson, Purchasing Agent II, (814) 255-8210

90872019 Refuse handling, collection and disposal accumulated at Danville State Hospital. Hospital estimates annual tonnage: 300 tons.

Department: Public Welfare
Location: Danville State Hospital, 200 State Hospital Drive, Danville, PA 17821
Duration: January 1, 2000—December 31, 2005
Contact: Pamela A. Bauman, (570) 271-4578

Vehicle, Heavy Equipment—38

0300300 Electric wire and power distribution equipment: approximately 21 7,500—10,000 watt gasoline generators to include: vibration dampeners or antivibration system; low oil pressure automatic shut down; NEMA code receptacles; over current circuit protection; UL listed; manufacturer's written generator operation manual and manufacturer's written safety instructions. Shipping and handling to be included in proposal.

Department: Historical and Museum Commission
Location: 21 miscellaneous facilities throughout Pennsylvania
Duration: Delivery must be by November 1, 1999
Contact: Patricia Z. McKee, (717) 787-1557

Hydro-01 Purchase one 900 gallon skid mount hydro seeding unit. For more bid information contact Charles Duncan at (717) 334-3155.

Department: Transportation
Location: 1185 Fairfield Road, Gettysburg, PA 17325
Duration: Indeterminate 1999—2000
Contact: Charles Duncan, (717) 334-3155

Miscellaneous—39

RFI 990824 Request for Information 990824—The PLCB is searching for vendors/organizations capable of providing services related to the movement of alcoholic beverage products from approximately 60 locations in Europe to PLCB Distribution Centers located in Philadelphia, Taylor and Blawnox, PA. Vendors/organizations must supply/arrange ocean transportation, foreign and domestic ground transportation, freight consolidation services, shipment tracking, point to point insurance, invoice auditing and payment processing for the service arrangements made on behalf of the PLCB. Interested parties should provide a statement of qualification showing experience in these services to Nelson McCormick, PLCB Procurement Division, Room 413, Northwest Office Building, Harrisburg, PA 17124-0001.

Department: Liquor Control Board
Location: Sixty locations in Europe and three locations in Pennsylvania
Duration: Five (5) years
Contact: Nelson McCormick, (717) 787-9851

FD-3486 The Pennsylvania Emergency Management Agency (PEMA) is soliciting bids for the removal of one 3,000 gallon underground storage tank from PEMA's Western Area Office. Work is to be completed by a Department of Environmental Protection (DEP) certified vendor. To receive a bid package, please contact Fiscal Management at (717) 651-2189 referencing Bid Package No. FD-3486.

Department: PA Emergency Management Agency
Location: Western Area Office, Indiana University of PA, Indiana, PA 15705
Duration: On or before December 22, 1999
Contact: Chris G. Nolan, (717) 651-2189

PGC-2617 Construction of high tensile electrified fencing in compliance with the methods, configurations, and specifications found in the Pennsylvania Game Commission manual "Electric Deer Deterrent Fence Instructions: Commercial Forest Fencing." Work to be performed in Bradford Township, McKean County and Mead Township, Warren County. Fence is not permanent agricultural fencing, but is a special, temporary fence used to fence areas that have been logged, to promote tree growth. All but a few items, that is, gates and some posts, will be supplied by the Pennsylvania Game Commission. For information on fencing specifications contact T. R. Littwin, (717) 783-6528, and for a bid package, contact Diane or Linda at (717) 787-6594.

Department: Game Commission
Location: 2001 Elmerton Avenue, Harrisburg, PA 17110-9797
Duration: Indeterminate 1999—2000
Contact: Diane or Linda, (717) 787-6594

SP 3595002 Install a passive landfill gas venting system at the Richards Landfill consisting of approximately 30 vents. For more bid information contact Lisa J. Parrish at (412) 442-4197.

Department: Environmental Protection
Location: Richards Landfill, Connelville Township, PA
Duration: From execution to December 30, 1999
Contact: Lisa J. Parrish, (412) 442-4197

08-M-99 Provide vending machines for six sites in Blair County. Vending machines will be placed in State and/or Federal offices.

Department: Labor and Industry
Location: Various locations in Blair County, PA
Duration: This is a 3 year contract with a 2-year renewal option
Contact: Norman Kee, (717) 705-0450

08-L-99 Provide vending machines for seven sites in Cambria County. Vending machines will be placed in State and/or Federal offices.

Department: Labor and Industry
Location: Various locations in Cambria County, PA
Duration: This is a 3 year contract with a 2-year renewal option
Contact: Norman Kee, (717) 705-0450

08-N-99 Interpreter services: Provide language interpreter services (Spanish only) on an as-needed basis for the Reading Unemployment Compensation Referee Office. Services are to be provided onsite rather than over the telephone.

Department: Labor and Industry
Location: Reading Unemployment Compensation Referee Office, 625 Cherry Street, Room 243, Reading, PA
Duration: October 1, 1999 through September 30, 2000. This is a 1 year contract with two 1-year renewal options
Contact: Beverly Fenton, (717) 787-2560

SP2599008 The PA Board of Probation and Parole is soliciting proposals to provide graduate level courses of instruction in criminal justice related areas as part of a probation and parole in-service training program. This in-service training program will be utilized by county adult probation and parole staff. A 3-year contract will be awarded for a maximum of nine 3 credit courses to be offered one time each in three training regions (one course between April 1, 2000 and June 30, 2000, four courses in fiscal year 2000/01, and four courses in fiscal year 2001/02). The three training regions are Eastern PA, Central PA and Western PA. Contractor must be an accredited college or university with a nationally accredited program of graduate instructions in Criminal Justice Administration.

Department: Probation and Parole Board
Location: Eastern, Central and Western Pennsylvania
Duration: February 1, 2000 through June 30, 2002 (estimated time period)
Contact: Michelle Flynn, (717) 787-8879

SC 160028 Millersville University is soliciting qualified bidders who can provide the University with a student shuttle bus service during the academic school year beginning Fall Semester 2000. Contractor would provide both the shuttle buses (20-passenger) and drivers. Interested parties should fax their requests to be placed on a bidders list to Anna Stauffer at (717) 871-2000, no later than 2 p.m., Friday, September 17, 1999.

Department: State System of Higher Education
Location: Millersville University, Millersville, PA 17551
Duration: Fall 2000—Spring 2005
Contact: Anna Stauffer, (717) 872-3041

08-0-99 Interpreter services: Provide language interpreter services (Vietnamese only) on an as-needed basis for the Reading Unemployment Compensation Referee Office. Services are to be provided onsite rather than over the telephone.

Department: Labor and Industry
Location: Reading Unemployment Compensation Referee Office, 625 Cherry Street, Room 243, Reading, PA
Duration: October 1, 1999 through September 30, 2000. This is a 1 year contract with two 1-year renewal options
Contact: Beverly Fenton, (717) 787-2560

SP2599008 PA Board of Probation and Parole is soliciting proposals to provide graduate level courses of instruction and criminal justice related areas as a part of probation and parole in service training program.

Department: Probation and Parole Board
Location: Eastern PA, Central PA, and Western PA
Duration: February 1, 2000 through June 30, 2002 estimated time frame
Contact: Michelle Flynn, (717) 787-8879

SP-3881139003 Provide materials and installation of woven wire deer fencing as follows: Three fences in the Elk State Forest, Cameron County. Fence Area No. 1—Grove Hill I—approximately 5,570 lineal feet perimeter in Lumber Township; Fence Area No. 2—Grove Hill II—approximately 4,750 lineal feet perimeter in Gibson Township; Fence Area No. 3—Grove Hill III—approximately 4,230 lineal feet perimeter in Gibson Township. All fences are in the Ives Farm Timber Sale 13-97BC20. Also, seven walk-thru gates installed and one vehicle gate installed. Inspection will be on September 30, 1999 at 9 a.m. District 13 Office. Bid opening will be on October 7, 1999 at 2 p.m.

Department: Conservation and Natural Resources
Location: Lumber and Gibson Township, Cameron County. Bid opening at District 13 Headquarters, P. O. Box 327, Emporium (R. R. 4, Route 155), PA 15834
Duration: May 31, 2000
Contact: Robert W. Martin, Jr., District Forester, (814) 486-3353

SP-3881139004 Provide materials and installation of woven wire deer fencing as follows: one fence in the Elk State Forest, Cameron County. Fence area—Norcross Run—approximately 6,300 lineal feet perimeter of the Norcross Run Herbicide Spray Block in Lumber Township, Cameron County. Also, four walk-thru gates installed. Inspection will be on September 30, 1999 at 9 a.m. District 13 Office. Bid opening will be on October 7, 1999 at 2 p.m.

Department: Conservation and Natural Resources
Location: Lumber Township, Cameron County. Bid opening at District 13 Headquarters, P. O. Box 327, Emporium (R. R. 4, Route 155), PA 15834
Duration: May 31, 2000
Contact: Robert W. Martin, Jr., District Forester, (814) 486-3353

1999-FN01 Marine generator/water cooled. Fischer Panda Genset, Model Panda 8, 7, 8KW—128kg—3 cylinder diesel generator or an approved equal. This contract is for purchase of equipment only.

Department: Historical and Museum Commission
Location: Erie Maritime Museum, Flagship NIAGARA, 150 East Front Street, Suite 100, Erie, PA 16507
Duration: Delivery of equipment within 6 months of contract approval
Contact: Cynthia Bowser, (814) 452-2744

[Pa.B. Doc. No. 99-1565. Filed for public inspection September 10, 1999, 9:00 a.m.]

DESCRIPTION OF LEGEND

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| <p>1 Advertising, Public Relations, Promotional Materials</p> <p>2 Agricultural Services, Livestock, Equipment, Supplies & Repairs: Farming Equipment Rental & Repair, Crop Harvesting & Dusting, Animal Feed, etc.</p> <p>3 Auctioneer Services</p> <p>4 Audio/Video, Telecommunications Services, Equipment Rental & Repair</p> <p>5 Barber/Cosmetology Services & Equipment</p> <p>6 Cartography Services</p> <p>7 Child Care</p> <p>8 Computer Related Services & Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting</p> <p>9 Construction & Construction Maintenance: Buildings, Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.</p> <p>10 Court Reporting & Stenography Services</p> <p>11 Demolition—Structural Only</p> <p>12 Drafting & Design Services</p> <p>13 Elevator Maintenance</p> <p>14 Engineering Services & Consultation: Geologic, Civil, Mechanical, Electrical, Solar & Surveying</p> <p>15 Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core & Exploratory Drilling, Stream Rehabilitation Projects and Installation Services</p> <p>16 Extermination Services</p> <p>17 Financial & Insurance Consulting & Services</p> <p>18 Firefighting Services</p> <p>19 Food</p> <p>20 Fuel Related Services, Equipment & Maintenance to Include Weighing Station Equipment, Underground & Above Storage Tanks</p> <p>21 Hazardous Material Services: Abatement, Disposal, Removal, Transportation & Consultation</p> | <p>22 Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental & Repair</p> <p>23 Janitorial Services & Supply Rental: Interior</p> <p>24 Laboratory Services, Maintenance & Consulting</p> <p>25 Laundry/Dry Cleaning & Linen/Uniform Rental</p> <p>26 Legal Services & Consultation</p> <p>27 Lodging/Meeting Facilities</p> <p>28 Mailing Services</p> <p>29 Medical Services, Equipment Rental and Repairs & Consultation</p> <p>30 Moving Services</p> <p>31 Personnel, Temporary</p> <p>32 Photography Services (includes aerial)</p> <p>33 Property Maintenance & Renovation—Interior & Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning & Planting, etc.)</p> <p>34 Railroad/Airline Related Services, Equipment & Repair</p> <p>35 Real Estate Services—Appraisals & Rentals</p> <p>36 Sanitation—Non-Hazardous Removal, Disposal & Transportation (Includes Chemical Toilets)</p> <p>37 Security Services & Equipment—Armed Guards, Investigative Services & Security Systems</p> <p>38 Vehicle, Heavy Equipment & Powered Machinery Services, Maintenance, Rental, Repair & Renovation (Includes ADA Improvements)</p> <p>39 Miscellaneous: This category is intended for listing all bids, announcements not applicable to the above categories</p> |
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GARY E. CROWELL,
Secretary

Contract Awards

The following awards have been made by the Department of General Services, Bureau of Purchases:

Requisition or Contract #	PR Award Date or Contract Effective Date	To	In the Amount Of
0041-01 SUP # 1	08/25/99	Grafika Comm Printing, Inc.	152,475.00
0062-03	09/03/99	Vanguard Di- rect	173,398.00
2540-01 RIP # 1	09/03/99	Auto-Truck and Indus- trial Chains, Inc.	22,000.00
3610-01 RIP # 3	09/01/99	Savin Corp.	100,000.00
5805-03	09/03/99	Graybar Elec- tric Co.	30,000.00
5805-03	09/03/99	Anixter, Inc.	10,000.00
5805-03	09/03/99	Alltel Supply, Inc.	10,000.00
5805-03	09/03/99	Bell Atlantic Teleproducts Corp.	20,000.00
5805-03	09/03/99	Phoneamerica Corp.	10,000.00
5805-03	09/03/99	ECS Commu- nication Group/DBA Executone Communica- tion Systems	10,000.00
5805-03	09/03/99	Lucent Tech- nologies, Inc.	10,000.00

Requisition or Contract #	PR Award Date or Contract Effective Date	To	In the Amount Of
5805-03	09/03/99	Teloquent Communica- tions Corp.	10,000.00
5805-03	09/03/99	Telesource Ser- vices LLC	10,000.00
9985-06	09/03/99	United Parcel Service	50,000.00
9985-06	09/03/99	Carlin Mes- senger Ser- vice	30,000.00
9985-06	09/03/99	Quick Courier Service	50,000.00
9985-06	09/03/99	One Hour Messenger	30,000.00
9985-06	09/03/99	US Cargo	75,000.00
8176250-01	08/31/99	BSC Litho, Inc.	18,592.80
8250070-01	08/31/99	Greg Sweet Ford, Inc.	273,387.70
8250190-01	08/31/99	Greg Sweet Chevrolet Buick/Olds/ Pontiac	113,781.90
8250190-02	08/31/99	Greg Sweet Ford, Inc.	22,960.70
8250230-01	08/31/99	Stephenson Equipment, Inc.	111,972.00

GARY E. CROWELL,
Secretary

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