

# 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 September 28, 1999.

### BANKING INSTITUTIONS

#### Conversions

<i>Date</i>	<i>Name of Institution</i>	<i>Location</i>	<i>Action</i>
9-27-99	Croydon Building and Loan Association Croydon Bucks County	Croydon	Approved
	<i>To:</i> Croydon Savings Bank Croydon Bucks County		
	Represents conversion from a State-chartered mutual savings association to a State-chartered mutual savings bank.		

#### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-13-99	Orrstown Bank Orrstown Franklin County	Orrstown	Effective
	Purchase of assets/assumption of liabilities of one branch office of Sovereign Bank, F.S.B., Wyomissing, Located at: 1730 Lincoln Way East Chambersburg Franklin County		
9-20-99	Northwest Savings Bank Warren Warren County	Warren	Effective
	Purchase of assets/assumption of liabilities of eight branch offices of PNC Bank, N.A., Pittsburgh, located at: 475 Theatre Drive Johnstown Cambria County		
	Lyter Dr. & Entrance Way Johnstown Cambria County	Walnut & W. Spruce Sts. Marienville Forest County	
	225-227 Frankklin Street Johnstown Cambria County	428 Main Street Smethport McKean County	
	221 Elm Street Tionesta Forest County	5 Buckingham Street Tidioute Warren County	
		101 South Main Street Sheffield Warren County	

**Branch Applications**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-20-99	Fulton Bank Lancaster Lancaster County	South York Plaza Pauline Drive York Township York County	Opened
9-22-99	Sun Bank Selinsgrove Snyder County	2 E. Mountain Ave. South Williamsport Lycoming County	Approved
9-23-99	Main Street Bank Reading Berks County	15 Maplewood Drive Amity Township Berks County	Filed
9-23-99	Main Street Bank Reading Berks County	100 Progress Drive Doylestown Township Bucks County	Filed
9-27-99	Patriot Bank Pottstown Montgomery County	151 Good Drive Lancaster Lancaster County	Approved
9-27-99	Patriot Bank Pottstown Montgomery County	500 Office Center Dr. Fort Washington Montgomery County	Approved
9-27-99	Patriot Bank Pottstown Montgomery County	65 E. Elizabeth Ave. Bethlehem Northampton County	Approved

*Note:* Patriot Bank branches were listed as approved 9-15-99 on Summary No. 38; approval date should be changed to 9-27-99.

**Branch Relocations/Consolidations**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-17-99	Summit Bank Bethlehem Northampton County	<i>Into:</i> 9501 Bustleton Ave. Philadelphia Philadelphia County  <i>From:</i> 1695 Grant Avenue Philadelphia Philadelphia County	Effective
9-24-99	Harris Savings Bank Harrisburg Dauphin County	<i>To:</i> 36 Robin Hood Drive Newberry Township York County  <i>From:</i> 320 Newberry Commons Newberry Township York County	Filed

Consolidation was effected in conjunction with the merger of Prime Bank, Philadelphia, with and into Summit Bank. The Grant Avenue branch was a branch office of Prime Bank.

**SAVINGS ASSOCIATIONS****Branch Applications**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-26-99	East Stroudsburg Savings Association Stroudsburg Monroe County	Mr. Z's Supermarket 695 N. Courtland St. East Stroudsburg Monroe County	Opened

## CREDIT UNIONS

## Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
9-27-99	Educational Credit Union, Philadelphia, and The Freedom Federal Credit Union, Warminster Surviving Institution— Educational Credit Union, Philadelphia, with a change in corporate title to "Freedom Credit Union"	Philadelphia	Approved

DAVID E. ZUERN,  
*Secretary*

[Pa.B. Doc. No. 99-1714. Filed for public inspection October 8, 1999, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

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#### APPLICATIONS

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### 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.

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

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

**PA 0032590.** Sewerage, **Frieden Associates**, 215 W. Church Road, Suite 105, King of Prussia, PA 19406.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into Long Run Stream in Wayne Township, **Schuylkill County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing proposed downstream potable water supply (PWS) considered during the evaluation is Pottstown Water Company on Schuylkill River.

The proposed effluent limits for Outfall 001, based on a design flow of .0325 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
Total Suspended Solids	30	60
NH <sub>3</sub> -N		
(5-1 to 10-31)	4.5	9
(11-1 to 4-30)	13	26
Dissolved Oxygen	a minimum of 5 mg/l at all times	
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric mean	
(10-1 to 4-30)	2,000/100 ml as a geometric mean	
pH	6.0 to 9.0 standard units at all times	
Total Residual Chlorine		
(1st month—24th month)	monitor and report	monitor and report
(25th month—expiration date)	.31	.71

The EPA waver is in effect.

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

**PA 0024147, Amendment No. 1.** Sewage, SIC: 4952, **Cumberland Township Authority (South Treatment Plant)**, 1270B Fairfield Road, Gettysburg, PA 17325.

This application is for amendment of an NPDES permit for an existing discharge of treated sewage to Willoughby Run in Cumberland Township, **Adams County**.

The receiving stream is classified for warm 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 City of Frederick, MD on the Monocacy River. The discharge is not expected to impact any potable water supply.

The proposed interim effluent limits for Outfall 001 for the design flow of 0.24 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
Suspended Solids	30	45	60
NH <sub>3</sub> -N			
(5-1 to 10-31)	2.5	XXX	5.0
(11-1 to 4-30)	7.5	XXX	15
Total Residual Chlorine			
(interim)	0.5	XXX	1.0
(final)	0.11	XXX	0.37
Dissolved Oxygen	minimum of 5.0 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)	3,500/100 ml as a geometric average		

The proposed final effluent limits for Outfall 001 for the design flow of 0.65 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	10	15	20
Suspended Solids	10	15	20
NH <sub>3</sub> -N			
(5-1 to 10-31)	2.0	XXX	4.0
(11-1 to 4-30)	6.0	XXX	12.0
Total Residual Chlorine	<0.1	XXX	<0.2
Dissolved Oxygen	minimum of 5.0 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)	2,600/100 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 in effect.

*Northcentral Region: Environmental Program Manager, Water Management Program, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 327-3670.*

**PA 0010421.** Industrial waste, SIC: 3089, **West Pharmaceutical Services, Inc.**, R. R. 2, Box 575, Montgomery, PA 17752.

This proposed action is for amendment and renewal of an NPDES permit to discharge noncontact cooling water, process water and treated sewage wastewater to Black Hole Creek in Clinton Township, **Lycoming County**.

The receiving stream is classified for the following uses: trout stocking fishery, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is PA American Water Company located at Milton, 12 river miles downstream.

*Outfall 002:*

The proposed effluent limits for noncontact cooling water and process water, based on a design flow of 0.0812 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Cl <sub>2</sub> Residual	0.39		1.27
pH	6.0 to 9.0 at all times		

  

<i>Parameter</i>	<i>Maximum Daily (BTUs/Day)</i>	<i>Parameter</i>	<i>Maximum Daily (BTUs/Day)</i>
*Heat		*Heat	
January	62 x 10 <sup>6</sup>	July	5 x 10 <sup>6</sup>
February	56 x 10 <sup>6</sup>	August (1-15)	41 x 10 <sup>6</sup>
March	158 x 10 <sup>6</sup>	August (16-31)	72 x 10 <sup>6</sup>
April (1-15)	90 x 10 <sup>6</sup>	September (1-15)	67 x 10 <sup>6</sup>
April (16-30)	270 x 10 <sup>6</sup>	September (16-30)	46 x 10 <sup>6</sup>
May (1-15)	99 x 10 <sup>6</sup>	October (1-15)	66 x 10 <sup>6</sup>
May (16-31)	165 x 10 <sup>6</sup>	October (16-31)	43 x 10 <sup>6</sup>
June (1-15)	29 x 10 <sup>6</sup>	November (1-15)	72 x 10 <sup>6</sup>
June (16-30)	48 x 10 <sup>6</sup>	November (16-30)	31 x 10 <sup>6</sup>
		December	46 x 10 <sup>6</sup>

\*This discharge shall not change the stream temperature by more than ±2°F in any 1 hour period.

*Outfall 003:*

The proposed effluent limits for this discharge are based on a design flow of 0.009 mgd of treated sewage.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	10	20
Total Suspended Solids	10	20
Total Chlorine Residual	0.39	1.27
Fecal Coliform	200/100 ml as a geometric mean	
pH	6.0 to 9.0 at all times	

The EPA waiver is in effect.

**PA 0024091-A1.** Sewerage, SIC: 4952, **Millville Municipal Authority**, P. O. Box 30, Millville, PA 17846.

This proposed action is to amend the NPDES permit for an existing discharge of sewage to Little Fishing Creek in Millville Borough, **Columbia County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Bloomsburg located on Fishing Creek, 5 river miles downstream.

The proposed effluent limits for Outfall 001, based on a design flow of 0.14 mgd for the existing sewage treatment plant and for a new sewage treatment plant at 0.20 mgd, are:

<i>Discharge Parameter</i>	<i>Minimum (mg/l)</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum<sup>2</sup> (mg/l)</i>
pH (std units)	within the range 6.0 to 9.0				
Total Cl <sub>2</sub> Residual*		0.5			1.6
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				
CBOD <sub>5</sub>		25	40		50
TSS		30	45		60

<i>Discharge Parameter</i>	<i>Minimum (mg/l)</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum<sup>2</sup> (mg/l)</i>
NH <sub>3</sub> -N					
(7-1 to 10-31)		10	15		20
(11-1 to 6-30)		20	30		60

\*Limit effective 3 years after permit effective date, until then monitor and report results.

**PA 0024091-A1.** Sewerage, SIC: 4952, **Millville Municipal Authority**, P. O. Box 30, Millville, PA 17846.

This proposed action is to amend the NPDES permit for an existing discharge of sewage to Little Fishing Creek in Millville Borough, **Columbia County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Bloomsburg located on Fishing Creek, 5 river miles downstream.

*Outfall 001:*

The proposed effluent limits, based on a design flow of 0.14 mgd, are:

<i>Discharge Parameter</i>	<i>Minimum (mg/l)</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH (std units)	within the range 6.0 to 9.0				
Total Cl <sub>2</sub> Residual*		0.5			1.6
Fecal Coliform		200#/100 ml as a geometric average			
(5-1 to 9-30)		2,000#/100 ml as a geometric average			
(10-1 to 4-30)					
CBOD <sub>5</sub>		25	40		50
TSS		30	45		60
NH <sub>3</sub> -N					
(7-1 to 10-31)		10	15		20
(11-1 to 6-30)		20	30		60

\*Limit effective 3 years after permit effective date, until then monitor and report results.

*Outfall 001:*

The proposed effluent limits, based on a design flow of 0.25 mgd, are:

<i>Discharge Parameter</i>	<i>Minimum (mg/l)</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	within the range 6.0 to 9.0				
pH (std units)	within the range 6.0 to 9.0				
Total Cl <sub>2</sub> Residual		.41			1.35
Fecal Coliform		200#/100 ml as a geometric average			
(5-1 to 9-30)		2,000#/100 ml as a geometric average			
(10-1 to 4-30)					
CBOD <sub>5</sub>		15	22.5		30
TSS		30	45		60
NH <sub>3</sub> -N					
(7-1 to 10-31)		5	7.5		10
(11-1 to 6-30)		15	22.5		30
Dissolved Oxygen	6.0				

*Outfall 001:*

The proposed effluent limits expanded to a design flow of 0.25 mgd, based on a plant upgrade with the acceptance of 50,000 gpd of landfill leachate, are:

<i>Discharge Parameter</i>	<i>Average Monthly (ug/l)</i>	<i>Instantaneous Maximum (ug/l)</i>
Antimony	28	56
Arsenic	140	280
Beryllium	28	56
Cadmium	3.2	6.4
Chromium, VI	29	58
Copper	32	64
Lead	9.0	18
Mercury	0.034	0.068
Nickel	445	890
Selenium	14	28

<i>Discharge Parameter</i>	<i>Average Monthly (ug/l)</i>	<i>Instantaneous Maximum (ug/l)</i>
Silver	7.3	14.6
Thallium	5.6	11.2
Zinc	210	420
Cyanide, Free	14	28
Phenolics (Total Phenols)	56	112
2-Chlorophenol	.28	.56
2, 4-Dichlorophenol	.84	1.68
2, 4-Dimethylphenol	370	740
4, 6-Dinitro-o-Cresol	37	74
2, 4-Dinitrophenol	200	400
2-Nitrophenol	4,500	9,000
4-Nitrophenol	1,300	2,600
p-Chloro-m-cresol	87	174
Pentachlorophenol	4.5	9
Phenol	56	112
2,4,6-Trichlorophenol	5.6	11.2
Acrolein	2.8	5.6
Acrylonitrile	.90	1.8
Benzene	15	30.0
Bromoform	60	120
Carbon Tetrachloride	4.5	9
Chlorobenzene	56	112
Chlorodibromomethane	6	12
2-Chloroethyl Vinyl Ether	9,800	19,600
Chloroform	90	180
Dichlorobromomethane	4.5	9.0
PCBs, Total	0.00060	0.0012
1, 2-Dichloroethane	6.0	12
1, 1-Dichloroethylene	0.90	1.8
1, 2-Dichloropropane	6,100	12,000
1, 3-Dichloropropylene	170	340
Ethylbenzene	1,600	3,200
Methyl Bromide	140	280
Methyl Chloride	15,500	31,000
Methylene Chloride	75	150
1,1,2,2-Tetrachloroethane	3.0	6.0
Tetrachloroethyl-ene	11	22
Toluene	930	1,860
1, 2-trans-Dichloroethylene	2,000	4,000
1, 1, 1-Trichloroethane	1,700	3,400
1, 1, 2-Trichloroethane	9.0	18
Trichloroethylene	45	90
Total Dichlorobenzenes	1,100	2,200
Vinyl Chloride	0.30	0.60
Acenaphthene	48	96
Anthracene	28,100	56,200
Benzidine	0.00150	0.003
Benzo(a) Anthra-cene	0.045	0.09
Benzo(a)Pyrene	0.045	0.09
3, 4-Benzofluoranthene	0.045	0.09
Benzo(k)Fluor-Anthene	0.045	0.09
Bis(2-Chloroethyl) Ether	0.45	0.09
Bis(2-Chloro-Isopropyl) Ether	2,800	5,600
Bis(2-Ethylhexyl) Phthalate	30	60
4-Bromophenyl Phenyl Ether	150	300
Butylbenzyl Phthalate	98	196
Chrysene	0.045	0.09
Cibenzo(a,h) Anthracene	0.045	0.09
1,2-Dichlorobenzene	460	920
1,3-dichlorobenzene	195	390
1,4-Dichlorobenzene	410	820
3,3'-Dichloro-Benzidine	0.60	1.2
Diethyl Phthalate	2,250	4,500
Dimethyl Phthalate	1,400	2,800
Di-N-Butyl Phthalate	59	118
2, 4-Dinitrotoluene	895	1,790
2, 6-dinitrotoluene	560	

<i>Discharge Parameter</i>	<i>Average Monthly (ug/l)</i>	<i>Instantaneous Maximum (ug/l)</i>
1,2-Diphenylhydrazine	0.60	1.2
Fluoranthene	112	224
Fluorene	2,800	5,600
Hexachlorobenzene	0.011	0.022
Hexachlorobuta-diene	5.6	11.2
Hexachlorocyclo-Pentadiene	2.8	5.6
Hexachloroethane	30	60
Indeno (1,2,3-cd) Pyrene	0.045	0.09
Isophorone	2,000	4,000
Naphthalene	28	56
Nitrobenzene	56	112
N-Nitrosodi-Methylamine	0.011	0.011
N-Nitrosodi-N-Propylamine	0.75	1.5
N-Nitrosodi-Phenylamine	75	150
Phenanthrene	2.8	5.6
Pyrene	2,800	5,600
1,2,4-Trichlorobenzene	73	146
Aldrin	0.00150	0.003
alpha-BHC	0.060	0.12
beta-BHC	0.30	0.6
gamma-BHC (Lindane)	0.22	0.44
Chlordane	0.0075	0.015
4, 4'-DDT	0.0028	0.0046
4, 4'-DDE	0.0028	0.0046
4, 4'-DDD	0.0028	0.0046
Dieldrin	0.0015	0.03
alpha-Endosulfan	0.16	0.32
beta-Endosulfan	0.16	0.32
Endrin	0.006	0.012
Heptachlor	0.003	0.006
Heptachlor Epoxide	0.28	0.56
PCB-1242	0.039	0.078
PCB-1254	0.039	0.078
PCB-1221	0.039	0.078
PCB-1232	0.039	0.078
PCB-1248	0.039	0.078
PCB-1260	0.039	0.078
PCB-1016	0.039	0.078
Toxaphene	0.00056	0.0112
Aluminum	1,400	2,800
Flouride	3,700	7,400
Total Iron	4,200	8,400
Dissolved Iron	843	1,686
Manganese	2,800	5,600
Total, Dichlorobenzene	1,100	2,200
Total, Dinitrotoluene	0.75	1.5
Total, Endosulfans	2.5	5.0
Barium	2,800	5,600
Boron	4,500	9,000
Colbalt	53	106
Lithium	2,500	5,000
Vanadium	300	600
Acetone	11,000	22,000
P-Cresol	450	900
2-Hexanone	12,000	24,000
Methylethyl Ketone	5,600	11,200
Methylisobutyl Ketone	5,600	11,200
1,2,3-Trichloro-Propane	560	1,120
Xylene	600	1,200
Mbas	1,400	1,400
Formaldehyde	1,200	2,400

*Other Conditions:*

1. The permittee shall enter into a pretreatment agreement with White Pines Corporation (White Pines Landfill) and take all other necessary measures to ensure that the provisions contained in Title 40, Code of Federal Regulations, Section 403.5, concerning "National Pretreatment Standards: Prohibited Discharges" are implemented.



2. Prior to the acceptance of any discharge of landfill leachate into the permittee's sewage treatment plant, the permittee shall submit to the Department a report, which may be prepared by the landfill operator, providing the basis of design for necessary pretreatment of leachate. This report shall include design calculations, leachate characterization, plans of the proposed pretreatment facility, and a statement that the proposed pretreatment facility will protect the Authority's Sewage Treatment Plant's biological process, sludge quality and the receiving stream. The report shall be signed and sealed by a Registered Professional Engineer. The permittee shall not accept this waste stream until an amendment to the Class I Residual Waste Permit No. 301626 has been obtained by White Pines Corporation from the Department authorizing discharge from the landfill to this sewage treatment facility.

The EPA waiver is in effect.

**PA 0113140.** Sewerage, SIC: 4952, **Nicolina Galluppi**, 2525 Mill Road, Quakertown, PA 18951.

This proposed action is for renewal of an NPDES permit to discharge treated sewage wastewater to an unnamed tributary of North Elk Run in Richmond Township, **Tioga County**. This is an existing discharge.

The receiving stream is classified for the following uses: cold water fishery, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is the PA-NY border located at the PA-NY border, 20 river miles downstream.

The proposed effluent limits for Outfall 001, based on a design flow of 0.013 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25.0	50.0
TSS	30.0	60.0
NH <sub>3</sub> N		
(5-1 to 10-31)	5.0	10.0
(11-1 to 4-30)	15.0	30.0
Total Cl <sub>2</sub> Residual*	0.81	1.9
Dissolved Oxygen	5.0 inst. minimum	
Fecal Coliforms		
(5-1 to 9-30)		200#/100 mg geometric mean
(10-1 to 4-30)		2,000#/100 ml as a geometric mean
pH		6.0 to 9.0 at all times

\*Limit effective 3 years after permit effective date.

The EPA waiver is in effect.

**PA 0111961.** Sewerage, SIC: 4952, **Department of Environmental Protection, Hawk Run District Office**, P. O. Box 209, Hawk Run, PA 16840.

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

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Pennsylvania American Water Company located 150 miles below the discharge point on the West Branch of the Susquehanna River.

The proposed effluent limits for Outfall 001, based on a design flow of 0.0008 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
Total Suspended Solids	30	60
Total Chlorine Residual		
pH	monitor and report	
Fecal Coliforms		
(10-1 to 4-30)		within the limits of 6.0 to 9.0 standard units at all times
(5-1 to 9-30)	2,000/100 ml as a geometric mean	
	200/100 ml as a geometric mean	

*Other Conditions:* None

The EPA waiver is in effect.

**PA 0114332.** Industrial waste, SIC: 3494, **Dresser Manufacturing Division**, 41 Fisher Avenue, Bradford, PA 16701.

This application is for issuance of an NPDES permit to discharge treated groundwater to an unnamed tributary of Baldwin Run in Delmar Township, **Tioga County**.

The receiving stream is classified for the following uses: cold water fishery-aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the proposed downstream potable water supply (PWS) considered during the evaluation is Jersey Shore Water Company located on Pine Creek 138 miles below the point of discharge.

The proposed effluent limits for Outfall 001, based on a design flow of 0.057 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
Trichloroethylene	3.0	6.0
Vinyl Chloride	nondetected using EPA Method 601	
Methylene Chloride	5.0	10.0
1,2 Trans dichloroethylene	monitor only, using EPA Method 601	
1,2 Cis dichloroethylene	monitor only, using EPA Method 601	
1,1,1 Trichloroethane	monitor only, using EPA Method 601	
Chloroform	monitor only, using EPA Method 601	
pH	not less than 6.0 standard units nor greater than 9.0 standard units at all times	

The EPA waiver is in effect.

**PA 0024341.** Sewerage, SIC: 4952, **Canton Borough Authority**, P. O. Box 237, Canton, PA 17724.

This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage wastewater to Towanda Creek in Canton Borough, **Bradford County**.

The receiving stream is classified for the following uses: trout stocking, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Danville Water Authority located at Danville.

The proposed effluent limits for Outfall 001, based on a design flow of 0.325 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>			
(5-1 to 10-31)	20	30	40
(11-1 to 4-30)	25	40	50
TSS	30	45	60
Ammonia			
(5-1 to 10-31)	3	4.5	6
(11-1 to 4-30)	9	13.5	18
Total Cl <sub>2</sub> Residual	0.38		1.2
Fecal Coliforms			
(5-1 to 9-30)	200 col/100 ml as a geometric mean		
(10-1 to 4-30)	2,000 col/100 ml as a geometric mean		
pH	6.0 to 9.0 at all times		

The EPA waiver is in effect.

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

**PA 0025810.** Sewage, **Shade-Central City Joint Authority**, 429 Sunshine Avenue, Central City, PA 15926.

This application is for renewal of an NPDES permit to discharge treated sewage from the Shade-Central City Sewage Treatment Plant in Shade Township, **Somerset County**.

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

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

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25	37.5		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)	2,500/100 ml as a geometric mean			
Total Residual Chlorine	1.0			3.3
pH	not less than 6.0 nor greater than 9.0			

*Other Conditions:* Outfalls 002, 003 and 004 are pump station emergency bypasses and permitted to discharge only in the event of power or equipment failure. The receiving stream is Dark Shade Creek for each outfall. There are at this time no specific effluent limitations on the outfalls. Each discharge shall be monitored for cause, frequency, duration and quantity of flow. Outfalls 006, 007 and 008 were permitted as combined sewer overflows and are required to be discontinued from use on or by June 17, 2002.

The EPA waiver is in effect.

**PA 0090450.** Sewage. **Bullskin Township Swim Club, Inc.**, P. O. Box 274, Mt. Pleasant, PA 15666.

This application is for renewal of an NPDES permit to discharge treated sewage from the Bullskin Township Swim Club STP in Bullskin Township, **Fayette County**.

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

*Outfall 001:* existing discharge, design flow of .0042 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 <sub>5</sub>	10			20
Suspended Solids	25			50
Ammonia Nitrogen				
(5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA 0218251.** Sewage, **Westmoreland County Department of Public Works**, R. D. 12, Box 203, Donohoe Road, Greensburg, PA 15601.

This application is for issuance of an NPDES permit to discharge treated sewage from the Washington Township Firehall and Magistrate Office STP in Washington Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of Beaver Run, which are classified as a trout stocked fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Buffalo Township Municipal Authority on the Allegheny River.

*Outfall 001:* new discharge, design flow of .001 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 <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	14			28
(11-1 to 4-30)	monitor and report			
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

**PA 0222950.** Sewage. **Joseph C. Cochran and Susan Losey**, 52 Hathaway Lane, Sheffield, PA 16347.

This application is for a new NPDES permit to discharge treated sewage to the Unnamed Tributary to the South Branch of Tionesta Creek in Sheffield Township, **Warren County**. This is a new 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, NO<sub>2</sub>-NO<sub>3</sub>, 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 110 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of .004 mgd, are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	10		20
Total Suspended Solids	20		40
Ammonia-Nitrogen	6		12
Fecal Coliform	200/100 ml as a geometric average		
Total Residual Chlorine	1.4		3.3
pH	6.0—9.0 at all times		

The EPA waiver is in effect.

**PA 0035114.** Industrial waste, SIC: 3471, 3315 and 3351, **Torpedo Specialty Wire, Inc.**, R. D. 2, Route 27, Pittsfield, PA 16340.

This application is for a renewal of an NPDES permit, to discharge treated industrial waste and stormwater to Gar Run in Pittsfield Township, **Warren County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply considered during the evaluation is the Emlenton Water Company on the Allegheny River located at Emlenton, approximately 87 miles below point of discharge.

The proposed discharge limits, based on a design flow of .0045 mgd, are:

*Outfall No. 101*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)			
Cadmium			.092
Chromium (T)			4.38
Copper			.46
Lead			.15
Nickel			4.61
Silver			.076
Zinc			.76
Cyanide (T)			.95
Fluoride			1,019
Total Suspended Solids	30	60	75
Oil and Grease	15		30
pH		6.0 to 9.0 at all times	

The proposed discharge limits, based on a design flow of .002 mgd, are:

*Outfall No. 201*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	10		20
Total Suspended Solids	20		40
Fecal Coliform	200/100 ml as a geometric average		
Total Residual Chlorine	1.4		3.3
pH		6.0 to 9.0 at all times	

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

*Outfall No. 001.* This outfall receives waste from Suboutfalls 101 and 201 only. No sampling of this outfall is required at this time.

The EPA waiver is in effect.

This amends the *Pennsylvania Bulletin* notice dated July 3, 1999.

**PA 0005860.** Industrial waste, SIC: 2022, **Dairy Farmers of America, Inc.**, R. R. 1 Box 111B, S. R. 0208, New Wilmington, PA 16142.

This is for redraft of the NPDES permit, to discharge treated IW, domestic sewage and stormwater to the Shenango River and an unnamed tributary to Buchanan Run in Wilmington Township, **Lawrence County**. This revises the *Pennsylvania Bulletin* notice on May 22, 1999. 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, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed

downstream potable water supply considered during the evaluation is the Western PA Water Company—New Castle District on the Shenango River located at New Castle, approximately 6 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.5 mgd, are:

*Outfall No. 001*

<i>Parameter</i>	<i>Average Monthly</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX		
BOD <sub>5</sub>	XX	XX	144
TSS	XX	XX	217
Fecal Coliforms (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a geometric average 5,600/100 ml as a geometric average	
Total Residual Chlorine	0.5		1.6
pH		6.0 to 9.0 at all times	

XX—monitor and report on monthly DMRs.

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

*Outfall No. 002*

<i>Parameter</i>	<i>Average Monthly</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>			XX
Chemical Oxygen Demand			XX
Oil and Grease			XX
pH			XX
Total Suspended Solids			XX
Total Kjeldahl Nitrogen			XX
Total Phosphorus			XX
Fecal Coliform			XX
Dissolved Iron			XX

XX—monitor and report on monthly DMRs. If more than one event occurs in a month, the monthly average of all samples analyzed shall be reported.

The EPA waiver is in effect.

**PA 0002461.** Industrial waste, SIC: 3494, **DMD/Dresser Ind., Inc., Bradford Operations**, 41 Fisher Avenue, Bradford, PA 16701.

This application is for renewal of an NPDES permit, to discharge noncontact cooling water and stormwater to Tunungwant Creek in Bradford, **McKean 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, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the PA/NY State Line, approximately 6 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.048 mgd, are:

*Outfall No. 003*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report		
TRC	1.0		2.3
Oil and Grease	15		30
pH		6.0 to 9.0 at all times	

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

*Outfall No. 004*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report		
Oil and Grease	15		30

1. TRC Effluent Minimization Condition.
2. Chemical Additives Condition.

The EPA waiver is in effect.

**PA 0222771.** Industrial waste, SIC 2299, **Astor Corporation**, 1100 East Main Street, Titusville, PA 16354-0128.

This application is for a new NPDES permit, to discharge noncontact cooling water, Group 2, stormwater to Oil Creek in the City of Titusville, **Crawford County**. This is a new discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, 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 48 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.0929 mgd, are:

*Outfall No. 001*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report		
Oil and Grease	15	23	30
Total Residual Chlorine	0.5	0.8	1.2
Nalco 4360 TAB	0.34	0.51	0.68
pH	6.0 to 9.0 at all times		

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

*Outfall Nos. 002 and 003*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
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These outfalls shall consist of uncontaminated stormwater runoff only.  
Refer to stormwater only outfalls Condition in Part C.

1. Total Residual Chlorine Condition.
2. Chemical Additives Condition.
3. Stormwater Only Outfalls Condition.

The EPA waiver is in effect.

**PA 0102784, Amendment No. 1.** Industrial waste, SIC: 4953, **Waste Treatment Corporation**, P. O. Box 1561, 1 Harmar Street, Warren, PA 16365.

This application is for modification of an NPDES permit to discharge treated industrial waste to the Allegheny River in Warren, **Warren County**. This is a modification of 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, NO<sub>2</sub>-NO<sub>3</sub>, and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Emlenton Municipal Water Authority intake on the Allegheny River at Emlenton, approximately 99 miles below point of discharge.

The proposed effluent limits for Outfall 001 are:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)				0.213	
Cadmium	0.087	0.174	0.049	0.098	0.122
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a geometric average 100,000/100 ml as a geometric average			
Thallium		monitor and report			
Chloride		monitor and report			
Zinc		monitor and report			
MBAS		monitor and report			
Osmotic Pressure		monitor and report			
Acrylanide (2-Propenamamide)		monitor and report			
Toxics		monitor and report			

The proposed effluent limits for Outfall 101, based on a design flow of 0.213 mgd are:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Flow (mgd)				monitor and report	
Total Suspended Solids			30		60
Oil and Grease			15		30
Aluminum			4		8
Total Iron			3.5		7.0

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Daily Maximum	Average Monthly	Daily Maximum	Instantaneous Maximum
Acidity			less than alkalinity		
Alkalinity			monitor and report		
pH			6.0—9.0 at all times		

The proposed effluent limits for Outfall 201, based on a design flow of 0.007 mgd are:

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Daily Maximum	Average Monthly	Daily Maximum	Instantaneous Maximum
Flow (mgd)			monitor and report		
Total Suspended Solids			30	45	60
Oil and Grease			15		30
Dissolved Iron					7.0
CBOD <sub>5</sub>			25	40	50
Total Residual Chlorine			0.5		1.2
pH			6.0—9.0 at all times		

The EPA waiver is in effect.

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### Proposed NPDES Permit Renewal Actions for Minor Sewage Discharges

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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.

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

NPDES No.	Facility Name and Address	County and Municipality	Tributary Stream	New Permit Requirements
PA0082422	Waynesboro Area School District P. O. Box 72 Waynesboro, PA 17201	Franklin County Quincy Township	UNT to Antietam Creek	TRC
PA0082601	James L. Decker L Hartslog Courts R. R. 7 Box 919 Altoona, PA 16601	Huntingdon County Porter Township	Crooked Creek	TRC

**DISCHARGE OF CONTROLLED INDUSTRIAL  
WASTE AND SEWERAGE WASTEWATER**

**Applications under the Pennsylvania Clean  
Streams Law**

**(Part II Permits)**

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

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

*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. 0699406.** Sewage, submitted by **Kutztown School District**, 50 Trexler Avenue, Kutztown, PA 19530, Greenwisch Township, **Berks County** to construct an onlot sewage disposal system was received in the Southcentral Region on July 19, 1999.

**A. 6783411 99-1.** Sewage, submitted by **Dover Borough**, 46 Butter Road, Dover, PA 17315, Dover Borough, **York County** for the installation of an ultraviolet disinfection system was received in the Southcentral Region on August 31, 1999.

**A. 6799405.** Sewage, submitted by **Stewartstown Borough Authority**, 6 North Main Street, P. O. Box 415, Stewartstown, PA 17363, Stewartstown Borough, **York County** to replace the pumps, controls and valves at the Bailey's Sewage Pumping Station was received in the Southcentral Region on September 16, 1999.

**A. 2199407.** Sewage, submitted by **Jack and Velma Callaghan**, 1002 Armstrong Road, Carlisle, PA 17013, North Newton Township, **Cumberland County** to con-

struct a small flow single family sewage treatment plant was received in the Southcentral Region on September 22, 1999.

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

**A. 465120-A3.** Industrial waste. **Powerex Inc.**, 200 Hillis Street, Youngwood, PA 15697. Application for the installation and modification of three flow equalization tanks to replace an acid brick-lined equalization basin to serve Powerex, Inc. located in Hempfield Township, **Westmoreland County**.

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

**WQM Permit No. 4399422.** Sewage. **West Salem Township Municipal Sewage Authority**, 610 Vernon Road, Greenville, PA 16125. This project is for the installation of gravity sewer lines, force main and pump stations to serve primarily residential dwellings in West Salem Township, **Mercer County**.

**WQM Permit No. 3799201.** Industrial waste. **Matus Service**, 2452 Old Route 18, Wampum, PA 16157. This project is for a groundwater remediation system to remediate hydrocarbon-impacted groundwater for the site in New Beaver Borough, **Lawrence County**.

**WQM Permit No. 3399403.** Sewage. **Gateway Lodge and Restaurant**, Route 36, Box 125, Cooksburg, PA 16217. This project is for an upgrade to an already existing wastewater treatment system to serve a restaurant and lodge in Barnett Township, **Jefferson County**.

**INDIVIDUAL PERMITS**

**(PAS)**

**Stormwater Individual**

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

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

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



which it is based. A public hearing may be held if the Regional Office considers the public response significant.

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

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

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

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

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

**NPDES Permit PAS10U120.** Stormwater. **Frank Oieni**, President, Brodhead Manor Development Corp., 601 Stones Crossing, Easton, PA 18045, has applied to discharge stormwater from a construction activity located in Bethlehem Township, **Northampton County**, to Monocacy Creek.

**NPDES Permit PAS10U121.** Stormwater. **Monsig. Gerald Gobitas**, St. Jane Frances DeChantal Church, 1918 Washington Blvd., Easton, PA 18042, has applied to discharge stormwater from a construction activity located in Palmer Township, **Northampton County**, to Bushkill Creek.

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

*Mifflin County Conservation District, District Manager, 20 Windmill Hill Rm. 4, Burnham, PA 17009, (717) 248-4695.*

**NPDES Permit PAS-10-4507.** Stormwater. **James F. Knarr** has applied to discharge stormwater from a construction activity located in Brown Township, **Mifflin County**, to UNT Tea Creek. (HQ-CWF)

## SAFE DRINKING WATER

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

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

**3299501. Blairsville Municipal Authority**, 203 East Market Street, Blairsville, PA 15717. Development of drilled Well. No. 3 to augment the existing water supply serving Derry Township, **Westmoreland County**.

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

**A. 2599505.** Public water supply. **Millcreek Township Water Authority**, 3608 W. 26th Street, Erie, PA 16505. This proposal involves the installation of four pump

stations to serve additional areas of Millcreek Township, specifically Echo Hills, in Millcreek Township, **Erie County**.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

### Preamble 1

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

Sections 302, 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 standard, Statewide health standard, the site-specific standard, or who intend to remediate a site as a special industrial area, must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known 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 the site, develop and implement a public involvement plan. Requests to be involved, and comments, should be directed to the remediator of the 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:

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

**CHQ Reproductions**, Warminster Township, **Bucks County**. Louis F. Vittorio, Jr., P.G., EarthRes Group, Inc., P. O. Box 468, Pipersville, PA 18947, has submitted a Notice of Intent to Remediate site soil contaminated with BTEX and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in *The Intelligencer* on August 27, 1999.

**Five Tower Bridge**, Conshohocken Borough, **Montgomery County**. Michael M. Meloy, Manko, Gold & Katcher, LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004, has submitted a Notice of Intent to Remediate site soil contaminated with PCBs, lead, heavy metals, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons; and groundwater contaminated with lead, heavy metals, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Norristown Times Herald* on or about September 14, 1999.

**Village Center Mart (Hashas Cleaners)**, Bensalem Township, **Bucks County**. Charlene R. Drake, React Environmental Services, Inc., 6901 Kingsessing Avenue, Philadelphia, PA 19142, has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with solvents. The applicant proposes to remediate the site to meet site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Bucks County Courier Times* on July 2, 1999.

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

**Adelphia Communications Inc.—Future Operations Center**, Coudersport Borough, **Potter County**. Jeffrey Loney, P.G., on behalf of his client Adelphia Communications, Inc., Main at Water Street, Coudersport, PA 16915, has submitted an additional Notice of Intent to Remediate soil contaminated with BTEX and PHCs. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Potter Leader Enterprise* on March 8, 1999.

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

**Hyde Park Foundry**, Borough of Hyde Park, **Westmoreland County**. National Roll Company, Railroad Avenue, Avonmore, PA 15618 and Daniel J. Barton, Crouse and Company, 400 Penn Center Boulevard, Suite 600, Pittsburgh, PA 15235, have submitted a Notice of Intent to Remediate soil and groundwater contaminated with PCBs, lead, heavy metals, solvents, BTEX, PHCs and PAHs. The applicant proposes to remediate the site to meet the site-specific standard. A summary of the

Notice of Intent to Remediate was reported to have been published in the *Valley News Dispatch* on September 10, 1999.

## **SOLID AND HAZARDOUS WASTE RESIDUAL WASTE PROCESSING FACILITIES**

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

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

**General Permit Application No. WMGR063. Advanced Recycling Technology, Inc.**, 149 Main Street, P. O. Box 374, Philmont, NY 12565. General Permit No. WMGR063 for processing of copper hydroxide sludge, nickel sulfate residue from plating, copper drawing mud, printed circuit boards, spent fatty nickel catalysts from the food industry, and photographic film prior to metal reclamation at a smelter. The processing involves grinding, drying, blending and combustion at the facility located at 340 South Broad Street, Hallam, PA 17406. The Department accepted the application as administratively complete on September 24, 1999.

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

## **AIR QUALITY**

### **Notice of Plan Approval and Operating Permit Applications**

#### **Nonmajor Sources and Modifications**

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

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

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the Regional Offices

identified in this notice. Persons interested in reviewing the application files should contact the appropriate regional office to schedule an appointment.

Persons wishing to file protests or comments on the proposed plan approval and/or operating permits must submit the protest or comment within 30 days from the date of this notice. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. 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).

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

**21-03001A: Ahlstrom Filtration, Inc.** (P. O. Box A, Mount Holly Springs, PA 17065), for operation of a natural gas/no. 6 fuel oil-fired boiler in Mount Holly Springs, **Cumberland County**.

**28-322-001B: Community Refuse Limited d/b/a Mountain View Reclamation** (9716 Letzburg Road, Greencastle, PA 17225), for operation of a landfill gas extraction system controlled by an enclosed ground flare. This source is subject to 40 CFR Part 60, Subpart WWW, New Source Performance Standards for Municipal Waste Landfills.

**29-05001A: JLG Industries, Inc.** (1 JLG Drive, McConnellsburg, PA 17233-9533), for operation of three post assembly spray paint booths at the McConnellsburg facility in Ayr Township, **Fulton County**.

**31-310-025E. U. S. Silica Co.** (P. O. Box 187, Berkeley Springs, WV 25411), for operation of a silica sandstone dry screening operation controlled by a fabric collector at the Keystone Plant in Brady Township, **Huntingdon County**. This source is subject to 40 CFR Part 60, Subpart OOO—Standards of performance for Nonmetallic Mineral Processing Plants.

**36-05014B: Alumax Mill Products, Inc.** (1480 Manheim Pike, Lancaster, PA 17604), for operation of two aluminum hot rolling mills controlled by rotoclones and stack skimmers in Manheim Township, **Lancaster County**.

**36-05014C: Alumax Mill Products, Inc.** (1480 Manheim Pike, Lancaster, PA 17604), for operation of an aluminum dross process line controlled by a baghouse in Manheim Township, **Lancaster County**.

**67-309-107: Lehigh Portland Cement Co.** (200 Hokes Mill Road, York, PA 17404), for operation of a railcar cement loading system in West Manchester Township, **York County**.

**67-310-054: Lehigh Portland Cement Co.** (200 Hokes Mill Road, York, PA 17404), for operation of a roll crusher in West Manchester Township, **York County**.

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

**OP-04-00673: Lacock Cremation Services, Inc.** (P. O. Box 589, 2 Chester Way, Rochester, PA 15074), for operation of human crematory in East Rochester Borough, **Beaver County**.

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

**S96-039: Baum Printing Co.** (9985 Gantry Road, Philadelphia, PA 19115), for operation of an offset lithographic printing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources are six nonheatset offset sheetfed lithographic printing presses.

**S95-053: Fabricon Products** (4101 North American Street, Philadelphia, PA 19140), for operation of a printed coated paper manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two 8.5 MMBTU/hr boilers and three printing presses in the City of Philadelphia, **Philadelphia County**.

**S96-052: Friends Hospital** (4641 Roosevelt Boulevard, Philadelphia, PA 19124), for operation of three 400 HP boilers and four emergency generators in the City of Philadelphia, **Philadelphia County**.

**S96-001: John F. Kennedy Memorial Hospital** (Cheltenham Avenue and Langdon Street, Philadelphia, PA 19124), for operation of two 500 HP boilers and two emergency generators in the City of Philadelphia, **Philadelphia County**.

**S96-041: St. Agnes Hospital** (1900 South Broad Street, Philadelphia, PA 19145), for operation of three 20.95 MMBTU/hr boilers and four emergency generators in the City of Philadelphia, **Philadelphia County**.

**S95-028: Stone Container Corp.** (Tulip and Decatur Streets, Philadelphia, PA 19136), for operation of a paper product manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include a 600 HP boiler, a 350 HP boiler, two scrap collector cyclones, eight wide-web flexographic printing presses, a folder-gluer, a pallet maker and a post machine.

**S96-009: The Children's Hospital of Philadelphia** (34th and Civic Center Boulevard, Philadelphia, PA 19104), for operation of three 500 HP boilers, one 250 HP boiler and seven emergency generators in the City of Philadelphia, **Philadelphia 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.*

**06-05007: Carpenter Technology Corp.** (P. O. Box 14662, Reading, PA 19612-4662), for a specialty steel manufacturing facility in Reading/Muhlenberg Township, **Berks County**. The operation primarily emits particulate, sulfur dioxide, nitrogen oxides, carbon monoxide and volatile organic compounds.

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

**V95-013: Arbill Industries, Inc.** (2207 West Glenwood Avenue, Philadelphia, PA 19132), for operation of an industrial laundry and petroleum based dry-cleaning facility. The facility's air emission sources include two 5.5 MMBTU/hr boilers, two heavy-duty petroleum solvent dry cleaning washers, ten textile dryers with built-in condensers, three vacuum stills for petroleum solvent recovery and 26 hampers used to convey textiles in the City of Philadelphia, **Philadelphia County**.

**V95-079: University of Pennsylvania** (3451 Walnut Street, Philadelphia, PA 19104), for operation of seven <10 MMBTU/hr heaters and furnaces and 44 emergency generators in the City of Philadelphia, **Philadelphia County**.

**V95-094: SEPTA—Berridge/Courtland Maintenance Shop** (200 West Wyoming Avenue, Philadelphia, PA 19140), for operation of two 300 HP boilers, four spray booths, two <5 MMBTU/hr spray booth heaters and 34 parts washers in City of Philadelphia, **Philadelphia County**.

#### PLAN APPROVALS

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

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

**39-309-027A: ESSROC Cement Corp.** (3251 Bath Pike, Nazareth, PA 18064-8928), for construction of an air heat-exchanger to dry slag for the existing finish mills at the Egypt Plant in Whitehall Township, **Lehigh County**.

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

**06-03005C: Morton International** (P. O. Box 15209, Reading, PA 19912-5209), for construction of various sources for the manufacturing of plastic powder coatings controlled by five fabric collectors in Reading City, **Berks County**.

**21-317-005B: Purina Mills, Inc.** (P. O. Box 66812, St. Louis, MO 63166-6812), for modification to the truck unloading system controlled by a cyclone and fabric collector at the Camp Hill Facility in Hampden Township, **Cumberland County**.

**28-05004A: Grove U.S. L.L.C.** (1565 Buchanan Trail East, Shady Grove, PA 17256), for installation of a continuous surface coating line controlled by a dry filter system at the Shady Grove plant in Antrim Township, **Franklin County**.

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

**PA-32-346A: Penn American Coal, LP** (R. D. 1, Box 119A, Avonmore, PA 15618), for operation of coal screening plant at Burrel Mine Screening Plant in Burrell Township, **Indiana County**.

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

**99070, 99077: American Bank Note Co.** (132 South 55th Street, Philadelphia, PA 19104), for approval to operate a chrome plating and printing facility in the City of Philadelphia, **Philadelphia County**.

#### Notice of Intent to Issue

#### Plan Approval No. 17-399-020

**Eagle Environmental II, LP** (308 Orchard Avenue, Altoona, PA 16602-4066), has submitted an Air Quality plan approval application to the Department of Environmental Protection's Air Quality Program for approval to construct a residual waste landfill, a mine spoil/coal crushing, screening and conveying operation and two leachate storage tanks in Chest Township, **Clearfield County**. The information provided by the applicant and the Air Quality Program's own analysis indicates that this entire operation may potentially result in the emission of 54.2 tons per 12 consecutive month period of particulate matter, 2.0 tons per 12 consecutive month period of nonmethane organic compounds and 1.7 tons per 12 consecutive month period of hazardous air pollutants. A preliminary review of the information submitted by Eagle Environmental II, LP indicates that the proposed construction will meet all applicable air quality requirements. Based on this finding, the Air Quality Program intends to approve the application and issue a plan approval to construct the proposed residual waste landfill, the mine spoil/coal crushing, screening and conveying operation and the two leachate storage tanks provided that all other affected programs within the Department of Environmental Protection (Department) are also prepared to issue the various other Department permits and approvals required for the respective project.

To ensure compliance with all applicable air quality standards, the Air Quality Program proposes to place the following conditions in the respective plan approval:

1. The residual waste landfill and mine spoil/coal crushing, screening and conveying operation are to be

constructed in accordance with the plans submitted with the application (as approved herein).

2. This plan approval is issued for the construction of the following:

a. A residual waste landfill consisting of a single residual waste disposal area (designated as Area 2) and a network of access and haul roads.

b. A mine spoil/coal crushing, screening and conveying operation consisting of the following:

i. A Stedman Machine Company model no. 3042 jaw crusher and grizzly feeder,

ii. One fixed conveyor,

iii. Two radial stacking conveyors,

iv. A triple deck screen.

c. Two leachate storage tanks.

3. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, all roads originating at the property boundaries and ending at the disposal area shall be paved and shall be cleaned at least once daily utilizing a water truck equipped with a pressurized spray bar. All roads located within the disposal area shall be graveled and a dust suppressant shall be used so as to minimize the emission of fugitive particulate matter.

4. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the landfill operator shall utilize operating practices during the excavation, dumping and spreading of soils, coal, mine spoil, residual wastes and cover materials which are designed to minimize the emission of fugitive particulate matter.

5. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the landfill operator shall not deposit or dispose of any residual wastes at this site which have the potential to generate fugitive particulate matter unless the wastes have first been rendered essentially dust-free at the site of waste generation by treatment with water or other dust suppressants. Under no circumstances shall the landfill operator deposit or dispose of any flyash or like materials at this site which have not been adequately treated with water, and the like at the point of origin.

6. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the landfill gas generated from the residual waste disposal area identified in condition 2a herein shall be collected by a series of vertical gas collection wells as described in the application and supplemental materials submitted for plan approval. The wells shall be capped and tied into blowers that shall vent the landfill gas to an enclosed ground type flare. The landfill gas collection and flaring system shall be designed so as to accommodate the maximum gas generation rate of the landfill.

7. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the flare identified in condition 6 herein shall meet the following criteria:

a. The flare shall be an LFG Specialties, Inc. Flame-Trol II enclosed ground type flare. The flare shall be a 4,000 SCFM model, or larger, and shall maintain a minimum temperature of at least 1,600 degrees Fahrenheit for a residence time of at least 0.83 second.

b. The flare shall be equipped with two blowers that shall be sized to accommodate the maximum gas generation rate.

c. The flare shall be equipped with a continuous pilot ignition source using an auxiliary fuel, either propane or natural gas.

d. The flare shall be operated with a flame present at all times. The flare shall be equipped with an automatic shutoff mechanism designed to immediately stop the flow of gases when a flameout occurs. During restart or startup there shall be sufficient flow of auxiliary fuel to the burner such that unburned landfill gases are not emitted to the atmosphere.

e. The flare flue gas temperature shall be continuously measured and recorded at any time the flare is being used to combust landfill gas. These records shall be maintained on site for at least 5 years.

f. The flare shall be designed for and operated with no visible emissions except for periods not to exceed 5 minutes during any 2 consecutive hours and the opacity during these periods shall never exceed 10%.

g. The flare shall maintain a volatile organic compound destruction efficiency of at least 98% during all times it is being used to control landfill gas emissions.

8. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the landfill operator shall comply with the following operating, monitoring and recordkeeping requirements:

a. The operator shall record the date of initial waste deposition within each of the disposal cells located in Area 2. These records shall be maintained onsite for the life of the landfill.

b. Within 90 days of initial waste deposition within a disposal cell, perimeter gas monitoring wells shall be installed as described in the application and supplemental materials submitted for plan approval. These wells shall be monitored at least quarterly using a portable analyzer capable of detecting landfill gas. Records of all such monitoring shall be maintained onsite for at least 5 years.

c. Once a disposal cell has been capped, the landfill operator shall conduct surface monitoring of the cell on at least a quarterly basis utilizing a portable analyzer capable of detecting at least 500 ppmv (as methane) of landfill gas. Records of all such monitoring shall be maintained onsite for at least 5 years.

d. Should the results of the perimeter well monitoring indicate offsite migration of landfill gas or should the results of the surface monitoring ever indicate landfill gas emissions in excess of 500 ppmv (as methane), the landfill operator shall within 90 days of discovery of either occurrence install gas collection wells at the respective disposal cell and begin the active collection and flaring of the landfill gas.

e. Regardless of the results of the monitoring required in conditions 8b and 8c herein, the landfill operator shall begin the active collection and flaring of landfill gas from a disposal cell no later than 2 years of the date of initial waste deposition within the respective cell unless the landfill operator can successfully demonstrate to the Department's satisfaction that the active collection and flaring of landfill gas is not yet warranted.

9. Once the active collection and flaring of landfill gas has been initiated within a residual waste disposal cell, the landfill operator shall comply with the following operational procedures:

a. Each gas collection wellhead shall be monitored on at least a monthly basis for: pressure, temperature and

oxygen content. The results of all such monitoring shall be recorded and maintained onsite for at least 5 years.

b. Should the results of the monitoring ever show positive pressure, an excessively high temperature or an excessively high oxygen content, the landfill operator shall take whatever steps are necessary to bring the wellhead parameters to within acceptable levels.

c. The landfill operator shall routinely inspect the landfill gas collection system to ensure that no leaks are occurring from the system. Any such leaks shall be immediately repaired.

10. Within 120 days of initial startup of the landfill gas flare, the company shall perform stack testing upon that flare for the determination of the volatile organic compound destruction efficiency and nitrogen oxide emission rate using reference test methods acceptable to the Department.

11. At least 60 days prior to the performance of any testing required by condition 10 herein, a pre-test plan shall be submitted to the Department for evaluation. This plan shall contain the specific testing and analytical procedures to be used in performing the testing.

12. The Department shall be given at least 14 days advance notice of the specific dates and times for the performance of any testing required by condition 10 herein in order that Department personnel can arrange to be present. The Department is under no obligation to accept the results of any testing performed without adequate advance notice having been given to the Department.

13. Within 60 days of completion of any testing required by condition 10 herein, three copies of the test report shall be submitted to the Department. The report shall contain the results of the testing, the description of the testing and analytical procedures actually used, all flare operating data collected during the test, a copy of all raw data and a copy of the calculations generated during the data analysis.

14. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, a water spray dust suppression system shall be used for the control of air contaminant emissions from the mine spoil/coal crushing, screening and conveying operation identified in condition 2b herein. This water spray dust suppression system shall be connected to water supply lines which are capable of delivering water on an immediate demand basis at any time the crushing operation is in use. Immediate demand basis shall be interpreted as meaning that water can be provided to the spray system at any time with no more effort than turning a valve. Failure to have the spray system hooked up to a water supply line and/or failure to provide water to the spray system on an immediate demand basis at any time the crushing operation is in use shall be considered a violation of this condition as well as a violation of 25 Pa. Code § 127.25.

15. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the mine spoil/coal crushing, screening and conveying operation identified in condition 2b herein shall never be operated during periods of weather which render the water spray dust suppression system inoperable.

16. Under no circumstances shall any of the crushing, screening or conveying equipment identified in condition 2b herein be powered with fuel-fired generators or engines nor shall any fuel-fired generators or engines be located at this site for any other reason. The term engine,

as used herein, excludes any engine providing motive power to a mobile air contamination source (truck, bulldozer, front end loader, automobile, and the like).

17. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the landfill operator shall, within 90 days of initial storage of leachate, monitor on at least a quarterly basis the vents of the leachate storage tanks identified in condition 2c herein utilizing a portable analyzer capable of detecting volatile organic compounds at a level of 500 ppmv (as methane). Should any of the monitoring indicate the emission of volatile organic compounds in excess of 500 ppmv (as methane), the landfill operator shall report the monitoring results to the Department and equip the tank vents with carbon adsorption canisters. Records of the monitoring shall be maintained onsite for at least 2 years.

18. The mine spoil/coal crushing, screening and conveying operation is subject to Subparts OOO and Y of the Federal Standards of Performance for New Stationary Sources, respectively, 40 CFR 60.670—60.676 and 40 CFR 60.250—60.254. The company shall comply with all applicable requirements of these subparts as well as any other applicable subpart of the Standards of Performance, including any recordkeeping and reporting requirements. Under 40 CFR 60.4 of the Standards of Performance, the submission of all requests, reports, applications, submittals and other communications required by the Standards of Performance must be made to both the Department of Environmental Protection and the Environmental Protection Agency. The Environmental Protection Agency copies may be sent to: U. S. EPA Region III, 1650 Arch Street, 11th Floor, 3 WC22, Philadelphia, PA 19103-2029.

19. Issuance of an operating permit for the aforementioned sources is contingent upon the sources being constructed, the air cleaning devices being installed, and the sources and associated air cleaning devices being maintained and operated, as described in the application and supplemental materials submitted for plan approval, as well as in accordance with all conditions contained herein, and upon satisfactory demonstration that any air contaminants emitted from the sources are in compliance with the requirements specified in any condition contained herein and in 25 Pa. Code §§ 123.1, 123.2, 123.13, 123.31 and 123.41, as well as in compliance with the requirements specified in, or established under, any other applicable rule or regulation contained in 25 Pa. Code Article III. Additionally, the issuance of an operating permit for the mine spoil/coal crushing, screening and conveying operation described in condition 2b herein is contingent upon satisfactory demonstration that any air contaminants emitted from the operation are in compliance with the requirements specified in Subparts OOO and Y of the Federal Standards of Performance for New Stationary Sources, respectively, 40 CFR 60.670—60.676 and 40 CFR 60.250—60.254.

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

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

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

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

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

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

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

22. Any notification required as a result of any condition herein should be directed to John Twardowski, Air Pollution Control Engineer, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 321-6523.

The incorporation of the above-referenced conditions into the plan approval is intended to do one or more of the following:

1. Identify the source and location.
2. Establish allowable source operating requirements.
3. Establish appropriate monitoring, recordkeeping, testing and reporting requirements.
4. Help ensure proper operation and adequate maintenance of the air contamination sources.

Copies of the application, the Air Quality Program's analysis and other documents used in the evaluation of the application are available for public inspection during normal business hours at the following address. All inspections must be scheduled in advance.

Persons wishing to protest the issuance of this plan approval or provide the Air Quality Program with additional information which he or she believes should be considered prior to the issuance of the plan approval may submit the information to the Air Quality Program at the following address. Each written protest or comment shall include the following: name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval No. 17-399-020, and concise statements regarding the relevancy of the comments or any protests to the issuance of the plan approval.

A public hearing will be held on November 16, 1999, in order for the public to provide testimony concerning the proposed Air Quality plan approval as well as all other Department permits and approvals required for this

project. The exact location and time of the public hearing will be published in a newspaper of general circulation in Clearfield County.

Written protests or comments should be directed to David W. Aldenderfer Environmental Program Manager, Air Quality Program, Department of Environmental Protection, Northcentral Region, 208 West 3rd Street, Suite 101, Williamsport, PA 17701-6448, (570) 327-3648.

For additional information regarding the Department's analysis of the plan approval application, contact John Twardowski, Air Pollution Control Engineer, Air Quality Program, Department of Environmental Protection, 208 West 3rd Street, Suite 101, Williamsport, PA 17701-6448, (570) 321-6523.

## 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 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.

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

#### *Coal Applications Received*

**17970108. M. B. Energy, Inc.** (P. O. Box 1319, Indiana, PA 15701-1319), revision to an existing bituminous surface mine permit for a change in permit acreage from 458.0 to 475.2 acres, located in Bell Township, **Clearfield County**. Receiving streams: unnamed tributaries of Whisky Run and unnamed tributaries of Haslett Run to Whisky Run and Haslett Run both contributory to West Branch Susquehanna River. Application received September 9, 1999.

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

**63831302. Eighty Four Mining Co.** (R. D. 4, Box 425, Moundsville, WV 16041), to revise the permit for the Mine 84 in Somerset Township, **Washington County**, to revise subsidence control plan per changes to 25 Pa. Code § 37(a)(6), no additional discharges. Application received August 10, 1999.

**56841306. Lion Mining Co.** (204 College Park Plaza, Johnstown, PA 15904), to revise the permit for the Grove No. 1 Mine, Jenifer E seam Refuse Disposal Area in Jenner Township, **Somerset County**, to revise deep mine to include coal refuse disposal area, no additional discharges. Application received August 18, 1999.

**03841305. Keystone Coal Mining Corp.** (P. O. Box 219, Shelocta, PA 15774), to revise the permit for the Emilie 1 and 2 Mine Portal Shaft No. 7 in Plumcreek/South Bend Townships, **Armstrong County**, postmining land use change to industrial, no additional discharges. Application received September 8, 1999.

**03813704. Keystone Coal Mining Co.** (P. O. Box 219, Shelocta, PA 15774), to renew the permit for the Keystone No. 1 Refuse Disposal Area in Plumcreek Township, **Armstrong County**, renewal, no additional discharges. Application received September 8, 1999.

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

**24840105. Black Oak Development, Inc.** (Box 176, Glen Campbell, PA 15742). Renewal of an existing bituminous surface strip and tippel refuse disposal operation in Benzette Township, **Elk County**, affecting 133.0 acres. Receiving streams: Four unnamed tributaries to Bennett Branch Sinnemahoning Creek to Sinnemahoning Creek. Application for reclamation only. Application received September 20, 1999.

**24900103. Energy Resources, Inc.** (P. O. Box 259, Brockway, PA 15824). Renewal of an existing bituminous surface strip, auger and coal refuse disposal operation in

Horton and Fox Townships, **Elk County**, affecting 362 acres. Receiving streams: McCauley Run, Curry Run, Brandy Camp Creek, Boderocco Run, and Unnamed tributaries to the Little Toby Creek and Boderocco Run. Application received September 20, 1999.

**16910104. TDK Coal Sales, Inc.** (P. O. Box 259, Brockway, PA 15824). Renewal of an existing bituminous surface strip, auger and coal ash placement operation in Madison Township, **Clarion County**, affecting 304.3 acres. Receiving streams: Unnamed tributary of Catfish Run to Catfish Run; Unnamed tributary to the Allegheny River; all to the Allegheny River. Application received September 20, 1999.

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

**65990106. Ralph Smith & Son, Inc.** (R. R. 1, Box 184C, Derry, PA 15627). Application received for commencement, operation and reclamation of a bituminous surface mine located in Salem Township, **Westmoreland County**, proposed to affect 82.5 acres. A social and economic justification is included with this application. Receiving streams: unnamed tributaries of Porters Run to Porters Run to Beaver Run Reservoir to the Kiskiminetas River. Application received: September 17, 1999.

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

#### *Large Noncoal (Industrial Mineral) Applications Received*

**08990301. Calvin C. Cole, Inc.** (809 N. Elmira Street, Sayre, PA 18840), commencement, operation and restoration of a large industrial minerals (sand and gravel) permit in Athens Township, **Bradford County**, affecting 9.17 acres. Receiving streams: none. Application received September 13, 1999.

#### **ABANDONED MINE RECLAMATION**

*Bureau of Abandoned Mine Reclamation, P. O. Box 8476, Harrisburg, PA 17105-8476*

Under Act 181 of 1984, the Department of Environmental Protection gives notice of an unsolicited proposal received from Ralph Smith and Son, Inc., Derry, PA, to reclaim an abandoned surface mine in Salem Township, Westmoreland County. The Department intends to enter into negotiations with Ralph Smith and Son, Inc. to contract for site reclamation, if funding is available.

The project, BF 237-101.1, involves reclamation of the area mined by McGal Coal Company where bonds were forfeited by the Department under Permit No. SMP 65820102.

Ralph Smith and Son, Inc. proposes to backfill, regrade and revegetate 18.0 acres. All areas will be regarded to promote surface drainage and provide integration with surrounding unmined areas.

Interested parties should send comments to Richard L. Joyce, Bureau of Abandoned Mine Reclamation, P. O. Box 8476, Harrisburg, PA no later than 4 p.m., November 9, 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.**

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

**E46-850.** Encroachment. **Abington Township**, 1176 Old York Road, Abington, PA 19001. To construct and maintain 125 linear feet of 66-inch diameter RCP stream enclosure in and along the 100-year flood plain of an unnamed tributary to Meadow Brook (TSF, MF), connected at the upstream end of an existing 66-inch diameter culvert for Dorel Road. The site is located approximately 100 feet east of the intersection of Cloverly Lane and Dorel Road (Frankford, PA USGS Quadrangle N: 20.10 inches; W: 15.30 inches) in Abington Township, **Montgomery County**.

**E51-180.** Encroachment. **PA DOT**, 200 Radnor-Chester Road, St. Davids, PA 19087. To place fill and other structures in 0.39 acre of wetlands (PEM/OW and PEM/SS) and to temporarily disturb 0.29 acre of wetland (PEM/OW and PEM/SS) with the construction of roadway access ramps from Interstate 95 to the Philadelphia International Airport, as part of the Terminal Development and Roadway Access Improvement Project. The applicant proposes to restore all temporary impacts and compensate 0.39 acre of permanent wetland impact by constructing replacement wetlands in accordance with a plan made part of application E23-386. The project is located approximately 3,000 feet east of the intersection of S. R. 0291 and Bartram Avenue (Bridgeport, NJ-PA, Quadrangle N: 2.65 inches and W: 0.50 inch) in Tinicum Township, **Delaware County** and the City and **County of Philadelphia**.

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

**E45-378.** Encroachment. **Borough of Stroudsburg**, 7th and Sarah Streets, Stroudsburg, PA 18360. To construct and maintain a 36-inch diameter HDPE stormwater outfall structure and associated energy dissipater along the northern streambank of Pocono Creek (HW-CWF). The project is located behind Stroud Ford

Dealership, just south of the intersection of S. R. 0611 and Scott Street (Stroudsburg, PA Quadrangle N: 20.3 inches; W: 10.9 inches), Borough of Stroudsburg, **Monroe County** (Philadelphia District, U. S. Army Corps of Engineers).

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

**E21-231-R.** Encroachment. **The McNaughton Company**, Francis McNaughton, 4400 Deer Path Road, Ste. 201, Harrisburg, PA 17110. To reissue Permit No. E21-231 to The McNaughton Company to construct and maintain two outfall structures with energy dissipaters along the right bank of the Conodoguinet Creek. These outfalls have sizes of 71-inch x 47-inch and 30-inch diameter (Lemoyne, PA Quadrangle N: 22.7 inches; W: 13.76 inches) in Hampden Township, **Cumberland County**.

**E28-269.** Encroachment. **Harry Fox, Jr.**, 15 Montego Court, Dillsburg, PA 17019. To construct and maintain two stream crossings in the channel of an unnamed tributary to Licking Creek to provide access to residential lots in a housing development called Two Top Meadows located in Kasiesville Village (Clear Spring, MD-PA Quadrangle N: 22.5 inches; W: 1.5 inches) in Montgomery Township, **Franklin County**.

**E29-078.** Encroachment. **Dwight Gordon**, P. O. Box 187, Needmore, PA 17238. To fill in 0.25 acre of wetland to reduce flooding of cropland located along the left bank floodplain of Barnetts Run (TSF) about 1.0 mile southwest of Needmore Village (Needmore, PA Quadrangle N: 15.65 inches; W: 5.0 inches) in Belfast Township, **Fulton County**.

**E36-679.** Encroachment. **Fulton Township**, 777 Nottingham Road, Peach Bottom, PA 17563. To maintain roadside embankment stabilization work performed (Emergency Permit No. 36-98-104 issued on August 1998) along 150 feet of the left downstream bank of a tributary to the Octoraro Creek. The project is located approximately 300 feet upstream of an existing culvert under Quarry Road (T-301) (Conowingo Dam, PA Quadrangle N: 19.7 inches; W: 0.8 inch) in Fulton Township, **Lancaster 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.*

**D17-018EA.** Environmental Assessment. **Dorothy Sullivan** (332 Wyndham Circle East, New Brighton, MN 55112). To breach and remove the Morrisdale Mine Dam across Emigh Run (CWF) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 200 feet upstream from the existing S. R. 53 bridge spanning Emigh Run (Phillipsburg, PA Quadrangle N: 10.4 inches; W: 13.8 inches) in Morris Township, **Clearfield County**.

**WATER QUALITY CERTIFICATION****Requests for Certification under Section 401 of the Federal Water Pollution Control Act**

The following requests have been made to the Department of Environmental Protection (Department) for certification under section 401(a) of the 1972 amendments to the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)), that there is reasonable assurance that the construction herein described will not violate applicable Federal and State water quality standards.

Prior to final approval of the proposed certification, consideration will be given to comments, suggestions or objections which are submitted in writing 30 days from the date of this notice. Comments should be submitted to the Department at the address indicated above each of the following requests for certification. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed, and a concise statement of comments, objections or suggestions in sufficient detail to inform the Department of the exact basis of the proposal and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary to resolve conflicts. Each individual will be notified in writing of the time and place of a scheduled hearing or conference concerning the certification request to which the protest relates. Maps, drawings and other data pertinent to the certification request are available for inspection and review at the address indicated above each request for certification between the hours of 8 a.m. and 4 p.m. on each working day.

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

*Certification Request Initiated By:* Department of the Army, Philadelphia District, Corps of Engineers, Wanamaker Building, 100 Penn Square East, Philadelphia, PA 19107-3390.

*Project Description/Location:* This activity involves the Schuylkill River Maintenance Dredging project. Dredging would take place within Fairmount Park, at three locations between Strawberry Bridge downstream to Fairmount Dam, in the City of Philadelphia. The first location is a shallow shoal area on the downstream side of Peter's Island, which is a section of a scull boat race-course. The second site is the raw water intake for the City of Philadelphia, located on the west shore of the Schuylkill River. The third site is around and under small, floating wooden docks in front of Boathouse Row. A total of approximately 32,000 cubic yards of material will be removed by a small hydraulic cutter-head dredge. The material will be transported through metal piping to Fairmount Dam, where it will be pumped into barges on the downstream side of the dam. The barges will transport the sediment downstream to the Fort Mifflin confined disposal facility, near the mouth of the Schuylkill River, for unloading.

**EARTH DISTURBANCE****Applications received under sections 5 and 402 of The Clean Streams Law (35 P.S. §§ 691.5 and 691.402).**

*Warren County Conservation District: District Manager, 609 Rouse Avenue, Suite 203, Youngsville, PA 16371, (814) 563-3117.*

**EDP 6299801.** Earth Disturbance. **The Timber Company**, P. O. Box 86, 233 Main Street, Brookville, PA 15825, to implement an erosion and sedimentation control plan for a timber harvesting earthmoving activity on 78.2 acres of 782 acres in Spring Creek Township, **Warren County**. This project is located along Patchen Road (T-330), approximately 3/4 mile from Jackson Hill Road (T-429). Drainage will be to Spring Creek.

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

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

**WA63-564A.** Water Allocation. **Tri-County Joint Municipal Authority**, P. O. Box 758, Fredericktown, PA 15333. The applicant is requesting a service area expansion to supply drinking water to the Scenery Hill area, **Washington County**.

**ACTIONS****FINAL ACTIONS TAKEN UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT****[National Pollution Discharge Elimination System Program (NPDES)]****DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER****(Part I Permits)**

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

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

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

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

**NPDES Permit No. PA-0013552.** Industrial waste. **Hercules Cement Company**, 501 Center Street, P. O. Box 69, Stockertown, PA 18083, is authorized to discharge from a facility located in Stockertown Borough, **Northampton County**, to Bushkill Creek.

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

**Permit No. PA0010677.** Industrial waste. **Veeder-Root Company**, Sixth Avenue at Burns Crossing, P. O. Box 1673, Altoona, PA 16603-1673, is authorized to discharge from a facility located in Allegheny Township, **Blair County** to the receiving waters named Spencer Run.

**Permit No. PA0088153.** Industrial waste. **Columbia Petroleum Corporation (New Kingstown Terminal)**, P. O. Box 278, Richland, PA 17087, is authorized to discharge from a facility located in Silver Spring Township, **Cumberland County** to the receiving waters named swale to Hogestown Run.

**Permit No. PA0087998.** Sewerage. **Kevin W. Ernest, t/a Urban Acres Mobile Home Park**, 35 Ridge Drive, Fleetwood, PA 19522, is authorized to discharge from a facility located in Alsace Township, **Berks County** to the receiving waters named Bernhart Creek.

**Permit No. PA0031062.** Sewerage. **Robeson-Wernersville Municipal Authority**, P. O. Box 202, Wernersville, PA 19565-0202, is authorized to discharge from a facility located in Heidelberg Township, **Berks County** to the receiving waters named Spring Creek.

**Permit No. PA0043672.** Industrial waste. **Primex Technologies-Ordnance & Tactical Systems (Flinchbaug Operations)**, 200 East High Street, P. O. Box 127, Red Lion, PA 17356, is authorized to discharge from a facility located in Red Lion Borough, **York County** to the receiving waters named Fishing Creek.

**Permit No. 0688405, Amendment 99-1.** Sewerage. **Robeson-Wernersville Municipal Authority**, P. O. Box 202, Wernersville, PA 19565-0202. This permit approves the modifications to the construction of Inflow Headworks in Heidelberg Township, **Berks County**.

**Permit No. 0699405.** Sewerage. **Kevin W. Ernest, t/a Urban Acres Mobile Home Park**, 35 Ridge Drive, Fleetwood, PA 19522. This permit approves the construction of sewage treatment facilities in Alsace Township, **Berks County**.

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

**NPDES Permit No. PA0208779.** Industrial waste. **Wickett & Craig of America**, 120 Cooper Road, Curwensville, PA 16833. Permission granted to renew permit to discharge treated wastewater to the West Branch Susquehanna River, from their facility located at Curwensville Borough, **Clearfield County**.

**NPDES Permit No. PA0008419.** Industrial waste. **Merck & Company Inc.**, P. O. Box 600, Danville, PA 16821-0600. Permission granted to renew their NPDES permit to discharge treated waste process, noncontact cooling and stormwaters to Susquehanna River. Facility located at Riverside Borough, **Northumberland County**.

**NPDES Permit No. PA0010031.** Industrial waste, Transfer. **Sithe Pennsylvania Holding LLC**, 450 Lexington Ave. 37th Fl., New York, NY 10017. The request for transfer of permit granted to facility located at Bradford Township, **Clearfield County**.

**WQM Permit No. 1772204.** Industrial waste, Transfer. **Sithe Pennsylvania Holding LLC**, 450 Lexington Ave., 37th Fl., New York, NY 10017. Transfer granted for permit covering the Shawville plant, located at Bradford Township, **Clearfield County**.

**WQM Permit No. 1785201.** Industrial waste, Transfer. **Sithe Pennsylvania Holding LLC**, 450 Lexington Ave., 37th Fl., New York, NY 10017. Transfer granted for permit covering industrial waste collection and treatment facilities located at Bradford Township, **Clearfield County**.

**WQM Permit No. 1787201.** Industrial waste, Transfer. **Sithe Pennsylvania Holding LLC**, 450 Lexington Ave., 37th Fl., New York, NY 10017. Transfer granted for permit covering industrial waste collection and treatment facilities located at Bradford Township, **Clearfield County**.

**WQM Permit No. 1790201.** Industrial waste, Transfer. **Sithe Pennsylvania Holding LLC**, 450 Lexington Ave., 37th Fl., New York, NY 10017. Transfer granted for permit covering industrial waste for the ash disposal site runoff equalization pond, facilities located at Bradford Township, **Clearfield County**.

**WQM Permit No. 1777403.** Sewerage, Transfer. **Sithe Pennsylvania Holding LLC**, 450 Lexington Ave., 37th Fl., New York, NY 10017. Transfer granted for permit covering sewage treatment plant for Shawville, facility located at Bradford Township, **Clearfield County**.

**WQM Permit No. 1793404.** Sewerage, Transfer. **Sithe Pennsylvania Holding LLC**, 450 Lexington Ave., 37th Fl., New York, NY 10017. Transfer granted for permit covering equalization tank to the sewage treatment plant, facility located at Bradford Township, **Clearfield County**.

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

**NPDES Permit No. PA0090271.** Industrial waste, **Duquesne Light Company**, 411 Seventh Avenue, P. O. Box 1930, Pittsburgh, PA 15230-1930, is authorized to discharge from a facility located at Fern Valley Disposal Site, Jefferson Borough, **Allegheny County** to receiving waters named unnamed tributary to Monongahela River.

**NPDES Permit No. PA0203815-A1.** Industrial waste, **County of Allegheny, Department of Aviation, Pittsburgh International Airport**, P. O. Box 12370, Pittsburgh, PA 15231-0370, is authorized to discharge from a facility located at Findlay Township, **Allegheny County**.

**NPDES Permit No. PA0023141-A1.** Sewerage, **Hastings Area Sewer Authority**, 207 Fifth Avenue, P. O. Box 559, Hastings, PA 16646, is authorized to discharge from a facility located at Hastings Area Sewer Authority STP, Elder Township, **Cambria County**.

**NPDES Permit No. PA0027430-A2.** Sewerage, **City of Jeannette Municipal Authority**, P. O. Box 168, Jeannette, PA 15644, is authorized to discharge from a facility located at Jeannette Wastewater Treatment Plant, City of Jeannette, **Westmoreland County**.

**NPDES Permit No. PA0095362.** Sewerage. **Laurelville Mennonite Church Center Association**, Route 5, Box 145, Mt. Pleasant, PA 15666-8908, is authorized to discharge from a facility located at Laurelville Mennonite Church Center Sewage Treatment Plant, Mt. Pleasant Township, **Westmoreland County** to receiving waters named unnamed tributary to Jacobs Creek.

**NPDES Permit No. PA0096521.** Sewage, **DCNR—Bureau of State Parks**, P. O. Box 8551, 400 Market Street, Harrisburg, PA 17105-8551, is authorized to discharge from a facility located at Ohiopyle State Park, Boaters Change House STP, Stewart Township, **Fayette County** to receiving waters named Meadow Run.

**NPDES Permit No. PA0097012.** Sewage, **Thomas Gordon, Gordon's Mobile Home Park**, 132 Office Drive, Stoystown, PA 15563, is authorized to discharge from a facility located at Gordon's Mobile Home Park Sewage Treatment Plant, Quemahoning Township, **Somerset County** to receiving waters named unnamed tributary of Higgins Run.

**NPDES Permit No. PA0216836.** Sewage, **Mon View Mining Company**, P. O. Box 606, New Eagle, PA 15067, is authorized to discharge from a facility located at Mathies Mine Preparation Plant, Union Township, **Washington County** to receiving waters named Monongahela River.

**Permit No. 3074201-A3.** Industrial waste, **West Penn Power Company doing business as Allegheny Power**, 800 Cabin Hill Drive, Greensburg, PA 15601-1689. Construction of a stormwater holding pond located in Monongahela Township, **Greene County** to serve Hatfield Power Station.

**Permit No. 0298405.** Sewerage, **Gededo Properties**, 2611 Northwest 80th Street, Tamarac, FL 33322. Construction of pump station/force main located in Marshall Township, **Allegheny County** to serve the Willowbrook Estates.

**Permit No. 0299417.** Sewerage, **Emil Radinick**, 924 Millcourt, Bridgeville, PA 15017. Construction of single residence sewage treatment plant located in South Fayette Township, **Allegheny County** to serve the Radinick Single Residence Sewage Treatment Plant.

**Permit No. 0399402.** Sewerage, **Shannock Valley General Services Authority**. Construction of extended aeration sewage treatment plant, gravity and pressure conveyance lines and pump stations located in Cowanshannock Township, **Armstrong County** to serve NuMine—STP, pump station/force main and gravity sewers; Parkwood Avenue—pump station/force main; and Rural Valley—gravity sewers.

**Permit No. 0399403.** Sewerage, **Shannock Valley General Services Authority**, P. O. Box 157, Yatesboro, PA 16263. Construction of extended aeration sewage treatment plant, pump stations, pressure and gravity sewer system located in Cowanshannock Township and Rural Valley Borough, **Armstrong County** to serve Yatesboro Area Cowanshannock Township and Rural Valley Borough.

**Permit No. 5699404.** Sewerage, **Edward Connor**, 114 Hawk Lane, Somerset, PA 15501. Construction of single residence sewage treatment plant located in Jenner Township, **Somerset County** to serve Connor Single Residence Sewage Treatment Plant.

**Permit No. 6398405.** Sewerage, **Fallowfield Township Municipal Authority**. Construction of sanitary sewers and pump stations located in Fallowfield Township, **Washington County** to serve Ghennes Heights, Lockview, Rodgers Stop, Twin Bridges and Warner areas.

**Permit No. 6583401-A4.** Sewerage, **Hempfield Township Municipal Authority**, R. D. 6, P. O. Box 501, Municipal Building, Greensburg, PA 15601. Construction

of STP—ultraviolet disinfection located in Hempfield Township, **Westmoreland County** to serve New Stanton Water Pollution Control Plant.

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

**NPDES Permit No. PA0101851.** Sewage, **Sisters of the Humility of Mary, Villa Maria Wastewater Treatment Facility**, P. O. Box 906, Villa Maria, PA 16155, is authorized to discharge from a facility located in Pulaski Township, **Lawrence County** to an unnamed tributary to Coffee Run.

**NPDES Permit No. PA0221236.** Sewage, **Brocklehurst Mobile Home Park**, 313 Clark Road, Jackson Center, PA 16133, is authorized to discharge from a facility located in Jackson Township, **Mercer County** to an unnamed tributary to Fox Run.

**WQM Permit No. 2599412.** Sewage, **Springfield Village Mobile Home Park**, P. O. Box 76, Lake City, PA 16423. This project is for the installation of an ultraviolet disinfection unit and other improvements to a treatment facility located in Springfield Township, **Erie County**.

**WQM Permit No. 2599417.** Sewerage, **William Brooks, Jr. SRSTP**, 8928 Horseshoe Dr., Erie, PA 16510. Construction of William Brooks, Jr. SRSTP located in Greene Township, **Erie County**.

**NPDES Permit No. PA0101508.** Industrial waste, **Franklin Brine Treatment Corporation**, R. D. 2, Box 403-R, Franklin, PA 16323, is authorized to discharge from an existing treatment facility located in Cranberry Township, **Venango County**, to the Allegheny River.

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

Final notice is hereby given that the Department of Environmental Protection, after public notice, has on September 22, 1999, issued a National Pollutant Discharge Elimination System Permit to:

Permit No. PAG 043512

Permittee: Karl and Terri Reed, 644 North Ninth Street, Allentown, PA 18102.

This notice reflects changes from the notice published in the *Pennsylvania Bulletin*.

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

Final notice is hereby given that the Department of Environmental Protection, after public notice, has on October 1, 1999, issued a National Pollutant Discharge Elimination System Permit to:

Permit No. PA 0086282

Permittee: Texas Eastern Transmission Corporation

This notice reflects changes from the notice published in the *Pennsylvania Bulletin*.

Parameter	Monthly Average	Weekly Average	Instantaneous Maximum
Total PCBs	0.00000018	0.00000036	0.00000045

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

## INDIVIDUAL PERMITS

## (PAS)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10U115	Wegman's Food Market, Inc. 1500 Brooks Ave. Rochester, NY 14624	Northampton County Hanover Township	Monocacy Creek

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County Municipality</i>	<i>Receiving Stream</i>
PAS10F075	PA Dept. of Env. Prot. Bureau of Abandoned Mine Reclamation P. O. Box 8476 Harrisburg, PA 17105-8476	Centre County	Mines Run and Unt. Sevenmile Run

## INDIVIDUAL PERMITS

## (PAR)

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**Approvals to Use NPDES and Other General Permits**


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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>
Upper Bern Township Berks County	PAR-10-C287	Pat Shea Poultry Farm Patrick Shea 3304 Mountain Road Hamburg, PA 19526	Mill Creek	Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Centre Township Berks County	PAR-10-C288	Maple Leaf Acres Subdiv. Phase II Wesley R. Pace, Pres. VP Development Inc. 129 Fisher Mill Stream Road Bernville, PA 19506	Unt. Schuylkill River	Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Catharine Township Frankstown Township Blair County	PAR-10-0682	Rt. 22 Widening PADOT 1620 N. Juniata Street Hollidaysburg, PA 16648	Frankstown Branch Juniata River	Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877
Logan Township Blair County	PAR-10-0686	College Park-Nittany Point GMH Associates Inc. 353 W. Lancaster Ave. Suite 102 Wayne, PA 19087	Spring Run	Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877
Snyder Township Blair County	PAR-10-0688	Vail Ind. Park ABCD Corporation 4500 6th Avenue Altoona, PA 16602	Bald Eagle Creek	Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877
South Londonderry Township Lebanon County	PAR-10-P102	Hess Early Farm Subdiv. Dennis L. Hess 575 Trail Road Hummelstown, PA 17036	Killinger Creek	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 3
Jackson Township Lebanon County	PAR-10-P105	Whitmoyer Laboratories 100 Creamery Road Myerstown, PA 17068	Tulpehocken Creek	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 3
North Londonderry Township Lebanon County	PAR-10-P104	Palmyra Walmart David Lavipour & Co. Inc. 444 Park Ave. South Suite 302 New York, NY 10016	Killinger Creek	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 3
Bethel Township Lebanon County	PAR-10-P110	Mountain Stream Village Richard L. Shirk R-1 Box 136 Fredericksburg, PA 17026	Deep Run Elizabeth Run	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 3
York Township York County	PAR-10-Y401	Equine Meadows Equine Meadows Associates Inc. 1701 W. Market Street York, PA 17404	Mill Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Fairview Township York County	PAR-10-Y408	Ray Conley Phase II 804 Heck Hill Road Lewisberry, PA 17339	Bennett Run	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
North Codorus Township York County	PAR-10-Y404	Spring Grove Soccer Assoc. Dwight Shaffer 138 Nashville Blvd. Spring Grove, PA 17362	Codorus Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430

<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>
Manchester Borough York County	PAR-10-Y406	New Spring Forge Intermed. Sch. Northeastern School District 41 Harding Street Manchester, PA 17345	Hartman Run	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Fairview Township York County	PAR-10-Y411	South Ridge Chester Snavelly P. O. Box 0886 Camp Hill, PA 17011-0888	Yellow Breeches	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Windsor Township York County	PAR-10-Y405	Crestview Mobile Home Park Ext. Keystone Park Properties P. O. Box 550 Elizabeth, PA 17022	Unt. Kreutz Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Luzerne County Hanover Township	PAR10R186	Earth Conservancy Luzerne Co. Recreation Fields 101 Main St. Ashley, PA 18706	Sugar Notch Run	Luzerne CD (570) 674-7991
<i>General Permit Type—PAG-3</i>				
<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Montgomery County Plymouth Township	PAR150007	Spray Products Corporation P. O. Box 737 Norristown, PA 19404-0737	Diamond Run	Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Bucks County Upper Hanover Township	PAR230072	Air Liquide America Corporation 19 Steel Road West Morrisville, PA 19067	Biles Creek	Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Franklin County Antrim and Montgomery Townships	PAR403501	Waste Management Disposal Services of Pennsylvania, Inc. Mountain View Reclamation 9446 Letzburg Road Greencastle, PA 17225	UNT to Conococheague Creek	Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Berks County Hamburg Borough	PAR203591	William Abate Atchison Casting Corporation Empire Steel, Inc. P. O. Box 14867 Reading, PA 19612-4867	Schuylkill River	Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Berks County Reading City	PAR153504	Morton Powder Coatings P. O. Box 15209 Reading, PA 19612-5209	Tulpehocken Creek	Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Clearfield County Bradford Township	PAR704809	Site Pennsylvania Holding LLC 450 Lexington Ave. 37th Floor New York, NY 10017	W. Br. Susquehanna	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664

*General Permit Type—PAG-4*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Allegheny County South Fayette Township	PAG046188	Emil Radinick 924 Millcourt Bridgeville, PA 15017	Tributary to Fishing Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Somerset County Jenner Township	PAG046190	Edward Conner 114 Hawk Lane Somerset, PA 15501	Coal Run, Tributary of Beaverdam Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Westmoreland County East Huntingdon Township	PAG046191	Charles L. Mayers 308 McClerge Avenue Herminie, PA 15637	Anderson Run Tributary to Jacobs Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Greene Township Erie County	PAG048620	William Brooks, Jr. 8928 Horseshoe Drive Erie, PA 16510	Unnamed Tributary of Fourmile Creek	Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

*General Permit Type—PAG-5*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Washington County Monongahela	PAG056134	Pennzoil-Quaker State Company P. O. Box 2967 Houston, TX 77252-2967	Dry Run Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

*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>
Northampton County Lower Mount Bethel Township	PAG09-2206	Allstate Septic Systems 5167 Berry Hollow Road Bangor, PA 18013		Northeast Regional Office 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511

**SEWAGE FACILITIES ACT  
PLAN APPROVAL**

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, 400 Market Street Floor 2, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. 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 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.

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

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

**Foster Township, Schuylkill County**

The Department has completed its review of the Act 537 Sewage Facilities Plan for Foster Township (Plan). The Department has found that the Plan is now acceptable and hereby grants planning approval.

The chosen alternative consists of: construction of a sewerage collection system and a sewerage conveyance system to serve the Buck Run, Mount Pleasant, and Glendower Planning Areas; and the implementation of a Sewage Management Program for the Glen Carbon and Airport Planning Areas. The sewer system will connect with Foster Township's existing pump station/force main located on Route 901. Foster Township's Sewer System will connect with the Schuylkill County Municipal Authority's (SCMA) Sewer System. The wastewater will be treated at the SCMA's Wastewater Treatment Plant, located in the Borough of Gordon.

The Department's review of the Plan has not identified any significant environmental impacts resulting from the proposals. In accordance with the Pennsylvania Sewage Facilities Act and 25 Pa. Code Chapter 71, the Department will hold Foster Township responsible for the complete and timely implementation of the chosen alternative.

**Butler Township, Cass Township and Foster Township, Schuylkill County**

The Department has completed its review of a plan titled, "Act 537 Plan Update Revision for the Borough of Gordon and Sections of Butler, Cass and Foster Townships, Schuylkill County, Pennsylvania." The Plan was prepared by the Schuylkill County Municipal Authority (SCMA) for Butler, Cass and Foster Townships. The Department has found that the Plan is now acceptable and hereby grants planning approval.

The Planning Area consists of:

- The SCMA's interceptor (that receives wastewater from sections of Butler Township, Cass Township and Foster Township)/Wastewater Treatment Plant (WWTP), located in the Borough of Gordon, and
- Sections of Butler Township, Cass Township and Foster Township. These sections include the areas that are tributary to: the SCMA's interceptor/pump stations/force mains and Foster Township's pump station/force main that conveys/will convey wastewater from the Commonwealth Environmental Systems Landfill and Foster Township to SCMA's treatment plant.

The Plan was written to study what sewer system/WWTP upgrades need to be done to meet the needs of the areas served by the SCMA's interceptor and treatment plant.

The Plan includes the following:

- Upgrades to the sewer system connecting the SCMA's Pumping Station A, located at Rt. 901 and the Schuylkill Highridge Business Park (SHBP), with the SCMA's WWTP, and
- Expansion of the SCMA's WWTP

The SHBP is located in Butler Township, Cass Township and Foster Township. No changes will be made to the SCMA's interceptor, located within the Borough of Gordon.

The Department's review of the Plan has not identified any significant environmental impacts resulting from the proposals. In accordance with the Pennsylvania Sewage Facilities Act, 25 Pa. Code Chapter 71, the Department will hold the SCMA responsible for the complete and timely implementation of the chosen alternative.

**SAFE DRINKING WATER**

**Actions taken 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.*

**Permit No. 1897502/Innovative Technology/Operational.** The Department issued an operation permit to **Crawford Township Authority**, R. R. 2, Box 388, Crawford Township, **Clinton County**. This permit authorizes operation of an Environmental Products Division (EPD) pressure sand filtration plant, storage tanks for finished water, backwash water and raw water, and an intake on Rauchtown Creek.

**Permit No. Emergency Permit.** The Department previously issued an emergency permit for **Galeton Borough Authority**, P. O. Box 222, Galeton, PA 16922, Galeton Borough, **Potter County**, for emergency use of Wetmore Well No. 1.

**Permit No. 4146363.** The Department issued an operating permit to **Harmony Brook, dba Culligan Store Solutions**, 1030 Lone Oak Road, Suite 110, Eagan, MN 55121-2251. To operate eight water vending machines within the Northcentral Region under special permit-by-rule.

**Permit No. Minor Amendment.** The Department issued a construction permit to **United Water Pennsylvania**, 4211 East Park Circle, Harrisburg, PA 17111, Town of Bloomsburg, **Columbia County**. This permit amendment authorizes installation of a powdered activated carbon feed system for taste and odor control at the Bloomsburg Irondale Filtration Plant.

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

**Permit No. 6399504.** Public water supply. **Pennsylvania American Water Company**, P. O. Box 1290, 300 Galley Road, McMurray, PA 15317. *Type of Facility:* Franklin Manor Booster Station. *Permit for Operation Issued:* September 14, 1999.

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

**Permit No. 2599503.** Public water supply. **Lakeview Estate Personal Care Home**, 12430 East Lake Road, North East, PA 16428, has been issued a permit for a potable water supply in North East Township, **Erie County**. *Type of Facility:* Community Water Supply. *Consulting Engineer:* Carol A. Stevens, P.E., 57 Cala Lane, Alum Creek, WV 25003. *Permit to Construct Issued:* September 23, 1999.

**Permit No. 1099503.** Public water supply. **The Municipal Water Authority of Adams Township**, 170 Hutchman Road, Mars, PA 16046, has been issued a permit for the interconnection with West View Water Authority's water system and for installation of distribution lines along Warrendale Road, Route 228, Brickyard Road and the proposed John Quincy Adams Estates subdivision in Adams Township, **Butler County**. *Type of Facility:* Community Water Supply. *Consulting Engineering:* Donald H. Warnick, Gray Warnick Engineer Corp., 662 West New Castle Road, Suite 101, Butler, PA 16001. *Permit to Construct Issued:* September 23, 1999.

## 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:

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

**Five Tower Bridge**, Conshohocken Borough, **Montgomery County**. James M. Connor, P.G., Dames & Moore, 2325 Maryland Road, Willow Grove, PA 19090, has submitted a Final Report concerning remediation of site soil contaminated with PCBs, lead, heavy metals, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons; and groundwater contaminated

with lead, heavy metals, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide health standard.

**CHQ Reproductions**, Warminster Township, **Bucks County**. Louis F. Vittorio, Jr., P.G., EarthRes Group, Inc., P. O. Box 468, Pipersville, PA 18947, has submitted a Final Report concerning remediation of site soil contaminated with BTEX and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide health standard.

**Ford Electronics & Refrigeration Corp.**, Lansdale Borough, **Montgomery County**. Angela K. Gershman, ARCADIS Geraghty & Miller, Inc., 3000 Cabot Blvd., Suite 3004, Langhorne, PA 19047, has submitted a Final Report concerning remediation of site soil contaminated with lead, heavy metals and solvents. The report is intended to document remediation of the site to meet the Statewide health standard.

**Madonna Management Property**, Bensalem Township, **Bucks County**. Thomas J. Brady, IV, RT Environmental Services, Inc., Suite 306, Pureland Complex, 510 Heron Drive, Bridgeport, NJ 08014, has submitted a Remedial Investigation/Final Report concerning remediation of site soil and groundwater contaminated with petroleum hydrocarbons. The report is intended to document remediation of the site to meet Statewide health and site-specific standards.

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

**Nicholas Cianci/Greenville Outparcels, LLC**, 70 Hadley Road, Greenville, PA 16125, Hempfield Township, **Mercer County**, has submitted a Final Report concerning the remediation of soil and groundwater contaminated with BTEX and PHCs. The report intended to document remediation of the site to meet the Statewide health standard. A summary of the final report was published in the *Greenville Record Argus* on July 16, 1999.

## SOLID AND HAZARDOUS WASTE HAZARDOUS WASTE, TREATMENT, STORAGE AND DISPOSAL FACILITIES

**Proposed action on an application for a permit under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a mixed hazardous and radioactive waste storage facility.**

Persons wishing to comment on the proposed action are invited to submit a statement to the Regional Office indicated as the office responsible, within 45 days from the date of this public notice. Comments received within this 45-day period will be considered in the formulation of the final determination regarding this application. Responses should include the name, address and telephone number of the writer; and a concise statement to inform the Regional Office of the exact basis of any comment and the relevant facts upon which it is based. A public hearing may be held if the Regional Office considers the public response significant.

Following the 45-day comment period and/or public hearing, the Department 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.

*Regional Office: Regional Manager, Waste Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**PA 0890090004. Bettis Atomic Power Laboratory.** Operation of a mixed hazardous and radioactive waste storage facility located in West Mifflin Borough, **Allegheny County**. The application for a permit modification to store mixed waste and additional types of hazardous waste was considered for intent to approve by the Regional Office on September 30, 1999.

**OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE**

**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.**

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

**Permit ID No. 301324. Superior Used Tire, Inc.,** 450 Industrial Boulevard, New Kensington, PA 15068. Operation of a waste tire processing facility in the City of New Kensington/City of Lower Burrell, **Westmoreland County**. Permit issued in the Regional Office on September 22, 1999.

**Applications withdrawn 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.**

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

**Permit I. D. No. 100022. Chrin Brothers Sanitary Landfill, Chrin Brothers, Inc.,** 635 Industrial Drive, Easton, PA 18042. A major permit modification for the addition of 26.4 acres adjacent to this municipal waste landfill, located in Williams Township, **Northampton County**, for use as a soil borrow area and other support facilities. The Regional Office received a request to withdraw this application on September 13, 1999; and on September 20, 1999, the application was returned to the applicant.

**Applications denied 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.*

**A. 101539. Dauphin Meadows Landfill, Dauphin Meadows, Inc.** (P. O. Box 68, Route 209, Millersburg, PA 17061). Application for western expansion for a site in Upper Paxton and Washington Townships, **Dauphin County**. The Department determined that the cumulative effects of the known and potential environmental harms of the proposed expansion outweigh the presented benefits. Application denied in the Regional Office August 17, 1999.

**AIR QUALITY  
OPERATING PERMITS**

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

**air contamination sources and associated air cleaning devices.**

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

**36-03084: Lancaster Aluminum Co., Inc.** (Ten Wynfield Drive, Lititz, PA 17543), on September 22, 1999, for operation of a secondary aluminum production facility in Warwick Township, **Lancaster County**.

**38-318-015B: Alcoa, Inc.** (3000 State Drive, Lebanon, PA 17042), on September 22, 1999, for operation of an aluminum coil/foil coating line controlled by a catalytic incinerator in South Lebanon Township, **Lebanon County**.

**67-02001A: J. E. Baker Co.** (P. O. Box 1189, York, PA 17405-1189), on September 22, 1999, for operation of a refractory production facility at 222 East Market Street in West Manchester Township, **York County**.

**67-310-006D: York Building Products Co., Inc.** (P. O. Box 1708, York, PA 17405), on September 24, 1999, for operation of a stone crushing plant controlled by baghouses at the Lincoln Stone Quarry in Jackson Township, **York County**. This source is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

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

**V95-085: Episcopal Hospital** (100 East Lehigh Avenue, Philadelphia, PA 19104), issued a Title V Operating Permit for operation of a medical waste incinerator controlled by a scrubber, two 475 HP boilers, a 100 HP heat recovery boiler and four emergency generators in the City of Philadelphia, **Philadelphia County**.

**V96-022: University of Pennsylvania Health System, Presbyterian Medical Center** (51 North 39th Street, Philadelphia, PA 19104), issued a Title V Operating Permit for operation of a not-for-profit hospital which includes two 400 HP boilers, a 200 HP boiler, an infectious waste incinerator that burns 0, 1, 2, 3 and 4 wastes at 750 lbs/hr, a 150 HP heat recovery boiler and four emergency generators in the City of Philadelphia, **Philadelphia County**. The facility's air emissions control device is a scrubber for the incinerator.

**V95-065: Albert Einstein Medical Center** (5501 Old York Road, Philadelphia, PA 19104), issued a synthetic minor operating permit for operation of a medical waste incinerator controlled by a scrubber, a 900 HP boiler, three 300 HP boilers, a 10.5 MMBTU/hr co-gen unit, a 1225 kW peak-shaving generator and six emergency generators in City of Philadelphia, **Philadelphia 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.**

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

**06-03106: Behringer Saws, Inc.** (721 Hemlock Road, Morgantown, PA 19543), on September 24, 1999, for construction of a paint spray booth at the Morgantown Plant in Caernarvon Township, **Berks County**.

**06-301-095A: Joseph D. Giles Funeral Home, Inc.** (21 Chestnut Street, Mohnton, PA 19540-1925), on September 22, 1999, for construction of a crematory at 21 Chestnut Street in Mohnton Borough, **Berks County**.

**67-03054A: York Mold, Inc.** (3865 North George Street, Manchester, PA 17345), on September 24, 1999, for modification of a battery terminal manufacturing plant in East Manchester Township, **York County**.

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

**PA-65-788H: Sony Electronics, Inc.** (1001 Technology Drive, Mt. Pleasant, PA 15666), on September 13, 1999, for operation of FD frit seal oven at Pittsburgh Mfg. Center in Mt. Pleasant Township, **Westmoreland County**.

**PA-65-706A: Jeannette Specialty Glass** (P. O. Box 99, North Fourth Street, Jeannette, PA 15644), on September 13, 1999, for operation of continuous glass melting tank at Jeannette Shade & Novelty in Jeannette, **Westmoreland County**.

**PA-30-087A: Cyprus Emerald Resources Corp.** (145 Elm Drive, P. O. Box 1020, Waynesburg, PA 15370), on September 13, 1999, for operation of coal preparation plant at the Emerald Mine Prep Plant in Franklin Township, **Greene County**.

**PA-04-468C: SH Bell Co.** (644 Alpha Drive, P. O. Box 11495, Pittsburgh, PA 15238), on May 4, 1999, for operation of loadout shed at East Liverpool Terminal in Ohioville Borough, **Beaver County**.

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

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

**PA-09-0005: 3M Co.** (2201 Green Lane, Bristol, PA 19007), on September 16, 1999, for operation of an adhesive formulation process in Bristol Township, **Bucks County**.

**46-322-007: Waste Management Disposal Services of PA** (1425 Sell Road, Pottstown, PA 19464), on September 16, 1999, for operation of a municipal solid waste landfill in West Pottsgrove Township, **Montgomery County**.

**46-313-117D: Merck & Co., Inc.** (770 Sumneytown Pike, West Point, PA 19486), on September 26, 1999, for operation of a catalytic oxidizer in Upper Gwynedd Township, **Montgomery County**.

**23-313-041A: Sunoco, Inc. (R&M)** (Delaware Avenue and Green Street, Marcus Hook, PA 19061), on September 26, 1999, for operation of organic chemical production in Marcus Hook Borough, **Delaware County**.

**PA-46-0036: Ford Electronics & Refrigeration LLC** (2750 Morris Road, Lansdale, PA 19446), on September 27, 1999, for operation of selective soldering machine no. 6 in Worcester Township, **Montgomery County**.

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

**21-323-014A: L. B. Smith, Inc.** (2001 State Road, Camp Hill, PA 17011), on September 13, 1999, to authorize temporary operation of chrome plating tanks con-

trolled by a fume suppressant and three-stage mist eliminator, covered under this Plan Approval until January 10, 2000, in Lower Allen Township, **Cumberland County**. This source is subject to 40 CFR Part 63, Subpart N of the National Emission Standards for Hazardous Air Pollutants.

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

**26-305-034: Matt Canestrone Contracting, Inc.** (P. O. Box 234, Belle Vernon, PA 15012), on September 13, 1999, for installation of loading/unloading/stockpiling at LaBelle Site in Luzerne Township, **Fayette County**.

**PA-65-093A: Hyde Park Foundry** (Railroad Street, P. O. Box 187, Hyde Park, PA 15641), on September 13, 1999, for operation of magnesium inoculation in Hyde Park Borough, **Westmoreland County**.

**PA-04-033A: Nova Chemicals, Inc.** (400 Frankfort Road, Monaca, PA 15061), on September 13, 1999, for operation of D2 liquid lube dylite process at the Beaver Valley Plant in Pottery Township, **Beaver 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

**56663112.** Permit Renewal for Reclamation only, **Reimer, Inc.** (1576 Stoystown Road, P. O. Box 260, Friedens, PA 15541), for continued restoration of bituminous-auger strip mine in Stoneycreek Township, **Somerset County**, affecting 431.3 acres, receiving stream to unnamed tributary of/and to Boone Run; and to Clear Run. Application received July 1, 1999; issued September 22, 1999.

**07890101.** Permit Renewal, **Cooney Brothers Coal Company** (Box 246, Cresson, PA 16630), for continued restoration of bituminous strip mine in Logan Township, **Blair County**, affecting 112.0 acres, receiving stream an unnamed tributary to Kittanning Run and an unnamed tributary to Little Laurel Run. Application received July 14, 1999; issued September 22, 1999.

**56890105.** Permit Renewal for reclamation only, **PBS Coals, Inc.** (P. O. Box 260, Friedens, PA 15541), for continued restoration of bituminous strip mine in Shade Township, **Somerset County**, affecting 245.0 acres, receiving stream Coal Run, Little Dark Shade Creek, unnamed tributary to Clear Run. Application received July 1, 1999; issued September 22, 1999.

**56880109.** Permit Revision, **PBS Coals, Inc.** (P. O. Box 260, Friedens, PA 15541), for the purpose of reconstructing two stream channels and a request for a stream variance for the purpose of constructing a haul road stream crossing in Brothersvalley Township, **Somerset County**, affecting 154.2 acres, receiving stream unnamed tributaries of Bluelick Creek and Bluelick Creek. Application received July 30, 1999; issued September 22, 1999.

**32950101.** Permit renewal for reclamation only, **M. B. Energy, Inc.** (P. O. Box 1319, Indiana, PA 15701), for continued restoration of a bituminous-auger strip mine in Brushvalley Township, **Indiana County**, affecting 183.5 acres, receiving stream Blacklick Creek. Application received September 10, 1999; issued September 22, 1999.

**32940105.** Permit renewal for reclamation only, **Kent Coal Mining Company** (P. O. Box 219, Shelocta, PA 15774), for continued restoration of a bituminous-auger-beneficial use of ash strip mine in Center Township, **Indiana County**, affecting 180.0 acres, receiving stream unnamed tributary to Yellow Creek. Application received September 10, 1999; issued September 22, 1999.

**56813011.** Permit Renewal for reclamation only, **Zubek, Inc.** (173 House Coal Road, Berlin, PA 15530), for continued restoration of a bituminous strip mine in Stonycreek Township, **Somerset County**, affecting 73.6 acres, receiving stream Reitz Creek. Application received September 13, 1999; issued September 22, 1999.

**11940106.** Permit Renewal, **Sky Haven Coal, Inc.** (R. D. 1, Box 180, Penfield, PA 15849), for continued operation and restoration of bituminous strip mine in White Township, **Cambria County**, affecting 142.4 acres, receiving stream unnamed tributaries to Dutch Run and Dutch Run to Beaver Dam Run to Clearfield Creek. Application received July 27, 1999; issued September 22, 1999.

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

**17980117.** **Junior Coal Contracting, Inc.** (R. R. 3, Box 225-A, Philipsburg, PA 16866), commencement, operation and restoration of a bituminous surface mine permit in Decatur Township, **Clearfield County**, affecting 75.6 acres. Receiving streams: Laurel Run and Little Laurel Run to Laurel Run, Laurel Run to Moshannon Creek; Moshannon Creek to West Branch Susquehanna River. Application received July 27, 1998. Permit issued September 10, 1999.

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

**54930102RC7.** **Harriman Coal Corporation** (978 Gap Street, Valley View, PA 17983), renewal and correction of an existing anthracite surface mine operation in Porter Township, **Schuylkill County** affecting 460.0 acres, receiving stream—East Branch Rausch Creek. Correction issued September 20, 1999.

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

*Coal Applications Withdrawn*

**17980108.** **Urey Coal Company** (222 Forest Ridge Road, Indiana, PA 15701), commencement, operation and restoration of a bituminous surface mine permit in Jordan Township, **Clearfield County** affecting 154 acres. Receiving streams: North Witmer Run, Holes Run, Davidson Run. Application received April 15, 1998. Application withdrawn September 23, 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.

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**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.)

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

**E23-383.** Encroachment. **Sun Pipe Line Company**, Ten Penn Center, 1801 Market Street, Philadelphia, PA 19103-1699. To install and maintain two 24-inch petroleum pipelines across Exceptional Value (EV) Palustrine open water/emergent mixed wetlands. This work is associated with the Terminal One Expansion Project at the Philadelphia International Airport. Wetland disturbance will be avoided by utilizing the directional drilling techniques. The project is located just north of the Philadelphia International Airport, between SEPTA High Speed Line Right-of-way and Ramp A which connects Industrial Highway (S. R. 0291) to Interstate 95 (Lansdowne, PA USGS Quadrangle N: 0.05 inch, W: 0.7 inch) in Tinicum Township, **Delaware County**.

**E15-611.** Encroachment. **Warwick Township**, 2500 Ridge Road, Elverson, PA 19520 and **East Nantmeal Township**, 3383 Conestoga Road, Glenmoore, PA 19343. To remove an existing bridge, and to construct and maintain a bridge with a clear span of 25 feet and an underclearance of 3 feet 10 inches across the South Branch of French Creek (EV, TSF). This project is located along James Mill Road, approximately 3,100 feet north of its intersection with Nantmeal Road (Elverson, PA Quadrangle N: 4.25 inches; W: 0.45 inch) in East Nantmeal and Warwick Township, **Chester County**.

**E15-578.** Encroachment. **352 Associates**, 50 Exeter Avenue, Haverford, PA 19041. To perform the following activities associated with the proposed MKS Shopping Center: 1. To construct and maintain a 6-inch sanitary sewer line across an unnamed tributary to Valley Creek (EV). 2. The placement and maintenance of a stormwater outfall structure (EW No. 1) along the 100-year floodway of an unnamed tributary of Valley Creek (EV). 3. To place and maintain fill in 0.08 acre of wetland (PEM) for the construction of subterranean stormwater management and parking facility associated with the proposed food market. The project is located immediately north of intersection of Sproul Road (S. R. 0352) and Lincoln Highway (S. R. 0030), (Malvern, PA Quadrangle, N: 6.9-inch; W: 8.40-inch) in East Whiteland Township, **Chester County**. The applicant has met the regulatory requirements for wetland replacement by providing a monetary contribution to the Pennsylvania Wetland Replacement Fund.

**E15-609.** Encroachment. **Eastern Shore Natural Gas**, 350 South Queen Street, Dover, DE 19901. To construct, operate and maintain approximately 4.7 miles of 16-inch natural gas line which will require six crossings of two tributaries of the West Branch of White Clay Creek (TSF-MF) and four crossings of a tributary to the East Branch of Big Elk Creek (HQ-TSF-MR) and adjacent wetlands. Total impact to the wetland will be 1.39 acres. The proposed pipeline will be situated within an existing 35-foot wide Eastern Shore Natural Gas Company (ESNG) pipeline easement located between the Dalesville Compressor Station and the northern side of State Road (beginning at Oxford, PA Quadrangle N: 19.2 inches; W: 1.9 inches and ending West Grove, PA Quadrangle N: 9.2 inches; W: 15.4 inches) in Londonderry and Penn Townships, **Chester County**.

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

**E39-366.** Encroachment. **The Residuary Trust of Andrew Yastishok**, 6500 Chapmans Road, Allentown, PA 18106. To construct and maintain a 36-inch R.C.P. stormwater outfall structure along the left bank of Little Lehigh Creek. The project, associated with the Harvest Fields Residential Subdivision, is located south of S. R. 2012 approximately 0.2 mile west of its intersection with S. R. 2017 (Allentown West, PA Quadrangle N: 8.3 inches; W: 7.8 inches) in Lower Macungie Township, **Lehigh County**.

**E48-271.** Encroachment. **Hercules Cement Company**, 501 Center Street, Stockertown, PA 18083-0609. To construct and maintain an 18-inch C.M.P. stormwater outfall structure and associated energy dissipater along the eastern streambank of Bushkill Creek and to maintain an existing limestone rock retaining berm in the 100-year floodway to control sediment laden runoff from an existing cement kiln dust (CKD) pile. The project is located northwest of the intersection of S. R. 0033 and S. R. 0191 (Wind Gap, PA Quadrangle N: 1.0 inch; W: 3.5 inches) in Stockertown Borough and Upper Nazareth Township, **Northampton County**.

**E54-267.** Encroachment. **Pine Grove Township**, R. R. 4, Box 260-A, Pine Grove, PA 17963. To remove the existing structure and to construct and maintain a road crossing of Swope Valley Run, consisting of twin 14.0 foot x 5.0 foot precast concrete box culverts with their inverts depressed 1.0 foot below streambed elevation. The project is located along T-649 (Swope Valley Road), approximately 0.3 mile southwest of the intersection of T-649 and S. R.

0645 (Pine Grove, PA Quadrangle N: 3.8 inches; W: 2.3 inches), in Pine Grove Township, **Schuylkill County**.

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

**E01-202.** Encroachment. **Gettysburg Municipal Authority**, 601 East Middle Street, Gettysburg, PA 17325. To construct and maintain a 16-inch diameter water transmission main along Pumping Station Road and Long Lane. The new main will cross four waterways: (1) Willoughby Run (WWF) west of Black Horse Tavern Road, north of Millerstown Road (2) Stevens Run (WWF) west of Emmittsburg Road and Long Lane (3) unnamed tributary no. 1 to Willoughby Run (WWF) east of West Confederate Avenue and (4) unnamed tributary No. 2 to Willoughby Run (WWF) east of crossing No. 3. Crossings will be located in Gettysburg Borough and Cumberland Township, **Adams County**. The project will pass through the Gettysburg National Military Park. Western end of project located at (Fairfield, PA Quadrangle N: 8.5 inches; W: 3.5 inches) and eastern end of project is located at (Gettysburg, PA Quadrangle N: 14.25 inches; W: 15 inches). This permit also includes 401 Water Quality Certification.

**E06-523.** Encroachment. **Berks County Commissioners**, 633 Court St., Reading, PA 19601. To remove an existing structure and to construct and maintain a bridge having a clear span of 46.5 feet and an underclearance of 9 feet, to construct a temporary road crossing and to fill 0.04 acre of wetlands across the channel of Kershner Creek (WWF) at a point at Woodland Road (T-759) (Hamburg, PA Quadrangle N: 7.75 inches; W: 13.6 inches) for the purpose of replacing a structurally deficient bridge in Windsor Township, **Berks County**. The amount of wetland impact is considered a de minimis impact of 0.04 acre and wetland mitigation is not required. This permit also includes 401 Water Quality Certification.

**E06-524.** Encroachment. **Womelsdorf Sewer Authority**, R. R. 2 Box 22, Womelsdorf, PA 19567. To construct and maintain a 6-inch waterline across the channel of a tributary to Tulpehocken Creek (WWF) at a point immediately upstream of its mouth (Womelsdorf, PA Quadrangle N: 22.25 inches; W: 8.4 inches) in Heidelberg Township, **Berks County**. This permit was issued under § 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E07-313.** Encroachment. **Blair Senior Services, Inc.**, 1320 12th Street, Altoona, PA 16601. To place fill in 0.11 acre of wetlands for the purpose of constructing an 8,000 square foot Tyrone Senior Center and associated vehicle parking area located along the south side of 3rd Street about 700 feet north of its intersection with Washington Avenue (Tipton, PA Quadrangle N: 7.4 inches; W: (0.65 inch) in the Borough of Tyrone, **Blair 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.

**E22-394.** Encroachment. **Dermody Properties**, David Loring, 1200 Financial Blvd, Reno, NV 89502. To place fill in 0.36 acre of wetlands and 0.69 acre of open water to construct a warehouse distribution center along a tributary to Beaver Creek at a point west of the Route 81/Route 39 Intersection (Hershey, PA Quadrangle N: 18.5 inches; W: 15.8 inches) in West Hanover Township, **Dauphin County**. The permittee will provide a mini-

mum of 0.36 acre of replacement wetlands. This permit also includes 401 Water Quality Certification.

**E28-256.** Encroachment. **Greenridge Farms, Inc.**, 11144 Old Forge Road, Waynesboro, PA 17268. To remove the existing structure and to construct and maintain twin 48-inch diameter reinforced concrete pipe (RCP) culverts by 60 feet in the channel of an unnamed tributary to East Branch Antietam Creek (locally called Bailey Run) (CWF) to widen the roadway width of Pineridge Drive for a development called Woodcrest Development, Section F-1 located about 0.9 mile southwest of Glen Forney Village (Waynesboro, PA Quadrangle N: 1.7 inches; W: 1.4 inches) in Washington Township, **Franklin County**. This permit was issued under § 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E38-126.** Encroachment. **TEPPCO**, Hwy. 136 W, Greensburg, PA 15601. To construct and maintain 8 inches of rock riprap over 50 feet of exposed pipeline and along the stream banks. The purpose of the project is to provide protective cover over approximately 50 feet of exposed section of a 6 inch petroleum products pipeline (Line A-3) across Snitz Creek (TSF) located about 250 feet downstream of Tice Lane (Lebanon, PA Quadrangle N: 5.9 inches; W: 4.0 inches) in Cornwall Borough, **Lebanon County**. This permit was issued under § 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E67-659.** Encroachment. **PA Dept. of Transportation**, John Rautzahn, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103. To remove an existing structure and to construct and maintain a double span bridge with each span being 84 feet (normal) with a minimum underclearance of 21.8 feet on SR 3065, Section 002, Segment 0010, Offset 0069 (North George Street) over Codorus Creek (York, PA Quadrangle N: 17.4 inches; W: 14.3 inches) in the City of York, **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.*

**E18-272.** Encroachment. **PA Department of Conservation and Natural Resources**, Bureau of Forestry, P. O. Box 8451, Harrisburg, PA 17105-8451. To remove the existing structure and to construct and maintain a single span concrete box beam bridge with a total clear span of 32 feet, skew of 49 degrees, and a minimum underclearance of 3.7 feet across Gottshall Run located on Gottshall Road approximately 700 feet west of Route 880 (Carroll, PA Quadrangle N: 17.8 inches; W: 16.7 inches) in Crawford Township, **Clinton County**. This permit also authorizes a temporary stream crossing for construction vehicles only. This permit was issued under § 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E19-194.** Encroachment. **Franklin Township Supervisors**, 277 Long Woods Road, Catawissa, PA 17820-9627. To 1) construct endwall/wingwalls for two existing 30-inch culverts and maintain the two improved 30-inch corrugated metal pipe stream crossings; 2) construct and maintain eight 10 feet by 6 foot by 1 foot cross-drain R-4 outfalls; 3) resurface with crushed limestone and maintain 3,610 linear feet of an existing dirt road in the floodplain of an unnamed tributary of Roaring Creek, all of which are located on the northern most 3,610 feet of T-308 (Danville, PA Quadrangle between N: 2.6 inches; W: 3.72 inches and N: 3.6 inches; W: 2.70 inches) in Franklin Township, **Columbia County**. This permit was issued

under § 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.*

**E63-296.** Encroachment. **McGrew Welding Company, Inc.**, P. O. Box 87, Donora, PA 15033. To amend Permit No. E63-296 to construct and maintain a 1,244.0-foot long by 104.0-foot long (max.) barge mooring facility in the channel of and along the left bank of the Monongahela River, to construct and maintain a conveyor on the left bank of the stream and to perform periodic maintenance dredging for the purpose of expanding the existing facility. The facility is located at River Mile 38.15 (Donora, PA Quadrangle N: 6.95 inches; W: 15.80 inches) in Carroll Township, **Washington County**.

*Permits Issued and Actions on 401 Certification*

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

**E10-299.** Encroachment. **Butler County Commissioners**, P. O. Box 1208, Butler, PA 16003-1208. To remove the existing Harmony Bridge and to construct and maintain a composite steel girder bridge having a clear, normal span of 115 feet and a minimum underclearance of 15.5 feet across Connoquenessing Creek on Mercer Road (T-335) approximately 4,000 feet south of S. R. 19 (Evans City, PA Quadrangle N: 9.8 inches; W: 17.2 inches) located in Harmony Borough and Jackson Township, **Butler County**.

**E25-590.** Encroachment. **PA Fish and Boat Commission**, 450 Robinson Lane, Bellefonte, PA 16823. To construct and maintain the following improvements at the Elk Creek Access along Lake Erie at the mouth of Elk Creek (Fairview, PA Quadrangle N: 4.25 inches; W: 16.4 inches) located at Girard Township, **Erie County**. 1. A 20-foot-wide by 1,450-foot-long, 8-inch-thick gravel roadway in the 100-year floodplain of Elk Creek. 2. An 80-foot-long by 60-foot-wide parking lot within the 100-year floodplain of Elk Creek. 3. Five 48-inch-diameter plastic pipe culverts with rock riprap armor in a lagoon on the gravel roadway. 4. A 36-foot-long by 10-foot-wide gabion basket pier with concrete cap along the shore of Lake Erie at the mouth of Elk Creek.

**E33-198.** Encroachment. **Jefferson County Commissioners**, 155 Main Street, Jefferson Place, Brookville, PA 16825. To remove the existing County Bridge No. JC-6 (Windfall Bridge) and to realign approximately 150 feet of the channel of Big Run extending upstream from the bridge and to construct and maintain a prestressed concrete adjacent box beam bridge having a clear span of 80 feet and an underclearance of 7 feet on a 58 degree skew across Big Run on T-528 approximately 0.1 mile east of T-524 (Punxsutawney, PA Quadrangle N: 19.3 inches; W: 1.4 inches) located in Henderson Township, **Jefferson County**.

**E62-349.** Encroachment. **PA Department of Transportation, District 1-0**, 255 Elm Street, P. O. Box 398, Oil City, PA 16301. To remove the existing two-span bridge, excavate along a total of approximately 300 feet of the left bank to 6 inches above normal water level beginning approximately 100 feet upstream of the bridge and extending downstream and to construct and maintain a prestressed concrete adjacent box beam bridge having a clear, normal span of 75 feet and an underclearance of 9 feet across the main channel of Little Brokenstraw Creek on S. R. 0958, Segment 0010, Offset 1222 (Lottsville, PA-NY Quadrangle N: 5.45 inches; W: 7.0 inches). To

remove the existing bridge and to install and maintain a precast reinforced concrete box culvert having a clear, normal span of 20 feet and an underclearance of 6.5 feet in a high flow channel of Little Brokenstraw Creek on S. R. 0958, Segment 0020, Offset 0000 (Lottsville, PA-NY Quadrangle N: 5.7 inches; W: 7.0 inches) located in Freehold Township, **Warren County**. This project will impact a de minimis (0.02 acre total) amount of three wetland areas adjacent to Little Brokenstraw Creek and high flow channel associated with excavation and roadway widening.

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## SPECIAL NOTICES

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### Certified Emission Reduction Credits in Pennsylvania's ERC Registry

Emission reduction credits (ERCs) are surplus, permanent, quantified and Federally enforceable emission reductions used to offset emission increases of oxides of nitrogen (NOx), volatile organic compounds (VOCs) and the following criteria pollutants: carbon monoxide (CO), lead (Pb), oxides of sulfur (SOx), particulate matter (PM), PM-10 and PM-10 precursors.

The Department of Environmental Protection (Department) maintains an ERC registry in accordance with the requirements of 25 Pa. Code § 127.209. The ERC registry system provides for the tracking of the creation, transfer and use of ERCs. Prior to registration of the credits, ERC registry applications are reviewed and approved by the Department to confirm that the ERCs meet the require-

ments of 25 Pa. Code §§ 127.206—127.208. Registration of the credits in the ERC registry system constitutes certification that the ERCs satisfy applicable requirements and that the credits are available for use. The following registered, and certified ERCs in the ERC registry are currently available for use as follows:

- (1) To satisfy new source review (NSR) emission offset ratio requirements;
- (2) To "net-out" of NSR at ERC-generating facilities;
- (3) To sell or trade the ERCs for use as emission offsets at new or modified facilities.

The certified ERCs shown as follows, expressed in tons per year (tpy), satisfy the applicable ERC requirements contained in 25 Pa. Code §§ 127.206—127.208. ERCs created from the curtailment or shutdown of a source or facility expire for use as offsets 10 years after the emission reduction occurs. ERCs generated by the over-control of emissions by an existing facility do not expire for use as offsets. However, credits in the registry which are not used in a plan approval will be discounted if new air quality requirements are adopted by the Department or the United States Environmental Protection Agency (EPA).

For additional information concerning this listing of certified ERCs, contact Virendra Trivedi, Bureau of Air Quality, Division of Permits, Department of Environmental Protection, 12th Floor, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325.

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
American National Can Company County: Lehigh, PA Nonattainment status: Moderate Contact Person: R. M. Rivetna (312) 399-3392	VOCs	166.7	11/06/2002	Trading
National Fuel Gas Supply Corp. Knox Compressor Station County: Jefferson, PA Nonattainment status: Moderate Contact Person: Gary A. Young (814) 871-8657	NOx	145.7	06/30/2002	Internal Use
National Fuel Gas Supply Corp. Roystone Compressor Station County: Warren, PA Nonattainment status: Moderate Contact Person: Gary A. Young (814) 871-8657	NOx	103.3	12/28/2002	Internal Use
U. S. Naval Hospital County: Philadelphia Nonattainment Status: Severe Contact Person: Mark Donato (215) 897-1809	NOx	30.5	3/31/2005	Trading
United States Steel Group County: Bucks Nonattainment Status: Severe Contact Person: Nancy Hirko (412) 433-5914	NOx VOC	1101.7 18.1	8/01/2001	Trading



<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
Lord Corporation Source: Two coal fired boilers County: Erie Ozone nonattainment status: Moderate Contact Person: Robert E. Nipper (814) 868-0924	NOx	9.5	12/20/2004	Trading
Julian B. Slevin, Inc. Recipient/Holder: Ronald W. Lockhart Sandra S. Lockhart Source Location: Lansdowne County: Delaware Ozone nonattainment status: Severe Contact Person: Seth Cooley (215) 979-1838	VOCs	85.22	12/20/2005	Trading
R. R. Donnelley & Sons Co. County: Lancaster Ozone nonattainment status: Moderate Contact Person: David A. York (717) 293-2056	VOCs	33.0		Internal Use
Kurz Hastings Inc. County: Philadelphia Nonattainment Status: Severe Contact Person: Robert Wallace (215) 632-2300	VOCs	323.0	ERCs will be proportionally reduced to comply with MACT standards for rotogravure and flexographic facilities.	Trading
Pennsylvania Electric Company (Penelec) Source Location: Williamsburg Station County: Blair Ozone nonattainment status: Moderate Contact Person: Tim McKenzie (814) 533-8670	NOx VOCs	452.0 3.0	1/18/2001	Trading
Sharon Steel Corp. Source Location: Farrell County: Mercer Ozone nonattainment status: Moderate Contact Person: Robert Trbovich (412) 983-6161	VOCs	10.7	11/30/2002	Trading
Pennsylvania Power Company (PA Power) Source Location: New Castle Plant County: Lawrence Ozone nonattainment status: Moderate Contact Person: Donald R. Schneider (412) 652-5531	NOx	214.0	4/02/2003	Trading
Ford New Holland, Inc. Source Location: Mountville County: Lancaster Ozone nonattainment status: Moderate Contact Person: William E. Knight (717) 355-4903	NOx VOCs	4.0 78.0	1/22/2003	Trading
Mercersburg Tanning Company Source Location: Mercersburg County: Franklin Ozone nonattainment status: Moderate Contact Person: David W. Warne (717) 765-0746	VOCs	20.0	10/1/2004	Trading

## NOTICES

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<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
I.H.F.P., Inc. Source Location: Milton Borough County: Northumberland Ozone nonattainment status: Moderate Contact Person: Michael West (717) 742-6639	NOx VOCs	24.45 12.88	4/1/2006	Trading
3M Minnesota Mining & Manufacturing Source Name: 1E Coater Source Name: 2E Coater Source Name: 3E Coater Source Name: 4E Coater Source Name: 5E Coater Source Name: 3W Coater Source Name: 4W Coater Plant Location: Bristol, Bucks Ozone nonattainment status: Severe Contact Person: Jeff Muffat (651) 778-4450	VOCs VOCs VOCs VOCs VOCs VOCs VOCs	0.10 0.25 44.80 0.10 17.90 303.65 275.10	5/02/2001 5/06/2001 4/18/2001 4/16/2001 10/18/2001 5/13/2001	Trading
Scranton-Altoona Terminal Corporation Source Location: Pittston Township County: Luzerne Ozone nonattainment status: Moderate Contact Person: John M. Arnold (717) 939-0466	VOCs	18.36	1/1/2003	Trading
Metallized Paper Corporation of America Recipient/Holder: PNC Bank, National Association, assignee (by private lien foreclosure) from Metallized Paper Corp. Source Location: McKeesport County: Allegheny Ozone nonattainment status: Moderate Contact Person: Martin Mueller (412) 762-5263	VOCs	41.7	06/30/2006	Trading
PPG Industries, Inc. Source Location: Springdale Complex County: Allegheny Ozone nonattainment status: Moderate Contact Person: Lori Burgess (412) 274-3884	VOCs	171.82		Trading
York International Corporation Sources: Trichloroethylene Vapor Degreaser (151) Trichloroethylene Vapor Degreaser (152) Source Location: Spring Garden Township County: York Ozone nonattainment status: Moderate Contact Person: Garen Macdonald (717) 771-7346	VOCs VOCs	12.2 2.7	06/01/2006 10/01/2005	Trading
Pennzoil Products Company Source Location: Rouseville County: Venango Ozone nonattainment status: Moderate Contact Person: Lee E. Wilson (814) 678-4649	NOx	31.6	04/15/2002	Trading
REXAM DSI Source Location: Muhlenberg Township County: Berks Ozone nonattainment status: Moderate Contact Person: LeRoy H. Hinkle (610) 916-4248	NOx	9.42	11/22/2005	Trading

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
Avery Dennison Corporation Fasson Roll North America Source Location: Quakertown County: Bucks Ozone nonattainment status: Severe Contact Person: Roy R. Getz (215) 538-6271	VOCs	219.53		Trading
Baldwin Hardware Corporation Source Location: Reading County: Berks Ozone nonattainment status: Moderate Contact Person: D. David Hancock, Jr. (215) 777-7811	VOCs	18.0	7/28/2005	Trading
Magee Rieter Automotive Systems Source Location: Bloomsburg County: Columbia Ozone nonattainment status: Moderate Contact Person: Tim Bergerstock (717) 784-4100	NOx VOCs	0.39 0.02	4/17/2006	Internal Use
Congoleum Corporation Source Location: Marcus Hook County: Delaware Ozone nonattainment status: Severe Contact Person: Robert G. Rucker (610) 485-8900	VOCs NOx	0.9 5.2		Trading
CNG Transmission Corporation Source Location: Leidy Township County: Clinton Ozone nonattainment status: Moderate Contact Person: Sean R. Sleight (304) 623-8462	NOx VOCs	39.28 0.55	10/27/2004	Internal use and trading
Bethlehem Structural Products Corp. Source Location: Bethlehem County: Northampton Ozone nonattainment status: Moderate Contact Person: R. J. Koch (610) 694-2307	NOx VOCs	963.0 21.0	Varies from 11/18/2005 to 3/3/2007	Trading
Morgan Adhesives Company (MACtac) Source Location: Scranton County: Lackawanna Ozone nonattainment status: Moderate Contact Person: Tim Owens (330) 688-1111	VOCs	75	6/30/2008	Trading
Pennsylvania Electric Company (Penelec) Source Location: Front St. Station County: Erie Ozone nonattainment status: Moderate Contact Person: Tim McKenzie (814) 533-8670	NOx	1477.9	1/18/2001	Trading
Armstrong World Industries, Inc. Source: No. 1 Rotogravure Printing Line County: Lancaster Ozone nonattainment status: Moderate Contact Person: Jack Headley (717) 396-2031	VOCs	41.1	10/1/2007	Trading
Crown Cork & Seal Co. Inc. Source: Sheet Coating and Decorating Lines Ozone nonattainment status: Severe Contact Person: Robert G. Vatistas (215) 698-5308	VOCs NOx	286.5 10.1	Varies from 1/11/2002 to 2/27/2008	Trading

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
SUPERPAC, Inc. Source Location: Southampton County: Bucks Ozone nonattainment status: Severe Contact Person: Robert Stull (215) 322-1010	VOCs	26.91	Varies from 3/29/2001 to 9/30/2003	Trading
ICI Paints North America Source Location: Reading, Glidden Plant County: Berks Ozone nonattainment status: Moderate Contact Person: Bruce F. Maco (610) 376-8320	VOCs	35.0	12/18/2005	Trading
Meritor Heavy Vehicle Systems LLC Source Location: New Castle County: Lawrence Ozone nonattainment status: Moderate Contact Person: Harry Klodowski (412) 281-7997	NOx VOCs	64.2 13.4	5/31/2003	Trading
National Fuel Gas Supply Corporation Sources: Generators, #1 Source Location: Ellisburg Station County: Potter Ozone nonattainment status: Moderate Contact Person: Gary A. Young (814) 871-8657	NOx VOCs CO	16.14 1.95 13.85	2/1/2009	Internal Use

#### Quarterly Summary of ERC Transaction

The following ERC transactions are approved by the Bureau of Air Quality, Department of Environmental Protection, Commonwealth of Pennsylvania. The ERC transaction requirements are specified in 25 Pa. Code § 127.208.

##### **ERC Generating Facility Information**

ERC Generating Facility Name: Cabinet Industries, Inc.  
Location of Source: Water Street Plant, Montour County, PA  
Certified ERCs (tpy): 28.45 tons per year of VOCs  
Amount of ERCs traded to Purchaser/Recipient: 28.45 tpy of VOCs  
Date of ERCs Transfer: July 20, 1999  
ERCs available for future use: 0

##### **Purchaser/Recipient of ERCs**

Purchaser/Recipient of ERCs: Wood Mode Incorporated  
Location of Source: Kreamer, Snyder County, PA  
VOCs credits used: 0  
VOCs credits available for future use: 28.45 tpy

[Pa.B. Doc. No. 99-1715. Filed for public inspection October 8, 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](http://www.dep.state.pa.us)) at the Public Participation Center. The "January 1999 Inventory" heading is the Governor's List of Nonregulatory Documents. The "Search the Inventory of Technical Guidance Documents" heading is a database of the Inventory. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

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

##### *Ordering Paper Copies of DEP 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: 562-4000-101 Title: Water Supply Replacement and Compliance Description: This guidance provides direction to District Mining staff by establishing the

procedures to be followed for replacing water supplies that are adversely affected by surface mining or by underground bituminous coal mining activities. Effective Date: October 18, 1999 Contact: Evan Shuster at (717) 787-5103.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 99-1716. Filed for public inspection October 8, 1999, 9:00 a.m.]

## DEPARTMENT OF LABOR AND INDUSTRY

### Current Prevailing Wage Act Debarments

The contractors referenced as follows have 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 firm or person, 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>
Stiteler Builders, Inc. -and- James Stiteler, individually	1119 Sandstone Road Greensburg, PA 15601	September 10, 1999

JOHNNY J. BUTLER,  
*Secretary*

[Pa.B. Doc. No. 99-1717. Filed for public inspection October 8, 1999, 9:00 a.m.]

### Pennsylvania Conservation Corps; Grants for Projects

Grants for projects related to conservation, recreation, historical preservation, graffiti removal and the repair of institutional vandalism will be available under the Pennsylvania Conservation Corps (PCC) program.

Agencies eligible to apply for PCC projects are:

- The Departments of Labor and Industry, Conservation and Natural Resources, Public Welfare, Corrections, Military and Veterans Affairs, Aging, Education, and Community and Economic Development
- The Pennsylvania Game, Fish and Boat, and Historical and Museum Commissions

- The Pennsylvania Emergency Management Agency
- Local political subdivisions (municipalities and school districts)
- Nonprofit agencies in cities of the first class (for projects involving the removal of graffiti and the repair of institutional vandalism only)

The PCC program is designed to provide work experience and educational opportunities to unemployed young adults as they undertake needed projects on Pennsylvania's public lands. Funds available through the program may be used to purchase approved construction materials and contracted services (political subdivisions must provide a 25% cash match). The wages of corps members and crewleaders are paid directly by the Department of Labor and Industry.

Applications for PCC projects will be accepted from political subdivisions and eligible nonprofits through Friday, January 7, 2000. State agency applications will be accepted through Friday, February 4, 2000.

For more information, or to obtain an application and procedures manual, contact the Pennsylvania Conservation Corps, 1304 Labor & Industry Building, Seventh and Forster Streets, Harrisburg, PA 17120, (717) 783-6385. E-mail inquiries may be directed to pcc@dli.state.pa.us.

JOHNNY J. BUTLER,  
*Secretary*

[Pa.B. Doc. No. 99-1718. Filed for public inspection October 8, 1999, 9:00 a.m.]

## DEPARTMENT OF PUBLIC WELFARE

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

The General Appropriations Act of 1999 (Act No. 1-A) provided funds to increase fees for services rendered by outpatient psychiatric clinics, outpatient partial hospitalization programs and outpatient drug and alcohol clinics. Notification of the increased fees was previously published in the *Pennsylvania Bulletin* on June 26, 1999, as well as in Medical Assistance (MA) Bulletin 28-99-03, 29-99-02, and 33-99-01. However, the Department inadvertently omitted two services and their fees and listed the incorrect fee for one of the services.

By this notice, the Department of Public Welfare announces the correction and/or addition of the following outpatient services and fees to the list previously published in the June 26, 1999 issue of the *Pennsylvania Bulletin*, and in MA Bulletin 28-99-03. The effective date for the additions and/or corrections is July 1, 1999. The codes reflected below are either in addition to, or a revision of, the codes covered by the previous notice and MA Bulletin.

#### Outpatient Drug and Alcohol Clinic Services

<i>Procedure Code</i>	<i>Type of Service</i>	<i>Description of the Procedure</i>	<i>New Fee</i>
W0149	AF	Psychotherapy (Indiv. and Family) after initial 1/2 hour session (qtr. hour increments)	\$13

Outpatient Psychiatric Clinic Services

<i>Procedure Code</i>	<i>Type of Service</i>	<i>Description of the Procedure</i>	<i>New Fee</i>
W0148	70	Psychotherapy (Indiv. and Family) after initial 1/2 hour session (qtr. hour increments)	\$13

Psychiatric Partial Hospitalization Services

<i>Procedure Code</i>	<i>Type of Service</i>	<i>Description of the Procedure</i>	<i>New Fee</i>
W0864	AH	Licensed Children's Partial Hosp. program; adult, per hour	\$14

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

Contact Person

A copy of this notice is available for review at local County Assistance Offices. Interested persons are invited to submit written comments to this notice within 30 days of this publication. These comments should be sent to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Deputy Secretary's Office, Attention: Regulations Coordinator, Room 515 Health and Welfare Building, Harrisburg, PA 17120.

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

FEATHER O. HOUSTOUN,  
*Secretary*

**Fiscal Note:** 14-NOT-218. No fiscal impact; (8) recommends adoption. The cost of these additions and corrections has been budgeted for and can be absorbed by the Medical Assistance—Outpatient appropriation.

[Pa.B. Doc. No. 99-1719. Filed for public inspection October 8, 1999, 9:00 a.m.]

Thursday, October 21, 1999, from 9 a.m. to 3 p.m. in the auditorium of the Pennsylvania Game Commission headquarters located at 2001 Elmerton Avenue in Harrisburg, Pennsylvania.

Persons who wish to present comments on the paper must schedule a 5-minute time slot by calling (717) 772-6512. Speaking slots may be scheduled until 4 p.m., October 15, 1999. Please bring a written copy of your comments to the meeting.

Persons unable to attend either meeting may submit comments in writing to: DPW/OMAP, Bureau of Policy, Budget, and Planning, 789 Eisenhower Boulevard, Harrisburg, PA 17111.

Written comments also will be accepted at the following e-mail address: lehighcap@dpw.state.pa.us

Written comments will be accepted until 4 p.m., November 12, 1999.

FEATHER O. HOUSTOUN,  
*Secretary*

[Pa.B. Doc. No. 99-1720. Filed for public inspection October 8, 1999, 9:00 a.m.]

Public Meeting Notice

The Department of Public Welfare (Department) is announcing the opportunity for public comment on the plan to implement HealthChoices, the mandatory managed care program for Medical Assistance consumers in Pennsylvania, in the Lehigh/Capital Zone. Health Choices was implemented in five counties in the Southeast Zone in 1997 and in 10 additional counties in the Southwest Zone in 1999. The Department is now developing the HealthChoices program for the following 10 counties in the Lehigh/Capital Zone: Adams, Berks, Cumberland, Dauphin, Lancaster, Lebanon, Lehigh, Northampton, Perry and York.

A discussion paper on the plan to implement HealthChoices in the Lehigh/Capital Zone may be obtained by calling (717) 772-6512 or accessing the DPW Web page at: <http://www.dpw.state.pa.us/oma/dpwomap2.asp>

In order to gather comments from all interested parties, the Department will hold two public meetings to discuss the Department's plans to implement HealthChoices in the Lehigh/Capital Zone. The first meeting will be held on Monday, October 18, 1999, from 10 a.m. to 3 p.m. in the auditorium of the Allentown State Hospital in Allentown, Pennsylvania and the second meeting will be held on

DEPARTMENT OF REVENUE

Pennsylvania Million Dollar Wheel of Fortune Instant Lottery Game

[Correction]

An error occurred in the document, which appeared at 29 Pa.B. 4736 (September 4, 1999), giving notice of the rules for the new instant lottery game. The error relates to the television stations that will carry the syndicated Wheel of Fortune television game show. The following represents the correct stations and channels:

\* \* \* \* \*

10. Million Dollar Wheel of Fortune Bonus Drawing Entry Requirements:

\* \* \* \* \*

(b) The player shall watch the syndicated Wheel of Fortune television game show Monday through Friday as follows:

<i>Market</i>	<i>Station</i>	<i>Channel</i>
Philadelphia	WPVI	6
Pittsburgh	WPXI	11
Scranton/Wilkes-Barre	WBRE	28
Harrisburg	WHP	21

<i>Market</i>	<i>Station</i>	<i>Channel</i>
Johnstown	WATM	23
Erie	WSEE	35

\* \* \* \* \*

ROBERT A. JUDGE, Sr.,  
*Secretary*

[Pa.B. Doc. No. 99-1721. Filed for public inspection October 8, 1999, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Retention of Engineering Firms

#### Bedford, Blair, Cambria, Fulton, Huntingdon and Somerset Counties

#### Project Reference No. 08430AG2425

The Department will retain each of the two (2) engineering firms for an Open-End Contract for engineering and/or environmental services on various projects located in Engineering District 9-0, that is Bedford, Blair, Cambria, Fulton, Huntingdon and Somerset Counties. Each Contract will be for a sixty (60) month period with projects assigned on an as-needed basis. The maximum amount of each Open-End Contract will be \$2.0 million. The Modified Selection Process will be used.

The Department will establish an order of ranking of a minimum of five (5) firms for the purpose of negotiating two (2) Open-End Contracts based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

a. Specialized experience and technical competence of the firm. Firms must demonstrate an ability to analyze available data to make decisions to develop plans in a timely and cost effective manner.

b. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on Open-End Contracts. The firms will also be evaluated on customer satisfaction, including accessibility, cooperation, and attitude toward previous projects.

c. The firms selected must be capable of providing adequate leadership and human resources to effectively complete multiple work orders of a similar or diverse nature. Strategic planning and organization is required for prompt turnaround time.

d. Firms must demonstrate their ability to communicate ideas and/or practices across units, including subconsultant, to improve the design process and better meet the requirements of the Department.

e. Relative size of firm to size of projects that may be completed under this Contract.

f. Location of firm with respect to the District Office.

The selected firm will be required to provide necessary professional engineering and environmental services, material and equipment necessary to collect, analyze, map and organize data; conduct preliminary engineering alternative analyses; assess impacts; conduct agency and public involvement activities; prepare reports; design mitigation plans; and prepare engineering and environmental analyses.

The work and services required under these Contracts may encompass a wide range of environmental studies and engineering efforts with the possibility of several different types of projects with short completion schedules being assigned concurrently. The anticipated types of projects include, but not limited to, bridge replacements or bridge rehabilitation with minor approach work, environmental studies, roadway betterments (3R type,) minor capital improvement projects (bridges or roadway), railroad grade crossing projects, and minor location studies, etc.

The engineering work and services which may be required under these Contracts include, but are not limited to, perform field surveys; plot topography and cross sections; prepare submission for utility verification and relocations engineering; prepare all pertinent submissions and materials necessary for the Department to prepare the application to PUC and for the PUC field conference; attend and supply any required information for all PUC meetings and hearings during the design of the project; develop erosion control details and narrative; prepare right of way plans; complete structure designs including type, size and location reports, core boring layouts and foundation designs; develop traffic control plans with narratives; conduct soils investigations and prepare soils reports; investigate utility involvement on projects; provide material for and participate in value engineering reviews; coordinate contacts with railroad officials and procure railroad related costs, permits, and insurance; collect signal timing, accident data and other traffic flow data; evaluate alternatives using benefit/cost analysis; document engineering study findings and activities; develop design review submissions as per applicable Department manuals, procedures and policies; alternative analysis to assess impacts and mitigation; and prepare construction plans, specifications, and estimates.

The areas of environmental study required under the Contract may include, but are not limited to: air quality; noise; energy; vibration; hazardous waste; surface water and ground water quality; surface water and ground water hydrology; terrestrial ecology including threatened and endangered species; wetlands; soils; geology; farmlands; visual quality; socio-economic resources; cultural resources; Section 4(f) Evaluations; early coordination and; scoping correspondence; meeting minutes; public meeting and hearing presentations; visualization materials, handouts and displays; technical basis reports (TBRs) and/or technical files; NEPA environmental documents; Section 106 documents; mitigation plans and reports; wetland and floodplain findings; and preliminary engineering plans, and remote sensing/mapping innovations; The format and content of all documents will be consistent with applicable State and Federal regulations, policies and guidelines.

The preliminary engineering alternative analyses required under these Contracts may include, but are not limited to, engineering required to assess impacts and mitigation; avoid and/or minimize impacts; assess the condition of historic structures; and avoid impacts to Section 4 (f) properties and waters of the United States.

The engineering services and environmental studies identified above are the general work activities that can be expected under these Open-End Contracts. A more specific and project-related Scope of Work will be outlined for each individual Work Order developed under these Open-End Contracts.

This project reference assignment is considered moderately complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and not more than six (6) additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Earl L. Neiderhiser, P.E., District Engineer  
Engineering District 9-0  
1620 N. Juniata Street  
Hollidaysburg, PA 16648  
Attention: Mr. David L. Sherman, P.E.

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

Any technical questions concerning the requirements for this project should be directed to: Mr. David L. Sherman, P.E., District 9-0, at (814) 696-7172.

#### Huntingdon County

##### Project Reference No. 08430AG2426

The Department will retain an engineering firm to provide preliminary engineering plans, perform final design and provide services during construction (shop drawing reviews and consultation during construction) for S. R. 0453, Section 002, in Huntingdon County.

This project consists of constructing a truck-climbing lane near the village of Water Street on S. R. 0453 in Morris Township, Huntingdon County. The project also includes roadway safety improvements to this section of S. R. 0453 totaling 3.1 miles in length. These improvements include roadway widening and rehabilitation, wider shoulders, guide rail updates and drainage improvements. Five (5) existing culvert structures, all with spans between 8 feet and 19 feet, are located within the limits of the truck climbing lane. The estimated construction cost for this project is \$8.0 million. As part of this project, these culverts will be rehabilitated and widened, replaced or eliminated as determined by the preliminary engineering process.

The selected engineering firm will be required to provide a variety of engineering services as indicated below, but not limited to:

1. Preliminary engineering including, but not limited to: type, size and location drawings, and location drawings; Step 9 submission; roadway design; E & S plans; soils and geotechnical reconnaissance; maintenance and protection of traffic; right-of-way investigation; and coordination with utility companies.
2. Preparation of final roadway and structure plans, including, but not limited to: roadway and structure borings; final design; and preparation of plans, specifications, and estimates.
3. Consultation services during construction on as needed basis and shop drawing review.

All engineering services for this project will be performed in accordance with the current Department Metric Design Standards. English measurements will also be included on the plans.

The following factors, listed in order of importance, will be considered by the Department during evaluation of the firms submitting acceptable Letters of Interest:

- a. Specialized expertise and technical compliance.
- b. Project team composition.
- c. Project team experience.
- d. Ability to expedite project and maintain schedule and budget.
- e. Past performance.
- f. Geographic location of the consultant with respect to Engineering District 9-0.

The District will announce the shortlisted firms at an open public meeting to be held in Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648. All candidates that have submitted a Letter of Interest will be notified of the date. Specify a contact person in the Letter of Interest.

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

This project reference assignment is considered moderately complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. Include a copy of the confirmation letter from the Department stating the consultant's current F.A.R. overhead rate. (This letter is not considered as part of the five (5) page maximum). (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Earl L. Neiderhiser, P.E., District Engineer  
Engineering District 9-0  
1620 North Juniata Street  
Hollidaysburg, PA 16648  
Attention: Mr. Terry L. Bouch

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the sixth (6th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Terry L. Bouch, District 9-0, at (814) 696-7171.

#### Erie County

##### Project Reference No. 08430AG2427

The Department will retain an engineering firm to provide the final design and services during construction for S. R. 4034, Section A70 (East Side Access Road). This project is from Broad Street to McClelland Avenue in the City of Erie, Erie County, Engineering District 1-0. The estimated construction cost is \$13.9 million.

The selected firm will be required to perform field surveys, roadway and railroad design, cross sections, soils and geological investigation, erosion and sedimentation control plan, Step 9 field view, right-of-way submission, utility and railway investigation, traffic investigations, prepare structure design and develop final plans for the new roadway. The attendance at various public involvement meetings is required. The consultant will be required to provide material for and attend a safety review meeting; attend various field views to be held on the site;



provide material for and participate in value engineering reviews, and provide efficient project management.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting acceptable letters of interest:

a. Specialized experience and technical competence of firm. The specific experience of individuals who constitute the firms will be considered.

b. Understanding of the Department's requirements, Design Manuals, policies and specifications.

c. Past record of performance with respect to cost control, work quality and ability to meet schedules.

d. Project management skills and public involvement experience. The specific experience of individuals who constitute the firms will be considered.

e. Method of controlling quality of projects and submissions. Consideration will be given to coordination between disciplines, sub-consultants, etc.

f. Location of consultant with respect to the District. This will include ability/provisions for quick responses to District requests.

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

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

The Letter of Interest submission shall be sent to:

Mr. John L. Baker, P.E., District Engineer  
Engineering District 1-0  
255 Elm Street  
Oil City, PA 16301  
Attention: Mr. Michael L. McMullen, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the sixth (6th) day following the date of this Notice.

Engineering District 1-0 will announce the firms that have been shortlisted at an open public meeting to be held in the District Office. All firms that have submitted a letter of interest will be notified of the time and date. Specify two (2) contact persons in the letter of interest.

Any technical questions concerning the requirements for this project should be directed to: Mr. Michael L. McMullen, P.E., District 1-0, at (814) 678-7077 or Mr. Richard R. Paravano, District 1-0, at (814) 677-7080.

#### **General Requirements and Information**

Firms interested in providing the above work and services are invited to submit a Letter of Interest with the required information for each Project Reference Number for which the applicant wishes to be considered.

The Letter of Interest and required information must be submitted to the person designated in the individual advertisement.

The Letter of Interest and required information must be received by the Deadline indicated in the individual advertisement.

All consultants, both prime consultants and subconsultants, who desire to be included in a Letter of Interest must have an Annual Qualification Package on file with the appropriate District Office, by the deadline stipulated in the individual advertisements.

For Statewide projects, all consultants, both prime consultants and subconsultants, who desire to be included in a Letter of Interest must have an Annual Qualification Package on file with the Central Office, Bureau of Design by the deadline stipulated in the individual advertisements.

By submitting a letter of interest for the projects that requests engineering services, the consulting firm is certifying that the firm is qualified to perform engineering services in accordance with the laws of the Commonwealth of Pennsylvania.

Information concerning the Annual Qualification Package can be found in Strike-off Letter No. 433-99-04 or under the Notice to all Consultants published in the February 27, 1999 issue of the *Pennsylvania Bulletin*.

The requirements for Letters of Interest, in addition to the requirements stipulated in the individual advertisement, are as follows:

1. The Letter of Interest must include the project reference number, the firm's legal name, and the firm's federal identification number.
2. Identify the project manager.
3. Identify subconsultants, if any, including DBE/WBE, if required.
4. Identify key project staff.

If a Joint Venture responds to a project advertisement, the Department of Transportation will not accept separate Letters of Interest from the Joint Venture constituents. A firm will not be permitted to submit a Letter of Interest on more than one (1) Joint Venture for the same Project Reference Number. Also a firm that responds to a project as a prime may not be included as a designated subcontractor to another firm that responds as a prime to the project. Multiple responses under any of the foregoing situations will cause the rejection of all responses of the firm or firms involved. The above does not preclude a firm from being set forth as a designated subcontractor to more than one (1) prime responding to the project advertisement.

If a goal for Disadvantaged Business Enterprise (DBE) participation is established for an advertised project, firms expressing interest in the project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st century (TEA-21) and currently certified by the Department of Transportation shall have the opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The TEA-21 requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of Disadvantaged Business Enterprise (DBE). The goal for DBE participation shall be as stated in the individual project advertisement. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act, WBEs or combinations thereof).

September 23, 1999

Proposing DBE firms must be certified at the time of submission of the Letter of Interest. If the selected firm fails to meet the established DBE participation goal, it shall be required to demonstrate its good faith efforts to attain the goal.

Responses are encouraged by small firms, Disadvantaged Business Enterprise (DBE) firms, and other firms who have not previously performed work for the Department of Transportation.

The assignment of the agreement/contract for the above advertisement(s) will be made to one of the firms who submitted an acceptable Letter of Interest in response to the project advertisement. The assignment will be made based on the Department's evaluation of the firm's qualification and capabilities. The Department reserves the right to reject all letters submitted, to cancel the solicitations requested under this Notice, and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 99-1722. Filed for public inspection October 8, 1999, 9:00 a.m.]

## ENVIRONMENTAL QUALITY BOARD

### Cancellation of Meeting

The October 19, 1999, Environmental Quality Board meeting has been canceled. The next meeting is tentatively scheduled for November 16, 1999, at 10 a.m. in Room 105 of the Rachel Carson State Office Building (RCSOB), Harrisburg.

JAMES M. SEIF,  
*Chairperson*

[Pa.B. Doc. No. 99-1723. Filed for public inspection October 8, 1999, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, September 23, 1999, and took the following actions:

#### *Regulations Approved:*

Insurance Department #11-149: Motor Vehicle Physical Damage Appraisers (amends 31 Pa. Code §§ 62.1—62.4).

*Regulation Deemed Approved under Section 5(g) of the Regulatory Review Act—Effective September 10, 1999.*

Department of Public Welfare #14-425: Enumeration (amends 55 Pa. Code § 155.2).

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

Re: IRRC Regulation #14-425 (#1869)  
Department of Public Welfare  
Enumeration

Dear Secretary Houstoun:

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

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

Sincerely,  
Alvin C. Bush,  
Vice Chairperson

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

Public Meeting held  
September 23, 1999

*Insurance Department—Motor Vehicle Physical Damage Appraisers; Regulation No. 11-149*

### Order

On January 27, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Insurance Department (Department). This rulemaking amends 31 Pa. Code §§ 62.1—62.4. The authority for this regulation is found in section 1 through 14 of the Motor Vehicle Physical Damage Appraiser Act (63 P. S. §§ 851—863)(act). The proposed regulation was published in the February 6, 1999 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on August 23, 1999.

The Department is amending Chapter 62 relating to motor vehicle physical damage appraisers to make it consistent with the act. The regulation adds provisions which clarify the licensing requirements and occupational standards for appraisers. The regulation also specifies items which must be listed on the appraisal and disclosure requirements designed to protect consumers.

We have reviewed this regulation and find it to be in the public interest. The regulation clarifies licensing requirements for appraisers and eliminates provisions which repeat or are inconsistent with the act.

*Therefore, It Is Ordered That:*

1. Regulation No. 11-149 from the Insurance Department, as submitted to the Commission on August 23, 1999, is approved; and

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

JOHN R. MCGINLEY, Jr.,  
Chairperson

[Pa.B. Doc. No. 99-1724. Filed for public inspection October 8, 1999, 9:00 a.m.]

### Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) provides that the designated standing committees may issue comments within 20 days of the close of the public comment period, and the Independent Regulatory Review Commission (Commission) may issue comments within 10 days of the close of the committee comment period. The Commission comments are based upon the criteria contained in section 5a(h) and (i) of the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)).

The Commission has issued comments on the following proposed regulations. The agency must consider these comments in preparing the final-form regulation. The final-form regulations must be submitted by the dates indicated.

Reg. No.	Agency/Title	Issued	Final-Form Submission Deadline
14-445	Department of Public Welfare Medical Assistance Estate Recovery Program (29 Pa.B. 3888 (July 24, 1999))	9/23/99	8/23/01

**Department of Public Welfare Regulation No. 14-445**  
**Medical Assistance Estate Recovery Program**  
**September 23, 1999**

We have reviewed this proposed regulation from the Department of Public Welfare (Department) and submit for your consideration the following objections and recommendations. Subsections 5.1(h) and (i) of the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) specify the criteria the Commission must employ to determine whether a regulation is in the public interest. In applying these criteria, our Comments address issues that relate to statutory authority, conflict with existing statute, economic impact, reasonableness, need and clarity. We recommend that these Comments be carefully considered as you prepare the final regulation.

**1. Section 258.2. Definitions.—Economic Impact, Reasonableness, Need and Clarity.**

*Estate property*

The definition of “estate property” includes the phrase “real and personal property.” Neither real nor personal property are defined or explained in this regulation. For clarity, the Department should define what constitutes real and personal property, or cross-reference the specific statute in which these terms are defined.

*Personal representative*

The proposed regulation defines “personal representative” as “[A]n executor or administrator of any description.” What is the significance and meaning of an “admin-

istrator of any description?” The Department should clarify this phrase within the proposed definition.

*Protectable asset*

The definition of “protectable asset” is unclear. Specifically, it is unclear whether the \$10,000 limit described in subsections (ii) and (iv) is cumulative or exclusive (that is, per item). Also, it is impossible to distinguish whether a given item would fall under subsections (ii) or (iv). The Department should clarify how to interpret the monetary limits.

*Response period*

This definition allows 45 days to respond to a notice requesting a statement of claim. To improve the clarity of the regulation, the Department should include a citation to the statute that prescribes the 45-day response period.

*Surviving spouse or child*

The definition of “surviving spouse or child” is limited to a spouse or to a child who is blind or totally and permanently disabled. This definition is unclear. Is a sighted child or a child without a total and permanent disability considered a child under this definition? If so, is a person under the age of majority, included in this definition? Finally, for the purpose of this definition, is the age of majority 18 or 21?

**2. Section 258.3. Property liable to repay the Department.—Conflict with existing statute and clarity.**

*Subsection (a)*

Subsection (a) states all estate property is subject to the Department’s claim. The definition of “estate property” includes all property *subject to administration by the personal representative* (emphasis added). A personal representative could also administer exempt property, such as items included in the “family exemption.” This subsection should reference the succeeding subsections where these exemptions are set forth.

*Subsection (c)*

Subsection (c) states that life insurance payable to a “third party” is not subject to the Department’s claim. It is unclear whether an “immediate family member,” as defined in § 258.2, would qualify as a “third party.” Under what circumstances will life insurance be subject to the Department’s claim? “Third party” must be defined.

*Subsection (d)*

Commentators noted that subsection (d) would change the status of special testamentary trusts a parent may set up for a child with a disability. To consider this kind of testamentary trust to be a recoverable part of the estate would be counterproductive. The depletion of resources available to care for the child could result in transfer of the cost of care to the Department or another State agency. Therefore, the Department should exempt this kind of testamentary trust from recovery. Could these trusts fall under the postponement provisions for disabled children? The Department should explain the applicability and impact of the regulation on special trusts for disabled children.

*Subsections (d) and (f)*

Subsections (d) and (f) use the term “estate” which presumably differs from the defined term “estate property.” For clarity, the Department should change the defined term in § 258.2 from “estate property” to “estate or estate property.”

*Subsection (e)*

Subsection (e) states certain bank accounts, life insurance and patient accounts are subject to recovery. This implies some of these assets may not be subject to estate recovery. However, the regulation is not specific on which assets are exempt. The regulation should clearly identify what is, and is not, subject to estate recovery in a cross-reference to 20 Pa.C.S. § 3101 where these assets are listed.

*Subsection (f)*

Several commentators have expressed the concern that the Department does not have the statutory authority to apply the Uniform Fraudulent Transfers Act (UFTA), as recovery of assets is preempted by Federal law, 42 U.S.C.A. § 1396p. Assuming the Department does have the statutory authority, its application is not consistent with the pertinent provisions of the UFTA. Senator Hughes and other commentators commented that subsection (f) provides that all property transfers within 1 year of death "for less than reasonably equivalent value" are subject to recovery. However, sections 5104 and 5105 of the UFTA establish several additional conditions that must be satisfied before a creditor can recover against an estate. There appears to be an inconsistency here.

We also question the Department's authority to apply subsection (f) in any case. If the Department establishes its statutory authority, we request that the Department explain whether subsection (f) conflicts with existing Federal law, whether a personal representative, or anyone other than a creditor, can recover under the UFTA, and why the application of the UFTA is necessary and reasonable.

A final concern is that subsection (f) provides for recovery from the estate for assets transferred for less than *reasonably equivalent value* (emphasis added). The Department should add a definition of "reasonably equivalent value," or cross-reference the statutory provision of the UFTA where this phrase is defined.

**3. Section 258.4. Request for statement of claim.—  
Statutory Authority, Reasonableness and Clarity.**

*Subsection (a)*

This subsection requires the personal representative of affected decedents to notify the Department and request a statement of claim. To improve the clarity of the regulation, the Department should define "statement of claim" in § 258.2 Definitions.

*Subsection (b)*

This subsection states that if the notice from the personal representative does not fully comply with subsection (a), the response period will be suspended until a fully complying notice is received. However, this subsection does not specify the method or time frame the Department will use to notify the personal representative that the notice failed to meet the requirements of subsection (a). Without notification, the personal representative would have no way of knowing that the notice is deficient and the Department's response period has not begun. In the final regulation, the Department should include its procedures and time frame for notifying a personal representative of a deficient notice and the status of the response period.

*Subsection (c)*

This subsection states that the Department will rely on a date stamp to conclusively establish the receipt date of all notices from personal representatives and the submis-

sion date for the Department's statements of claims. A date stamp may not accurately reflect when a notice was actually delivered, since it could be several days after delivery until the Department stamps the notice. By relying on a date stamp, the Department could extend its response period beyond the 45 days allowed under the statute.

Subsection (a) requires the personal representative to submit notice to the Department by certified mail return receipt. If the Department relies on its own internal date stamp, why would the certified mail requirement in subsection (a) be necessary? The Department should revise subsection (c) to rely on the date on the certified mail receipt, instead of its date stamp, to determine the receipt date of notices. If the Department does not elect to rely on the receipt date, it should explain why it is necessary to use a date stamp.

In addition, section 1412(b) of the act requires the Department to submit its claim within 45 days. The date on the statement of claim may not reflect the actual date on which the Department submits its claim to the personal representative. The Department should revise subsection (c) to conclusively establish the submission date for a statement of claim, by relying on the postmark, certified mail receipt or meter date.

*Subsection (d)*

This subsection allows the personal representative to extend the Department's response period to submit a statement of claim. Section 1412(b) of the act states the following:

... The Department must submit its claim to the executor or administrator within forty-five days of receipt of notice or the claim shall be forfeited.

The act does not contain any provision for extending the Department's response period by consent of the parties. To the contrary, the time limit is a firm one, with the consequence of forfeiture of the Department's claim if it is not met. Therefore, the Department should delete the provision in subsection (d), which would allow the personal representative to extend the response period.

*Subsection (e)*

This subsection permits the Department to issue a statement of claim based on information that has been delivered by telephone, fax machine or electronic mail. However, according to the regulation, when these forms of communication are used by the personal representative, they "will not cause the Department's response period to commence." Why does receipt of the information by alternate means not constitute receipt of notice under section 1412(b) of the act? It is inconsistent for the Department to issue a statement of claim based upon information received by alternate means of communication, but not start its response period at the same time the information is received.

We suggest a revision to this subsection indicating that the Department may accept information delivered through alternate means and that the response period begins on the date the information is received. If the Department elects not to start its response period upon receipt of information delivered through alternate means, this subsection should provide for notice to the personal representative. The notice should include a statement that the response period will not commence until the information is resubmitted in accordance with subsection (a).

*Subsection (f)*

This subsection allows the Department to amend a statement of claim after the close of the response period. We understand that an amendment could improve the accuracy of the claim in cases where medical bills are submitted after the 45-day response period. However, as discussed in relation to subsection (d), the act is clear. The Department must submit a claim within 45 days or forfeit its claim. The act does not authorize the extension of this period to allow for amendment of the Department's claim. Consequently, we see no authority for subsection (f).

**4. Section 258.5. Computation of claim.—Statutory Authority, Need and Clarity.***Subsection (b)*

The phrase "qualified Medicare beneficiaries" should be defined, including any appropriate references to other regulations or statutes.

*Subsections (d) and (e)*

For clarity, the term "capitation payments" should be defined in § 258.2 Definitions.

*Subsection (d)*

Subsection (d) references an example of capitated payment to physicians. It is unclear what example is referenced.

*Subsection (e)*

Subsection (e) is unclear for four reasons. First, according to subsection (e), insufficient information from a Managed Care Organization (MCO) results in the Department using capitation payments. However, according to subsection (d), insufficient information from an MCO results in the Department using a fee schedule amount. It is unclear what the determining factor would be between using capitation payments or fee schedules.

Second, subsection (e) states the Department will use the capitation payments as the amount of its claim until sufficient information is provided to revise the claim using payments made by the MCO or the Department's fee schedule. The statute requires the Department to submit its claim within 45 days, or the claim shall be forfeited. Once the Department submits its claim, does the Department have the authority to change its claim? If so, cite it.

Third, as a practical matter, updating claims would not be reasonable or productive. If the Department submits and later updates its claim, personal representatives could not rely on any statement of claim until the 45 days expire. Why wouldn't the Department simply submit one reliable claim?

Finally, the last sentence describes contractual terms and liabilities between the Department and an MCO. It is unclear what purpose is served by the regulation describing the execution of contract terms once the Department's claim is submitted. This sentence should be deleted.

*Subsection (f)*

Subsection (f) invokes a rebuttable presumption that the Department's statement of claim is correct, and shifts the burden of proof to the personal representative to show otherwise by preponderance of the evidence. Since the information in the statement of claim is completely within the Department's control, the shift of the burden of proof to the personal representative is not reasonable. In addition, there are substantial legal questions with this position. Senator Hughes cited several Pennsylvania

Supreme Court decisions that establish that the burden of proof rests on the creditor; in this case, the Commonwealth. The Department should cite its authority to shift the burden of proof.

**5. Section 258.7. Postponement of collection.—Statutory Authority and Clarity.**

This section outlines the circumstances in which the Department would postpone collection of its claim. However, the process of postponement is not included. Does the Department automatically initiate postponement if one or more of the criteria are met? Or is the surviving spouse or child or personal representative required to apply for postponement? For clarity, the Department should outline the process for postponement; who initiates the process, the forms required to postpone collection and the amount of time the Department will take to evaluate the request and render a decision.

*Subsection (a)*

Subsection (a) states "The Department will postpone collection of its claim until the later of one of the following . . ." (emphasis added). Does the Department intend that all, or just one, of "the following" must occur? The wording of this subsection should be clarified.

*Subsection (c)*

We have a number of questions regarding this subsection. Subsection (c)(2) requires the personal representative to protect the Department's claim by perfecting a security interest on items of personal property with a value greater than \$10,000. Subsection (c)(3) requires the personal representative to establish a trust if the estate contains cash or cash equivalents in an aggregate amount in excess of \$50,000. We request the Department explain how these dollar amounts were selected and how the items are to be appraised.

In subsection (c)(2), we question how a properly perfected security interest would be placed on individual items of the decedent's estate. For example, if the estate contains numerous items, such as audio-visual equipment, small home appliances, and the like, could the Department place security interests upon each of these items? Also, does the Department handle items with a high rate of depreciation (for example, cars, boats, and the like)?

Subsection (c)(3) contains the term "remainderman." This term is not defined in the regulation. For clarity, the Department should define this term, or cross-reference the statute or regulation where it is defined.

Finally, we also question what directions the Department proposes to give under subsection (c)(4), where they can be found, and how they will be enforced. If there are other means by which the personal representative is obliged to protect assets, they should be listed in the regulation.

*Subsection (e)*

Subsection (e) allows a spouse, adult child or legal representative of a child under 18 to waive postponement of collection. Subsection (a) provides that the Department will cease postponing collection of a claim on "[T]he date any surviving child attains 21 years of age." It is unclear why subsection (a)(3) uses the age of 21, while Subsection (e) uses the age of 18. The Department should explain why the ages differ, or amend the regulation to make them consistent.

Also, this subsection does not indicate how the waiver process would be initiated, or the conditions under which the Department would allow for postponement. This subsection should include the criteria and process the Department will use to waive a postponement of collection.

**6. Section 258.8. Liability of personal representative.—Clarity.**

Subsections (b) and (c) require the personal representative to obtain valuable and adequate consideration for any property that is transferred. The condition of property has a significant effect on its value. Property, such as a vehicle, also depreciates rapidly. What will satisfy the Department that the fair-market value was received for property? The regulation should state what constitutes acceptable documentation for this section.

**7. Section 258.9. Liability of transferees.—Clarity.**

As noted in the comment on § 258.8, this section should state what documentation the transferee needs to satisfy the Department's requirement for fair-market value.

*Subsection (a)*

Subsection (a) limits the liability of a transferee to fair market value of the property received. However, subsection (a) does not account for the amount a transferee may have paid for the property. The regulation should limit liability to the difference between the consideration paid, if any, and the fair market value.

**8. Section 258.10. Undue hardship waivers.—Reasonableness and Clarity.**

Senator Hughes, the Pennsylvania Department of Community and Economic Development, and many other commentators advocate adding an exemption for homes valued at less than \$50,000. The commentators cite many concerns. The regulation, as written, may deter people from using MA home-based services. Also, the regulation may encourage the abandonment of homes. The Department should explain why an exemption was not included in the regulation.

Subsections (b), (c) and (d) provide that the Department *may* find undue hardship if the listed conditions are met (emphasis added). However, as Senator Hughes correctly points out, the Department has no discretion under 42 U.S.C.A. § 1396p(b)(3). That section provides: "The state agency shall establish procedures . . . under which the agency *shall waive* the application of this subsection . . . if such application would work an undue hardship." (emphasis added). Therefore, the Department should change the word "may" to "will" in these subsections. In addition, the Department should list the circumstances that constitute an "undue hardship," as provided in Federal regulations or guidelines.

Subsection (b) states, "The Department may find undue hardship and may waive its claim with respect to . . . an immediate family member of the decedent." Many commentators have questioned the need to limit this section to immediate family members. As defined, the term immediate family member seems too narrow. No allowances are made for grandchildren, nieces, nephews, and the like, who have been living in the home. If the current definition is retained, we ask the Department to explain why the term "immediate family member" is not broader in scope.

**9. Section 258.11. Unadministered estates.—Statutory Authority, Reasonableness and Clarity.**

*Subsections (a), (b) and (c)*

These subsections allow a Department employee to administer an estate if there is no personal representative and there are assets available to pay the Department's claim. The Department employee may use legal services provided by the Department's Office of Legal Counsel or may hire private counsel. If Department legal and administrative services are provided to the estate, the Department will charge a reasonable fee. We have several concerns with these subsections.

First, we can find no authorization for these provisions in the act. Furthermore, we question the reasonableness of these subsections. There is an inherent conflict of interest in allowing a Department employee to administer an estate from which the Department is seeking to recover a claim. How could a Department employee challenge the Department's claim in administrative hearings conducted by his or her employer?

In addition, the regulation contains no parameters for how the Department will determine a reasonable fee. It is also unclear how undue hardship would be considered.

Unless the Department can demonstrate the statutory authority for these provisions, they should be deleted. If the Department demonstrates the statutory authority for these provisions, the Department should include the parameters it will use to determine a reasonable fee.

*Subsection (d)*

This subsection states that the Department will periodically make lists of unadministered estates available to any attorney or member of the public who may want to administer an estate. The Department may also refer unadministered estates to local private counsel. We have several concerns with this subsection.

First, the regulation does not indicate how local counsel will be selected. In addition, the regulation does not contain any details on how these provisions will be implemented. For example, how frequently and through what means will lists be made available? What paperwork must an individual complete to be appointed as administrator? What process does the Department use to refer estates to local counsel? How would undue hardship be considered by the attorney or member of the public? How will conflicts of interest be avoided if the selected counsel, who is compensated under control of the Department, must represent the estate in proceedings before the Department? We request the Department address these questions in the final regulation.

**10. Section 258.12. Administrative enforcement.—Clarity.**

*Subsection (a)*

This subsection provides that "In addition to any other remedies allowed by law," the Department may assess liability upon a personal representative or transferee. Sections 1412(a.1)(1) and (2) of the act list the circumstances under which a personal representative or transferee may be held liable. The Department should include citations to these sections of the act in the final regulation.

Furthermore, the phrase "In addition to any other remedies allowed by law . . ." is vague and confusing. The

Department should include citations to the applicable laws or regulations, or delete this phrase. In addition, the Department should specify how the personal representative or trustee will be notified of the Department's assessment of liability.

Also, it is unclear how the personal representative can avoid being assessed if he or she unsuccessfully attempted to recover assets from a transferee. In that instance, which party would have the burden of proof?

**11. Section 258.13. Appeals and jurisdiction.—  
Statutory Authority, Reasonableness and Clarity.**

Subsections (a) and (b) provide a 30-day time limit for requesting an appeal and the office where the appeal is to be filed. However, no other details of the hearing process are contained in these provisions. To avoid confusion, we recommend that subsection (a) cross-reference the rules and regulations governing the Department's hearing procedures.

We question the Department's statutory authority to claim, in Subsection (c), that the Bureau of Hearings and Appeals has exclusive jurisdiction over disputes involving waiver, compromise or postponement of collection. Also, what is the statutory basis or precedent for applying an abuse of discretion standard?

Second, what is the Department's statutory authority for providing, in subsection (d), that the Bureau of Hearing and Appeals has concurrent jurisdiction with the Courts of Common Pleas over disputes involving computation of claims and assessment of liability? In addition, what is the statutory authority for providing that the filing of an appeal with the Bureau constitutes an irrevocable election to proceed exclusively before the Bureau?

We request the Department explain the statutory authority to supercede the jurisdiction of the Orphan's Courts in the Commonwealth. We also request that the Department explain how Bureau decisions rendered under to subsections (b) and (c) would be binding on other creditors.

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 99-1725. Filed for public inspection October 8, 1999, 9:00 a.m.]

**Notice of Filing of Final Rulemakings**

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

*Final-Form*

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
15-390	Department of Revenue Inheritance Tax; Disclaimers of Nonprobate Taxable Assets	9/24/99

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
15-381	Department of Revenue Personal Income and Corporate Taxes	9/28/99

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 99-1726. Filed for public inspection October 8, 1999, 9:00 a.m.]

**INSURANCE DEPARTMENT**

**Alleged Violation of Insurance Laws**

*Wesley K. Wyatt; Doc. No. SC99-08-017*

Notice is hereby given of the Order to Show Cause issued on September 7, 1999, by the Deputy Insurance Commissioner of the Commonwealth of Pennsylvania in the above-referenced matter. Violation of the following is alleged: Insurance Department Act of 1921 (40 P. S. §§ 234 and 279), 31 Pa. Code §§ 37.46 and 37.47, 18 U.S.C.A. § 1033.

Respondent shall file a written answer to the Order to Show Cause within 30 days of the date of issue. If Respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law); 1 Pa. Code §§ 31.1—35.193, 35.225—35.251 (relating to General Rules of Administrative Practice and Procedure); 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing with the Docket Clerk, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

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 ADA Coordinator at (717) 787-4298.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 99-1727. Filed for public inspection October 8, 1999, 9:00 a.m.]

**Application for Acquisition of a Domestic Stock Life Insurance Corporation**

The Philanthropic Mutual Life Insurance Company has filed an application to acquire control of National Safety Life Insurance 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 Insur-

ance 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 mgraeff@ins.state.pa.us.

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 99-1728. Filed for public inspection October 8, 1999, 9:00 a.m.]

### Application for Approval to Redomesticate by Reliance Universal Insurance Company

Reliance Universal Insurance Company, a California stock casualty insurance company, has submitted a Plan of Redomestication, whereby it proposes to redomesticate from the State of California to the Commonwealth of Pennsylvania. The filing was made under the requirements set forth under the Business Corporation Law of 1988 (15 Pa.C.S. § 1 et. seq.). Persons wishing to comment on the redomestication are invited to submit a written statement to the Insurance Department within 30 days of publication of this notice in 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 Cressinda E. Bybee, Insurance Company Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, e-mail cbybee@ins.state.pa.us.

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 99-1729. Filed for public inspection October 8, 1999, 9:00 a.m.]

### Highmark Blue Cross Blue Shield; Dental Profile Update; Rate Filing; Filing No. 99080000

On September 17, 1999, Highmark Inc. d/b/a Highmark Blue Cross Blue Shield, d/b/a Pennsylvania Blue Shield submitted filing no. 99080000 seeking authority to increase Dental Customary Profiles (Level II's). The increase in payout resulting from the proposed 4.8% increase is estimated at \$11.5 million, with an effective date of November 1, 1999.

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 Bharat Patel, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 99-1730. Filed for public inspection October 8, 1999, 9:00 a.m.]

### Repeal of Outdated Bulletin Notices; Department Notice 1999-05

The Insurance Commissioner hereby formally repeals the following Bulletin Notices. The notices were issued to provide general information, guidance in advance of the promulgation of a regulation, or announce a change in law or Insurance Department practice. The insurance industry is now familiar with the information contained in these Notices or the information is outdated and no longer relevant or necessary for the proper regulation of the insurance industry in this Commonwealth.

Notice No.	Date Published	Title
1999-02	04/17/99	Repeal of Outdated Notices
1998-04	09/05/98	Notice to Medical Malpractice Insurance Carriers and Self Insured Health Care Providers
1998-03	06/27/98	Per Diem Charges for Market Conduct Examinations of Insurance Companies (Superseded by 1999-04, effective 7/1/99)
	06/27/98	Per Diem Charges for Financial Examinations of Insurance Companies (Superseded by 1999-03, effective 7/1/99)
	09/20/97	Notice to Medical Malpractice Insurance Carriers and Self Insured Health Care Providers
1995-01	01/11/95	Valuation Data Standard for Life, Accident & Health Insurance
1994-15	10/03/94	Nonforfeiture & Valuation Statistical Interest Rates

This notice supersedes the Repeal of Outdated Notices published at 29 Pa.B. 2105 (April 17, 1999), which prior notice is hereby repealed. This new notice shall remain in effect until a subsequent notice is published in the *Pennsylvania Bulletin*.

Questions regarding this notice may be addressed to Peter J. Salvatore, Regulatory Coordinator, 1326 Strawberry Square, Harrisburg, PA 17120, (717) 787-4429.

Questions may also be e-mailed to psalvato@ins.state.pa.us or faxed to (717) 772-1969.

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 99-1731. Filed for public inspection October 8, 1999, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board leases will expire:

Philadelphia County, Wine & Spirits Shoppe #9113, 1913 Chestnut Street, Philadelphia, PA 19103-3504.

*Lease Expiration Date:* April 30, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 6,000 net useable square feet of new or existing retail commer-



cial space on Chestnut Street between 22nd Street and 18th Street in Philadelphia.

*Proposals due:* November 5, 1999 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, 4501 Kelly Drive, Philadelphia, PA 19129-1794  
**Contact:** Robert Jolly, (215) 560-5310

Lebanon County, Wine & Spirits Shoppe #3803, 943 East Main Street, Palmyra, PA 17078-1915.

*Lease Expiration Date:* September 30, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,800 to 3,500 net useable square feet of new or existing retail commercial space on Main Street (U. S. Route 422), within 1 mile of the intersection of Old Forge Rd. (Route 117), Palmyra Borough.

*Proposals due:* November 5, 1999 at 12 noon

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

JOHN E. JONES, III,  
*Chairperson*

[Pa.B. Doc. No. 99-1732. Filed for public inspection October 8, 1999, 9:00 a.m.]

## MILK MARKETING BOARD

### Hearing and Presubmission Schedule; Milk Marketing Area No. 4

Under the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1301) the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 4 on November 10, 1999, at 9 a.m. in Room 405 of the Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

#### *Purpose of the hearing*

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement, as set forth in Section G of Official General Order No. A-900.

#### *Entries of appearance*

The staff of the Board is deemed to be a party to this hearing, and the attorneys representing staff are deemed to have entered their appearances. Other persons that may be affected by the Board order fixing prices in Area No. 4 may be included on the Board's list of parties by:

1. Having their counsel file with the Board, by 4 p.m. on October 12, 1999, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25, which shall identify by name and address the party on whose behalf the appearance is made. Thereafter documents and other written communications required to be served upon or furnished to that party shall be sent to the attorney of record.

2. If unrepresented by counsel and wishing to appear on their own behalf under 1 Pa. Code § 31.21, filing with the Board, by 4 p.m. on October 12, 1999, an address to which documents and other written communications required to be served upon them or furnished to them may be sent.

#### *Witnesses, exhibits, presentation of evidence*

The parties shall observe the following requirements for advance filing of witness information and exhibits. The Board may exclude witnesses or exhibits of a party that fails to comply with these requirements. In addition, the parties shall have available in the hearing room at least 20 copies of each document for the use of nonparties attending the hearing.

1. By 4 p.m. on October 26, 1999, each party shall file with the Board seven copies and serve on all other parties one copy of:
  - a. A list of witnesses who will testify for the party, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise.
  - b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 4 p.m. on November 3, 1999, each party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

*Note:* A document is filed with the Board when it is received in the Board office. When more than one copy of a document is required, all copies must be received by the date and time indicated.

Parties that wish to offer in evidence documents on file with the Board, public documents, or records in other proceedings before the Board, or who wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, 35.165, 35.167 or 35.173. Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties; in addition, at least 20 copies shall be available for distribution to nonparties attending the hearing.

#### *Requests for data from Board staff*

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 4 p.m. on October 15, 1999.

#### *Board's filing address*

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

Persons who require this information in an alternate format, should call (717) 787-4194 or (800) 654-5984 (PA Relay Service for TDD users).

LYNDA J. BOWMAN,  
*Executive Secretary*

[Pa.B. Doc. No. 99-1733. Filed for public inspection October 8, 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 November 1, 1999, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

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

**A-00116245. City Taxicab and Transfer Company** (1753 West Prospect Road, Ashtabula, OH 44004), a corporation of the State of Ohio, for the right to begin to transport, as a common carrier, by motor vehicle, railroad personnel of CSX and Norfolk Southern, between points in the counties of Allegheny, Crawford, Erie, Lawrence, McKean, Mercer, Potter, Warren and Washington.

**A-00116242. Francis J. Black** (HC 1, Box 5, Sterling, Wayne County, PA 18463)—persons in limousine service, between points in the township of Sterling, and within an airline distance of 20 statute miles of the limits of said township, and from points in said territory, to the Wilkes-Barre/Scranton/Avoca International Airport, located in Avoca, Luzerne County, and the Philadelphia International Airport located in the city and county of Philadelphia and the township of Tinicum, Delaware County, and vice versa.

**A-00116246. Complete Care, Inc.** (981 North Church Street, Hazleton, Luzerne County, PA 18201), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, between points in the city of Hazleton, Luzerne County, and within an airline distance of 90 statute miles of the limits of said city, and from points in said territory, to points in Pennsylvania, and return. *Attorney:* John C. Gormley, P. O. Box 159, Slatington, PA 18080-0159.

**A-00116247. Somerset Area Ambulance Association, Inc.** (P. O. Box 615, Somerset, Somerset County, PA 15501), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, between points in the county of Somerset, and from points in said county, to points in the counties of Allegheny, Bedford, Blair, Cambria, Fayette and Westmoreland, and return. *Attorney:* George B. Kauffman, 204 Scull Building, 124 North Center Avenue, P. O. Box 284, Somerset, PA 15501-2051.

**Applications of the following for approval of the beginning of the exercise of the right and privilege of operating motor of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under each application.**

**A-00116248. Caprice Transportation Co., Inc.** (7 Elmwood Avenue, Bala Cynwyd, Montgomery County, PA 19004), a corporation of the Commonwealth of Pennsylvania—persons upon call or demand: (1) in the borough of Narberth, and that portion of Lower Merion Township, beginning at the joinder of the Schuylkill River and City Line Avenue, thence northwardly along the Schuylkill River to its joinder with Mill Creek Road, thence westwardly along Mill Creek Road to its intersection with Gulph Road, then southwardly along Gulph Road to its intersection with Gypsy Lane, thence southeastwardly along Gypsy Lane and its merger with Wynnewood Avenue to its intersection with City Line Avenue, thence eastwardly along City Line Avenue to the point of beginning; subject to the following condition: that no right, power or privilege is granted to originate service from City Line Avenue addresses on the Montgomery County side of City Line Avenue from the Route 76 exit to Old Lancaster Road; and (2) in the townships of Marple, Upper Providence and Newtown, Delaware County, and that part of Lower Marion Township, Montgomery County, on and east of a line beginning at Waverly Road and the Schuylkill River, thence southeastwardly along Waverly Road to its intersection with Morris Avenue, then southeastwardly along Morris Avenue to its intersection with Old Gulph Road, then westward along Old Gulph Road to its merger with Roberts Road, then southward along Roberts Road to the Montgomery-Delaware County Line; which is to be a transfer of all of the rights authorized under the certificate issued at A-00108538, F. 1, and F. 1, Am-A to Main Line Taxi Co., subject to the same limitations and conditions. *Attorney:* Herbert E. Squires, 5 Penn Center, Suite 2330, 1601 Market Street, Philadelphia, PA 19103.

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

**A-00116130. Folder 3. Pittsburgh Transportation Company** (5931 Ellsworth Avenue, Pittsburgh, Allegheny County, PA 15206), a corporation of the Commonwealth of Pennsylvania—additional right—persons in group and party service, in vehicles seating 15 passengers or less, including the driver: (1) from points in Allegheny County, to other points in Pennsylvania, and return; and (2) between points in the counties of Allegheny, Westmoreland, Washington, Greene, Fayette, Butler, Beaver, Mercer, Erie, Armstrong, Lawrence, Indiana, Venango, Crawford, Jefferson, Cambria, Somerset, Bedford and Blair, and from points in said counties, to points in Pennsylvania, and return; with Right No. 2 subject to the following condition: that no right is granted to transport persons in group and party service between points in the county of Allegheny. *Attorney:* Ray F. Middleman, Northridge Office Plaza, 117 VIP Drive, Suite 310, Wexford, PA 15090.

**Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons by transfer of rights as described under each application.**

**A-00115589. Folder 3. Concord Coach USA, Inc., t/d/b/a Bennett Cab Service** (2752 Mt. Carmel Avenue, Glenside, Montgomery County, PA 19038), a corporation of the Commonwealth of Pennsylvania—additional right—persons upon call or demand: (1) in the township of Radnor, Delaware County, and the township of Lower Merion, Montgomery County, Stands: 715 Moore Avenue, Bryn Mawr, Philadelphia Suburban Transportation Com-

pany (formerly Philadelphia and Western Railway) Station, Bryn Mawr, Bryn Mawr Station of the Penn Central Transportation Company, Bryn Mawr, and the Treadway Inn, St. Davids; (2) in the township of Newtown, Delaware County and the township of Upper Merion, Montgomery County; (3) in the townships of Newtown and Marple, Delaware County; (4) in that portion of the city and county of Philadelphia bounded by City Line, 57th Street, Columbia Avenue, Lebanon Avenue, Haverford Avenue, Lansdowne Avenue and Cobb's Creek; and that portion of the borough of Narberth and the township of Lower Merion, Montgomery County, as bounded by Montgomery Avenue, Merion Road (Merion Avenue), City Line Avenue and Wynnewood Road (Wynnewood Avenue), and on City Line Avenue between 52nd Street and Haverford Road; (5) in the village of Villanova, Delaware County, Stand at The Pennsylvania Railroad Station, in the village of Rosemont, Montgomery County; and (6) in Lower Merion Township, Montgomery County, and Radnor Township, Delaware County. Stand: Villanova Station of the Philadelphia and Western Railway Company; which is to be a transfer of all of the rights authorized under the certificate issued at A-00089018, Folder 2 to Bennett Taxi Service, Inc., subject to the same limitations and conditions. *Attorney:* James W. Patterson, Center Square West, 1500 Market Street, 38th Floor, Philadelphia, PA 19102.

**A-00115589, Folder 4. Concord Coach USA, Inc., t/d/b/a Bennett Coach Airport Service** (2752 Mt. Carmel Avenue, Glenside, Montgomery County, PA 19038), a corporation of the Commonwealth of Pennsylvania—additional right—persons in airport transfer service: (1) persons and their baggage, on schedule, in vehicles with a seating capacity of not more than 10 persons, from the Philadelphia International Airport to points in the township of Radnor, Delaware County, and to points in that part of the township of Lower Merion, Montgomery County, located north and west of Mill Creek Road and Ardmore Avenue, and vice versa; (2) persons and their baggage in airport transfer service, from the facilities of the Philadelphia Marriott Hotel—City Line, located in Lower Merion Township, Montgomery County, to the Philadelphia International Airport, located in the city and county of Philadelphia and the township of Tinicum, Delaware County, and vice versa; (3) persons and their baggage, on schedule, in vehicles having a seating capacity of not more than 10 persons excluding the driver, between the Philadelphia International Airport located in the city and county of Philadelphia and the township of Tinicum, Delaware County, and points in the township of Haverford, Delaware County; subject to the following conditions: that any service provided under the authority granted herein shall be rendered without the use of taximeters or dome lights; (4) persons and their baggage in vehicles having a seating capacity of not more than 10 persons, excluding the driver, between the Philadelphia International Airport in the city and county of Philadelphia and the township of Tinicum, Delaware County, and the township of Marple, Delaware County; (5) persons and their baggage from points in the township of Lower Merion, Montgomery County, to the Philadelphia International Airport located in the city and county of Philadelphia and the township of Tinicum, Delaware County; and (6) from points in that portion of the townships of Tredyffrin, Chester County and Radnor, Delaware County, bounded by beginning at the intersection of Lancaster Pike (U. S. Highway Route 30), and Valley Forge Road, thence southeastwardly along Valley Forge Road to its

intersection with Sugartown Road, thence northeastwardly along Sugartown Road to its intersection with Lancaster Pike (U. S. Highway Route 30), thence westwardly along Lancaster Pike (U. S. Highway Route 30) to the point of beginning, including points on the aforesaid boundaries; to the Philadelphia International Airport located in the city and county of Philadelphia and the township of Tinicum, Delaware County; which is to be a transfer of all of the rights authorized under the certificate issued at A-00089018, Fs. 3 and 7 to Bennett Taxi Service, Inc., subject to the same limitations and conditions. *Attorney:* J. Patterson, Center Square West, 1500 Market Street, 38th Floor, Philadelphia, PA 19102.

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

**A-00116249. Renzenberger, Inc.** (P. O. Box 16150, Shawnee, Johnson County, Kansas 66203), a corporation of the State of Kansas—persons for CSX between points in the counties of Allegheny, Mercer, Somerset, Westmoreland, Huntingdon, Cameron, Lycoming, Snyder, Cumberland, York, Lehigh, Philadelphia, Chester, Beaver, Crawford, Fayette, Cambria, Mifflin, Potter, Union, Dauphin, Franklin, Lebanon, Northampton, Delaware, Lawrence, Erie, Greene, Blair, McKean, Clinton, Northumberland, Perry, Lancaster, Berks, Bucks, and Montgomery.

**A-00116251. L & S Transportation, Incorporated** (104 Hoffman Road, Wind Gap, Northampton County, PA 18091), a corporation of the Commonwealth of Pennsylvania—persons attending bingo games, for Astor Bingo Hall, from points in the city of Allentown, Lehigh County, to its facilities located in the city of Allentown, Lehigh County; subject to the following condition: that service will be provided in vehicles with a seating capacity of 15 passengers or less, excluding the driver.

**Applications of the following for amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for transportation of persons as described under each application.**

**A-00107294, Folder 2, Am-C. Bucks County Transport, Inc.** (Buckingham Green Route 202, P. O. Box 510, Holicong, Bucks County, PA 18928), a corporation of the Commonwealth of Pennsylvania—inter alia—persons, in paratransit service, between points in the county of Bucks, and from points in said county, to points in the counties of Northampton, Lehigh, Montgomery and Philadelphia, and return; subject to the following condition: that any service provided under the authority granted herein shall be rendered in vehicles having a seating capacity of 29 passengers or less, excluding the driver: *So as to permit* the transportation of persons, in paratransit service, between points in the county of Bucks, and from points in said county, to points in the counties of Northampton, Lehigh, Montgomery and Philadelphia, and vice versa; subject to the following condition: that any service provided under the authority granted herein shall be provided in vehicles having a seating capacity of 28 passengers or less, excluding the driver. *Attorney:* James D. Campbell, Jr., 3631 North Front Street, Harrisburg, PA 17110.

**Applications of the following for approval of the right and privilege to partially discontinue/abandon operating as common carriers by motor vehicle for the transportation of persons as described under each application.**

**A-00023743, Folder 9, Am-A. Nanticoke Public Service Company, Inc.** (95 Academy Street, Plymouth, Luzerne County, PA 18051), a corporation of the Commonwealth of Pennsylvania—partial discontinuance of service—persons, on schedule, over the following route: beginning at the intersection of West Honey Pot and Turner Streets; thence on Turner Street to Garfield Street; thence on Garfield Street to North Market Street; thence on North Market Street to South Market Street; thence on South Market Street to West Broad Street; thence on West Broad Street to Hanover Street; thence on Hanover Street to Field Street; thence returning on Hanover Street to East Washington Street; thence on East Washington Street to College Street; thence on College Street to East Green Street; thence on East Green Street to Kosoiuszko Street; thence on Kosoiuszko Street to East Main Street; thence on East Main Street to Market Street; operating said route in either direction; subject to the following condition: that no right, power or privilege is granted to transport persons on any trip or trips in either direction locally between the public square in the city of Nanticoke and the terminus at the intersection of Hanover and Field Streets.

**Application of the following for the approval of the transfer of stock as described under each application.**

**A-00110526, Folder 5001. U.S.A. Limo Service, Inc.** (10 Industrial Highway, MS. #84, Lester, Delaware County, PA 19113), a corporation of the Commonwealth of Pennsylvania—for approval of the transfer of 50 shares of issued and outstanding stock held by USA Express, Inc. to Vladimir Goldfarb. *Attorney:* John J. Gallagher, Suite 1100, 1760 Market Street, Philadelphia, PA 19103.

**Application of the following for amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for the transportation of household goods in use by transfer as described under each application.**

**A-00089650, Folder 2, Am-D. Williamsport Moving Co., Inc.** (3340 Wahoo Drive, Williamsport, Lycoming County, PA 17701), a corporation of the State of Delaware—household goods in use (1) between points in the borough of Shickshinny, Luzerne County, and within 3 miles of the limits of said borough; (2) from points in the borough of Shickshinny, Luzerne County, and within 3 miles of the limits of the said borough to points within 150 miles by the usually traveled highways of the limits of said borough, and vice versa; (3) between points in the city of Nanticoke, Luzerne County, and within 3 miles of the limits of said city; (4) from points in the city of Nanticoke, Luzerne County, and within 3 miles of the limits of said city, to points in Pennsylvania, and vice versa; (5) between points in the city of Wilkes-Barre, Luzerne County, and within 10 miles by the usually traveled highways of the limits of said city; and (6) from points in the city of Wilkes-Barre, Luzerne County, and within 10 miles by the usually traveled highways of the limits of said city to points in Pennsylvania and vice versa; which is to be a transfer of all of the rights authorized under the certificate issued at A-00107562 to Robert R. Zeedock and Celia Zeedock, Copartners, t/d/b/a Zeedock's Van Service, subject to the same limitations

and conditions. *Attorney:* David H. Radcliff, 624 North Front Street, Wormelburg, PA 17043.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1734. Filed for public inspection October 8, 1999, 9:00 a.m.]

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**Telecommunications**

**A-310832F0002. Bell Atlantic-Pennsylvania, Inc. and Computer Business Sciences, Inc., d/b/a CBS.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Computer Business Sciences, Inc., d/b/a CBS for approval of an Interconnection Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Computer Business Sciences, Inc., d/b/a CBS, by its counsel, filed on September 22, 1999, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and Computer Business Sciences, Inc., d/b/a CBS Joint Petition are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1735. Filed for public inspection October 8, 1999, 9:00 a.m.]

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**Telecommunications**

**A-310818F0002. Bell Atlantic-Pennsylvania, Inc. and HarvardNet, Inc.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and HarvardNet, Inc. for approval of an Interconnection Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and HarvardNet, Inc., by its counsel, filed on September 22, 1999, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and HarvardNet, Inc. Joint Petition are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1736. Filed for public inspection October 8, 1999, 9:00 a.m.]

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### Telecommunications

**A-310824F0002. GTE North Incorporated and Dakota Services Limited.** In the matter of the adoption by DSLnet Communications LLC of an Interconnection Agreement between GTE North Incorporated and Dakota Services Limited under section 252 (i) of the Telecommunications Act of 1996.

GTE North Incorporated and DSLnet Communications LLC by its counsel, filed on September 22, 1999, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an Interconnection Agreement under section 252 (i) of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the GTE North Incorporated and DSLnet Communications LLC Joint Petition are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1737. Filed for public inspection October 8, 1999, 9:00 a.m.]

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# PHILADELPHIA REGIONAL PORT AUTHORITY

## Request for Proposals

The Philadelphia Regional Port Authority (PRPA) will accept proposals until 2 p.m. on Tuesday, October 26, 1999, for Project #99-270-001 (Purchase of New Telephone System).

The bid documents can be obtained from the Director of Procurement, 210 W. Washington Square, 13th Floor, Philadelphia, PA 19106, (215) 928-9100 and will be available October 12, 1999. PRPA is an equal opportunity employer. The contractor will be required to comply with all applicable equal employment opportunity laws and regulations.

Mandatory prebid meeting will be held Tuesday October 19, 1999, 10 a.m. at 210 W. Washington Square, 13th Floor, Philadelphia, PA 19106. The PRPA will consider only those bids received from parties who attended the prebid meeting.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 99-1738. Filed for public inspection October 8, 1999, 9:00 a.m.]

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