

# 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 November 9, 1999.

#### BANKING INSTITUTIONS

##### New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-29-99	The Fidelity Deposit and Discount Interim Bank Dunmore Lackawanna County	Blakely & Drinker Sts. Dunmore Lackawanna County	Filed

*Note:* Bank name listed incorrectly in previous Summary.

##### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-21-98	Summit Bank Bethlehem Northampton County	Genuardi's Family Mkt. Country Square Shopping Center 1045 Bustleton Pike Feasterville Bucks County	Opened
12-8-98	Wilmington Trust of Pennsylvania West Chester Chester County	795 East Lancaster Ave. Villanova Delaware County	Opened
10-29-99	Summit Bank Bethlehem Northampton County	Genuardi's Family Mkt. 73 Old Dublin Pike Doylestown Bucks County	Opened
11-1-99	Enterprise Bank Allison Park Allegheny County	Mobile branch to be operated at various locations throughout Allegheny County	Operation Commenced
11-4-99	The Fidelity Depository & Discount Bank Dunmore Lackawanna County	1500 Main Street Blakely Lackawanna County	Filed
11-5-99	Woodlands Bank Williamsport Lycoming County	213 W. Fourth Street Williamsport Lycoming County	Opened

##### Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
1-4-99	Sun Bank Selinsgrove Snyder County	<i>To:</i> 90 Maynard Street Williamsport Lycoming County  <i>From:</i> 330 Pine Street Williamsport Lycoming County	Effective
11-8-99	Harris Savings Bank Hershey Dauphin County	<i>To:</i> 1100 Cocoa Avenue Hershey Derry Township Dauphin County  <i>From:</i> 114 West Chocolate Ave. Hershey Derry Township Dauphin County	Approved

## NOTICES

**Articles of Amendment**

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
11-9-99	Pennsylvania State Bank Camp Hill Cumberland County	To provide for the amendment to Article Three which provides for the acquisition of full trust powers.	Effective

**SAVINGS ASSOCIATIONS****Branch Relocations**

<i>Date</i>	<i>Name of Association</i>	<i>Location</i>	<i>Action</i>
10-28-99	East Stroudsburg Savings Association Stroudsburg Monroe County	<i>To:</i> 601 Route 940 Mount Pocono Monroe County  <i>From:</i> 29 Mt. Pocono Blvd. Mount Pocono Monroe County	Effective

**CREDIT UNIONS**

No activity.

DAVID E. ZUERN,  
*Secretary*

[Pa.B. Doc. No. 99-1956. Filed for public inspection November 19, 1999, 9:00 a.m.]

**Maximum Lawful Rate of Interest for Residential Mortgages for the Month of December 1999**

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of December, 1999, is 9%.

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

Each month the Department of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in Pennsylvania. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the U. S. Treasury. The latest yield rate on long-term government securities is 6.60 to which was added 2.50 percentage points for a total of 9.10 that by law is rounded off to the nearest quarter at 9%.

DAVID E. ZUERN,  
*Secretary*

[Pa.B. Doc. No. 99-1957. Filed for public inspection November 19, 1999, 9:00 a.m.]

**DEPARTMENT OF ENVIRONMENTAL PROTECTION****Applications, Actions and Special Notices****APPLICATIONS****APPLICATIONS RECEIVED UNDER THE PENNSYLVANIA CLEAN STREAMS  
LAW AND THE FEDERAL CLEAN WATER ACT****[National Pollution Discharge Elimination System Program (NPDES)]****DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER****(Part I Permits)**

The following parties have applied for an NPDES permit to discharge controlled wastewaters into the surface waters of this Commonwealth. Unless otherwise indicated on the basis of preliminary review and application of lawful standards

and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge, subject to certain effluent limitations and special conditions. These proposed determinations are tentative.

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

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

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

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

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

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

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

**PA 0044474.** Sewage, **Genesis Eldercare**, 549 Baltimore Pike, Glen Mills, PA 19342.

This application is for renewal of an NPDES permit to discharge treated sewage from the sewage treatment plant in Concord Township, **Delaware County**. This is an existing discharge to West Branch of Chester Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 13,000 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
Suspended Solids	30	60
Ammonia (as N)		
(5-1 to 10-31)	10	20
(11-1 to 4-30)	20	40
Total Residual Chlorine	0.5	1.2
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 2.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

The EPA waiver is in effect.

**PA 0055140.** Industrial waste, **Equivest Management, Inc.**, 215 South Broad Street, Philadelphia, PA 19107.

This application is for renewal of an NPDES permit to discharge treated groundwater from groundwater remediation system in Norristown, **Montgomery County**. This is an existing discharge to Schuylkill River.

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

The proposed effluent limits for Outfall 001, based on an average flow of 0.0576 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Benzene	monitor/report	monitor/report	
1,1, Dichloroethane	monitor/report	monitor/report	
Toluene	2.54	5.08	6.35
Chloroform	monitor report	monitor/report	
pH	within limits of 6.0—9.0 standard units at all times		
Methylene Chloride	monitor/report	monitor/report	

The EPA waiver is in effect.

**PA 0024376.** Sewage, **Borough of Boyertown**, 100 South Washington Street, Boyertown, PA 19512.

This application is for renewal of an NPDES permit to discharge treated sewage from the Borough of Boyertown sewage treatment plant in Douglass Township, **Montgomery County**. This is an existing discharge to unnamed tributary to Swamp Creek.

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

The proposed effluent limits for Outfall 001 at its current location, based on an average flow of 0.75 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub> (5-1 to 10-31)	20	30 (average weekly)	40
(11-1 to 4-30)	25	40 (average weekly)	50
Suspended Solids	30	45 (average weekly)	60
Ammonia (as N) (5-1 to 10-31)	1.6		3.2
(11-1 to 4-30)	4.8		9.6
Phosphorus (as P)	2.0		4.0
Total Residual Chlorine (Years 4 and 5)	1.0		1.5
(Years 4 and 5)	0.034		0.11
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		
Copper (Years 1, 2 and 3)	monitor/report	monitor/report	
Lead (Years 1, 2 and 3)	monitor/report	monitor/report	
Chlorodibromomethane	monitor/report	monitor/report	
Chloroform	monitor/report	monitor/report	
Dichlorobromomethane	monitor/report	monitor/report	
Copper (Years 4 and 5)	0.0014	0.028	0.035
Lead (Years 4 and 5)	0.0047	0.0098	0.012

The proposed effluent limits for Outfall 001, to be relocated at the main branch of Swamp Creek based on an average flow of 0.75 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub> (5-1 to 10-31)	20	30 (average weekly)	40
(11-1 to 4-30)	25	40 (average weekly)	50
Suspended Solids	30	45 (average weekly)	60
Ammonia (as N) (5-1 to 10-31)	1.6		3.2
(11-1 to 4-30)	4.8		9.6
Phosphorus (as P)	2.0		4.0
Total Residual Chlorine (0—2 years)	1.0		1.5
(3—5 years)	0.34		1.1
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		

The EPA waiver is in effect.

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

**PA 0114821.** SIC: 4952, **Gregg Township Municipal Authority**, P. O. Box 192, Allenwood, PA 17810-0192.

This proposed action is for issuance of an NPDES permit for an increased discharge of treated sewage to the West Branch of the Susquehanna River in Gregg Township, **Union County**.

The receiving stream is classified for the following uses: warm 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 7 miles below the discharge on the West Branch of the Susquehanna River.

The proposed effluent limits for Outfall 001, based on a design flow of 0.98 mgd, are:

Discharge Parameter	Concentrations (mg/l)		
	Average Monthly	Average Weekly	Instantaneous Maximum
pH (std units)	within the range 6.0 to 9.0		
Total Cl <sub>2</sub> Residual	0.5		1.6
CBOD <sub>5</sub>	25	40	50
TSS	30	45	60
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 2,000/100 ml as a geometric average		

*Other Conditions:* None

The EPA waiver is in effect.

**PA 0228168. William J. Tolan**, R. D. 1, Box 324A, Port Matilda, PA 16870.

This proposed action is for issuance of an NPDES permit for a new discharge of treated sewage to unnamed tributary of Buffalo Run in Patton Township, **Centre County**.

The receiving stream is classified for the following uses: high quality—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 downstream potable water supply (PWS) considered during the evaluation is Pennsylvania-American Water Company located at Milton on the Susquehanna River—West Branch.

The proposed effluent limits for Outfall 001, based on a design flow of 0.0004 mgd, are:

Discharge Parameter	Average Monthly (mg/l)	Instantaneous Maximum (mg/l)
	CBOD <sub>5</sub>	10
Suspended Solids	20	40
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 200/100 ml as a geometric average	
pH	6.0—9.0 at all times	
Free Chlorine Residual	monitor and report	

*Other Considerations:* None

The EPA waiver is in effect.

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

**PA 0043036.** Sewage, **Pennsylvania Conference Association of Seventh Day Adventists, Inc.**, 720 Museum Road, Reading, PA 19611.

This application is for renewal of an NPDES permit to discharge treated sewage from Laurel Lake Sewage Treatment Plant in Banks Township, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Straight Run, which are classified as a high quality-cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Armstrong Power Station on the Allegheny River.

*Outfall 001:* existing discharge, design flow of 0.0105 mgd until the STP is expanded; design flow of 0.021 mgd after the STP is expanded.

Parameter	Concentration (mg/l)		
	Average Monthly	Average Weekly	Maximum Daily
CBOD <sub>5</sub>	15		30
Suspended Solids	25		50
Ammonia Nitrogen (5-1 to 10-31) (11-1 to 4-30)	3 9		6 18
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric mean 2,000/100 ml as a geometric mean		

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
Total Residual Chlorine (1st month—36th month) (37th month—expiration) at 0.0105 mgd flow	monitor and report 1.1			2.7
(37th month—expiration) at 0.021 mgd flow	0.6			1.4
Dissolved Oxygen (at 0.0105 mgd flow)	not less than 5.0 mg/l			
(at 0.021 mgd flow)	not less than 6.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA 0218294.** Sewage, **AER Landscaping**, P. O. Box 1832, Cranberry Township, PA 16066.

This application is for issuance of an NPDES permit to discharge treated sewage from the AER Landscaping/Self Storage Sewage Treatment Plant in New Sewickley Township, **Beaver County**.

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

*Outfall 001:* new discharge, design flow of .0004 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	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 0020346.** Sewage, **Municipal Authority of the Borough of Punxsutawney**, Mahoning East Civic Center, 301 East Mahoning Street, Punxsutawney, PA 15767.

This application is for a renewal of an NPDES permit to discharge treated sewage to the Mahoning Creek in the Borough of Punxsutawney, **Jefferson 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 Western PA Water Company on the Allegheny River located at Kittaning, approximately 53 miles below point of discharge.

The proposed effluent limits, based on a design flow of 1.6 mgd, are:

*Outfall No. 001*

Parameter	Monthly	Weekly	Instantaneous
	Average (mg/l)	Average (mg/l)	Maximum (mg/l)
CBOD <sub>5</sub>	25	40	50
Total Suspended Solids	30	45	60
Ammonia-Nitrogen (5-1 to 10-31)	9.5		19
(11-1 to 4-30)	25		50
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	21,000/100 ml as a geometric average		
Total Residual Chlorine	.5		
			1.6

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Toxicity Unit (Interim) (Final)			XX 2.1
pH	within limits of 6.0 to 9.0 standard units at all times		

*Outfalls 002-005*

These are combined sewer overflows. Refer to Special Condition A in Part C.

The EPA waiver is not in effect.

**PA 0102547.** Sewage, **Oak Spring MHP Inc.**, P. O. Box 9122, Cranberry Township, PA 16066-0035.

This application is for renewal of an NPDES permit to discharge treated sewage to the Unnamed Tributary to Brush Creek in Cranberry Township, **Butler 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 Beaver Falls Municipal Authority intake on the Beaver River located at Eastvale, approximately 30 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of 0.02 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	10	20
TSS	10	20
Ammonia-Nitrogen (5-1 to 10-31)	2	4
(11-1 to 4-30)	6	12
Total Phosphorus (as P) (4-1 to 10-31)	2	4
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
Total Residual Chlorine	1.4	3.3
Dissolved Oxygen	minimum of 3 mg/l at all times	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

**PA 0222984.** Sewage. **Spartansburg Borough**, Main Street, Spartansburg, PA 16434.

This application is for a new NPDES permit, to discharge treated sewage to East Branch of Oil Creek in the Borough of Spartansburg, **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 85 miles below point of discharge.

The proposed discharge limits for Outfall No. 006, based on a design flow of 0.06 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
CBOD <sub>5</sub>	25	40	50
Total Suspended Solids	30	45	60
Fecal Coliform (1-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	29,600/100 ml as a geometric average		
Total Residual Chlorine	0.5		1.2
pH	6.0 to 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.

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

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0081248	PP&L Otter Creek Recreation Area Mail Stop GENTW8 2 N. Ninth Street Allentown, PA 18101-1179	York County Lower Chanceford Municipality	Susquehanna River	TRC
PA 0081388	Windy Brae MHP 14871 Mt. Olive Rd. Stewartstown, PA 17363-8560	York County Hopewell Township	UNT to E. Branch Codorus Creek	TRC

#### **Notice of Intent to Establish Alternate Site-Specific Water Quality Criteria for Copper**

Under 25 Pa. Code § 16.24(e), the Department of Environmental Protection (Department) proposes to amend the following permits by incorporating the results of a Water-Effect Ratio (WER) into the calculation of the water quality based effluent limit for copper. The WER is a site-specific determination of an aquatic life criterion, which provides a more appropriate level of protection than the Statewide criteria by taking into account the site-specific biological and/or chemical conditions. The WER is determined by conducting side-by-side toxicity tests on sensitive aquatic species using site or simulated site water and lab dilution water. The site-specific water results are divided by the lab dilution water results to determine the WER. The WER procedure recognizes that the physical and/or chemical characteristics of site water can influence the toxicity of a chemical on resident aquatic life. On June 6, 1997, the POTWs listed as follows submitted a Group WER proposal to modify their NPDES copper limits. Following intensive review of their sampling protocol and study results, the EPA approved the WERs listed as follows.

Alternate site specific criteria for copper will be developed by multiplying the Statewide fish and aquatic life copper criteria contained in Chapter 6, App. A, Table 1 by the WER for each POTW. The site-specific criteria will be used in the recalculation of the NPDES permit limits for copper. These changes will affect the copper limits of only the listed facilities.

<i>Facility Receiving Stream</i>	<i>Permit No. Dissolved WER</i>
Abington Township Sandy Run	PA 0026867 3.7
Ambler Borough Wissahickon Creek	PA 0026603 5.7
Downingtown Area Regional Authority East Branch Brandywine Creek	PA 0026531 5.1
Bucks County Water and Sewer Authority Cooks Run	PA 0021172 5.7
Media Borough Ridley Creek	PA 0024121 4.4
Pennridge Wastewater Treatment Authority East Branch Perkiomen Creek	PA 0020460 3.9
Upper Moreland—Hatboro Joint Sewer Authority Pennypack Creek	PA 0025976 5.7

*Facility  
Receiving Stream*  
Warminster Township  
Little Neshaminy Creek  
West Chester Borough  
Taylor Run  
West Goshen Township  
Chester Creek

*Permit No.  
Dissolved WER*  
PA 0026166  
5.6  
PA 0026018  
5.7  
PA 0028584  
5.7

Persons wishing to comment on this proposal are invited to submit a statement to: Regional Manager, Water Management, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

Comments must be received 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 determination regarding this proposal. 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.

Following the 30-day comment period, the Water Management Program Manager will amend the NPDES permits to reflect the WER calculated effluent limits for copper. A separate notice will be published in the *Pennsylvania Bulletin* for each permit action.

The proposal and related documents are on file and may be inspected and arrangements made for copying at the office indicated previously.

Persons with a disability in need of accommodations as provided for in The Americans With Disabilities Act should contact the Department's Regional Office in Conshohocken. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

#### **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.

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

application and proposed plan is on file in the office indicated and is open to public inspection.

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

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

**A. 3599404.** Sewerage. **Lackawanna River Basin Sewer Authority**, P. O. Box 9068, Dickson City, PA 18519. Applicant for construction of sewer line from Moosic Treatment Plant to Lower Lackawanna Valley Sanitary Authority Interceptor, located in Old Forge Borough, **Lackawanna County**.

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

**WQM Permit No. 2399410.** Sewerage. **Concord Township Sewer Authority**, P. O. Box 171, Concordville, PA 19331. Applicant requests the approval for the construction and operation of a pump station and force main to serve Fox Valley Life Center located in Concord Township, **Delaware County**.

**WQM Permit No. 5199402.** Sewerage. **City of Philadelphia Water Department**, ARAMARK Tower, 1101 Market Street, 5th Floor, Philadelphia, PA 19107-2994. Applicant requests the approval for the modifications to the Southeast Water Pollution Control Plant located in the **City of Philadelphia**.

**WQM Permit No. 2399411.** Sewerage. **YMCA of Philadelphia**, 2000 Market Street, Philadelphia, PA 19103-3231. Applicant requests approval for the construction and operation of a sewage pump station and forcemain to serve Rocky Run YMCA located in Middletown Township, **Delaware County**.

**WQM Permit No. 1599417.** Sewerage. **The Kendal Corporation**, P. O. Box 100, Kennett Square, PA 19348. Applicant requests the approval for modification to upgrade an existing lagoon treatment and spray irrigation facility located in Kennett Township, **Chester County**.

**WQM Permit No. 1599418.** Sewerage. **East Whiteland Township**, 209 Conestoga Road, Frazer, PA 19355-1699. Applicant requests the approval for construction and operation of a lagoon wastewater treatment facility to serve Malvern Hunt a 279 unit residential community located in East Whiteland Township, **Chester County**.

**WQM Permit No. 1599419.** Sewerage. **East Whiteland Township**, 209 Conestoga Road, Frazer, PA 19355-1699. Applicant requests the approval for the construction and operation of a sewage pump station to serve Malvern Hunt a 279 unit residential community located in East Whiteland Township, **Chester County**.

**WQM Permit No. 0999428.** Sewerage. **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976. Applicant requests approval for the construction and operation of a sanitary sewer pump station to serve Brayton Gardens a residential subdivision located in Richland Township, **Bucks County**.

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

**A. 6799411.** Sewage, submitted by **Laverne D. Meckley**, 10850 Kline Road, Brogue, PA 17309-9052, in Chanceford Township, **York County** to construct a small flow sewage treatment plant to serve an existing family dwelling was received in the Southcentral Region on November 1, 1999.

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

**A. 6599412.** Sewerage. **George Tetteris**, R. D. 5, Box 39, Mount Pleasant, PA 15666. Application for the construction and operation of a sewage treatment plant to serve the Tetteris Residence located in Mount Pleasant Township, **Westmoreland County**.

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

**WQM Permit No. 1099410.** Sewage, **William L. Kennedy**, 1297 State Route 288, Fombell, PA 16123. This project is for the construction of a single residence sewage treatment plant in Adams Township, **Butler County**.

#### INDIVIDUAL PERMITS

##### (PAS)

#### NPDES INDIVIDUAL

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

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

Persons wishing to comment on the proposed permit are invited to submit a statement to the office noted above the application within 30 days from the date of this public notice. Comments reviewed within this 30-day permit will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department 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 determina-

tion regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

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

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

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

**NPDES Permit PAS10-G386.** Stormwater. **Brandolini Companies**, 1301 Lancaster Avenue, Berwyn, PA, has applied to discharge stormwater from a construction activity located in Westtown Township, **Chester County**, to Unnamed Tributary to Ridley Creek.

**NPDES Permit PAS10-G387.** Stormwater. **General Residential Properties**, 666 Exton Commons, Exton, PA 19341, has applied to discharge stormwater from a construction activity located in East Whiteland Township, **Chester County**, to Valley Creek.

**NPDES Permit PAS10-G029-R.** Stormwater. **The Hankin Group**, 717 Constitution Drive, P. O. Box 562, Exton, PA 19341, has applied to discharge stormwater from a construction activity located in East Goshen Township, **Chester County**, to Ridley Creek.

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

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

**NPDES Permit PAS10S084.** Stormwater. **The Oaks Senior Community, L.P., of the Shepherds in Monroe County**, P. O. Box 302, Cresco, PA 18326, has applied to discharge stormwater from a construction activity located in Barrett Township, **Monroe County**, to Cranberry Creek.

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

*Cumberland County Conservation District, District Manager; 43 Brookwood Avenue, Suite 4, Carlisle, PA 17013, (717) 240-7812.*

**NPDES Permit PAS-10-H087.** Stormwater. **Group & Group**, 102 Sunset Drive, Mt. Holly Springs, PA 17013, has applied to discharge stormwater from a construction activity located in South Middleton Township, **Cumberland County**, to Letort Spring Run (HQ-CWF).

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

**NPDES Permit PAS10W078.** Stormwater. **BAR Development Co.**, 772 Pine Valley Drive, Pittsburgh, PA 15239, has applied to discharge stormwater from a construction activity located in North Strabane Township, **Washington County** to Little Chartiers Creek.

## SAFE DRINKING WATER

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

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

**A. 1599514.** Public water supply. **Avonwheel Estates Mobile Home Park**, 310 North High Street, West Chester, PA 19380. This proposal involves the modifications to Avonwheel Estates Mobile Home Park existing water supply system. The project includes installation of an additional 10,000 gallon storage tank and three booster pumps. Upgrade the pump station. Replacement of the hydropneumatic tank with five new tanks in London Grove Township, **Chester County**.

**A. 1599515.** Public water supply. **City of Coatesville Authority**, 114 E. Lincoln Highway, Coatesville, PA 19320. This proposal involves the permitting and upgrade to the Regency Park Pump Station in the City of Coatesville, **Chester County**.

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

**Permit No. 0199505.** Public water supply, **Castle Hill MHP**, Straban, **Adams County**, *Responsible Official:* Castle Hill MHP, 2500 Block Old Harrisburg Rd., Gettysburg, PA 17325. *Type of Facility:* Applicant seeks a construction permit to add a 15,000 gallon finished water storage tank and two finished water pumps. *Consulting Engineer:* David J. Rimmel, 20 Erford Road, Suite 215, Lemoyne, PA 17043. Application received: October 21, 1999.

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

**A. 5999503.** The Department has received a permit application from **Bakercrest Home for the Elderly**, R. D. 2, Box 195, Millerton, PA 16936, Rutland Township, **Tioga County**, to construct a new water system that will consist of a drilled well, disinfection pump station and storage.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 1

### 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 the remediation.

Under sections 304(n)(l)(iii) 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 below 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 below. During this comment period the municipality may request that the person identified below, 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, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection 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 of Environmental Protection 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.*

**Norquay Technology, Inc.**, City of Chester, **Delaware County**. John F. Van Wagenen, P.G., Coventry Environmental Associates, Inc., 991 Ridge Road, Bucktown, PA 19165, has submitted a Notice of Intent to Remediate site soil contaminated with heavy metals, petroleum hydrocarbons and polycyclic aromatic hydrocarbons and site groundwater contaminated with solvents, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The site is located in a special industrial area. The applicant's proposed remediation will address any immediate, direct or imminent threat to the public health and the environment and will be based on the results of the Baseline Remedial Investigation Report. A summary of the Notice of Intent to Remediate was reported to have been published in *The Delaware County Times* on September 16, 1999.

**The Unisys & Former Lockheed-Martin Site**, East Whiteland and Tredyffrin Townships, **Chester County**. Randy L. Shuler, Environmental Resources Management, 250 Phillips Blvd., Suite 280, Ewing, NJ 08618, has submitted a revised Notice of Intent to Remediate site groundwater contaminated with heavy metals and solvents. The applicant proposes to remediate the site to meet Statewide health and site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in *The Daily Local News* on September 16, 1999.

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

**Tyco Electronics Corporation (formerly AMP Incorporated)**, Elizabethtown Borough, **Lancaster County**. Tyco Electronics Corporation, P. O. Box 3608, MS 140-42, Harrisburg, PA 17105, has submitted a Notice of Intent to Remediate site soils and groundwater contaminated with solvents. The applicant proposes to remediate the site to meet the Statewide health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Lancaster Intelligencer Journal* and *New Era* on November 2, 1999.

**East Penn Manufacturing Co.**, Richmond Township, **Berks County**. East Penn Manufacturing Co., Inc., Deka Road, Lyon Station, PA 19536, has submitted a Notice of Intent to Remediate site soils contaminated with lead and heavy metals. The applicant proposes to remediate the site to meet a combination of background and site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Kutztown Patriot* on September 17, 1998. This notice corrects a previously published notice.

**James Reinhart Property**, Richmond Township, **Berks County**. East Penn Manufacturing Co., Inc., Deka Road, Lyon Station, PA 19536, has submitted a Notice of Intent to Remediate site soils contaminated with lead and heavy metals. The applicant proposes to remediate the site to meet a combination of background and site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Kutztown Patriot* on September 17, 1998. This notice corrects a previously published notice.

**Clarence H. Heffner Property**, Richmond Township, **Berks County**. East Penn Manufacturing Co., Inc., Deka Road, Lyon Station, PA 19536, has submitted a Notice of Intent to Remediate site soils contaminated with lead and heavy metals. The applicant proposes to remediate the site to meet a combination of background and site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Kutztown Patriot* on September 17, 1998. This notice corrects a previously published notice.

**Dean Kohler Property**, Richmond Township, **Berks County**. East Penn Manufacturing Co., Inc., Deka Road, Lyon Station, PA 19536, has submitted a Notice of Intent to Remediate site soils contaminated with lead and heavy metals. The applicant proposes to remediate the site to meet a combination of background and site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Kutztown Patriot* on September 17, 1998. This notice corrects a previously published notice.

**Consolidated Rail Corporation Right-of-Way**, Richmond Township, **Berks County**. East Penn Manufacturing

Co., Inc., Deka Road, Lyon Station, PA 19536, has submitted a Notice of Intent to Remediate site soils contaminated with lead and heavy metals. The applicant proposes to remediate the site to meet a combination of background and site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Kutztown Patriot* on September 17, 1998. This notice corrects a previously published notice.

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

**Distribution Pole #24746N31294**, Milton Borough, **Northumberland County**. Nancy A. Evans, PP&L, Two North Ninth Street, Allentown, PA 18101, has submitted a Notice of Intent to Remediate soil contaminated with PCBs. 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 *Milton Daily Standard* on September 8, 1999.

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

**Westinghouse Specialty Coatings Division Facility (Former)**, Manor Borough, **Westmoreland County**. RANBAR Technologies, Harrison City Road, Manor, PA 15665 and Dean O. Reed, CBS Corporation, Room 371, 11 Stanwix Street, Pittsburgh, PA 15222 have submitted a Notice of Intent to Remediate soil and groundwater contaminated with BTEX, PHCs and PAH. 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 *Tribune Review* on October 29, 1999.

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

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

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

**A. 301333. Waste Recovery Solutions, Inc.** (343 King Street, Myerstown, PA 17067). Application for a residual waste transfer facility for a site in Jackson Township, **Lebanon County**. Application determined to be administratively complete in the Regional Office on November 1, 1999.

### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

**A. 101631. Eldredge Companies, Inc.**, 898 Fern Hill Road, West Chester, PA 19380. This application was

submitted to expand their operations by enlarging their transfer station building and tipping floor. An increase in the facility's maximum daily volume is also being requested. Facility located in West Goshen Township, **Chester County**. Application was received in the Southeast Regional Office on November 1, 1999.

## AIR QUALITY

### Notice of Plan Approval and Operating Permit Applications

#### Nonmajor Sources and Modifications

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

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

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

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

**05-323-007: JLG Industries, Inc.** (One JLG Drive, McConnellsburg, PA 17233), for operation of a Rotoblast unit controlled by a cartridge collector at the Sunnyside Facility in Bedford Township, **Bedford County**.

**22-03014: Stewart-Amos Steel, Inc.** (4400 Paxton Street, Harrisburg, PA 17111), for operation of a fabricated steel surface coating operation in Swatara Township, **Dauphin County**.

**28-03004A: Bri-Mar Manufacturing, LLC** (1080 South Main, Chambersburg, PA 17201), for operation of two spray booths controlled with dry filters in Chambersburg Borough, **Franklin County**.

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

**OP-32-00197: Purchase Line School District** (16559 Route 286 Highway E, P. O. Box 374, Commodore, PA 15729), for operation of the elementary and high school in Greene Township, **Indiana County**.

### PLAN APPROVALS

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

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

**TVOP-53-00004A: CNG Transmission Corp.** (625 Liberty Avenue, Pittsburgh, PA 15222-3199), for construction of a 25.2 million BTU per hour natural gas boiler equipped with a low nitrogen oxides-emitting burner at the Harrison Station in Harrison Township, **Potter County**. The boiler will emit up to 3.94 tons of nitrogen oxides, 8.05 tons of carbon monoxide and 1.77 tons of volatile organic compounds per year. Any plan approval issued, as well as any subsequent operating permit issuance or amendment, will contain conditions limiting the boiler's emissions to these values as well as appropriate boiler operating and maintenance requirements and recordkeeping and reporting requirements to ensure compliance with these limits.

**14-313-034B: Rutgers Organics Corp.** (201 Struble Road, State College, PA 16801), for modification of a chemical process facility to produce a new product (Product 4049) in College Township, **Centre County**.

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

**PA-37-264D: Ellwood Quality Steels Co.** (700 Moravia Street, New Castle, PA 16101), for installation of low NOx burners on Furnace No. 18 in New Castle, **Lawrence County**. Ellwood Quality Steels Co. is a Title V facility.

*Philadelphia Department of Public Health: Air Management Services, 321 University Ave., Philadelphia, PA 19104, (215) 685-7584.*

**99087: Pomco Graphics** (4411-27 Whitaker Avenue, Philadelphia, PA 19120), for construction and operation of a chrome plating tank with control device in the City of Philadelphia, **Philadelphia County**.

**99127, 99092: Sun Co.** (3144 Passyunk Avenue, Philadelphia, PA 19145), for modification of the operation of the cumene unit in the City of Philadelphia, **Philadelphia County**.

**99110, 99129: Sun Co.** (3144 Passyunk Avenue, Philadelphia, PA 19145), for modification of the operation of the cumene unit in the City of Philadelphia, **Philadelphia County**.

**REASONABLY AVAILABLE CONTROL TECHNOLOGY**

**(RACT)**

**Public Hearing**

**Sithe Pennsylvania Holdings LLC**

**Warren County**

The Department of Environmental Protection (Department) will conduct a public hearing on December 21, 1999, beginning at 1 p.m. in the Air Quality Conference Room of the DEP Regional Office Building located at 230 Chestnut Street, Meadville, PA 16335-3407.

The hearing is for the Department to accept testimony concerning its decision to approve, with conditions, Reasonably Available Control Technology (RACT) plan by Sithe Pennsylvania Holdings LLC, Warren Station, 2325 Penna. Avenue West Ext., Warren, PA to meet the requirements under 25 Pa. Code §§ 129.91—129.95 (RACT), concerning the emissions of oxides of nitrogen (NOx) and volatile organic compounds (VOC) from various air contamination sources. The final RACT proposal will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan (SIP). This facility is located in Warren County.

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

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

The following is a summary of the preliminary NOx and VOC RACT determination for the Sithe Pennsylvania Holdings LLC, Warren Station: Boilers 1, 2, 3 and 4, Combustion Turbine and Emergency Diesel Generator:

1. a. Each Boiler (Nos. 1, 2, 3 and 4) shall not exceed an annual capacity factor of 65.1%.

b. Based upon a nominal heat input of 286.5 MMBtu/hr, each boiler shall be limited to an annual heat input of 1.634 million MMBtu/year on a 12-month rolling basis.

c. Each boiler shall implement bias firing. The boilers shall be operated and maintained in accordance with manufacturers specifications and good air pollution control practices.

2. Recognizing one common stack Continuous Emission Monitoring System (CEM) for Boiler Nos. 1, 2, 3 and 4, total NOx (nitrogen oxides expressed as NO<sub>2</sub>) emissions, combined from all four boilers, shall not exceed 2,025.9 tons/year on a 12 month rolling basis.

3. NOx emissions from Boiler Nos. 1, 2, 3 and 4 combined, shall not exceed 0.62 lb./MMBtu based on a 30-day rolling average.

4. Continuous Emission Monitoring System (CEMS) shall be operated and maintained to monitor NOx emissions from the four boilers. All four boilers exhaust into a common stack containing a single CEMS.

5. The CEMS shall comply with 25 Pa. Code Chapter 139 and the requirements of the Continuous Source Monitoring Manual.

6. NOx emissions from the combustion turbine shall not exceed 400 tons on a 12-month rolling basis.

*When burning Natural Gas:*

a. Emission rate shall not exceed 0.499 lb/MMBTU.

b. Heat input shall not exceed  $2.005 \times 10^{12}$  BTU/yr or  $1.944 \times 10^9$  CF/yr.

c. Annual capacity factor shall not exceed 18.3% on a heat input basis.

*When burning No. 2 Oil:*

a. Emission rate shall not exceed 0.9 lb/MMBTU.

b. Heat input shall not exceed  $1.091 \times 10^{12}$  BTU/yr or 7,905,000 gal/hr.

c. Annual capacity factor shall not exceed 9.98% on a heat input basis.

For each gallon used of No. 2 fuel oil, natural gas limit in the above statement shall decrease by 246 cubic feet. The turbine shall also be operated and maintained in accordance with manufacturers specifications and good air pollution control practices.

7. Compliance with the short term NOx emission limit for the combustion turbine shall be established based on the average of three 1-hour stack tests.

a. Prior to testing, the test procedure shall be approved by the Department.

b. By September 30, 2002, stack tests shall be performed in accordance with the provisions of 25 Pa. Code Chapter 139 to show compliance with the short term NOx emission limit.

c. At least 2 weeks prior to the test, the Department shall be informed of the date and time of the test.

d. Within 60 days after the test, two copies of the complete test report, including all operating conditions, shall be submitted to the Department for approval.

8. Within 30 days after the end of each calendar quarter, quarterly reports shall be submitted to the Department to show compliance with Conditions 1, 2, 3 and 6.

9. The emergency diesel generator shall comply with the requirements of 25 Pa. Code § 129.93(c)(5). The emergency diesel generator shall not exceed an operating schedule of 500 hours in a consecutive 12-month period. The source shall be operated and maintained in accordance with the manufacturer's specifications and good air pollution control practices.

10. Within 30 days of the end of the calendar year, the owner or operator shall submit annual operating reports to show compliance with RACT requirements for the emergency diesel generator.

11. a. VOC RACT for all sources shall be operation and maintenance in accordance with manufacturers specifications and good air pollution control practices.

b. Fugitive evaporative sources of VOCs shall comply with the requirements of 25 Pa. Code §§ 129.51, 129.54—129.72, 129.81 and 129.82, as applicable.

12. This RACT Approval applies to the emission of NOx and VOC pollutants only. Emission of other pollutants, including criteria pollutants, shall be governed by the existing Plan Approvals, Operating Permits and appli-

cable rules and regulations of the Department. These approvals, permits and requirements are incorporated herein by reference and made part of this permit.

For the above facility, a public hearing will be held for the purpose of receiving comments on the above proposed Plan Approvals and/or Operating Permits and the proposed SIP revisions. The public hearing is scheduled as follows: Tuesday, December 21, 1999, 1 p.m.—3 p.m., Air Quality Conference Room, DEP Regional Office Building, 230 Chestnut Street, Meadville, PA 16335-3407.

Persons wishing to present testimony at the hearing should contact Lori McNabb, Air Pollution Control Engineer, DEP, 230 Chestnut Street, Meadville, PA 16335-3494, (814) 332-6940 at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes and two written copies of the oral testimony are required. Each organization is requested to designate one witness to present testimony in its own behalf.

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

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

All the pertinent documents (applications, review memos and draft approvals) are also available for review from 8 a.m. to 4 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the Department contact person noted previously.

**Proposed Revision to the State Implementation Plan for Oxides of Nitrogen and Volatile Organic Compounds and Public Hearing**

*Approval of Reasonably Available Control Technology (RACT) plan for Grumman Olson in Clinton Township, Lycoming County*

The Department of Environmental Protection (Department) has made a preliminary determination to approve a revision of a Reasonably Available Control Technology (RACT) plan and an amendment to the State Implementation Plan (SIP) for a truck and van manufacturing facility owned and operated by Grumman Olson in Clinton Township, Lycoming County.

The proposed SIP revision does not adopt new regulations. It incorporates the provisions and requirements contained in the amendment of the RACT approval for the facility which are intended to comply with current regulations.

The preliminary RACT determination, if finally approved, will result in the revision of Operating Permit OP-41-0002 issued on September 25, 1997, and will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's SIP.

The Department proposes to expand one source category identified in Operating Permit OP-41-0002 to include two additional 3 million BTU per hour natural gas-fired burners, a second identified source category to include an additional 240 gallon diesel fuel tank and to establish a new source category which will consist of three small solvent cleaning sinks used for maintenance

and housekeeping operations. All of the subject sources are minor emitters of volatile organic compounds and each of the respective three source categories will be limited to having total combined category-wide volatile organic compound emissions of no greater than 3 pounds per hour, 15 pounds per day and 2.7 tons per year.

One public hearing will be held for the purpose of receiving comments on the proposed operating permit revision and the proposed SIP revision. The hearing will be held on January 4, 2000, at 1 p.m. at the DEP Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA. The public is invited to comment on the proposal. Persons interested in commenting are invited to appear at the public hearing.

Persons wishing to present testimony at the hearing should contact Daniel Spadoni at (570) 327-3659 at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Daniel Spadoni at (570) 327-3659 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Those unable to attend the hearing, but wishing to comment, should provide written comments to David W. Aldenderfer, Air Quality Environmental Program Manager, Pennsylvania DEP, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. Comments must be received by the Department no later than January 19, 2000.

All pertinent documents are available for review from 8 a.m. to 4 p.m. in the DEP Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling (570) 327-3693.

## MINING

### APPLICATIONS 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). Mining activity permits issued in response to such 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 such 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 § 86.31—34 and § 77.121—23 (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 93 and 95). Persons or agencies which have requested review of the NPDES permit requirements for a particular mining activity within the above-mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

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

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

#### *Coal Applications Received*

**54941303R. D.J.T. Coal Company** (R. R. 4, Box 358D, Pine Grove, PA 17963), renewal of an existing underground mine operation in Frailey Township, **Schuylkill County** affecting 3.0 acres, receiving stream—Rausch Creek. Application received October 29, 1999.

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

**32971301. Rosebud Mining Co.** (R. D. 9, Box 379A, Kittanning, PA 16201), to transfer the permit for the Josephine No. 3 Mine in Center Township, **Indiana County** to transfer from Britt Energy, Inc. to Rosebud Mining, Inc., tributary to Laurel Run. Application received October 7, 1999.

**30841307. RAG Emerald Resources Corp.** (P. O. Box 1020, 145 Elm Dr., Waynesburg, PA 15370), to revise the permit for the Emerald Mine No. 1 in Franklin Township, **Greene County** to revise the postmining land use at No. 4 portal shaft, no additional discharges. Application received October 12, 1999.

**32841317. Helvetia Coal Co.** (P. O. Box 219, Shelocta, PA), to revise the permit for the Lucerne No. 9 Mine in

Conemaugh Township, **Indiana County** to install new treatment facilities, new treatment ponds, Black Leg. Application received October 18, 1999.

**03851303. McVile Mining Co.** (P. O. Box 1022, Kittanning, PA 16201), to renew the permit for the Clementine Mine in South Buffalo Township, **Armstrong County**, no additional discharges. Application received October 26, 1999.

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

**17743172. Sky Haven Coal, Inc.** (R. D. 1, Box 180, Penfield, PA 15849), renewal of an existing bituminous surface mine permit in Morris Township, **Clearfield County** affecting 569 acres. Receiving streams: two unnamed tributaries to Hawk Run and two unnamed tributaries to Moshannon Creek to West Branch Susquehanna River to Susquehanna River. Application received October 18, 1999.

**17940116. Moravian Run Reclamation Co., Inc.** (605 Sheridan Drive, Clearfield, PA 16830), renewal of an existing bituminous surface mine permit in Penn Township, **Clearfield County** affecting 247 acres. Receiving streams: Poplar Run. Application received October 20, 1999.

**17880116. Waroquier Coal Company** (P. O. Box 128, Clearfield, PA 16830), renewal of an existing bituminous surface mine-auger permit in Lawrence Township, **Clearfield County** affecting 64.4 acres. Receiving streams: an unnamed stream to Hogback Run. Application received October 21, 1999.

**17860135. Strishock Coal Company** (220 Hillcrest Drive, DuBois, PA 15801), renewal of an existing bituminous surface mine permit in Union-Brady-Sandy Townships, **Clearfield County** affecting 361.4 acres. Receiving streams: Laborde Branch, Sugarcamp Run to Luthersburg Branch to Laborde Branch, tributaries to Stony Run and Stony Run to Laborde Branch to Sandy Lick Creek to Redbank Creek to the Allegheny River. Application received October 27, 1999.

**17940115. Penn Grampian Coal Company** (P. O. Box 249, Clearfield, PA 16830), renewal of an existing bituminous surface mine permit in Beccaria Township, **Clearfield County** affecting 164.4 acres. Receiving streams: unnamed tributaries to Muddy Run and Muddy Run. Application received October 28, 1999.

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

**03663009R. Earl O. Houser** (R. R. 1, Box 206, New Bethlehem, PA 16242). Renewal application received for continued operation and reclamation of a bituminous surface auger mine, with shale removal, located in Wayne Township, **Armstrong County**, affecting 491.6 acres. Receiving streams: four unnamed tributaries to Scrubgrass Creek and Scrubgrass Creek and an unnamed tributary to Mahoning Creek to the Allegheny River. Renewal application received: November 1, 1999.

**02823014R. Xecol Corporation** (200 Marshall Drive, Coraopolis, PA 15108). Renewal application received for continued operation and reclamation of a bituminous surface mine located in Robinson Township, **Allegheny County**, affecting 72.0 acres. Receiving streams: Campbells Run to Chartiers Creek to the Ohio River. Renewal application received: November 3, 1999.

## APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

### ENCROACHMENTS APPLICATIONS

The following permit applications and requests for Environmental Assessment approval and requests for water quality certification have been received by the Department of Environmental Protection. Section 401 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 any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted above the application.

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

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

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

**E15-629.** Encroachment. **PA DOT**, 200 Radnor Chester Road, St. Davids, PA 19087-5178. To remove an existing bridge and to construct and maintain a two span prestressed concrete box beam bridge with each span having a width of 45 feet and an average underclearance of 5.7 feet, to widen the stream channel near the bridge structure, and to place and maintain riprap along the abutments and pier in and along the East Branch of Chester Creek. This structure is located approximately 100 feet southwest of the intersection of Street Road (S. R. 0926), Westtown Road, and Creek Road (West Chester, PA Quadrangle N: 10.9 inches; W: 5.8 inches) in Thornbury and Westtown Townships, **Chester County**.

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

**E35-318.** Encroachment. **Suburban Realty**, 515 South State Street, Clarks Summit, PA 18411. To place fill in 1.0 acre of PFO wetlands for the construction of Fairview Plaza. The project includes the construction of two buildings approximately 10,000 square feet and 4,284 square feet, for use as retail stores and associated parking and stormwater management facilities. The project is located immediately southwest of the intersection of S. R. 4028 (Fairview Road) and Edella Road (Dalton, PA Quadrangle N: 2.2 inches; W: 6.0 inches), South Abington Township, **Lackawanna County** (Baltimore District, U. S. Army Corps of Engineers).

**E39-373.** Encroachment. **Weisenberg Township**, 2175 Seipstown Road, Fogelsville, PA 18051. To construct and maintain a 15-inch diameter, smooth bore, HDPE stormwater outfall structure, concrete discharge apron and associated reno mattress channel and bank protection in a tributary to Lyon Creek (HQ-CWF). The project is located immediately upstream of Kuhn's Hill Road Bridge (T-646) (Topton, PA Quadrangle N: 19.2 inches; W: 11.0 inches), Weisenberg Township, **Lehigh County** (Philadelphia District, U. S. Army Corps of Engineers).

**E39-374.** Encroachment. **Pennsylvania Department of Transportation**, District 5-0, 1713 Lehigh Street, Allentown, PA. To modify the existing S. R. 0145 bridge, having four spans totaling approximately 191.30 feet (47.5 feet, 48.15 feet, 48.15 feet, 47.50 feet) and an approximate underclearance of 8 feet over Jordan Creek (TSF, MF) with work consisting of widening the bridge 14 feet, including: (1) The construction of a center mountable devisor to separate north and southbound and maintain the lanes; (2) the construction of new pedestrian walkways on each side of the bridge, including extended abutments and center pier; (3) the removal of 50-foot × 30-foot gravel bar from Jordan Creek; (4) replacement of the existing stormwater outfall endwalls and outlet protection; and (5) construction of a temporary causeway to facilitate construction of the center pier extensions. The purpose of the improvements is to reduce traffic congestion, improve access to commercial properties, and to improve safety conditions. The project, known as the S. R. 0145 over Jordan Creek Bridge rehabilitation (Allentown East, PA Quadrangle N: 22.5 inches; W: 14.8 inches), City of Allentown, **Lehigh County** (Philadelphia District, U. S. Army Corps of Engineers).

**E48-287.** Encroachment. **James and Nidia Amos**, 1320 Deer Path Drive, Walnutport, PA 18088. To place fill in a de minimis area of wetlands equal to 0.04 acre for the purpose of constructing a single family dwelling. The project is located on the east side of Deer Path Drive, approximately 0.1 mile north of S. R. 0946 (Palmerton, PA Quadrangle N: 7.2 inches; W: 7.0 inches), Lehigh Township, **Northampton County** (Philadelphia District, U. S. Army Corps of Engineers).

**E64-209.** Encroachment. **Wayne County Commissioners**, c/o Reg Wayman, 925 Court Street, Courthouse Annex, Honesdale, PA 18431. To remove the existing Pony Truss Bridge and to construct and maintain a 70-foot concrete span bridge crossing of Equinunk Creek (HQ-CWF). The project is located 1/8 mile south of the intersection of S. R. 4007 and Crooked Creek Road on Crooked Creek Road (Lake Como, PA/NY Quadrangle N: 10.2 inches; W: 1.95 inches), Buckingham Township, **Wayne County** (Philadelphia District, U. S. Army Corps of Engineers).

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

**E05-278.** Encroachment. **East St. Clair Township**, 1445 Quaker Valley Rd., New Paris, PA 15554. To remove the existing bridge and to construct and maintain a new prestressed concrete bridge having a single span of 28.54 feet with a minimum underclearance of 4.14 feet across Adams Run on T-518 and to fill in 0.002 acre of de minimis wetlands to construct the bridge which is located 0.7 mile east of Springhope Village (Bedford, PA Quadrangle N: 18.63 inches; W: 12.0 inches) in East. St. Clair Township, **Bedford County**.

**E05-280.** Encroachment. **New Enterprise Stone & Lime Inc.**, P. O. Box 77, New Enterprise, PA 16664. To construct and maintain a bridge with a single span of 23.5 feet with a minimum underclearance of 4.19 feet across Three Springs Run to provide access of delivery trucks located about 1,750 feet downstream of Church Street (New Enterprise, PA Quadrangle N: 8.33 inches; W: 3.86 inches) in South Woodbury Township, **Bedford County**.

**E07-320.** Encroachment. **PennDot Engineering**, District 9-0, 1620 N. Juniata Street, Hollidaysburg, PA 16648. To construct a 6-inch thick concrete slab in the bottom of an existing bridge in Elk Run to prevent streams channel scouring at the underpinning of the bridge located on SR 1015, Segment 0090, Offset 0646 about 3.3 miles east of SR 0220 (Bellwood, PA Quadrangle N: 22.4 inches; W: 0.7 inch) in Tyrone Township, **Blair County**.

**E07-321.** Encroachment. **David Burgmeier**, R. D. 1, Box 10, Altoona, PA 16601. To remove an existing culvert constructed under DEP Permit GP-07-07-98-101 and to construct and maintain a single span bridge having a span of 46 feet and an underclearance of 7.68 across an unnamed tributary to Homers Gap Run (WWF) located about 600 feet north of SR 4013 approximately 2,300 feet east of its intersection with SR 4015 (Altoona, PA Quadrangle N: 10.8 inches; W: 0.6 inch) in Logan Township, **Blair County**.

**E07-322.** Encroachment. **Leonard S. Fiore, Inc.**, 5506 Sixth Avenue, Rear, Altoona, PA 16602. To place fill in 0.4 acre of wetlands in conjunction with the construction of a roadway within a proposed residential subdivision known as Fox Hollow located between Route 36 and Logan Blvd. (SR 0220) about 1.3 miles northwest of Hollidaysburg (Hollidaysburg, PA Quadrangle N: 13.0 inches; W: 3.5 inches) in Allegheny Township, **Blair County**.

**E21-300.** Encroachment. **Monroe Township Municipal Authority**, 1220 Boiling Springs Road, Mechanicsburg, PA 17055. To construct and maintain the following: (1) a 12-inch diameter sanitary sewer pipe under the streambed of Yellow Breeches Creek; and, (2) a 12-inch diameter and an 8-inch diameter sanitary sewer pipe under the streambed of an unnamed tributary to Yellow Breeches. The sewer pipes are located just upstream of the sewage treatment plant, upstream of T-531 and upstream of T-551 respectively (Mechanicsburg, PA Quadrangle N: 4.3 inches; W: 14.0 inches; N: 4.69 inches; W: 14.0 inches; N: 5.1 inches; W: 14.2 inches respectively) in Monroe Township, **Cumberland County**.

**E21-301.** Encroachment. **Mt. Holly Springs Municipal Authority**, 200 Harman St., Mt. Holly Springs, PA 17065. To construct and maintain a new ultraviolet station, a new effluent pump and associated structure and an 18-inch diameter outfall at the right bank of Mountain Creek to upgrade the condition of the existing sewage treatment plant (Mt. Holly Springs, PA Quadrangle N: 22.2 inches; W: 8.9 inches) in Mt. Holly Springs Borough, **Cumberland County**.

**E22-408.** Encroachment. **James Hills**, 1281 Waltonville Road, Hummelstown, PA 17036. To enlarge an existing pond that drains to Iron Run at a pond along Waltonville Road (Middletown, PA Quadrangle N: 19.9 inches; W: 7.8 inches) in Derry Township, **Dauphin County**.

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

**E18-288.** Encroachment. **Jack Lucido, Senior Vice President**, Independence Pipeline Company, 500 Renaissance Center, Detroit, MI 48243-1904. The applicant proposes to install, operate and maintain a 36-inch diameter high pressure pipeline beneath an unnamed tributary to Lock Branch (Exceptional Value), Lock Branch (Exceptional Value), Daugherty Run (High Quality—Trout Stocked Fishery), Kettle Creek (Exceptional Value), Turtle Branch (High Quality—Trout Stocked Fishery); and wetlands associated with these respective streams for the conveyance of natural gas. The 36-inch natural gas pipeline shall be installed within the stream in the dry and at a minimum depth 3.0-feet that will impact 136 linear feet of waterway and temporarily impact 0.12 acre of wetland. The project is located beginning approximately 2,000 feet north of Tamarack off Route 144 and proceeds in a northwesterly direction, the centroid of which is (Hammersley Fork, PA Quadrangle N: 14.3 inches; W: 0.9 inch) in Leidy Township, **Clinton County**. All impacts to the 0.12 acre of wetland shall be temporary and no mitigation will be required.

The issuance of a Water Obstruction and Encroachment Permit that would authorize the proposed activity requires 401 Water Quality Certification to be included into the permit.

As a single and complete project, the installation of the 36-inch pipeline will traverse Northwestern and Northcentral Pennsylvania. The entire pipeline spans 397.4 miles. The project has been deemed as a "Reporting" action to the U. S. Army Corps of Engineers, Baltimore District, and does not warrant consideration for PASPGP-1.

Lock Branch designated as Exceptional Value by the Department's November 1998 Chapter 93 regulations. The project should be carried out in accordance with "Special Protection" guidelines.

The unnamed tributary to Lock Branch is designated as Exceptional Value by Department's November 1998 Chapter 93 regulations. The project should be carried out in accordance with "Special Protection" guidelines.

Daugherty Run is designated as a High Quality Trout Stocked Fishery by the Department's November 1998 Chapter 93 regulations. The project should be carried out in accordance with "Special Protection" guidelines.

Kettle Creek is designated as Exceptional Value by the Department's November 1998 Chapter 93 regulations. The project should be carried out in accordance with "Special Protection" guidelines.

Turtle Branch is designated as a High Quality Trout Stocked Fishery by the Department's November 1998 Chapter 93 regulations. The project should be carried out in accordance with "Special Protection" guidelines.

The proposed pipeline crossings are not located in a detailed FEMA floodway that would be depicted on the NFIP mapping that was effective for Leidy Township on December 20, 1974.

**E59-388.** Encroachment. **Donald S. Miller**, 67 American St., Wellsboro, PA 16901. To 1) maintain 90.4 linear feet of trapezoidal channel with a 5-foot top width and a 2-foot depth with grass and wildflowers in Boynton Creek at the rear of 67 American Street, 2) stabilize and maintain 89.9 linear feet of an irregular shaped channel with a 3-foot width and a 2-foot depth with R-4 riprap and Siberian Dogwood on the right bank and grass on the sloped left bank in Boynton Creek located at the rear of 69 American Street (Antrim, PA Quadrangle, N: 21.2

inches; W: 9.2 inches) in Wellsboro Borough, **Tioga County**. This project has impacted 180.3 linear feet of the intermittent Boynton Creek, which is a warm water fishery.

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

**E02-1292.** Encroachment. **Pennsylvania Turnpike Commission**, P. O. Box 67676, Harrisburg, PA 17106-7676. To construct and maintain extensions to the existing 14.0 foot × 13.0 foot arch culverts and the existing 12.0 foot × 6.0 foot box culvert in unnamed tributaries to Bush Creek, to place and maintain fill in approximately 0.15 acre of wetlands (PSS/PEM), to construct and maintain seven outfall structures, to place and maintain fill in the flooding of Brush Creek and to construct and maintain a sanitary sewer line under the bed and across the channel of Brush Creek and an unnamed tributary to Brush Creek for the purpose of constructing the Warrendale Toll Plaza located at the turnpike milepost 31.0 (Mars, PA Quadrangle N: 5.6 inches; W: 10.1 inches) in Pine and Marshall Townships, **Allegheny County**. The applicant proposes to create 0.15 acre of replacement wetlands in the Brush Creek watershed.

**E02-1293.** Encroachment. **Dr. Ronald A. DiCarlo**, 1408 East Carson Street, Pittsburgh, PA 15203. To place and maintain fill in approximately 0.046 acre of de minimis wetlands (PEM) associated with an unnamed tributary to Pine Creek (TSF) for the purpose of stabilizing the existing ground located on Lot No. 318 at Hartwood Meadows, just west from the intersection of Waterford Drive and Westchester Drive (Glenshaw, PA Quadrangle N: 11.1 inches; W: 4.0 inches) in Indiana Township, **Allegheny County**.

**E63-478.** Encroachment. **Washington County Commissioners**, 701 Courthouse Square, Washington, PA 15301. To rehabilitate and maintain the existing bridge (McLaren Bridge) having a span of 80.0 feet with an underclearance of 11.8 feet across Raccoon Creek (WWF) located on T-500 approximately 800 feet northeast from the intersection of T-500 and L. R. 4004 (Clinton, PA Quadrangle N: 9.6 inches; W: 16.0 inches) in Hanover Township, **Washington County**.

#### DAM SAFETY

**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.**

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

**D46-336.** Dam. **Shorty and Dave's Used Truck Parts** (588 Swedeland Road, King of Prussia, PA 19406). To construct, operate and maintain a stormwater detention dam across a relocated Matsunk Creek (WWF), impacting 0 acre of wetlands and 600 feet of stream, for the purpose of providing stormwater detention (Norristown, PA Quadrangle N: 15.1 inches; W: 11.5 inches) in Upper Merion Township, **Montgomery 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)

#### ACTIONS

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

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

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

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

**NPDES Permit No. PA0057797.** Sewage. **Gladys L. Ampacher**, 1502 Hilltown Pike, Hilltown, PA 18927, is authorized to discharge from a facility located in Hilltown Township, **Bucks County** to an unnamed tributary to Neshaminy Creek.

**NPDES Permit No. PA0011657.** Industrial waste. **PECO Energy Company**, 965 Chesterbrook Boulevard, Wayne, PA 19087, is authorized to discharge from a facility located at Schuylkill Generating Station in the **City of Philadelphia** to receiving waters named Schuylkill River Delaware River Estuary Zone 4.

**NPDES Permit No. PA0057851.** Sewage. **Vera H. Bleakley**, 3304 State Road, Drexel Hill, PA 19026, is authorized to discharge from a facility located at Valley Green Subdivision Lot. No. 52 in West Caln Township, **Chester County** to an unnamed tributary of Rock Run.

**NPDES Permit No. PA0057860.** Sewage. **Vera H. Bleakley**, 3304 State Road, Drexel Hill, PA 19026, is authorized to discharge from a facility located at Valley Green Subdivision Lot No. 53 in West Caln Township, **Chester County** to an unnamed tributary of Rock Run.

**NPDES Permit No. PA0057843.** Sewage. **Vera H. Bleakley**, 3304 State Road, Drexel Hill, PA 19026, is authorized to discharge from a facility located at Valley

Green Subdivision Lot No. 56 in West Caln Township, **Chester County** to an unnamed tributary of Rock Run.

**NPDES Permit No. PA0040991.** Industrial waste. **Tosco Corporation**, 1400 Park Avenue, Linden, NJ 07036-1610, is authorized to discharge from a facility located at Philadelphia Marketing Terminal in the **City of Philadelphia** into Frankford Creek.

**NPDES Permit No. PA0040665.** Sewage. **Elinor B. Thomforde**, Stone Barn Rentals, 100 Stone Barn Drive, Kennett Square, PA 19348-1132, is authorized to discharge from a facility located in West Marlborough Township, **Chester County** into East Branch White Clay Creek.

**WQM Permit No. 0999410.** Sewerage. **James Underkoffler, Jr.**, 811 Thousand Acre Road, Sellersville, PA 18960. Applicant requests approval for the construction and operation of a single residence sewage treatment plant to replace a failing onlot system located in West Rockhill Township, **Bucks County**.

**WQM Permit No. 4699422.** Sewerage. **Upper Montgomery Joint Authority**, P. O. Box 6, Pennsburg, PA 18703. Approval for the improvements to the treatment plant to handle 2.5 mgd as an average monthly flow located in Pennsburg Borough, **Montgomery County**.

**WQM Permit No. 0999421.** Sewage. **Gladys Amspacher**, 1502 Hilltown Pike, Hilltown, PA 18927. Approval for the construction and operation of a sewage treatment plant to serve a single residence located in Hilltown Township, **Bucks County**.

**NPDES Permit No. PA0057665.** Industrial waste. **Sun Company, R & M**, Ten Penn Center, 1801 Market Street, Philadelphia, PA 19103, is authorized to discharge from a facility located at Icedale Facility, Honey Brook, PA, West Brandywine Township, **Chester County** to receiving waters named West Brandywine Creek.

**NPDES Permit No. PA0051420.** Industrial waste. **Petron Oil Corporation**, One Ward Street, Chester, PA 19016, is authorized to discharge from a facility located at Chester Terminal located in the City of Chester, **Delaware County** to receiving waters named Delaware River (Zone 4).

**WQM Permit No. 5199402.** Sewerage. **City of Philadelphia**, ARAMARK Towers, 1101 Market Street, 4th Floor, Philadelphia, PA 19107-2994. Approval to modify the existing disinfection system at the Southeast Water Pollution Control Plant located in the **City of Philadelphia**.

**WQM Permit No. 2399407.** Sewerage. **Sleighton School**, 485 Valley Mill Road, Glen Mills, PA 19342. Approval for replacing an existing gas chlorine disinfection system with sodium hypochlorite disinfection system at the treatment plant located in Middletown Township, **Delaware County**.

**WQM Permit No. 2399411.** Sewerage. **YMCA of Philadelphia and Vicinity**, 2000 Market Street, Philadelphia, PA 19103. Approval for the construction and operation of a sewage pump station and force main to serve Rocky Run YMCA located in Middletown Township, **Delaware County**.

**NPDES Permit No. PA0012637, Amendment No. 1.** Industrial waste. **Tosco Refining L.P.**, 4101 Post Road, Trainer, PA 19061, is authorized to discharge from a facility located at Trainer Oil Refinery located in Trainer Borough, **Delaware County** to receiving waters and Delaware Estuary Zone 4.

**NPDES Permit No. PA0046876.** Industrial waste. **Philadelphia Gas Works**, 800 West Montgomery Avenue, Philadelphia, PA 19122, is authorized to discharge from a facility located at Passyunk Plant located in the **City of Philadelphia** into the Schuylkill River.

**NPDES Permit No. PA0012882.** Industrial waste. **Philadelphia Gas Works**, 800 West Montgomery Avenue, Philadelphia, PA 19122, is authorized to discharge from a facility located at Richmond Plant in the **City of Philadelphia** to receiving waters named Delaware River—Zone 3.

**NPDES Permit No. PA0021172.** Sewage. **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976, is authorized to discharge from a facility located at Harvey Avenue STP in Doylestown Borough, **Bucks County** to receiving waters named Cooks Run.

**NPDES Permit No. PA0051250.** Sewage. **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976, is authorized to discharge from a facility located at Kings Plaza STP in Doylestown Township, **Bucks County** to receiving waters named Neshaminy Creek.

**NPDES Permit No. PA0053082.** Sewage. **Alexander Hionis and Partners**, P. O. Box 208, Mendenhall, PA 19357, is authorized to discharge from a facility located at Mendenhall Inn, Kennett Township, **Chester County** into an UNT to Brandywine Creek.

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

**NPDES Permit No. PA-0063932.** Sewerage. **Pocono Village Associates**, P. O. Box 1085, Mechanicsburg, PA 17055-1085, is authorized to discharge from a facility located in Pocono Township, **Monroe County**.

**Permit No. PA-0060623.** Sewerage. **Silver Lake Township Municipal Authority**, P. O. Box 1975, Brackney, PA 18812, is authorized to discharge from a facility located in Silver Lake Township, **Susquehanna County**.

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

**Permit No. PAG-043511, Amendment 1.** General Permit Sewage—Single Family Residence. **Kenneth Shull**, 155 W. High Street, Elizabethtown, PA 17022, is authorized to discharge from a facility located in Watts Township, **Perry County** to the receiving waters named Juniata River.

**Permit No. PA0086479.** Industrial waste. **Dietrich's Milk Products LLC**, 100 McKinley Avenue, Reading, PA 19605, is authorized to discharge from a facility located in Muhlenberg Township, **Berks County** to the receiving waters named Laurel Run.

**Permit No. PA0013609.** Industrial waste. **HMG Intermark Worldwide Manufacturing Company**, 234 South 8th Street, Reading, PA 19602-1217, is authorized to discharge from a facility located in Reading City, **Berks County** to the receiving waters named Schuylkill River.

**Permit No. PA0013862, Amendment 1.** Industrial waste. **Wyeth-Ayerst Laboratories, Inc.**, Wasp and Biddle Streets, P. O. Box 304, Marietta, PA 17547, is authorized to discharge from a facility located in East

Donegal Township, **Lancaster County** to the receiving waters named Susquehanna River.

**Permit No. PA0070271.** Sewerage. **Maidencreek Township Authority**, P. O. Box 529, Blandon, PA 19510-0529, is authorized to discharge from a facility located in Ontelaunce Township, **Berks County** to the receiving waters named Willow Creek.

**Permit No. 0799405.** Sewerage. **Northern Blair County Regional Sewer Authority**, R. R. 4, Box 236A, Tyrone, PA 16686. This permit approves the construction of sewers and appurtenances and pump station in Antis Township, **Blair County**.

**Permit No. 0799406.** Sewerage. **Northern Blair County Regional Sewer Authority**, R. R. 4, Box 236A, Tyrone, PA 16686. This permit approves the construction of sewers and appurtenances and pump station in Antis Township, **Blair County**.

**Permit No. 5095403-T-1.** Sewerage Single Family Residence. **Kenneth Shull**, 155 West High Street, Elizabethtown, PA 17022. This permit approves the permit amendment for construction of sewage treatment facility in Watts Township, **Perry County**.

**Permit No. 6783411, Amendment 99-1.** Sewerage. **Dover Borough**, 46 Butter Road, Dover, PA 17315. This permit approves the construction of UV disinfection system in Dover Borough, **York County**.

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

**NPDES Permit No. PA0205699.** Industrial waste. **Cowanshannock Township Municipal Authority**, P. O. Box 127, Nu Mine, PA 16244, is authorized to discharge from a facility located at the Yatesboro Water Treatment Plant, Cowanshannock Township, **Armstrong County** to receiving waters named Unnamed tributary to Cowanshannock Creek.

**NPDES Permit No. PA0034185.** Sewerage. **Kenneth Hurlburt**, 4751 Kendor Drive, Lower Burrell, PA 15068, is authorized to discharge from a facility located at High Meadows Mobile Home Park Sewage Treatment Plant, Allegheny Township, **Westmoreland County** to receiving waters named an Unnamed Tributary of the Allegheny River.

**NPDES Permit No. PA0216461.** Sewerage. **Consolidation Coal Company**, P. O. Box 100, Osage, WV 26543, is authorized to discharge from a facility located at Dilworth Mine Bathhouse, Rices Landing Borough, **Greene County** to receiving waters named Monongahela River.

**NPDES Permit No. PA0216470.** Sewerage. **Consolidation Coal Company** is authorized to discharge from a facility located at Dilworth Mine Airshaft No. 3 Bathhouse STP, Jefferson Township, **Greene County** to receiving waters named an Unnamed Tributary to Pumpkin Run.

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

**NPDES Permit No. PA0221449.** Sewerage. **Municipal Authority of Buffalo Township**, 707 South Pike Road, Sarver, PA 16055, is authorized to discharge from a facility located in Buffalo Township, **Butler County** to Buffalo Creek.

**NPDES Permit No. PA0222941.** Sewerage. **Marlan A., Jr. and Sherry L. Jones**, 13385 Denny Road, Meadville, PA 16335, is authorized to discharge from a facility located in Hayfield Township, **Crawford County** to Watson Run.

**NPDES Permit No. PA0102598.** Sewerage. **One Land Corporation**, P. O. Box 222, Valencia, PA 16059, is authorized to discharge from a facility located in Middlesex Township, **Butler County** to an unnamed tributary to Glade Run.

**NPDES Permit No. PA0100927.** Sewerage. **R. B. Food, Drink and Lodging, Inc.**, 7860 West Ridge Road, Fairview, PA 16415, is authorized to discharge from a facility located in Fairview Township, **Erie County** to Trout Run.

**NPDES Permit No. PA0002674.** Industrial waste. **American Refining Group, Bradford Refining**, 77 North Kendall Avenue, Bradford, PA 16701, is authorized to discharge from a facility located in the City of Bradford, **McKean County** to Tunungwant Creek and Foster Brook.

**WQM Permit No. 2099412.** Sewerage, **Marsha A. Willey SRSTP**, 16953 John Brown Road, Guys Mills, PA 16327. Construction of Marsha A. Willey SRSTP located in Hayfield Township, **Crawford County**.

**WQM Permit No. 6199403.** Sewerage, **Stanley E. Guiste SRSTP**, R. R. 2, Box 134A, Emlenton, PA 16373. Construction of Stanley E. Guiste SRSTP located in Clinton Township, **Venango County**.

**WQM Permit No. 2499403.** Sewerage, **Robert Nasoni SRSTP**, 1135 S. Michael Street, St. Marys, PA 15857. Construction of Robert Nasoni SRSTP located in City of St. Marys, **Elk County**.

**WQM Permit No. 2099413.** Sewerage, **James R. Stanford SRSTP**, 4283 Leech Road, Hartstown, PA 16131. Construction of James R. Stanford SRSTP located in East Fallowfield Township, **Crawford County**.

**WQM Permit No. 4399426.** Sewerage, **Ronald H. Boyd, Jr. SRSTP**, 39 1/2 College Avenue, Fredonia, PA 16124. Construction of Ronald H. Boyd Jr. SRSTP located in Delaware Township, **Mercer County**.

**INDIVIDUAL PERMITS**

**(PAS)**

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream or Body of Water</i>
PAS10-G360	K. Hovnanian Companies 1369 Troon Lane West Chester, PA 19380	East Goshen Township Chester County	Ridley Creek

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream or Body of Water</i>
PAS10-G383	SPC Leo, LLC 128 Round Hill Road Kennett Square, PA 19348	Lower Oxford Township Chester County	Unnamed Tributary to East Branch Big Elk Creek
PAS10-J043	YMCA of Philadelphia 200 Market Street Philadelphia, PA 19103	Middletown Township Delaware County	Rocky Run/Chester Creek

*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>
PAS10Q175	William E. Locke, Jr. 4 Running Road Manchester-by-The-Sea, MA 01944	Lehigh County Upper Macungie Township	Little Lehigh Creek
PAS10Q167	Pointe West Associates P. O. Box 86 Bath, PA 18014	Lehigh County Upper Macungie Township	Little Lehigh Creek

### INDIVIDUAL PERMITS

(PAR)

### ACTIONS

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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>
Concord Township Delaware County	PAR10-J169	Garnet Valley School District 80 Station Road, Glen Mills, PA 19342	Unnamed Tributary to Green Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Upper Chichester Township Delaware County	PAR10-J166	Greif Brothers 3033 Market Street, P. O. Box 2469 Twin Oaks, PA 19014	Unnamed Tributary to Marcus Hook Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Centre County Patton Township	PAR10F086-1	Hilton Garden Inn Sea Oaks Co. 2007 Windgate Dr. Durham, NC 27705	Unt. Big Hollow	Centre County CD 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817
Centre County College Township	PAR10F100	Centre County Solid Waste Authority 253 Transfer Rd. Bellefonte, PA 16823	Spring Creek	Centre County CD 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817
Centre County Ferguson Township	PAR10F103	University Area Jt. Auth. Pine Grove Mills Sanitary Sewer Extension 1576 Spring Valley Rd. State College, PA 16801-8499	Slab Cabin Run	Centre County CD 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817
Luzerne County West Pittston Borough	PAR10R187	Pagnotti Enterprises 46 Public Square Suite 600 Wilkes-Barre, PA 18701	Susquehanna River	Luzerne CD (570) 674-7991
Monroe County Smithfield Township	PAR10S026	Harmony Village BSA, Ltd. 7 Gap View Heights Rd. E. Stroudsburg, PA 18301	Sambo Creek	(570) 629-3060
Southampton Township Cumberland County	PAR-10-H214	Hampton Hills Development Co. 1020 Baltimore Road Shippensburg, PA 17257	Burd Run	Cumberland County CD 43 Brookwood Avenue Suite 4 Carlisle, PA 17013 (717) 240-7812
Dickinson Township Cumberland County	PAR-10-H204	Donald E. Diehl Nicholas Manor Subdivision 4 East High Street Carlisle, PA 17013	Alexander Spring Run	Cumberland County CD 43 Brookwood Avenue Suite 4 Carlisle, PA 17013 (717) 240-7812
Montgomery Township Franklin County	PAR-10-M190	J. Edward Beck 10658 Church Hill Road Mercersburg, PA 17236	West Branch Conococheague Creek	Franklin County CD 550 Cleveland Avenue Chambersburg, PA 17201 (717) 264-8074
West Lampeter Township Lancaster County	PAR-10-O-394	Willow Valley Associates Inc. 100 Willow Valley Lakes Dr. Willow Street, PA 17584	Unt. Mill Creek	Lancaster County CD 1383 Arcadia Road Room 6 Lancaster, PA 17601 (717) 299-5361
West Donegal Township Lancaster County	PAR-10-O-400	Masonic Homes 1 Masonic Drive Elizabethtown, PA 17022	Conoy Creek	Lancaster County CD 1383 Arcadia Road Room 6 Lancaster, PA 17601 (717) 299-5361

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
East Lampeter Township Lancaster County	PAR-10-O-404	Pitney Road Partners LLC 2316 Dairy Road Lancaster, PA 17543	Unt. Conestoga River	Lancaster County CD 1383 Arcadia Road Room 6 Lancaster, PA 17601 (717) 299-5361
Salisbury Township Lancaster County	PAR-10-O-405	Pequea Valley School District 166 S. New Holland Rd. Kinzers, PA 17535	Pequea Creek	Lancaster County CD 1383 Arcadia Road Room 6 Lancaster, PA 17601 (717) 299-5361
East Hempfield Township Lancaster County	PAR-10-O-407	Mennonite Home Inc. 1520 Harrisburg Pike, Lancaster, PA 17601	Swarr Run	Lancaster County CD 1383 Arcadia Road Room 6 Lancaster, PA 17601 (717) 299-5361
Allegheny County Springdale Township	PAR10A286	Duquesne Light Company P. O. Box 1930 411 Seventh Ave. Pittsburgh, PA 15230-1930	Allegheny River	Allegheny County CD (412) 241-7645
Allegheny County Robinson Township	PAR10A351	Burwood Development Group 136 Three Degree Road Pittsburgh, PA 15237	UNT Montour Run	Allegheny County CD (412) 241-7645
Allegheny County Pittsburgh	PAR10A352	Port Authority of Allegheny County 2235 Beaver Avenue Pittsburgh, PA 15233	Saw Mill Run	Allegheny County CD (412) 241-7645
Allegheny County McCandless Township	PAR10A374	McCandless Sanitary Sewer Authority 9600 Perry Highway Pittsburgh, PA 15237	UNT Pine Creek	Allegheny County CD (412) 241-7645
Allegheny County West Mifflin Borough	PAR10A378	Target Retail Stores 33 South Sixth Street Minneapolis, MN 55402	Lewis Run	Allegheny County CD (412) 241-7645
Allegheny County Marshall Township	PAR10A388	Philip Teplitz 1200 Lebanon Road West Mifflin, PA 15122	UNT Brush Creek	Allegheny County CD (412) 241-7645
Allegheny County West Deer Township	PAR10A389	Amerifreeze Cold Storage Facility LLC 164 Claymont Drive Verona, PA 15147	UNT Deer Creek	Allegheny County CD (412) 241-7645
Allegheny County Pine Township	PAR10A394	Bar Development Company 772 Pine Valley Drive Pittsburgh, PA 15239	Pine Creek	Allegheny County CD (412) 241-7645
Allegheny County Springdale Township	PAR10A397	Allegheny Energy 800 Cabin Hill Road Greensburg, PA 15601-1689	Allegheny River	Allegheny County CD (412) 241-7645
Armstrong County Cowanshannock Township Manor Township Rayburn Township	PAR10B031	PENNDOT P. O. Box 429 Route 286 South Indiana, PA 15071	Cowanshannock Creek Garretts Run	Armstrong County CD (724) 548-3425
Beaver County Manor Township	PAR100261	Jeff Ferris Vera Inc. 100 Vera Drive P. O. Box 250 Fombell, PA 16123	Connoquenessing Creek	Beaver County CD (724) 774-7090

<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>
Beaver County Ambridge	PAR100262	PA Dept. of Transportation 45 Thoms Run Road Bridgeville, PA 15017	Ohio River	Beaver County CD (724) 774-7090
Cambria County Richland Township	PAR101056-1	Oxford Development Company One Oxford Centre—Suite 4500 Pittsburgh, PA 15219-1489	Clapboard Run	Cambria County CD (814) 472-2120
Fayette County Perryopolis Borough	PAR10L052	Perry Hills Residential Housing Development Albert Palmer P. O. Box 622 Perryopolis, PA 15473	UNT Youghiogheny River	SW Regional Office (412) 442-4315

*General Permit Type—PAG-3*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Westmoreland County East Huntingdon Township	PAR606147	Paul Henderson 802 Mt. Pleasant Road Scottdale, PA 15683	Unnamed Feeder of Jacobs Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Indiana County Center Township	PAR316102	Halliburton Energy Services, Inc. P. O. Drawer 1431 Duncan, OK 73536-0430	Two Lick Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Berks County Richmond Township	PAR603542	Roger A. Hoch Village Motors, Inc. R. D. 5, Box 5378-A Fleetwood, PA 17522	UNT to Willow Creek	Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

*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>
York County Chanceford Township	PAG043625	Laverne D. Meckley 10850 Kline Road Brogue, PA 17309-9052	Otter Creek	Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Bedford County Kimmel Township	PAG043626	Daniel Finnegan R. D. 1, Box A-517 East Freedom, PA 16637	UNT to Boiling Spring Creek	Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Hayfield Township Crawford County	PAG048632	Marsha A. Willey 16953 John Brown Road Guys Mills, PA 16327	Unnamed Tributary to French Creek	Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Clinton Township Venango County	PAG048623	Stanley E. Guiste R. R. 2, Box 134A Emlenton, PA 16373	Unnamed Tributary of Scrubgrass Creek	Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
City of St. Marys Elk County	PAG048624	Robert Nasoni 1135 S. Michael Street St. Marys, PA 15857	Unnamed Tributary of Trout Creek	Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Delaware Township Mercer County	PAG048637	Ronald H. Boyd, Jr. 39 1/2 College Avenue Fredonia, PA 16124	Tributary Shenango River	Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
East Fallowfield Township Crawford County	PAG048634	James R. Stanford 4283 Leech Road Hartstown, PA 16131	McDowell Run	Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Summerhill Township Crawford County	PAG048319	Gary A. Willison 17701 South Norrisville Road Conneautville, PA 16406-1608	Unnamed Tributary of Rundelltown Creek	Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Farmington Township Warren County	PAG048301	Roderick H. Bergstrom 51 Ridge View Drive Leola, PA 17540-1119	Unnamed Tributary to Kiantone 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>
Bedford County East St. Clair Township	PAG053529	Shirley Wolfe P. O. Box 9 Fishertown, PA 15539	UNT to Dunning Creek	Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
East Norriton Montgomery County	PAG050012	BP AMOCO 1 W. Pennsylvania Avenue Suite 915 Towson, MD 21204-3031	Eastern Tributary to Stony Creek	Southeast Region Water Management (610) 832-6130

*General Permit Type—PAG-6*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Lackawanna County Moosic Borough	PAG062202	Lackawanna River Basin Sewer Authority P. O. Box 9068 Dickson City, PA 18519	Lackawanna River	Northeast 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 Approvals 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.*

**Hazle Township, Luzerne County**

The Plan calls for Hazle Township to construct new sewage collection and conveyance system to service approximately 736 Equivalent Dwelling Units (EDUs) in the following areas: Stockton Number 6 and 8, Coxville, New Coxville, Jeansville, Beaver Brook, Four Season Park, Hazle Village/Yorktown, Mount Laurel, Harwood, Hollar Hill, West Gate Mobile Home Park and Crystal Ridge. The collected sewage will be conveyed to the Greater Hazleton Joint Sewer Authority's (GHJSA) existing treatment plant located in West Hazleton Borough, Luzerne County. The Hollar Hill, West Gate Mobile Home Park and Crystal Ridge areas (approximately 90 EDUs) will be connected to the GHJSA's existing Cranberry Pumping Station while all other areas will be connected directly to the treatment plant by a new sanitary sewage conveyance system.

**Texas Township, Wayne County**

The Department has completed its review of a Sewage Facilities Plan Special Study for the Indian Orchard Business District Area of Texas Township, Wayne County. The Department has found that the Special Study is now acceptable and hereby grants planning approval.

The Special Study provides for the elimination of malfunctioning onlot wastewater disposal systems, through the construction of a wastewater collection and conveyance system. The system is to serve two trailer parks, several commercial establishments and eight residences. All wastewater from the project area will be treated at the Borough of Honesdale's Wastewater Treatment facility. The project is based on a wastewater flow of 33,400 gpd (84 EDUs).

**Plan revision approval granted for revision to Lower Heidelberg Official Sewage Facilities Plan for Green Valley Estates, Sections 7, 9—12 under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).**

*Regional Office: Water Management Program Manager, Southcentral Region, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.*

*Location: Lower Heidelberg Township, Berks County, 1,000 feet east of Green Valley Road, between Faust Road and Cacoosing Creek.*

Any required NPDES permits or WQM permits must be obtained in the name of the municipality or authority.

The approved plan revision provided for 217 residential lots generating 86,800 gallons per day tributary to an extension of the Lower Heidelberg Township Authority's sewage collection system and proposed Little Cacoosing interceptor. Treatment will occur at the Sinking Spring sewage collection system. The module number is A3-06940-057-3. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES or WQM permits must be obtained in the name of the municipality or authority as appropriate.

**SAFE DRINKING WATER**

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

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

**Permit No. 1599510.** Public water supply. **Philadelphia Suburban Water Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010. A permit has been issued for the construction of a packed tower aeration system to upgrade the treatment process at the Hollow Run Well Station (No. 16) in West Whiteland Township, **Chester County**.

*Type of Facility: Public Water Supply System*

*Consulting Engineer: Philadelphia Suburban Water Company, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010*

*Permit to Construct Issued: October 26, 1999*

**Permit No. 1599501.** Public water supply. **Coventry Terrace Mobile Home Park, The Caryle Group, Inc.**, 907 Nemo Street, West Hollywood, CA 90069. A permit has been issued for modification to the existing water supply system which serves Coventry Terrace Mobile Home Park. The project includes centralizing the two wells to one well house, installation of a 15,000 gallon hydropneumatic tank and the installation of a back-up generator in East Coventry Township, **Chester County**.

*Type of Facility: Public Water Supply System*

*Consulting Engineer: Environmental Engineering and Management Associates, Inc., P. O. Box 232, Kulpsville, PA 19443*

*Permit to Construct Issued: October 27, 1999*

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

**Permit No. Minor Amendment.** The Department issued a construction permit to **Wellsboro Municipal Authority**, 28 Crafton Street, Wellsboro, PA 16901, Borough of Wellsboro, **Tioga County**, for work on the sedimentation basin in the roughing filter plant.

**Permit No. 1499503.** The Department issued a construction permit to **Snow Shoe Borough Authority**, R. D. 1, Box 81, Snow Shoe, PA 16874, Snow Shoe

Borough, **Centre County**, to construct Well No. 2 and additional service line for the first customer.

**Permit No. Minor Amendment.** The Department issued an operation permit to **Penn Township Municipal Authority**, 12 Clifford Road, Selinsgrove, PA 17870, Penn Township, **Snyder County**. The permit authorizes operation of approximately 3 miles of transmission main to interconnect the three Penn Township water systems.

**Permit No. Minor Amendment.** The Department issued an operation permit to **Bellefonte Borough Water System**, 236 West Lamb Street, Bellefonte, PA 16823, Bellefonte Borough, **Centre County** for operation of the Big Spring cover project.

**Permit No. 4197501.** The Department issued a Water Supply Innovative Technology Operational Permit for an Environmental Products Division pressure sand filtration system, finished water storage tank, the intake well and filter plant well and all related piping and appurtenances. The permit was issued to **Limestone Township Municipal Water Authority**, R. R. 2, Box 823, Jersey Shore, PA 17740, Limestone Township, **Lycoming County**.

## HAZARDOUS SITES CLEANUP

Under the Act of October 18, 1988

Notice of Prompt Interim Response

Avtex Mercury Adjunct Sites

Hayfield, Richmond, Spring, Union, Venango,  
Vernon, Woodcock Townships, Crawford County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305) (HSCA) will conduct 15 investigations and potential response actions for the Avtex Mercury Adjunct Sites (sites). The sites are located at various locations in central Crawford County, PA. A more detailed description of the location for each of the 15 individual sites is located in the administrative record compiled for this response. The sites are various residential, commercial, agricultural and industrial properties, where media from the trickling filter of the wastewater treatment plant at the former Avtex Fibers, Inc. facility (media waste), was utilized as fill material. That media waste was contaminated with mercury, and may have caused a release of mercury into the environment at the site.

Since investigations at some of the sites have already revealed levels of mercury that represent a threat to human health and the environment, the Department has decided that response actions are appropriate at each of the sites. For these prompt interim responses, the Department considered two alternatives for each of the sites.

For the Ackerman, Griffin Motors, Longo, Meadville Sandblasting, O'Polka, Porky Road, Reixo Road, Shidemantle, Van Buren, Watson and Wetzels sites, the Department considered: 1A) no action with deed notification and ongoing monitoring; and 2A) excavation and offsite disposal of Avtex media waste and associated contaminated soils and sediment, followed by restoration to pre-excavation conditions.

For the Greenleaf Corporation site the Department considered: 1B) no action with deed notification and ongoing monitoring; and 2B) excavation and offsite disposal of Avtex media waste and associated contaminated soils and sediment, followed by restoration to pre-excavation conditions.

For the Ralph Hunter Gravel Pit site the Department considered: 1C) no action with deed notification, and 2C) excavation and offsite disposal of soil contaminated with mercury from the Avtex media waste, followed by restoration to pre-excavation conditions.

For the Game Farm Logging Road and Tobin sites the Department considered 1D) no action with deed notification and ongoing monitoring, and 2D) (if the waste is Avtex media waste) excavation and off-site disposal of Avtex media waste and associated soil and sediment, followed by restoration to pre-excavation conditions.

Each alternative was evaluated with respect to three comparison criteria of: 1) Effectiveness; 2) Implementability; and 3) Cost. Furthermore, this comparative analysis evaluated the relative performance of each alternative in relation to each specific comparison criterion. The comparative analysis identified advantages and disadvantages of each alternative, so that tradeoffs between the alternatives could be determined.

Based on the comparative analysis the Department chose to implement: Alternative 2A (removal and offsite disposal and restoration) as the prompt interim response for the Ackerman, Griffin Motors, Longo, Meadville Sandblasting, O'Polka, Porky Road, Reixo Road, Shidemantle, Van Buren, Watson and Wetzels sites; Alternative 1B (no action with monitoring) for the Greenleaf Corporation site; Alternative 1C (no action) for the Ralph Hunter, Inc. Gravel Pit; and 2D (if the waste is Avtex media waste) excavation and offsite disposal (otherwise, no action) for the Game Farm Logging Road and Tobin sites. These alternatives were selected because they would, in the most cost-effective manner, protect the public and environmental receptors from direct contact with site-related hazardous substances, and eliminate the ongoing release and threat of release of hazardous substances into the environment.

This notice is being provided under section 506(b) of HSCA. The administrative record, which contains the information that forms the basis and documents the selection of this response, is available for public review and comment. The administrative record is located at the Department's Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335, and is available for review Monday through Friday from 8 a.m. to 4 p.m. Please telephone beforehand for an appointment, (814) 332-6648.

The administrative record will be open for comment from November 20, 1999, until February 18, 2000. Persons may submit written comments into the record during this time only, by sending them to Hal Beavers, Project Manager, at the Department's Northwest Regional Office or by delivering them to the office in person.

In addition, persons may present oral comments, for inclusion in the administrative record, at a public hearing. Persons wishing to present comments must register with Hal Beavers at the Department's Northwest Regional Office before December 6, 1999, by telephone or in writing. Persons interested in finding out if individuals have registered should contact Hal Beavers. If no one registers to present oral comments before December 6, 1999, the public hearing will not be held. Persons with a disability who wish to attend the hearing and require auxiliary aid, service or other accommodations to participate in the proceedings, should call Hal Beavers at (814) 332-6648 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

### Preamble 2

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

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

For further information concerning the final report, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under which the notice of receipt of a final report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department 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.*

**Unisys Downingtown Facility (Former),** Downingtown Borough, **Chester County.** Randy L. Shuler, Environmental Resources Management, 250 Phillips Blvd., Suite 280, Ewing, NJ 08618, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with heavy metals and solvents. The report is intended to document remediation of the site to meet the Statewide health and site-specific standards.

**Philadelphia Regional Port Authority Pier 80 South Annex,** City of Philadelphia, **Philadelphia County.** James G. Gallagher, P.E., Pennoni Associates, Inc., 950 Clifton Avenue, Clifton, NJ 07013-2790, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with BTEX and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide health standards.

**Philadelphia Regional Port Authority Tioga Maintenance Building and Carpenters Shop,** City of Philadelphia, **Philadelphia County.** James G. Gallagher, P.E., Pennoni Associates, Inc., 950 Clifton Avenue, Clifton, NJ 07013-2790, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with lead, BTEX and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide health standards.

**Hannes Property,** Buckingham Township, **Bucks County.** Mark Fortna, DelVal Soil & Environmental Consultants, Inc., 4050 Skyron Dr., Suite A1, Sky Run II, Doylestown, PA 18901, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with BTEX and petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Statewide health standard.

**Connelly Paper Mill (Former),** City of Philadelphia, **Philadelphia County.** Darryl A. Borrelli, Manko, Gold & Katcher, LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with lead, heavy metals, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide health standard.

**Market Square at Chestnut Hill—Market Square Cleaners Facility,** City of Philadelphia, **Philadelphia County.** Terrence J. McKenna, P.E., Keating Environmental Management, Inc., 479 Thomas Jones Way, Suite 700, Exton, PA 19341, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with solvents. The report is intended to document remediation of the site to meet site-specific standards.

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

**East Penn Manufacturing Co.,** Richmond Township, **Berks County.** East Penn Manufacturing Co., Inc., Deka Road, Lyon Station, PA 19536, has submitted a Final Report concerning remediation of site soils contaminated with vanadium. The report is intended to document remediation of the site to the background standard.

**James Reinhart Property,** Richmond Township, **Berks County.** East Penn Manufacturing Co., Inc., Deka Road, Lyon Station, PA 19536, has submitted a Final Report concerning remediation of site soils contaminated with vanadium. The report is intended to document remediation of the site to the background standard.

**Clarence H. Heffner Property,** Richmond Township, **Berks County.** East Penn Manufacturing Co., Inc., Deka Road, Lyon Station, PA 19536, has submitted a Final Report concerning remediation of site soils contaminated with vanadium. The report is intended to document remediation of the site to the background standard.

**Dean Kohler Property,** Richmond Township, **Berks County.** East Penn Manufacturing Co., Inc., Deka Road, Lyon Station, PA 19536, has submitted a Final Report concerning remediation of site soils contaminated with vanadium. The report is intended to document remediation of the site to the background standard.

**Consolidated Rail Corporation Right-of-Way,** Richmond Township, **Berks County.** East Penn Manufacturing Co., Inc., Deka Road, Lyon Station, PA 19536, has submitted a Final Report concerning remediation of site soils contaminated with vanadium. The report is intended to document remediation of the site to the background standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 3

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

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

For further information concerning the plans and reports, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department of Environmental Protection has acted upon the following plans and reports:

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

**Former Olivetti Supplies, Inc., Solvents Coating Area, Susquehanna Township, Dauphin County.** Science Applications International Corp., 3240 Schoolhouse Lane, Middletown, PA 17057, has submitted a final report concerning the remediation of site soils and groundwater contaminated with solvents. The final report demonstrated attainment of the Statewide health standard, and was approved by the Department on October 28, 1999.

**Former Teledyne Readco Facility, Spring Garden Township, York County.** Harding Lawson Associates,

Carnegie Office Park, Building IV, 70 North Bell Avenue, Suite 200, Pittsburgh, PA 15106, has submitted a combined remedial investigation report, risk assessment report and cleanup plan concerning the remediation of site soils contaminated with lead, solvents and BTEX, and groundwater contaminated with PCBs, solvents and BTEX. The reports were approved by the Department on October 29, 1999.

**Internet Site, East Hempfield Township, Lancaster County.** HydroScience, Inc., 607 Washington Street, Reading, PA 19601, has submitted a combined remedial investigation and cleanup plan concerning the remediation of site soils contaminated with heavy metals and PAHs. The report was approved by the Department on November 2, 1999.

**Sand Hill Substation, Derry Township, Dauphin County.** PP&L, Inc., Two North Ninth Street, Allentown, PA 18101-1179, has submitted a final report concerning the remediation of site soils contaminated with PCBs. The final report demonstrated attainment of the Statewide health standard, and was approved by the Department on November 4, 1999.

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

**BP Amoco—Pittsburgh Terminal, Baldwin Borough/City of Pittsburgh, Allegheny County.** Scott C. Wonsetler, Handex of Western PA, 106 Thomson Park Drive, Cranberry Township, PA 16066 and BP Amoco, One West Pennsylvania Avenue, Suite 915, Towson, MD 21204, have submitted a final report concerning remediation of site soil, groundwater, surface water and sediment contaminated with BTEX. The final report demonstrated attainment of the Statewide health standard and was approved by the Department on November 1, 1999.

## SOLID AND HAZARDOUS WASTE

### LICENSE TO TRANSPORT HAZARDOUS WASTE

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

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

**Diversified Transportation, Inc.,** 1649 South 59th Avenue No. 2, Phoenix, AZ 85043; License No. **PA-AH 0634**; license issued October 28, 1999.

**Four Seasons Environmental, Inc.,** P. O. Box 16590, Greensboro, NC 27406; License No. **PA-AH 0632**; license issued October 4, 1999.

**Mercury Waste Solutions, Inc.,** 2007 West County Road, C-2, Roseville, MN 55113; License No. **PA-AH 0631**; license issued October 4, 1999.

**Perdue Environmental Contracting Company,** 240 Industry Parkway, Nicholasville, KY 40356; License No. **PA-AH 0633**; license issued October 5, 1999.

**Set Environmental, Inc.,** 450 Sumac Road, Wheeling, IL 60090; License No. **PA-AH S226**; license issued October 28, 1999.

**Transcom Logistics Corporation,** P. O. Box 101178; License No. **PA-AH 0635**; license issued November 4, 1999.

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

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

**Eaglebrook Transport of Ohio, Inc.**, 17877 St. Clair Avenue, Cleveland, OH 44110; License No. **PA-AH 0369**; renewal license issued October 7, 1999.

**Ensco, Inc., DBA Division Transport**, 309 American Circle, El Dorado, AR 71730; License No. **PA-AH 0322**; renewal license issued November 1, 1999.

**The Environmental Service (NY), Inc.**, P. O. Box 242, Tonawanda, NY 14151-0242; License No. **PA-AH S144**; renewal license issued October 28, 1999.

**Liquid Transporters, Inc.**, P. O. Box 3500, Calgary, AB T2P 2P9; License No. **PA-AH 0478**; renewal license issued November 1, 1999.

**MSE Environmental, Inc.**, 880 West Verdulera Street, Camarillo, CA 93010; License No. **PA-AH 0499**; renewal license issued October 18, 1999.

**The NDL Organization, Inc.**, P. O. Box 791, Peekskill, NY 10566; License No. **PA-AH S006**; renewal license issued October 28, 1999.

**RSO, Inc.**, P. O. Box 1526, Laurel, MD 20725-1526; License No. **PA-AH 0578**; renewal license issued October 7, 1999.

**Rust & Sons Trucking, Inc.**, 15260 Willow Road, Lakeside, CA 92040; License No. **PA-AH 0496**; renewal license issued October 15, 1999.

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**Hazardous Waste Transporter License voluntarily terminated under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations for license to transport hazardous waste.**

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

**Hi-Po, Inc.**, 36524 Grand River, Suite 2-B, Farmington Hills, MI 48335; License No. **PA-AH 0580**; license terminated October 7, 1999.

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

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

**Weavertown Transport Leasing, Inc.**, Weavertown Industrial Park, 3866 Millers Run Road, McDonald, PA 15057; License No. **PA-AH 0263** amended license issued October 5, 1999.

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

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

**Colonial Metals Co.**, P. O. Box 311, Columbia, PA 17512; License No. **PA-AH 0440**; license expired on October 31, 1999.

**MacDermid Incorporated**, 526 Huntingdon Avenue, Waterbury, CT 06708; License No. **PA-AH 0438**; license expired on September 30, 1999.

**NHD, Inc.**, P. O. Box 425, Pine Grove, PA 17963; License No. **PA-AH 0365**; license expired on September 30, 1999.

**PWI Transport, Inc.**, P. O. Box 20478, Beaumont, TX 77720; License No. **PA-AH 0575**; license expired on October 31, 1999.

**SLT Express, Inc.**, P. O. Box 710, Denver, CO 80201; License No. **PA-AH 0498**; license expired on October 31, 1999.

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**RESIDUAL WASTE PROCESSING FACILITIES**

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**Registration 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.**

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

Registration reissuance under **General Permit No. WMGR011R001. Kellcorp, Inc., dba Planet Earth Recycling**, 5 Little Boston Road, P. O. Box 5, Duncan, PA 17020-0005. General Permit No. WMGR011 for the processing of spent ethylene glycol base antifreeze, generated in heating and cooling systems, in mobile processing units prior to beneficial use as reconditioned antifreeze. Kellcorp, Inc. acquired the original registrant, Coleyco, Inc. (t/a Planet Earth Recycling), P. O. Box 60064, Harrisburg, PA 17106-0064. The Department reissued the registration on November 4, 1999.

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**PREVIOUSLY UNPERMITTED CLASS OF SPECIAL HANDLING WASTE**

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**INFECTIOUS OR CHEMOTHERAPEUTIC WASTE**

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

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

**American Waste Industries, Inc.**, 508 East Indian River Road, Norfolk, VA 23523; License No. **PA-HC 0210**; license issued October 7, 1999.

**Carlos Express Corp.**, P. O. Box 741, Pine Brook, NJ 07065; License No. **PA-HC 0211**; license issued November 1, 1999.

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

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

**Clean Harbors Environmental Services, Inc.**, 1501 Washington Street, Braintree, MA 02184; License No. **PA-HC 0053**; renewal license issued October 6, 1999.

**J. J. Keller & Associates, Inc.**, 3003 West Breezewood Lane, Neenah, WI 54957-0368; License No. **PA-HC 0201**; renewal license issued November 4, 1999.

**JPS Equipment Co.**, P. O. Box 788, Edgemont, PA 19028; License No. **PA-HC 0142**; renewal license issued November 2, 1999.

**Penn State Geisinger Health System**, 100 North Academy Avenue, Danville, PA 17822-4301; License No. **PA-HC 0141**; renewal license issued November 4, 1999.

**University of Pittsburgh of the Commonwealth System of Higher Education**, 3700 O'Hara Street, B-50 Benedum Hall, Pittsburgh, PA 15261; License No. **PA-HC 0183**; renewal license issued October 12, 1999.

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

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

**Lancaster General Services Business Trust, DBA Enviro-Tech Disposal**, 607 North Duke Street, Lancaster, PA 17602; License No. **PA-HC 0046**; license expired September 30, 1999.

**Mayer Enterprises, Inc.**, 18 Catherine Street, Shillington, PA 19607; License No. **PA-HC 0200**; license expired October 31, 1999.

**Medical Waste Systems, Inc., DBA Biosystems**, 380 Constance Drive, Warminster, PA 18974; License No. **PA-HC 0073**; license expired October 31, 1999.

## AIR QUALITY

### OPERATING PERMITS

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

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

**39-310-015GP: Haines & Kibblehouse, Inc.** (P. O. Box 196, Skippack, PA 19474), for construction and operation of a portable stone crushing plant at the Wal-Mart Site, Lower Macungie Township, **Lehigh County**.

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

**GP1-67-03077: Dallastown Area School District** (700 New School Lane, Dallastown, PA 17313-9242), for two natural gas no. 2 oil-fired boilers at the Dallastown Area Middle/High School in York Township, **York County**.

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

**GP5-17-11: Mid-East Oil Co.** (255 Airport Road, Indiana, PA 15701), on October 25, 1999, to construct and operate two 1,085 horsepower natural gas-fired reciprocating internal combustion engines at the Lynn Robbins site in Knox Township, **Clearfield County** under the General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP 5).

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

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

**06-03069: Highway Materials, Inc.** (P. O. Box 1667, Blue Bell, PA 19422), on November 2, 1999, for operation of a nonmetallic mineral crushing plant controlled by wet suppression at the Temple Quarry in Alsace Township, **Berks County**. These sources are subject to 40 CFR Part 60, Subpart OOO of the Standards of Performance for New Stationary Sources.

**06-01069: East Penn Mfg. Co., Inc.** (P. O. Box 147, Lyon Station, PA 19536-0147), on November 2, 1999, for operation of the battery assembly plant in Richmond Township, **Berks County**. These sources are subject to 40 CFR Part 60, Subpart KK of the Standards of Performance for New Stationary Sources.

**06-307-068A: PA Steel Foundry & Machine Co.** (P. O. Box 128, Hamburg, PA 19526), on November 2, 1999, for operation of a steel foundry controlled by five fabric collectors at the Hamburg Plant in Hamburg Borough, **Berks County**.

**07-310-025A: Grannas Bros. Stone & Asphalt Co., Inc.** (P. O. Box 488, Hollidaysburg, PA 16648), on November 2, 1999, for operation of a limestone crushing and screening plant controlled by water sprays and a fabric collector at the Ganister Quarry in Catherine Township, **Blair County**. This is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

**21-323-014: L. B. Smith, Inc.** (2001 State Road, Camp Hill, PA 17011), on November 5, 1999, for operation of chrome plating tanks controlled by a fume suppressant and three-stage mist eliminator in Lower Allen Township, **Cumberland County**. This source is subject to 40 CFR Part 63—Chromium Electroplating and Anodizing National Emissions Standards for Hazardous Air Pollutants.

**22-03024: BSC Litho, Inc.** (3000 Canby Street, Harrisburg, PA 17105), on November 5, 1999, for operation of two five-unit single web offset presses controlled by a catalytic incinerator in Penbrook Borough, **Dauphin County**.

**36-03094: Snavelly's Mill Inc.** (333 Snavelly Mill Road, Lititz, PA 17543), on November 5, 1999, for operation of a

wheat receiving operation and hammermill operations controlled by respective Alamco baghouses in Warwick Township, **Lancaster County**.

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

**41-310-011: Hanson Aggregates East** (P. O. Box 231, Easton, PA 18040-0231), on October 12, 1999, for operation of a sand and gravel processing plant and associated air cleaning device (a water spray dust suppression system) in Montoursville Borough, **Lycoming County**. Most of this plant is subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources.

**19-320-001E: Haddon Craftsman, Inc.** (4411 Old Berwick Road, Bloomsburg, PA 17815), on October 26, 1999, for operation of a heatset web offset printing press (HCM-015) and a book binding line in South Centre Township, **Columbia County**.

**41-304-014B: Andritz, Inc.** (35 Sherman Street, Muncy, PA 17756-1202), on October 26, 1999, for operation of metal plate finishing and general castings finishing areas and associated air cleaning devices (two fabric collectors) in Muncy Borough, **Lycoming County**.

**OP-59-0005A: CNG Transmission Corp.** (CNG Tower, 625 Liberty Avenue, Pittsburgh, PA 15222-3199), on October 26, 1999, for operation of a 3,200 horsepower natural gas-fired reciprocating internal combustion engine, a natural gas-fired boiler and a natural gas-fired salt bath heater at the Boom Compressor Station in Lawrence Township, **Tioga County**.

**47-310-002B: Royer Limestone Co.** (c/o HRI, Inc., P. O. Box 155, State College, PA 16804-0155), on October 29, 1999, for operation of a jaw crusher and associated air cleaning device (a water spray dust suppression system) in Limestone Township, **Montour County**.

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

**PA-10-300A: Spang Co., Magnetics Division** (796 East Butler Road, P.O. Box 751, Butler, PA 16003), on October 30, 1999, for operation of a metal coil surface coating line in East Butler Borough, **Butler County**.

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

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

**55-302-012: Conestoga Wood Specialties Corp.** (P. O. Box 158, East Earl, PA 17519-0158), on October 18, 1999, for operation of a 350 horsepower no. 4 oil-fired boiler formerly owned and operated by NRB Industries in Beavertown Borough, **Snyder County**.

**PLAN APPROVALS**

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**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.**

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

**06-1069G: East Penn Mfg. Co., Inc.** (P. O. Box 147, Lyon Station, PA 19536-0147), on November 5, 1999, for construction of battery manufacturing sources controlled by a fabric collector and a HEPA filter located at Plants A-1, A-3, and S-1 in Richmond Township, **Berks County**. This source is subject to 40 CFR Part 60, Subpart KK—New Source Performance Standards.

**36-308-081A: Kalas Mfg., Inc.** (25 Main Street, P. O. Box 328, Denver, PA 17517), on November 2, 1999, for installation of a solder pot, two flow pots and a Farr Co. fabric collector at Plant 3 in East Cocalico Township, **Lancaster 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-04-700A: Mansell Industrial Service, Inc.** (1755 Pennsylvania Avenue, Monaca, PA 15061), on November 1, 1999, for operation of rotary kiln dryer at Industry Plant I Industry Borough, **Beaver County**.

**PA-30-127A: MonTec Hydraulics L.P.** (3 Paisley Industrial Park, Carmichaels, PA 15320), on November 1, 1999, for operation of electroplating at Carmichaels Plant in Cumberland Township, **Greene County**.

**PA-65-890B: Basic Carbide Corp.** (900 Main Street, P. O. Box 228, Lowbar, PA 15660), on November 1, 1999, for operation of vacuum dryer and attritor mill at Lower Facility in Sewickley Township, **Westmoreland County**.

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

**42-302-009B: Allied Signal Speciality Chemicals** (Route 46 and 446, Smethport, PA 16749), on October 20, 1999, for modification to Plan Approval 42-302-009A (steam boilers) in Farmers Valley, **McKean County**.

*Philadelphia Department of Public Health: Air Management Services, 321 University Ave., Philadelphia, PA 19104, (215) 685-7584.*

**99070, 99077: American Bank Note Co.** (132 South 55th Street, Philadelphia, PA 19105), for operation of a chrome plating and printing facility in the City of Philadelphia, **Philadelphia County**.

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**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.**

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

**07-03019: New Enterprise Stone & Lime Co., Inc.** (P. O. Box 77, New Enterprise, PA 16664), on October 31, 1999, for temporary operation of the Sproul Crushing Plant controlled by water sprays, covered under this Plan Approval until February 28, 2000, in Greenfield Township, **Blair County**.

**22-322-001A: Dauphin Meadows, Inc.** (Route 209, Millersburg, PA 17061), on September 20, 1999, for temporary operation of vaporator and internal combustion engine controlled by an enclosed ground flare, covered

under this Plan Approval until January 17, 2000, in Upper Paxton and Washington Townships, **Dauphin County**. These sources are subject to 40 CFR Part 60, Subpart WWW—Standards of Performance for Municipal Solid Waste Landfills.

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

**PA-56-232A: Shade Landfill, Inc.** (PK W Two, Suite 420, 2000 Cliff Mine Road, Pittsburgh, PA 15275), on November 1, 1999, for construction of landfill gas management system in Shade Township, **Somerset County**.

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

**37-309-046: Essroc Materials, Inc.** (2nd Street, P. O. Box 779, Bessemer, PA 16112), on October 31, 1999, for tire derived fuel systems in Bessemer Borough, **Lawrence County**.

## MINING

### APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

#### MINING ACTIVITY ACTIONS

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 410 water quality certification. Mining activity permits issued in response to such 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).

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

#### Coal Mining Permits Issued

**63921301. UMCO Energy, Inc.** (981 Route 917, Bentleyville, PA 15314), to renew the permit for the New Century Mine in Fallowfield Township, **Washington County**, no additional discharges. Permit issued November 4, 1999.

**32841319. The Florence Mining Co.** (P. O. Box 51, New Florence, PA 15944-0051), to renew the permit for the Florence No. 1 (Robinson) in West Wheatfield Township, **Indiana County**, reclamation only, no additional discharges. Permit issued November 5, 1999.

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

**17980105. Jer-Dem, Inc.** (P. O. Box 336, Houtzdale, PA 16651), commencement, operation and restoration of a bituminous surface mine permit in Knox Township, **Clearfield County** affecting 85 acres. Receiving streams: unnamed tributary to Clearfield Creek. Application received February 20, 1998. Permit issued October 28, 1999.

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

#### Small Noncoal (Industrial Mineral) Permits Issued

**58990832. Darwin R. Greene** (R. R. 3, Box 181, Susquehanna, PA 18847), commencement, operation and restoration of a bluestone quarry operation in Jackson Township, **Susquehanna County** affecting 1.0 acre, receiving stream—none. Permit issued November 2, 1999.

**40992802. Green Valley Landscaping, Inc.** (52 Reese Street, Plains, PA 18702), commencement, operation and restoration of a quarry operation in Plains Township, **Luzerne County** affecting 3.0 acres, receiving stream—none. Permit issued November 2, 1999.

**45992801. W. Jack Kalins, Inc.** (P. O. Box 182, Lake Harmony, PA 18624), commencement, operation and restoration of a quarry operation in Tobyhanna Township, **Monroe County** affecting 16.68 acres, receiving stream—none. Permit issued November 2, 1999.

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

**08992803. Charles T. Root** (R. R. 2, Box 963, Gillett, PA 16925), commencement, operation and restoration of a small industrial minerals (sand and gravel) permit in Wells Township, **Bradford County** affecting 3 acres. Receiving streams: Seely Creek, tributary to Chemung River. Application received August 27, 1999. Permit issued November 2, 1999.

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

The Department of Environmental Protection has taken the following actions on previously received permit applications, request 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)).

Any person 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, P. O. Box 8457, Harrisburg, PA 17105-8557, (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 rule 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 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).

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

**E45-374.** Encroachment. **Richard and Debra Presco**, 205 Beaver Valley Road, Stroudsburg, PA 18360. To place fill in 0.08 acre of wetlands for the purpose of constructing a private road crossing for agricultural equipment. The project is located approximately 0.1 mile southwest of the intersection of Township Roads T412 (Haney Road) and T414 (Beaver Valley Road) (Saylorsburg, PA Quadrangle N: 14.5 inches; W: 3.0 inches) in Hamilton Township, **Monroe County**. The permittee is required to provide 0.08 acre of replacement wetland.

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

**E36-675.** Encroachment. **Manheim Boro Authority**, 20 E. High Street, Manheim, PA 17545. To construct and maintain a 128-inch span x 83-inch rise pipe arch culvert placed off-stream adjacent to the left side of the existing Rettew Lane bridge over Chickies Creek (WWF) at the Manheim Borough Wastewater Treatment Plant. The project proposed is to increase the discharge capacity at Rettew Lane and reduce the upstream 100-year floodplain limits along Chickies Creek and Rife Run. A de minimis area of 0.026 acre of wetlands will be impacted by grading along the east bank of Chickies Creek to construct the overflow inlet and outlet areas. The project is located (Manheim, PA Quadrangle N: 5.25 inches; W: 4.25 inches) in both Penn Township and Manheim Borough, **Lancaster County**. This permit also includes 401 Water Quality Certification.

**E50-195.** Encroachment. **Jackson Township**, Darlene Cauffman, R. D. 1, P. O. Box 21, Blain, PA 17006. To remove an existing structure and to construct and maintain a bridge having a clear span of 57 feet and an underclearance of 5 feet, 11 inches across the channel of Shultz Creek (also known as Brown Run) (HQ-CWF) at a point at Mount Pleasant Road (T-304) (Blain, PA Quadrangle N: 11.6 inches; W: 6.45 inches) in Jackson Township, **Perry County**. This permit also includes 401 Water Quality Certification.

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

**E26-259.** Encroachment. **Fayette County Commissioners**, Court House, 61 East Main Street, Uniontown, PA 15401. To remove the existing Fayette County Bridge No. 41 and to construct and maintain a single span bridge having a normal span of 14.0 meters and an underclearance of 1.98 meters across Redstone Creek (WWF) for the purpose of improving transportation safety and roadway standards. The project is located on T-479 (Uniontown, PA Quadrangle N: 2.8 inches; W: 12.8 inches) in South Union Township, **Fayette County**.

**E65-731.** Encroachment. **Pennsylvania Department of Transportation**, P. O. Box 459, Uniontown, PA 15401. To remove the existing structure and to construct and maintain a single span bridge having a normal span of 25.0 feet and an underclearance of 5.1 feet across Buffalo Run (WWF). This permit also authorizes the construction and maintenance of a temporary 72-inch pipe culvert with temporary shoring in Buffalo Run (WWF). The project is located on S. R. 3089, Section G01, Segment 0140, Offset 0248 just south of Hunker (Mt. Pleasant, PA Quadrangle N: 13.9 inches; W: 17.4 inches) in Hempfield and East Huntingdon Townships, **Westmoreland County**.

**E65-732.** Encroachment. To operate and maintain a single span dual pedestrian bridge structure having a normal span of 46.0 feet and an underclearance of 7.0 feet across Little Pucketa Creek (TSF) authorized for rehabilitation under Emergency Permit No. EP6599202 and to operate and maintain two single span vehicular bridges having normal spans of 48.0 feet and 34.0 feet, respectively, and an underclearance of 7.0 feet across Little Pucketa Creek (TSF). The project is located at Valley High School, approximately 0.1 mile off of PA State Route 56 (New Kensington West, PA Quadrangle N: 12.0 inches; W: 0.85 inch) in the City of New Kensington, **Westmoreland County**.

#### DAM SAFETY

**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)).**

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

**D67-530.** Dam. **Pennsylvania Power and Light, Inc.** (Two North Ninth Street, Allentown, PA 18101-1179). To modify and partially close Ash Basin No. 4 Dam at the Brunner Island Steam Electric Station (SES) in East Manchester Township, **York County**.

[Pa.B. Doc. No. 99-1958. Filed for public inspection November 19, 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 "1999 Inventory" heading is the Governor's List of Non-regulatory Documents. The "Search the Inventory of Technical Guidance Documents" heading is a database of the Inventory. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

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

#### *Ordering paper copies of 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.

*Draft Guidance—Substantive Revision*

DEP ID: 012-0820-001 Title: Policy for Development, Approval and Distribution of Regulations Description: Developed in 1996, this guidance establishes the standards for the content of regulations and creates a uniform process for developing, approving, and distributing these documents, consistent with Executive Order 1996-1. The Department proposes to update and clarify many of the steps in the regulatory process. Anticipated Effective Date: January 17, 2000 Comment Period Ends: December 20, 1999 Contact: Sharon Freeman at (717) 783-1303, fax number is (717)783-8470, or email at freeman.sharon@dep.state.pa.us

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 99-1959. Filed for public inspection November 19, 1999, 9:00 a.m.]

**Request for Comment and Notice of Public Meeting for the Proposed Total Maximum Daily Load (TMDL) for Donegal Creek**

The Department of Environmental Protection (Department) is holding a public meeting on December 9, 1999,

<i>Parameter</i>	<i>Existing Load (lb/yr)</i>	<i>TMDL Load (lb/yr)</i>	<i>% reduction to meet TMDL</i>
Total Phosphorus	5,924	3,287	50
Sediment	1,813,165	792,998	61

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL including an information sheet, contact Lee A. McDonnell, Division of Water Quality Assessment and Standards, Bureau of Watershed Conservation, PA DEP, 400 Market Street, Harrisburg, PA 17105-8555, (717) 787-9637. Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) and request that the call be relayed. E-mail will be received at mcdonnell.lee@dep.state.pa.us.

The TMDL is available on the DEP Website by going to NAVIGATION, clicking Subjects, Water Management, Surface Water, Total Maximum Daily Loads (TMDLs).

Written comments will be accepted at the above address and must be postmarked by January 20, 2000. Persons who plan to make a presentation at the public meeting should notify the Department no later than 4 p.m., Monday December 6, 1999. The Department will consider all comments in developing the final TMDL, which will be submitted to the EPA for approval.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 99-1960. Filed for public inspection November 19, 1999, 9:00 a.m.]

beginning at 7 p.m. and ending no later than 9:30 p.m., at the East Donegal Township Municipal Building, located at 190 Rock Point Road, Marietta, PA 17547, to discuss and accept comments on a proposed TMDL (Total Maximum Daily Load), established in accordance with the requirements of section 303(d) of the Clean Water Act. Donegal Creek was listed on Pennsylvania's 1996 and 1998 section 303(d) list because of impairment of designated uses due to sedimentation and excess nutrient (phosphorus) loading to the stream.

The Department currently does not have water quality criteria for phosphorus or sediment. Therefore, the Department established a water quality objective for phosphorus and sediment. The water quality objectives for both phosphorus and sediment were established using a reference watershed approach. These water quality objectives were set with the expectation that they could be reasonably achieved.

The TMDL sets allowable loading rates for both sediment and phosphorus for each land use category identified. The basis of information used in establishment of this TMDL are aquatic biological surveys and water quality analysis modeling using the ArcView based Generalized Watershed Loading Function (AVGWLF) model designed by the Pennsylvania State University.

The following table shows the current loading for the watershed and the necessary reductions to meet the TMDL. The loads are expressed in pounds per year.

## DEPARTMENT OF GENERAL SERVICES

**Controlled Insurance Program; Insurance Coverage and Service; Project No. DGS 570-27**

**Construction of a New Close Security  
State Correctional Institution**

**Luzerne Township, Fayette County, PA**

Hilb, Rogal and Hamilton Company of Pittsburgh, Inc. will receive written proposals for a Controlled Insurance Program for the construction of the Western Pennsylvania State Correctional Institution. The facility is to be located along State Route 4020 in Luzerne Township, Fayette County, PA.

Separate and sealed proposals will be received at the Department of General Services, Bureau of Professional Selections and Administrative Services, in Room 107 Headquarters Building, 18th & Herr Streets, Harrisburg, PA 17125. Proposals must be received at this location no later than 2 p.m. on Wednesday, December 15, 1999. Proposals will be opened privately and reviewed by the Insurance Broker, Hilb, Rogal and Hamilton Company and the Construction Manager, P.J. Dick Incorporated. At their option, one or more of the proposers may be required to make an oral presentation at either the Insurance Broker or Construction Manager's office. The

presentation will be within 30 days of the date established for receipt of the written proposals.

Copies of the Request for Proposal may be obtained upon written request, on or after November 15, 1999 at the office of Hilb, Rogal and Hamilton Company of Pittsburgh, Inc., USX Tower, Suite 5500, 600 Grant Street, Pittsburgh, PA 15219, (412) 281-3353, fax (412) 281-1536.

A preproposal conference will be held in the office of P.J. Dick, Incorporated, 1020 Lebanon Road, West Mifflin, PA on Tuesday, November 30, 1999, at 10 a.m.

Proposals shall be submitted in the form described in the request for proposal and must include responses to all items as described therein in order to be considered.

For purposes of clarifications the following information is provided:

*Owner of Project:* Commonwealth of Pennsylvania  
Department of General Services

*Construction Manager:* P. J. Dick Incorporated

*Design Professional:* L. Robert Kimball & Associates

*Insurance Broker:* Hilb, Rogal and Hamilton  
Company

Work under this aforementioned contract is subject to the requirements of the Pennsylvania Prevailing Wage Act.

Hilb, Rogal and Hamilton Company is an Equal Opportunity Employer and does not discriminate against an applicant for employment, and independent contractor or any other person because of race, color, religion, creed, ancestry, National origin, age or sex.

GARY E. CROWELL,  
*Secretary*

[Pa.B. Doc. No. 99-1961. Filed for public inspection November 12, 1999, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Drug, Device and Cosmetic Board Meeting

A meeting of the Department of Health's Drug, Device and Cosmetic Board (Board) has been scheduled for Thursday, December 9, 1999. The Board meeting will be held from 10 a.m. to 2 p.m. at 132 Kline Plaza, Suite A, Harrisburg, PA. The purpose of the meeting is for the Board to review a petition presented by Roxane Laboratories, Inc. requesting that the substance synthetic dronabinol (Marinol ®; (-) - delta 9 - trans) - Tetrahydrocannabinol be rescheduled as a Schedule III controlled substance under the Controlled Substance Drug, Device and Cosmetic Act and regulations. A Schedule III controlled substance is a substance with a potential for abuse less than the substances listed in Schedule I and II with well documented and currently accepted medical use in the United States and abuse may lead to moderate or low physical dependence or high psychological dependence.

For additional information, contact John Hair, Director, Bureau of Community Program Licensure and Certification at (717) 783-8665.

Persons with a disability who desire to attend the meeting, and require an auxiliary aid service or other accommodation to do so, should also contact John Hair at

(717) 783-8665, V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Services at (800) 654-5984 [TT].

This meeting is subject to cancellation without notice.

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 99-1962. Filed for public inspection November 19, 1999, 9:00 a.m.]

## Pennsylvania Cancer Control Prevention and Research Advisory Board; Public Meeting

The Pennsylvania Cancer Control, Prevention and Research Advisory Board, established under the Pennsylvania Cancer Control, Prevention, and Research Act at 35 P. S. § 5633, will hold a public meeting on December 8, 1999, from 10 a.m. to 1 p.m. at the Pennsylvania Medical Society, Room C, 777 East Park Drive, Harrisburg, PA.

For additional information contact Susan F. George, Program Manager, Department of Health, Cancer Control Program, 1011 Health and Welfare Building, Harrisburg, PA, at (717) 787-5251.

Persons with a disability who desire to attend the meeting and require an auxiliary aid, service or other accommodation to do so, should contact Susan F. George at (717) 787-5251 or V/TT (717) 783-6514 for speech or hearing impaired persons or the Pennsylvania AT&T Relay Services at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 99-1963. Filed for public inspection November 19, 1999, 9:00 a.m.]

## DEPARTMENT OF PUBLIC WELFARE

### Availability of Proposed Changes to Medical Assistance Nursing Facility Services Payment Methodology Relating to Exceptional Payment Policy and Request for Comments

On October 30, 1999, the Department of Public Welfare (Department) announced its intent to make changes in its methods and standards for payment of Medical Assistance (MA) nursing facility services to authorize additional payments for certain medically necessary durable medical equipment (DME). See 29 Pa.B. 5657. The Department has now drafted proposed provisions to incorporate this policy change into its nursing facility payment methods and standards. These proposed provisions, if adopted, will authorize and set forth the requirements and conditions under which the Department will make additional exceptional payments to Medical Assistance nursing facility providers.

In accordance with 42 U.S.C.A. § 1396a(a)(13)(A), the Department is making these proposed changes to the

Department's payment methods and standards available to the public for review and comment. A copy of the Department's proposed exceptional payment policy is available through the Bulletin Board System (BBS) at (800) 833-5091, at the local County Assistance Offices throughout this Commonwealth, or by contacting Tom Jayson in the Long Term Care Policy Section of the Bureau of Long Term Care Programs at (717) 772-2570. The Department invites interested persons to submit written comments regarding the proposed exceptional payment policy to the Department within 30 days. Comments should be addressed to: Department of Public Welfare, Office of Medical Assistance Programs, Attention: Policy Section, P. O. Box 8025, Harrisburg, PA 17105.

The proposed policy changes will also be discussed at the Long Term Care Subcommittee meeting of the Medical Assistance Advisory Committee (MAAC) on December 15, 1999, at 10:30 a.m., in Room 327 of the Health and Welfare Building, Harrisburg, PA; the Consumer Subcommittee meeting of the MAAC on December 8, 1999, at 1 p.m., in Room 327 of the Health and Welfare Building; the Fee for Service Subcommittee meeting of the MAAC on December 8, 1999, at 4:30 p.m., in Room 505 of the Health and Welfare Building; and the MAAC meeting on December 9, 1999, at 10 a.m., in Room 327 of the Health and Welfare Building.

Following review and consideration of comments received during this public review process, the Department intends to publish a Notice of Rule Change (NORC) in the *Pennsylvania Bulletin* announcing the final criteria for authorizing these exceptional payments, to submit a State Plan Amendment incorporating the final criteria into the Commonwealth's approved Medicaid State Plan and to proceed with final rulemaking adopting the final policy changes. Payment under these proposed changes is conditioned upon the publication of the NORC and the Health Care Financing Administration's approval of the State Plan Amendment.

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*

[Pa.B. Doc. No. 99-1964. Filed for public inspection November 19, 1999, 9:00 a.m.]

### Medical Assistance Program; Prior Authorization

The purpose of this notice is to provide an additional item to the Medical Assistance Program's list of items and services requiring prior authorization.

Section 443.6(b)(7) of the Public Welfare Code (62 P. S. § 443.6(b)(7)) authorizes the Department of Public Welfare to add items and services to its list of services requiring prior authorization by publication of notice in the *Pennsylvania Bulletin*.

In addition to the items and services listed in section 443.6(b)(1)—(6) of the Public Welfare Code, effective December 1, 1999, the Medical Assistance Program will

begin to require prior authorization for any prescription drug product indicated for the treatment of Erectile Dysfunction in men.

#### *Fiscal Impact*

Since the Medical Assistance Program must provide coverage for all outpatient drug products from drug companies that participate in the Medicaid Drug Rebate Program, as provided in section 1927 of the Social Security Act, no future fiscal impact is anticipated as a result of this amendment.

#### *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 services by calling (800) 654-5984 (TDD users) or (800) 654-5988 (Voice users). Persons who require another alternative should contact Thomas Vracarich in the Office of Legal Counsel at (717) 783-2209.

FEATHER O. HOUSTOUN,  
*Secretary*

**Fiscal Note:** 14-NOT-224. No fiscal impact; (8) recommendations adoption.

[Pa.B. Doc. No. 99-1965. Filed for public inspection November 19, 1999, 9:00 a.m.]

### Public Hearing on Declining Resident Population at Hamburg Center

The Department of Public Welfare (Department) will hold a public hearing on the declining resident population at Hamburg Center, Berks County. The hearing will be held on Thursday, December 2, 1999, from 7 p.m. to 9 p.m. at the Reading Area Community College.

The Department, under authority of the act of April 28, 1999 (P. L. 24) is required to hold a public hearing on any State mental health or mental retardation facility within 30 days of a closure announcement or following a downsizing of 20% or more.

The decrease in patient population at Hamburg Center is a result of numerous factors, primarily successful community placement of individuals with mental retardation into small homes, which provide alternatives to State center treatments and living arrangement.

Individuals or organizations wishing to testify should contact Tom Harfman, Regional Director at (570) 963-4391 by November 23, 1999. Persons requiring special accommodations are asked to inform the Department at the time of scheduling.

FEATHER O. HOUSTOUN,  
*Secretary*

[Pa.B. Doc. No. 99-1966. Filed for public inspection November 19, 1999, 9:00 a.m.]

# DEPARTMENT OF TRANSPORTATION

## Bureau of Aviation; Availability of Local Real Estate Tax Reimbursement Grants for Taxes Paid in 1999

The Department of Transportation, Bureau of Aviation, is accepting applications for Tax Reimbursement Grants from qualifying owners of public airports who have paid local real estate taxes for the calendar year ending December 31, 1999.

Each year, under Subchapter B of the Aviation Code (74 Pa.C.S. §§ 6121, 6122, 6123 and 6124) and 67 Pa. Code Chapter 477, the owner of a public airport shall be eligible for a grant from the local real estate tax reimbursement portion of the Aviation Restricted Account. These grants are available to reimburse airport owners for local real estate taxes paid on those portions of an airport which are aviation related areas, as defined in Section 5102 of the Aviation Code (74 Pa.C.S. § 5102). Prior to applying for a grant, each public airport owner shall enter into an agreement with the Department. This agreement shall specify that the owner shall continue, for a period of not less than ten years, to maintain the property, for which the grant will be sought, as an airport at least equal in size and capacity as that indicated in the owner's initial grant application. This agreement shall be a covenant which runs with the land and thus shall apply to any subsequent purchases of the land. Upon acceptance of any grant, the covenant shall be deemed extended for one additional year. Any violation of the agreement shall make the owner liable for the repayment of the total appropriation for the year plus a penalty of two times the grant. In any action wherein the owner is found to have violated the agreement, the Department shall receive all costs of prosecution.

The final date for submission of applications for reimbursement of local real estate taxes paid in calendar year ending December 31, 1999, is the close of business on February 1, 2000. Applications shall be filed with the Department of Transportation, Bureau of Aviation, 555 Walnut Street-8th Floor, Harrisburg, PA 17057.

Interested persons may direct their requests for applications, inquiries or comments regarding the local real estate tax reimbursement program to Teresa R. Comples, Grants Manager, Bureau of Aviation 555 Walnut Street, 8th Floor, Harrisburg, PA 17101, (717) 705-1223.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 99-1967. Filed for public inspection November 19, 1999, 9:00 a.m.]

### Retention of Engineering Firms

#### Bucks County

#### Project Reference No. 08430AG2448

The Department will retain an engineering firm to perform preliminary engineering and environmental documentation for S.R. 0095, Section D01, Delaware Expressway (I-95) in Bensalem Township, Bucks County for a distance of approximately 1.563 km (0.972 miles). The estimated construction cost of this project is \$20.0 million.

The expressway reconstruction will include interchange improvements, roadway reconstruction and bridge widening, rehabilitation and replacement.

The selected firm will be required to provide the following engineering, environmental and design services: C.E.E. Level IV/Section 4(f) document preparation; surveys; preliminary roadway design; preliminary drainage design; preliminary roadside development design; preparation of cross sections; preliminary erosion and sedimentation control design; structure design; subsurface boring, sampling and testing; point of access report preparation; noise analysis; preparation of preliminary traffic control, pavement marking and signing plans; preliminary traffic signal design; traffic analysis; utility coordination; coordination with public agencies, municipal officials, and the public and other services required to complete the preliminary engineering and environmental documents for this project.

Firms that are currently serving, or are being considered for selection, as municipal engineer in the municipality listed in the project description will not be considered for this assignment. Also, firms that are under contract, or are being considered, to provide engineering services to a land developer for a site located along the project will likewise not be considered for this assignment. Firms should state in the letter of interest that they are not serving in either capacity as a municipal engineer or as a representative of a site developer. Any questions concerning this requirement should be directed to Mr. Michael J. Girman, III, at the telephone number listed below.

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).

Letters of Interest will be evaluated at the Engineering District 6-0 office with emphasis on the following factors listed in order of importance:

- a. Specialized experience and technical competence of the firm's experience with similar type projects and their ability to provide innovative solutions to complex technical problems.
- b. Experience of employees to be associated with this project. Particularly important are the key people assigned to the project including their experience and past record of performance with similar projects.
- c. Past performance record.
- d. Relative size of firm to size of project to be completed under this Agreement.
- e. Innovations and flexibility in thinking, particularly with respect to the needs of the local communities.
- f. Geographic location of the consultant with respect to District 6-0.

The District will announce the firms that have been shortlisted at an open public meeting to be held in the District Office at 7000 Gerdes Boulevard, King of Prussia, PA on January 8, 2000.

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and six (6) additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:  
 Mr. Andrew L. Warren, District Administrator  
 Engineering District 6-0  
 200 Radnor-Chester Road  
 St. Davids, PA 19087  
 Attention: Mr. Michael J. Girman, III

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. Timothy O'Brien, P.E., District 6-0, at (610) 964-6526, or Mr. Michael J. Girman, III, District 6-0, at (610) 964-6530.

**Delaware and Philadelphia Counties  
 Project Reference No. 08430AG2449**

The Department will retain an engineering firm to provide supplementary construction inspection staff of approximately twenty (20) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on S.R. 0095, Section R52 in Philadelphia County.

The phased reconstruction of a multi span pre-stressed I-beam structure from Tioga Street to Westmoreland Street. The work will include the removal of the structure to the bearing piles, the driving of additional piles and reconstruction of the substructure and superstructure in three (3) phases.

The phased reconstruction of three (3) span rolled girder bridge at Levick Street. The work will include the removal and replacement of the superstructure in three (3) traffic stages and the repair of the substructure.

The project will also include the construction of new highway lighting system, the placement of additional sign structures within the corridor, extensive downspout and drainage work and roadway construction required to transition to existing pavement.

The project will require extensive Maintenance and Protection of Traffic work. Three (3) lanes will be maintained open for traffic throughout the life of the project. The reconstruction work will be accomplished by shifting traffic several times.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement 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. Review of inspectors' resumes with emphasis on construction inspection capabilities. Department and District experience and supervisory experience.
- b. Specialized experience in concrete structures, pile driving and electrical work.
- c. Number of NICET and NECEPT certified inspectors in each payroll classification.
- d. Understanding of Department's requirements, policies, and specifications.

e. Ability to provide one (1) "CDS" operator or person capable of inputting data into a personal computer (TCIS Classification).

f. Past performance.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

A minimum of two (2) individuals submitted as part of your inspection staff must have a NECEPT Bituminous Field Technician Certification.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	2 (1)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	4 (3)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	12 (7)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	2 (0)

The numbers in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

- 1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.
- 2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
- 3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
- 4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
- 5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 1999:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-1)	\$46.27
(TCIS)	\$40.54
(TCI)	\$35.47
(TA)	\$24.39

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; and perform other duties as may be required.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- a. One (1) 35 MM camera
- b. One (1) digital camera with associated software
- c. Safety vests-high visibility for inspectors

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) 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).

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	3
TCIS	5
TCI	13

No resumes are required for the TA Classification.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Andrew Warren, District Administrator  
Engineering District 6-0  
200 Radnor-Chester Road  
St. Davids, PA 19087

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 tenth (10th) day following the date of this Notice.

Letters of Interest for this project must include a letter, signed by the individuals you propose for all TCM-1 and TCIS positions, giving their approval to use their name in your Letter of Interest for this specific project.

Any technical questions concerning the requirements for this project should be directed to: Mr. George Dunheimer, District 6-0, at (610) 964-6554.

#### **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 request 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. A firm not conforming to this requirement may submit a letter of interest as a part of a joint venture with an individual, firm or corporation which is permitted under State law to engage in the practice of engineering.

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 presump-

tive group, within the definition of Disadvantaged Business Enterprise (DBE). The goal for DBE participation shall be as stated in the individual project advertisement. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act, WBEs or combinations thereof).

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

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

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

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 99-1968. Filed for public inspection November 19, 1999, 9:00 a.m.]

## HEALTH CARE COST CONTAINMENT COUNCIL

### Mandated Benefits

Section 9 of Act 34 of 1993 requires that the Health Care Cost Containment Council (Council) review existing or proposed mandated health benefits on request of the executive and legislative branches of government. The Council has been requested by Senator Edwin G. Holl, Chairperson of the Senate Banking and Insurance Committee, to review Senate Bill 1094, Printers Number 1330 (Schwartz), the Prescription Contraception Equity Act. Senate Bill 1094 would require health insurance policies that provide coverage for prescription drugs and devices to provide coverage for prescription contraceptive drugs and devices approved by the FDA and to provide coverage for outpatient medical or counseling services necessary for the effective use of contraception if the policy provides coverage for other outpatient medical or counseling services.

The Council is requesting that anyone supporting or opposing these mandated insurance benefits provide six copies of such documentation to the Council no later than January 20, 2000. The documentation should be mailed to Flossie Wolf, Health Care Cost Containment Council, 225 Market Street, Suite 400, Harrisburg, PA 17101.

Documentation submitted should be in accordance with any or all of the following information categories described in section 9 of Act 34:

(i) The extent to which the proposed benefit and the services it would provide are needed by, available to and utilized by the population of the Commonwealth.

(ii) The extent to which insurance coverage for the proposed benefit already exists, or if no such coverage exists, the extent to which this lack of coverage results in inadequate health care or financial hardship for the population of the Commonwealth.

(iii) The demand for the proposed benefit from the public and the source and extent of opposition to mandating the benefit.

(iv) All relevant findings bearing on the social impact of the lack of the proposed benefit.

(v) Where the proposed benefit would mandate coverage of a particular therapy, the results of at least one professionally accepted, controlled trial comparing the medical consequences of the proposed therapy, alternative therapies and no therapy.

(vi) Where the proposed benefit would mandate coverage of an additional class of practitioners, the results of at least one professionally accepted, controlled trial comparing the medical results achieved by the additional class of practitioners and those practitioners already covered by benefits.

(vii) The results of any other relevant research.

(viii) Evidence of the financial impact of the proposed legislation, including at least:

(A) The extent to which the proposed benefit would increase or decrease cost for treatment or service.

(B) The extent to which similar mandated benefits in other states have affected charges, costs and payments for services.

(C) The extent to which the proposed benefit would increase the appropriate use of the treatment or service.

(D) The impact of the proposed benefit on administrative expenses of health care insurers.

(E) The impact of the proposed benefits on benefits costs of purchasers.

(F) The impact of the proposed benefits on the total cost of health care within the Commonwealth.

MARC P. VOLAVKA,  
*Executive Director*

[Pa.B. Doc. No. 99-1969. Filed for public inspection November 19, 1999, 9:00 a.m.]

## HUMAN RELATIONS COMMISSION

### Notice of Final Order

The Human Relations Commission, under section 7(o) of the Pennsylvania Human Relations Act (P. L. 744, No. 222) hereby announces the publication of the opinion, recommendation of permanent hearing examiner and final order in the following case:

*Estate of Joseph Ponas v. United Brotherhood of Carpenters & Joiners of America, Local 261*; Doc. No. E61335A; (Pennsylvania Human Relations Commission, November 2, 1999); Consideration of certain testimony and reconsideration of back pay award; Ruling for Complainant, 10-0 decision; 8 pages

The final order in the above-listed case is subject to appeal to Commonwealth Court, and if appealed are subject to being affirmed, reversed or modified, in whole or part.

A copy of the opinion listed in this notice may be obtained by mailing a request indicating the opinion desired, accompanied by a check or money order in the amount of 10 cents per page (the number of pages in the opinion is set forth at the end of the case listing), to Laura J. Treaster, Information Director, Human Relations Commission, 101 South Second Street, Suite 300, Harrisburg, PA 17101. The check or money order should be made payable to the "Commonwealth of Pennsylvania."

HOMER C. FLOYD,  
*Executive Director*

[Pa.B. Doc. No. 99-1970. Filed for public inspection November 19, 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, November 4, 1999, and took the following actions:

#### *Regulations Approved:*

Department of Public Welfare #14-464: Subsidized Child Day Care Eligibility (amends 55 Pa. Code Chapter 3040).

Department of Public Welfare #14-462: Special MA Eligibility Provisions (amends 55 Pa. Code Chapter 140).

Environmental Quality Board #7-334: Mobile Equipment Repair and Refinishing (amends 25 Pa. Code Chapters 121 and 129).

Environmental Quality Board #7-332: Erosion and Sediment Control (amends 25 Pa. Code Chapter 102).

*Commissioners Voting:* John R. McGinley, Jr., Chairperson, by proxy; Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; John F. Mizner

Public Meeting held  
November 4, 1999

*Department of Public Welfare—Subsidized Child Day Care Eligibility; Regulation No. 14-464*

#### Order

On October 13, 1999, the Independent Regulatory Review Commission (Commission) received this regulation from the Department of Public Welfare (Department). This rulemaking amends 55 Pa. Code Chapter 3040. The authority for this regulation is 62 P.S. §§ 201—211, 401—493 and 701—703 and 42 U.S.C.A. §§ 9858—9858q. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This proposal amends Chapter 3040 (Subsidized Child Care) of the Department's regulations. It revises income limits and co-payments for eligible low-income families

and Temporary Assistance for Needy Families (TANF) recipients. An existing eligibility termination date of February 1, 2000, for currently eligible families with incomes between 185 and 235 percent of Federal Poverty Income Guidelines (FPIG) is eliminated.

We have reviewed this regulation and find it to be in the public interest. It contains a new and simpler incremental co-payment system. That corrects an existing problem with disproportionate co-payment increases for families. Continued subsidy for families with income at 185 to 235% of FPIG keeps them in the program, thereby avoiding disruption of their child care services. However, we also request that the Department continue to closely monitor the impact of co-payments on the ability of eligible families to remain in or receive services under this program.

*Therefore, It Is Ordered That:*

1. Regulation No. 14-464 from the Department of Public Welfare, as submitted to the Commission on October 13, 1999, is approved; and

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

*Commissioners Voting:* John R. McGinley, Jr., Chairperson, by proxy; Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; John F. Mizner

Public Meeting held  
November 4, 1999

*Department of Public Welfare—Special MA Eligibility Provisions; Regulation No. 14-462*

#### Order

On August 31, 1999, the Independent Regulatory Review Commission (Commission) received this regulation from the Department of Public Welfare (Department). It amends various provisions of 55 Pa. Code Chapter 140. The authority for this regulation is section 4732 of the Federal Balanced Budget Act of 1997 (Pub.L. No. 105-33), which amended section 1902(a)(10)(E) of the Social Security Act (42 U.S.C.A. § 1396a(a)(10)(E)). Notice of proposed rulemaking was omitted for this regulation under section 812(b) and (e) of The Administrative Code of 1929 (71 P.S. § 279.3a). It will become effective upon publication in the *Pennsylvania Bulletin*.

On September 20, 1999, the Commission received a request from the Department to toll the consideration of this final-omitted regulation to make technical corrections. On October 19, 1999, the Department submitted its revisions to the final-omitted regulation to the Commission.

This regulation expands coverage under the Medical Assistance Program to include full or partial payment of Medicare Part B premiums for the elderly or disabled with incomes of at least 120 percent, but less than 175 percent, of the current Federal Poverty Income Guidelines.

We have reviewed this regulation and find it to be in the public interest. The Department must comply with Federal requirements to avoid jeopardizing its Federal financial participation and the Commonwealth from facing possible legal sanctions from the Health Care Financ-

ing Administration. The Federal government will reimburse all of Pennsylvania's program costs, which the Department estimates will be \$1,699,255 for FY 1999-2000.

*Therefore, It Is Ordered That:*

1. Regulation No. 14-462 from the Department of Public Welfare, as revised on October 19, 1999, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

*Commissioners Voting:* John R. McGinley, Jr., Chairperson, by proxy; Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; John F. Mizner

Public Meeting held  
November 4, 1999

*Environmental Quality Board—Erosion and Sediment Control; Regulation No. 7-332*

**Order**

On January 20, 1998, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (EQB). This rulemaking amends 25 Pa. Code Chapter 102. The authority for this regulation is found in sections 5 and 402 of The Clean Streams Law (35 P.S. §§ 691.5 and 691.402) and section 11 of the Conservation District Law (3 P.S. § 859(2)). The proposed regulation was published in the February 7, 1998 *Pennsylvania Bulletin* with a 60-day public comment period. The final-form regulation was submitted to the Commission on October 5, 1999.

The amendments to Chapter 102 are part of the Department of Environmental Protection's Regulatory Basics Initiative. The amendments are intended to eliminate obsolete terms; simplify technical requirements for best management practices; update and clarify permit requirements; and integrate Pennsylvania's regulations with the current Federal National Pollutant Discharge Elimination System (NPDES) permit requirements for stormwater discharges associated with construction activities.

We have reviewed this regulation and find it to be in the public interest. The regulation clarifies the erosion and sediment control planning and permitting requirements and is consistent with the Federal NPDES requirements.

*Therefore, It Is Ordered That:*

1. Regulation No. 7-332 from the Environmental Quality Board, as submitted to the Commission on October 5, 1999, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

*Commissioners Voting:* John R. McGinley, Jr., Chairperson, by proxy; Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; John F. Mizner

Public Meeting held  
November 4, 1999

*Environmental Quality Board—Mobile Equipment Repair and Refinishing; Regulation No. 7-334*

**Order**

On September 8, 1998, the Independent Regulatory Review Commission (Commission) received this proposed

regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code Chapters 121 and 129. The authority for this regulation is section 5(a)(1) of the Air Pollution Control Act (35 P.S. § 4005(a)(1)). The proposed regulation was published in the September 26, 1998 *Pennsylvania Bulletin* with a 67-day public comment period. The final-form regulation was submitted to the Commission on October 5, 1999.

The proposal establishes volatile organic compound limitations for mobile equipment repair and refinishing and finish materials used in the aftermarket finishing and refinishing of mobile equipment. Additionally, it establishes coating application technology requirements and work practice standards for the mobile equipment refinishing industry.

We have reviewed this regulation and find it to be in the public interest. This regulation is one component of the attainment strategy for reducing ground-level ozone. Approximately 4,400 body shops that repair and refinish automobiles and other mobile equipment must meet the requirements. Although the equipment required may be more costly, the Board projects more efficient use of coating materials, offsetting the increased cost.

*Therefore, It Is Ordered That:*

1. Regulation No. 7-334 from the Environmental Quality Board, as submitted to the Commission on October 5, 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. 99-1971. Filed for public inspection November 19, 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>
50-113	Pennsylvania Securities Commission National Securities Market Improvement Act of 1996 Amendments	11/4/99

*Final-Omit*

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
54-56	Pennsylvania Liquor Control Board Vendor Registration and New Year's Eve Meal Package	11/8/99

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 99-1972. Filed for public inspection November 19, 1999, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application and Request for a Certificate of Authority

Shannondell at Valley Forge has applied for a Certificate of Authority to operate a Continuing Care Retirement Community at Norristown, PA. The initial filing was received on November 1, 1999, and was made under the requirements set forth under the Continuing Care Provider Registration and Disclosure Act of June 18, 1984 (P.L. 391, No. 82), as amended. Persons wishing to comment on the grounds of public or private interest to the issuance of a Certificate of Authority are invited to submit a written statement to the Insurance Department within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail to inform the Insurance Department of the exact basis of the statement. Written statements should be directed to Michael S. Graeff, Insurance Company Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120 or by fax (717) 787-8557.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 99-1973. Filed for public inspection November 19, 1999, 9:00 a.m.]

### Keystone Health Plan East; Medical Rate Filing

On November 1, 1999, Keystone Health Plan East submitted a rate filing to increase the medical base rates for its group HMO policies, effective January 1, 2000. The proposed increase ranges from approximately 8.3% to 11.9%, depending upon the renewing quarter. These requested increases will apply to the base medical rates for an estimated 255,000 contracts (525,000 members). The estimated additional annual revenue generated from the increase will be \$50,000,000.

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

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

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 99-1974. Filed for public inspection November 19, 1999, 9:00 a.m.]

### Keystone Health Plan East; Pharmacy Rate Filing

On November 1, 1999, Keystone Health Plan East submitted a rate filing to increase the pharmacy base

rates for its group HMO policies, effective January 1, 2000. The proposed increase ranges from approximately 30% to 36%, depending upon the renewing quarter. These requested increases will apply to the base pharmacy rates for an estimated 180,000 contracts (380,000 members). The estimated additional annual revenue generated from the increase will be \$35,000,000.

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

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

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 99-1975. Filed for public inspection November 19, 1999, 9:00 a.m.]

### List of Names of Qualified Unlicensed Reinsurers

Under section 319.1 of The Insurance Company Law of 1921 (40 P.S. § 442.1), the Insurance Commissioner hereby lists reinsurers not licensed by the Insurance Department which shall be considered qualified to accept reinsurance from insurers licensed by the Insurance Department. In the near future this list will be available on the Department's web page: [www.insurance.state.pa.us](http://www.insurance.state.pa.us).

This listing of qualified unlicensed reinsurers shall be published in the *Pennsylvania Bulletin* when additions to or deletions from the listing are made by the Insurance Commissioner. This present listing shall replace in their entirety previously published listings of qualified unlicensed reinsurers which appeared at 6 Pa.B. 2423 (September 25, 1976); 6 Pa.B. 3140 (December 18, 1976); 7 Pa.B. 501 (February 19, 1977); 7 Pa.B. 1766 (June 25, 1977); 8 Pa.B. 276 (January 28, 1978); 8 Pa.B. 1646 (June 17, 1978); 8 Pa.B. 1646 (June 17, 1978); 8 Pa.B. 3461 (December 2, 1978); 9 Pa.B. 4235 (December 22, 1979); 11 Pa.B. 38 (January 3, 1981); 12 Pa.B. 37 (January 2, 1982); 12 Pa.B. 2368 (July 23, 1982); 13 Pa.B. 657 (February 5, 1983); 13 Pa.B. 2826 (September 10, 1983); 14 Pa.B. 1053 (March 24, 1984); 14 Pa.B. 3065 (August 18, 1984); 15 Pa.B. 402 (February 2, 1985); 15 Pa.B. 3214 (September 7, 1985); 16 Pa.B. 290 (January 25, 1986); 17 Pa.B. 461 (January 24, 1987); 17 Pa.B. 5368 (December 26, 1987); 18 Pa.B. 5540 (December 10, 1988); 19 Pa.B. 713 (February 18, 1989); 19 Pa.B. 3129 (July 22, 1989); 19 Pa.B. 5476 (December 23, 1989); 20 Pa.B. 6227 (December 15, 1990); 21 Pa.B. 3286 (July 20, 1991); 21 Pa.B. 5445 (November 23, 1991); 22 Pa.B. 4591 (September 5, 1992); 23 Pa.B. 60 (January 2, 1993); 23 Pa.B. 48 (November 27, 1993); 24 Pa.B. 4151 (August 13, 1994); 24 Pa.B. 6033 (December 3, 1994); 25 Pa.B. 5799 (December 16, 1995); 5665 Pa.B. 46 (November 16, 1996), 27 Pa.B. 2593 (May 24, 1997), 27 Pa.B. 6019 (November 15, 1997), 28 Pa.B. 5733 (November 14, 1998) and 28 Pa.B. 5922 (December 5, 1998).

**Insurance Department's Qualified Unlicensed Reinsurers List**

- |           |   |           |  |
|-----------|---|-----------|--|
| 1. 37958  | Acceptance Insurance Company, Omaha, Nebraska                               | 29. 44792 | Executive Risk Specialty Insurance Company, Simsbury, Connecticut          |
| 2. 37532  | Agricultural Excess and Surplus Insurance Company, Wilmington, Delaware     | 30. 85472 | First ING Life Insurance Company of New York, New York                     |
| 3. 10651  | AIG Global Trade & Political Risk Insurance Company, Parsippany, New Jersey | 31. 92673 | Gerling Global Life Insurance Company, Toronto, Canada                     |
| 4. 10103  | American Agricultural Insurance Company, Indianapolis, Indiana              | 32. 87017 | Gerling Global Life Reinsurance Company, Los Angeles, California           |
| 5. 41858  | American Dynasty Surplus Lines Insurance Company, Wilmington, Delaware      | 33. 22098 | Grain Dealers Mutual Insurance Company, Indianapolis, Indiana              |
| 6. 37990  | American Empire Insurance Company, Cincinnati, Ohio                         | 34.       | Guardian Royal Exchange Assurance Public Limited Company, London, England  |
| 7. 26883  | American International Specialty Lines Insurance Company, Anchorage, Alaska | 35.       | Hannover Ruckversicherungs-Aktiengesellschaft, Hannover, Germany           |
| 8. 10316  | Appalachian Insurance Company, Johnston, Rhode Island                       | 36. 39187 | Hansa Reinsurance Company of America, Tarrytown, New York                  |
| 9. 27189  | Associated International Insurance Company, Woodland Hills, California      | 37. 87572 | Harbourton Reassurance, Inc., Wilmington, Delaware                         |
| 10. 50687 | Attorneys' Title Insurance Fund, Inc., Orlando, Florida                     | 38. 93505 | Hartford International Life Reassurance Corporation, Westport, Connecticut |
| 11. 19925 | Audubon Indemnity Company, Jackson, Mississippi                             | 39. 36200 | Health Providers Insurance Company, Deerfield, Illinois                    |
| 12. 18988 | Auto-Owners Insurance Company, Lansing, Michigan                            | 40. 78972 | Healthy Alliance Life Insurance Company, St. Louis, Missouri               |
| 13. 36552 | Axa Reinsurance Company, Wilmington, Delaware                               | 41. 42374 | Houston Casualty Company, Houston, Texas                                   |
| 14. 10021 | Capital Mortgage Reinsurance Company, New York, New York                    | 42. 27960 | Illinois Union Insurance Company, Chicago, Illinois                        |
| 15. 30180 | Capital Reinsurance Company, New York, New York                             | 43.       | INEX Insurance Exchange, Chicago, Illinois                                 |
| 16. 36951 | Century Surety Company, Columbus, Ohio                                      | 44. 10040 | Inner Harbor Reinsurance, Inc., Baltimore, Maryland                        |
| 17. 38989 | Chubb Custom Insurance Company, Dover, Delaware                             | 45. 22829 | Interstate Fire & Casualty Company, Chicago, Illinois                      |
| 18.       | CNA Reinsurance Company Limited, London, England                            | 46. 16187 | John Hancock Property and Casualty Insurance Company, Wilmington, Delaware |
| 19. 39993 | Colony Insurance Company, Richmond, Virginia                                | 47. 35637 | Landmark Insurance Company, San Francisco, California                      |
| 20. 40371 | Columbia Mutual Insurance Company, Columbia, Missouri                       | 48. 29912 | Legion Indemnity Company, Chicago, Illinois                                |
| 21. 27955 | Commercial Risk Re-Insurance Company, South Burlington, Vermont             | 49. 19437 | Lexington Insurance Company, Wilmington, Delaware                          |
| 22. 17400 | Coregis Indemnity Company, Durham, North Carolina                           | 50.       | Lloyd's Underwriters, London, England                                      |
| 23. 10928 | Eagle Insurance Company, Jersey City, New Jersey                            | 51. 98078 | Manulife Reinsurance Corporation (USA), Buffalo, New York                  |
| 24.       | E+S Ruckversicherungs-AG, Hannover, Germany                                 | 52. 32089 | Medmarc Mutual Insurance Company, Vergennes, Vermont                       |
| 25. 40509 | EMC Reinsurance Company, Des Moines, Iowa                                   | 53. 33189 | Monticello Insurance Company, Wilmington, Delaware                         |
| 26. 90670 | ERC Life Reinsurance Corporation, Jefferson City, Missouri                  | 54. 20079 | National Fire & Marine Insurance Company, Omaha, Nebraska                  |
| 27. 39020 | Essex Insurance Company, Wilmington, Delaware                               | 55. 41629 | New England Reinsurance Corporation, Hartford, Connecticut                 |
| 28. 35378 | Evanston Insurance Company, Evanston, Illinois                              | 56. 29700 | North American Elite Insurance Company, Manchester, New Hampshire          |
|           |   | 57. 31143 | Old Republic Union Insurance Company, Montgomery, Alabama                  |
|           |   | 58. 88099 | Optimum Re Insurance Company, Dallas, Texas                                |

59. 37338 Pacific Insurance Company, Los Angeles, California
60. 38636 Partner Reinsurance Company of the U. S., New York, New York
61. 88536 Protective Life and Annuity Insurance Company, Birmingham, Alabama
62. 29807 PXRE Reinsurance Company, Edison, New Jersey
63. 88340 Reassurance Company of Hannover, Orlando, Florida
64. 24481 Reliance Insurance Company of Illinois, Chicago, Illinois
65. St. Paul Reinsurance Company, Ltd., London, England
66. 21911 San Francisco Reinsurance Company, Novato, California
67. 41297 Scottsdale Insurance Company, Columbus, Ohio
68. 23388 Shelter Mutual Insurance Company, Columbia, Missouri
69. 10932 Starr Excess Liability Insurance Company, Wilmington, Delaware
70. 97071 Sun Life of Canada Reinsurance Company (U.S.), Lansing, Michigan
71. 93483 Swiss-Am Reassurance Company, Wilmington, Delaware
72. Terra Nova Insurance Company, Limited., London, England
73. 19887 Trinity Universal Insurance Company, Dallas, Texas
74. 37982 Tudor Insurance Company, Keene, New Hampshire
75. Unionamerica Insurance Company, Limited., London, England
76. 36048 Unione Italiana Reinsurance Company of America, Inc., New York, New York
77. 39330 United Capitol Insurance Company, Atlanta, Georgia
78. 28053 United Coastal Insurance Company, Phoenix, Arizona
79. 13021 United Fire & Casualty Company, Cedar Rapids, Iowa
80. 38032 US International Reinsurance Company, Manchester, New Hampshire
81. 21067 Westchester Surplus Lines Insurance Company, Honolulu, Hawaii
82. 29548 Western Indemnity Insurance Company, Houston, Texas
83. 13196 Western World Insurance Company, Keene, New Hampshire
84. Zurich Specialties London Limited, London, England

**Changes to the Qualified Unlicensed Reinsurers List Since It Was Published on December 5, 1998**

The following companies have asked to be removed from the list since it was published on December 5, 1998:

Americas Insurance Company, New Orleans, Louisiana  
Assicurazioni General Di Trieste, Rome, Italy

Gulf Underwriters Insurance Company, Dallas, Texas  
Odyssey Re (London) Limited, London, England  
River Thames Insurance Company Ltd., London, England

The following company has been added to the list since it was published on December 5, 1998:

Starr Excess Liability Insurance Company, Ltd., Wilmington, Delaware

The following companies have changed their names since the list was published on December 5, 1998

American Foundation Life Insurance Company has changed its name to Protective Life and Annuity Insurance Company, Birmingham, Alabama

European Reinsurance Corporation of America has changed its name to North American Elite Insurance Company, Manchester, New Hampshire

Mercantile and General Life Reassurance Company of America has changed its name to Sun Life of Canada Reinsurance Company (U.S.), Lansing, Michigan

X.L. Insurance Company of America, Inc., New York, New York has changed its name to XL Insurance Company of New York, Inc., New York, New York

Zurich Reinsurance (London) Limited, London, England has changed its name to Zurich Specialties London Limited, London, England

The following companies were removed from the list since it was published in December 5, 1998 because they became licensed in Pennsylvania:

American Phoenix Life and Reassurance Company, Hartford, Connecticut

Beneficial Life Insurance Company, Salt Lake City, Utah  
Continental Reinsurance Corporation, San Francisco, California

Diamond State Insurance Company, Indianapolis, Indiana  
Millers Mutual Fire Insurance Company, Fort Worth, Texas

X. L. Insurance Company of America, Inc., New York, New York

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 99-1976. Filed for public inspection November 19, 1999, 9:00 a.m.]

**Wesley K. Wyatt; Order to Show Cause; Doc. No. SC99-08-017**

A prehearing telephone conference initiated by the Administrative Hearings Office shall occur on December 2, 1999 at 1 p.m. The proceedings in this matter will be governed by the Administrative Agency Law, 2 Pa.C.S. §§ 501—508 and 701—704, the General Rules of Administrative Practice and Procedure, 1 Pa. Code §§ 31.1 et seq. and the Insurance Department's Special Rules of Administrative Practice and Procedure, 31 Pa. Code Chapter 56. A hearing shall be held on December 16, 1999 at 9 a.m. in the Administrative Hearings Office, Room 200, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102.

On or before November 24, 1999, each party shall file with the Administrative Hearings Office a prehearing

statement which shall contain: (1) a comprehensive statement of undisputed facts to be stipulated between the parties; (2) a statement of additional contended facts; (3) names and address of witnesses along with the specialties of experts to be called; (4) a list of documents to be used at the hearing; (5) special evidentiary or other legal issues; and (6) the estimated time for that party's case. No prehearing memoranda or other written submissions are required for the prehearing/settlement telephone conference; however, the parties are encouraged to discuss settlement and possible stipulations pending the conference.

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

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

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 99-1977. Filed for public inspection November 19, 1999, 9:00 a.m.]

## LEGISLATIVE REFERENCE BUREAU

### Documents Filed But Not Published

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

#### *Executive Board*

Resolution #CB-99-277, Dated October 27, 1999, authorizes the Collective Bargaining Agreement between the Commonwealth of Pennsylvania and the Instructional Non-Tenured Unit (S4) effective 7/1/99 through 6/30/2003.

Resolution #CB-99-280, Dated October 27, 1999, authorizes the Collective Bargaining Agreement between the Commonwealth of Pennsylvania and the Correctional Institution Vocational Education Association (CIVEA) effective 7/1/99 through 6/30/2003.

#### *Governor's Office*

Manual M210.3 Index of Issuances—Directives Management System; Amended October 3, 1999.

Management Directive No. 305.11 Depositing Currency and Coin; Revision No. 1, Amended September 29, 1999.

Management Directive No. 515.12 Confidential Employees; Amended October 12, 1999.

Administrative Circular No. 99-34 Holidays—2000;  
Dated September 30, 1999.

GARY R. HOFFMAN,  
*Director*  
*Pennsylvania Bulletin*

[Pa.B. Doc. No. 99-1978. Filed for public inspection November 19, 1999, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board leases will expire:

Allegheny County, Wine & Spirits Shoppe #0293, Southland Shopping Center, 647 Clairton Boulevard, Pittsburgh, PA 15236-3811.

*Lease Expiration Date:* January 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 to 10,000 net useable square feet of new or existing retail commercial space in a shopping center environment. Storeroom should be located on Clairton Boulevard between Lebanon Church Road on the north and east and Bruceston Road on the south.

*Proposals due:* December 10, 1999 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** Tom Deal, (412) 565-5130

Armstrong County, Wine & Spirits Shoppe #0301, 410 Ford Street, Ford City, PA 16226-1230.

*Lease Expiration Date:* January 31, 2001.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,500 net useable square feet of new or existing retail commercial space located in the Ford City Central Business District or in Manor Township on Main Street. Off street parking and good loading facilities are preferred.

*Proposals due:* December 10, 1999 at 12 noon

**Department:** Pennsylvania Liquor Control Board.  
**Location:** Real Estate Division, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222.  
**Contact:** Tom Deal, (412) 565-5130

Crawford County, Wine & Spirits Shoppe #2006, 19017 Park Avenue Plaza, Meadville, PA 16335-4008.

*Lease Expiration Date:* January 31, 2001.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space in a shopping center environment along Route 6/322 within 1.5 miles of the intersection with Interstate 79.

*Proposals due:* December 10, 1999 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222.  
**Contact:** George Danis, (412) 565-5130

Erie County, Wine & Spirits Shoppe #2515, Commodore Perry Plaza, 2208 Broad Street, Erie, PA 16503-2513.

*Lease Expiration Date:* January 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space in a shopping center environment near the intersection of Buffalo Road and Broad Street in the City of Erie.

*Proposals due:* December 10, 1999 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222.  
**Contact:** George Danis, (412) 565-5130

The Liquor Control Board seeks the following new site:

Clarion County, Wine & Spirits Shoppe #1603, Monroe Township.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,500 to 3,000 net useable square feet of new or existing retail commercial space in a shopping center environment near the intersection of I-80 and State Route 68 in Monroe Township.

*Proposals due:* December 10, 1999 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222.  
**Contact:** Tom Deal, (412) 565-5130

JOHN E. JONES, III,  
*Chairperson*

[Pa.B. Doc. No. 99-1979. Filed for public inspection November 19, 1999, 9:00 a.m.]

## PENNSYLVANIA MUNICIPAL RETIREMENT BOARD

### Hearings Scheduled

Hearings have been scheduled, as authorized by Pennsylvania Municipal Retirement Law (53 P.S. §§ 881.101—881.501) in connection with the Pennsylvania Municipal Retirement Board's denial of claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the Pennsylvania Municipal Retirement Board, 1010 North 7th Street, Suite 301, Eastgate Center, Harrisburg, PA 17102.

November 31, 2000     Arthur J. Dubinsky     2:30 p.m.  
 (Disability)

Persons with a disability who wish to attend the above-listed hearing, and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Tina Eisenhart at (717) 787-2065 to discuss how the Pennsylvania Municipal Retirement System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 16 Pa. Code § 91.1 (relating to applicability of general rules), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code §§ 31.1—35.251 unless specific exemption is granted.

JAMES B. ALLEN,  
*Secretary*

[Pa.B. Doc. No. 99-1980. Filed for public inspection November 19, 1999, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Delegation of Additional Routine, Ministerial and Nonpolicymaking Public Meeting Agenda Items; Doc. No. L-00940095, Doc. No. L-00940095F0002

#### *Corrected Notice*

The Pennsylvania Public Utility Commission (Commission) at its September 30, 1999, public meeting delegated certain routine ministerial and nonpolicymaking public meeting agenda items to the Bureau of Fixed Utility Services for disposition. These matters include the following:

1. All tariff filings by an incumbent local exchange carrier for noncompetitive services when the rates proposed are reductions from current rates and charges of that incumbent local exchange carrier. Under the streamlined tariff filing requirements approved both as interim guidelines and proposed regulations at the September 30, 1999, public meeting, the notice and review period for the above tariff filings will be reduced from 60 to 10 days, but may be extended by the Commission upon notice for up to an additional 30 days.

2. All tariff filings by competitive local exchange carriers for noncompetitive services when the rates proposed are higher than the corresponding rates offered by the applicable incumbent local exchange carrier in the same service territory. All tariff filings by an incumbent local exchange carrier for noncompetitive services when the rates proposed represent rate increases from current rates and charges of that incumbent local exchange carrier. Under the streamlined tariff filing requirements approved both as interim guidelines and proposed regulations at the September 30, 1999, public meeting, the notice and review period for the above tariff filings will be reduced from 60 to 30 days, but may be extended by the Commission upon notice for up to an additional 30 days.

These items will now be addressed by Secretarial Letter. These actions may be appealed to the Commission by filing a petition within 10 days after service of notice of the action, unless a different time period is specified. See 52 Pa. Code § 5.44.

The contact persons for this matter are Carl S. Hisiro, Assistant Counsel, Law Bureau (717) 783-2812 (legal), and Gary Wagner, Bureau of Fixed Utility Services, (717) 783-6175 (technical).

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1981. Filed for public inspection November 19, 1999, 9:00 a.m.]

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### Railroad With Hearing

**A-00116297. Consolidated Rail Corporation.** Application of Consolidated Rail Corporation for approval of the abolition of a grade separated crossing where SR 0068 and/or SR 2023 cross over and above the below grade East Brady Tunnel between mileposts 70.0 and 70.5 in Brady and/or Madison Townships, Clarion County, PA.

An initial hearing on this matter will be held Thursday, December 9, 1999, at 10 a.m. in 11th floor hearing room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, PA, when and where all persons in interest may appear and be heard, if they so desire.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1982. Filed for public inspection November 19, 1999, 9:00 a.m.]

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### 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 protest to the application. Protests to the applications published herein are due on or before December 13, 1999, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protests shall also indicate whether it applies to the temporary authority application or the permanent application or both.

**Applications of the following for 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-00116342. Brian R. Zolock, t/d/b/a Mon-Valley Limousine Service** (203 West McClain Road, Belle Vernon, Westmoreland County, PA 15012)—persons in limousine service, between points in the county of Westmoreland, and from points in said county, to points in Pennsylvania, and return.

**A-00116345. Timothy Scott Leap** (P. O. Box 452, Skippack, Montgomery County, PA 19474)—persons, in

limousine service, between points in the counties of Chester, Montgomery, and Delaware, and from points in the said territory, to points in Pennsylvania, and return.

**A-00116346. West County Paramedic Association** (P. O. Box 5, Girard, Erie County, PA 16417-0005), a corporation of the Commonwealth of Pennsylvania—persons, in paratransit service, between points in the county of Erie, and from points in the said county, to points in the counties of Crawford, Warren, Mercer, Venango, Forest, Lawrence, Butler, Clarion, Beaver, Armstrong, Washington, Allegheny, Westmoreland, Fayette and Greene, and vice versa.

**Applications of the following for approval amendment of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under each application.**

**A-00110765, F. 1, Am-A. Susquehanna Valley Limo., Inc.** (R. R. 1, Box 373Q, Northumberland, Northumberland County, PA 17657), a corporation of the Commonwealth of Pennsylvania—a corporation of the Commonwealth of Pennsylvania—for amendment to its common carrier certificate, which grants the right to transport, by motor vehicle, persons in limousine service, between points in the counties of Northumberland, Union, Snyder, Columbia and Montour, and from points in said counties, to points in Pennsylvania, and return: *So as to permit* the transportation of persons in limousine service between points in counties of Centre, Lycoming, Tioga, Sullivan, Clinton, and Union, and that portion of the counties of Columbia, Montour and Northumberland lying north of the Susquehanna River, and from points in said territory, to points in Pennsylvania; subject to the following condition: That the transportation authorized is limited to vehicles having a seating capacity of ten passengers or less, excluding the driver; which is to be a transfer of all of the operating rights of Mary L. Winner, t/d/b/a Winner Limousine Service, under the certificate issued at A-00104290, subject to the same limitations and conditions. *Attorney:* Kenneth Zielonis, P. O. Box 12090, Harrisburg, PA 17108-12090.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1983. Filed for public inspection November 19, 1999, 9:00 a.m.]

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### Telecommunications

**A-310853F0002. Bell Atlantic-Pennsylvania, Inc. and essential.com, inc.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and essential.com, inc. for approval of a resale agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and essential.com, inc., by its counsel, filed on November 6, 1999, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of a resale 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 essential.com, 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. 99-1984. Filed for public inspection November 19, 1999, 9:00 a.m.]

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### Telecommunications

**A-310828F0002. Bell Atlantic-Pennsylvania, Inc. and Fibernet Telecommunications of Pennsylvania, LLC.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Fibernet Telecommunications of Pennsylvania, LLC for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Fibernet Telecommunications of Pennsylvania, LLC, by its counsel, filed on November 5, 1999, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and Fibernet Telecommunications of Pennsylvania, LLC Joint Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection.

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

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1985. Filed for public inspection November 19, 1999, 9:00 a.m.]

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### Telecommunications

**A-310836F0002. Bell Atlantic-Pennsylvania, Inc. and 2nd Century Communications, Inc.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and 2nd Century Communications, Inc. for approval of an Interconnection Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and 2nd Century Communications, Inc., by its counsel, filed on November 5, 1999, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and 2nd Century Communications, Inc. Joint Petition are on file with the

Pennsylvania Public Utility Commission and are available for public inspection.

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

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1986. Filed for public inspection November 19, 1999, 9:00 a.m.]

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### Telecommunications

**A-310802. Bell Atlantic-Pennsylvania, Inc. and Stargate Local Services, LLC.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Stargate Local Services, LLC for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Stargate Local Services, LLC, by its counsel, filed on November 5, 1999, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and Stargate Local Services, LLC Joint Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection.

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

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1987. Filed for public inspection November 19, 1999, 9:00 a.m.]

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### Telecommunications Interconnection Agreement

**A-310826F0002. Bell Atlantic-Pennsylvania, Inc. and xDSL Networks, Inc.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and xDSL Networks, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and xDSL Networks, Inc., by its counsel, filed on November 5, 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 xDSL Networks, Inc. Joint Petition are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1988. Filed for public inspection November 19, 1999, 9:00 a.m.]

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### Telecommunications Interconnection Agreement

**A-310322F0002. Bell Atlantic-Pennsylvania, Inc. and XTel Communications, Inc.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and XTel Communications, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and XTel Communications, Inc., by its counsel, filed on November 5, 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 XTel Communications, 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. 99-1989. Filed for public inspection November 19, 1999, 9:00 a.m.]

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### Water Service Without Hearing

**A-212285F0069. Pennsylvania-American Water Company.** Application of Pennsylvania-American Water Company for approval of (1) the transfer, by sale, of the water works property and rights of Strattanville Borough and the Municipal Authority of Strattanville Borough to Pennsylvania-American Water Company, (2) the right of Pennsylvania-American Water Company to begin to offer or furnish water service to the public in all of Strattanville Borough, Clarion County and additional portions of Monroe Township, Clarion County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before December 6, 1999, under 52 Pa. Code (relating to public utilities).

*Applicant:* Pennsylvania-American Water Company  
*Through and By Counsel:* Susan D. Simms, Esquire,  
800 West Hersheypark Drive, Hershey, PA 17033.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-1990. Filed for public inspection November 19, 1999, 9:00 a.m.]

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## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Proposals

The Philadelphia Regional Port Authority (PRPA) will accept sealed proposals for Project #9922.3, Plumbing Investigation and Repairs, PRPA Facilities, until 2 p.m. Thursday, December 9, 1999. The bid documents can be obtained from the Director of Procurement, PRPA, 210 W. Washington Square, 13th Floor, Philadelphia, PA 19106, (215) 928-9100 and will be available November 23, 1999. The cost of the bid document is \$35 (includes 7% PA Sales Tax). The cost is nonrefundable. PRPA is an equal opportunity employer. The contractor must comply with all applicable equal opportunity laws and regulations. Mandatory prebid job site meeting will be held December 2, 1999, 11 a.m. at the Tioga Administration Building, 3460 N. Delaware Ave., Suite 203, Philadelphia, PA 19134.

JAMES T. MCDERMOTT,  
*Executive Director*

[Pa.B. Doc. No. 99-1991. Filed for public inspection November 19, 1999, 9:00 a.m.]

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### Request for Proposals

The Philadelphia Regional Port Authority (PRPA) will accept sealed proposals for Project #9921.4, Electrical Investigation and Repairs, PRPA Facilities, until 2 p.m. Thursday, December 9, 1999. The bid documents can be obtained from the Director of Procurement, PRPA, 210 W. Washington Square, 13th Floor, Philadelphia, PA 19106, (215) 928-9100 and will be available November 23, 1999. The cost of the bid document is \$35 (includes 7% PA Sales Tax). The cost is nonrefundable. PRPA is an equal opportunity employer. The contractor must comply with all applicable equal opportunity laws and regulations. Mandatory prebid job site meeting will be held December 2, 1999, 10 a.m. at the Tioga Administration Building, 3460 N. Delaware Ave., Suite 203, Philadelphia, PA 19134.

JAMES T. MCDERMOTT,  
*Executive Director*

[Pa.B. Doc. No. 99-1992. Filed for public inspection November 19, 1999, 9:00 a.m.]

# PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

## Hearings Scheduled

Hearings have been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's denial of claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

February 10 and 11, Donald D'Amico 9:30 a.m.  
2000 (Final Average Salary)

Persons with a disability who wish to attend the above-listed hearings, and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Arthur J. Granito, Assistant Executive Director, at (717) 783-5613 to discuss how the Public School Employees' Retirement System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code Part II unless specific exemption is granted.

DALE H. EVERHART,  
*Secretary*

[Pa.B. Doc. No. 99-1993. Filed for public inspection November 19, 1999, 9:00 a.m.]