

NOTICES

DEPARTMENT OF AGRICULTURE

Agricultural Advisory Board; Cancellation of Meeting

Due to a lack of agenda items, the Agricultural Advisory Board's (Board) December 15, 1999, meeting has been cancelled. The Board's next scheduled meeting will be held on February 16, 2000, at 10 a.m. in room 105 of the Rachel Carson State Office Building in Harrisburg.

For further information, contact Dean Auchenbach at (717) 772-5668.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 99-2133. Filed for public inspection December 17, 1999, 9:00 a.m.]

Land Trust Reimbursement Grant Program

The Department of Agriculture (Department) hereby gives notice that the State Agricultural Land Preservation Board (State Board) has allocated \$500,000 from the Supplemental Agricultural Conservation Easement Purchase Account for the purposes of the grant program described in section 1716(a)(3) of The Administrative Code of 1929 (71 P. S. § 456(a)(3)), and for reimbursing the Department the expenses it incurs in administering this grant program. The allocation was made at the State Board meeting held on December 3, 1999. The grant program funded by this allocation shall be known as the Land Trust Reimbursement Grant Program (Program).

Act 15 of 1999 added a new section—Section 1716 (71 P. S. § 456)—to The Administrative Code of 1929. That section authorizes the State Board to allocate up to \$500,000 from the Supplemental Agricultural Conservation Easement Purchase Account for reimbursement grants to be awarded among qualified land trusts and to the Department for expenses it incurs in administering the distribution of these grants. Funds from this allocation may be encumbered through June 30, 2000. Beyond that date, the allocation expires and the Department may no longer encumber these funds for grants under the Program.

An individual grant will reimburse a qualified land trust up to \$5,000 of the expenses it has incurred in acquiring an "agricultural conservation easement," as that term is defined in the Agricultural Area Security Law (3 P. S. §§ 901—915). These expenses include appraisal costs, legal services, title searches, document preparation, title insurance, closing fees and survey costs.

The statutory language establishing the Program is self-executing. The following restates the statutory procedures and standards under which grants will be awarded under the Program, and provides references to sources of further information or assistance.

1. *Eligible Land Trust.* In order to be eligible to register with State Board and to receive reimbursement grants under the Program, a land trust must be a tax-exempt institution under section 501(c)(3) of the

Internal Revenue Code of 1986 (Public Law 99-514, 26 U.S.C.A. § 501(c)(3)) and include the acquisition of agricultural conservation easements or other conservation easements in its stated purpose.

2. *Registration of Eligible Land Trust.* An eligible land trust seeking reimbursement grants under the Program shall register with the State Board. Registration shall be accomplished by delivering a registration letter to the following address: Department of Agriculture, ATTN: Bureau of Farmland Protection, 2301 North Cameron Street, Harrisburg, PA 17110-9408.

3. *Contents of Registration Letter.* A registration letter shall:

a. Set forth a request that the eligible land trust be registered with the State Board for the purpose of receiving reimbursement grants under the Program;

b. Be signed by the president or other appropriate officer of the land trust;

c. Have enclosed a true and correct copy of the section 501(c)(3) tax-exempt certification issued to the land trust by the Internal Revenue Service, and any other documentation necessary to demonstrate the section 501(c)(3) tax-exempt status of the land trust and that the land trust has the acquisition of agricultural conservation easements or other conservation easements as its stated purpose; and

d. If the land trust seeks to be registered to receive reimbursement grants with respect to agricultural conservation easements it acquires in a county that is an "eligible county" under section 3 (3 P. S. § 913) of the Agricultural Area Security Law (an "eligible county" is a county whose agricultural conservation easement purchase program has been approved by the State Board), have enclosed a letter from either the Director or the Chairperson of the Agricultural Land Preservation Board in that eligible county verifying that the land trust coordinates its farmland preservation activities with the farmland preservation activities of the county.

4. *Acknowledgement of Registration.* The Department will promptly provide an eligible land trust that delivers a complete registration letter as described in the preceding paragraph with written confirmation that the eligible land trust is registered to receive reimbursement grants under the Program.

5. *Application for Reimbursement Grant—Forms.* Reimbursement grant application forms may be downloaded from the Department's website: www.pda.state.pa.us. The Department will also provide reimbursement grant application forms upon written request to the address set forth in paragraph (2) or upon requests telephoned to the Department's Bureau of Farmland Protection, at (717) 783-3167. The Department will also enclose a reimbursement grant application form with any "Acknowledgement of Registration" described in paragraph (4).

6. *Application for Reimbursement Grant—Timing.* If an eligible land trust is registered to receive reimbursement grants under the Program it may, within 60 days of closing on the acquisition of an agricultural conservation easement, deliver to the State Board a written application for a reimbursement grant under the Program. An eligible land trust may submit a reimbursement grant application with respect to an agricultural conservation easement

acquisition that predates the publication date of this notice, as long as it meets the referenced 60-day filing deadline.

7. *Application for Reimbursement Grant—Content.* A reimbursement grant application shall be delivered to the address set forth in paragraph (2) and shall:

a. Request a reimbursement of costs incidental to the acquisition of an agricultural conservation easement;

b. Have enclosed a statement of the costs (such as costs of appraisals, legal services, title searches, document preparation, title insurance, closing fees and surveys) incidental to the acquisition of the agricultural conservation easement; and

c. Have enclosed a true and correct copy of the recorded deed of agricultural conservation easement.

8. *State Board Review.* The State Board will review any complete, timely application for a reimbursement grant within 60 days of receipt. The Department shall stamp or otherwise identify each complete reimbursement grant application to record the date and the order in which these applications are received. The State Board will consider reimbursement grant applications in the order they are received. The State Board may not approve a reimbursement grant application unless all of the following criteria are met:

a. The application meets the requirements of 71 P. S. § 456.

b. The land use restrictions imposed under the deed of agricultural conservation easement are comparable to restrictions imposed under a deed of agricultural conservation easement acquired in accordance with the Agricultural Area Security Law.

c. The land subject to the agricultural conservation easement is economically viable for agricultural production. A tract of land is economically viable for agricultural production if it meets the criteria set forth in 7 Pa. Code § 138e.16(a) (relating to minimum criteria for applications), which are as follows:

i. The land is in an agricultural security area consisting of 500 acres or more.

ii. The land is contiguous acreage of at least 50 acres in size unless the tract is at least 10 acres in size and is either utilized for a crop unique to the area or is contiguous to a property which has a perpetual conservation easement in place which is held by a "qualified conservation organization," as that term is defined in section 170(h)(3) of the Internal Revenue Code (26 U.S.C.A. § 170(h)(3)).

iii. The land contains at least 50% of soils which are both available for agricultural production and of land capability classes I-IV, as defined by the USDA-NRCS.

iv. The land contains the greater of 50% or 10 acres of harvested cropland, pasture or grazing land.

d. There are sufficient unencumbered funds available to fund the reimbursement grant amount sought in the reimbursement grant application.

9. *Notice of Decision.* The State Board will, within 10 days of completing its review, mail a reimbursement grant applicant written notice as to whether the reimbursement grant application is approved. If the application is not approved, the written notice will specify the basis for disapproval.

10. *Counties that are not "Eligible Counties."* Under the Agricultural Area Security Law (at 3 P. S. § 903), an "eligible county" is a county whose agricultural conservation easement purchase program has been approved by the State Board. If an eligible land trust that is registered to receive reimbursement grants seeks a reimbursement grant with respect to an agricultural conservation easements it acquires in a county that is not an "eligible county," it must coordinate its farmland preservation activities in that county with the farmland preservation activities of the State Board.

11. *Expiration of Allocation/Encumbrance of Allocated Funds.* The \$500,000 allocation made in this notice is available through June 30, 2000. Allocated funds that are not "encumbered" by that date will not be available for distribution under the Program. Allocated funds will be considered encumbered as of the date the Department receives a complete, timely reimbursement grant application and records the date of receipt on the application in accordance with paragraph (8). For example, if an eligible land trust delivers a complete, timely reimbursement grant application to the Department on or before June 30, 2000, and there remain allocated funds for the grant, these allocated funds will be considered encumbered and the grant may subsequently be awarded. If an eligible land trust delivers a complete, timely reimbursement grant application to the Department after June 30, 2000, though, the allocation of funds for reimbursement grants under the Program will have lapsed and no grant may be awarded.

12. *No Right or Entitlement to Allocated or Encumbered Funds.* The referenced allocation of funds does not create in an eligible land trust a right or entitlement to a grant from these allocated funds. Similarly, the encumbrance of allocated funds does not create such a right or entitlement. State Board approval of a reimbursement grant application is the event that establishes entitlement of the applicant to the grant funds sought, provided allocated funds are available in an amount adequate to fund the grant.

13. *Additional Information.* Further information may be obtained by contacting the Department of Agriculture, Attn: Raymond C. Pickering, Director, Bureau of Farmland Protection, 2301 North Cameron Street, Harrisburg, PA 17110-9408, (717) 783-3167.

SAMUEL E. HAYES, Jr.,
Secretary

[Pa.B. Doc. No. 99-2134. Filed for public inspection December 17, 1999, 9:00 a.m.]

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 December 7, 1999.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
12-1-99	NBT Bancorp, Inc., Norwich, New York, to acquire 100% of the voting shares of Lake Ariel Bancorp, Inc., Lake Ariel, Pennsylvania, and thereby indirectly acquire LA Bank, National Association, Lake Ariel, PA	Norwich, NY	Approved

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-1-99	First Union National Bank, Charlotte, NC, and Meridian Trust Company, Reading, PA Surviving Institution—First Union National Bank, Charlotte, NC	Charlotte, NC	Effective

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-2-99	East Penn Bank Emmaus Lehigh County	Emmaus High School 851 North Street Emmaus Lehigh County	Opened
12-3-99	Mauch Chunk Trust Company Jim Thorpe Carbon County	1202 North Street Jim Thorpe Carbon County	Approved
12-3-99	The Drovers & Mechanics Bank York York County	30 West Patrick St. Frederick Frederick County, MD	Approved
12-6-99	The Glen Rock State Bank Glen Rock York County	3090 Cape Horn Road Red Lion York County	Approved

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
12-1-99	Meridian Trust Company Reading Berks County	Amendment to Article Three provides for a change in the purpose clause to that of a bank and trust company.	Effective

SAVINGS ASSOCIATIONS

No activity.

CREDIT UNIONS**Conversions**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
12-1-99	Atlantic Employees Federal Credit Union Newtown Square Delaware County <i>To:</i> Atlantic Credit Union Newtown Square Delaware County	16 Campus Boulevard Newtown Square Delaware County	Effective
Represents conversion from a Federally-chartered credit union to a State-chartered credit union.			

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
12-1-99	Philadelphia District Railway Postal Clerks Federal Credit Union, Philadelphia, and Mutual Credit Union, Philadelphia Surviving Institution—Philadelphia District Railway Postal Clerks Federal Credit Union, Philadelphia	Philadelphia	Effective
12-2-99	Atlantic Credit Union, Newtown Square, and P.S.W.C. Employees Credit Union, Bryn Mawr Surviving Institution—Atlantic Credit Union, Newtown Square	Newtown Square	Approved

DAVID E. ZUERN,
Secretary

[Pa.B. Doc. No. 99-2135. Filed for public inspection December 17, 1999, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

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

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

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

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

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

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

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

PA 0057720. Industrial waste, **Sunny Dell Foods, Inc.**, 214 South Mill Road, Kennett Square, PA 19348.

This application is for issuance of an NPDES permit to discharge treated process wastewater (Outfall 001) and cooling water (Outfall 002) from Sunny Dell Foods, Inc. facility in Kennett Township, **Chester County**. This is a new discharge to West Branch Red Clay 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 (process water), based on an average flow of 50,000 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20	25
Total Suspended Solids	30	45	60
Oil and Grease	15		30
pH	within limits of 6.0—9.0 standard units at all times		
Total Dissolved Solids	1,000	2,000	2,500
NH ₃ -N	2.0	4.0	5.0
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
Fecal Coliform	# 200/100 ml		

The effluent limits for Outfall 002 (cooling water) based on an average flow of 90,000 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20	25
Total Suspended Solids	30	45	60
NH ₃ -N	2.0	4.0	5.0
Fecal Coliform	#200/100 ml		
Total Residual Chlorine	0.5	1.0	1.2
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		

<i>Temperature</i>	<i>Daily Average °F</i>	<i>Instantaneous Maximum °F</i>
January 1-January 31	87	110
February 1-February 29	83	110
March 1-May 31	110	110
June 1-June 15	92	110
June 16-June 30	108	110
July 1-July 31	78	110
August 1-October 15	110	110
October 16-October 31	98	110
November 1-November 15	110	110
November 16-November 30	73	110
December 1-December 31	77	110

Other Conditions:

The EPA waiver is in effect.

Conditions for future permit modification.

Effective disinfection.

Thermal Requirements.

TRC Requirement

No Chemical Additives

TMDL/WLA Data

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

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

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

The proposed effluent limits for Outfall 001, from permit issuance lasting through completion of new WWTP based on an average flow of 4,000 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Suspended Solids	30	60
Ammonia (as N)	20	40
Phosphorus (as P)	0.5	1.0
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 2.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	
Total Residual Chlorine		
(issuance thru year 2)	0.7	1.5
(year 3 thru expiration)	0.5	1.2

The proposed effluent limits for Outfall 001, from completion of new WWTP lasting through expiration, based on an average flow of 4,250 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Total Suspended Solids	30	60
Ammonia as N	20	40
Phosphorus as P	0.5	1.0
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 2.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

Other Conditions:

The EPA waiver is in effect.

Conditions for future permit modification.

Effective disinfection.

**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 following: name, address and telephone number; identification of the plan or application to which the protest is addressed and a concise statement in sufficient detail to inform the Department of the exact basis of the protest and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given protests. Each writer will be notified in writing of the time and place if a hearing or conference concerning the plan, action or application to which the protest relates is held. To insure consideration by the Department prior to final action on permit applications and proposed plans, initial protests and additions or amendments to protests already filed should be filed

within 15 calendar days from the date of this issue of the *Pennsylvania Bulletin*. A copy of each permit application and proposed plan is on file in the office indicated and is open to public inspection.

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

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

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

WQM Permit No. 2099414. Sewage. **Spartansburg Borough**, P. O. Box 222, Spartansburg, PA 16434. This project is for the construction and operation of a wastewater treatment facility located in Spartansburg Borough and Sparta Township, **Crawford County**.

WQM Permit No. 6299415. Sewage. **Glade Township Municipal Authority**, 99 Cobham Park Road, Warren, PA 16365. This project is for the construction and opera-

tion of pump stations and sewer extensions to service several areas in Glade Township, **Warren County**.

WQM Permit No. 4399428. Sewage, **Jay C. Lynch**, 69 S. Summit Road, Greenville, PA 16125. This project is for the construction of a Single Residence Sewage Treatment Plant in West Salem Township, **Mercer 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 Resources 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 determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

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

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

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

NPDES Permit PAS10-G393. Stormwater. **Brian F. Forcine**, Forcine Concrete, 2403 Yellow Springs Road, Malvern, PA 19355, has applied to discharge stormwater from a construction activity located in East Whiteland Township, **Chester County**, to Little Valley Creek.

NPDES Permit PAS10-J046. Stormwater. **Edgemont Realty Associates**, 1595 Paoli Pike, West Chester, PA 19380-6167, has applied to discharge stormwater from a

construction activity located in Edgmont Township, **Delaware County**, to Ridley Creek.

Northeast Regional Office: Water Management Program, Two Public Square, Wilkes-Barre, PA 18711.

NPDES Permit PAS142202. Stormwater. **Packaging Corporation of America**, P. O. Box 58, Trexlertown, PA 18087 has applied to discharge stormwater from an industrial site located in Upper Macungie Township, **Lehigh County**, to Iron Run.

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

NPDES Permit PAS10U122. Stormwater. **Atul Patel, President, H.M.B. Management, Inc.**, 2375 Woodland Drive, Allentown, PA 18103, has applied to discharge stormwater from a construction activity located in Palmer Township, **Northampton County**, to Bushkill Creek.

NPDES Permit PAS10U123. Stormwater. **Dave Schumacher, Schumacher, Inc.**, 3765 Highland St., Allentown, PA 18104, has applied to discharge stormwater from a construction activity located in Forks Township, **Northampton County**, to Bushkill Creek.

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

Centre County Conservation District, 414 Holmes Ave., Suite 5, Bellefonte, PA 16823.

NPDES Permit PAS10F081. Stormwater. **David Nevins, Cedar Cliff Subdivision**, P. O. Box 10414, State College, PA 16805 has applied to discharge stormwater from a construction activity located in Patton Township, **Centre County** to Buffalo Run.

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

NPDES PAS1021022. Stormwater. **Jackson Township Water Authority**, 2949 William Penn Avenue, Johnstown, PA 15909 has applied to discharge stormwater from a construction site located in Jackson Township, **Cambria County** to Laurel Run and Saltlick Run.

SAFE DRINKING WATER

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

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

5499505. Public water supply. **Mountain Water Authority of Joliett**, Charles Yerges, Treasurer, 23 Joliett Street, Joliett, PA 17981. This proposal involves the addition of Corrosion Control treatment facilities consisting of pH/Alkalinity adjustment with soda ash with provisions for the addition of corrosion inhibitor, zinc orthophosphate. It is located in Porte and Tremont Townships, **Schuylkill County**. *Engineer: Angelo Tesoriero, PE, Geo Source Engineers.*

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 1

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

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

Under sections 304(n)(l)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of the site. For the site(s) 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. 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 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.

Estate of Martin Spinelli, Tredyffrin Township, **Chester County**. William G. Murray, URS Greiner Woodward Clyde, 1400 Union Meeting Road, Suite 202, Blue Bell, PA 19422-1972, has submitted a Notice of Intent to Remediate site soil contaminated with lead and BTEX. 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 *Suburban & Wayne Times*, on October 28, 1999.

L. B. Smith Property, Plymouth Township, **Montgomery County**. J. Curtis Hatfield, P.E., Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104, has submitted a Notice of Intent to Remediate site soil/fill and groundwater contaminated with asbestos. The applicant proposes to remediate the site to meet a combination of Statewide health and site specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in *The Times Herald* on November 8, 1999.

Schramm, Inc., West Goshen Township, **Chester County**. David B. Farrington, P.G., Walter B. Satherthwaite Associates, Inc., 720 Old Fern Hill Road, West Chester, PA 19380, has submitted a Notice of Intent to Remediate site groundwater contaminated with solvents. The applicant proposes to remediate the site to meet background standards. A summary of the Notice of Intent to Remediate was reported to have been published in *Daily Local News* on November 19, 1999.

Northeast Regional Field Office: Joseph A. Brogna, Regional Environmental Cleanup Program Manager; 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

Pennsylvania Power & Light Company (PP&L)—Distribution Pole No. 71189553648 (Rt. 611), Bangor Borough, **Northampton County**. PP&L, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 has submitted a Notice of Intent to Remediate concerning the remediation of site soils found to be contaminated with PCBs (polychlorinated biphenyls). The notice indicates that the site will be remediated to meet the Statewide human health standard.

Industrial Engraving—Knox Facility (1101 Knox Avenue), Forks Township, **Northampton County**. Floyd R. Lear, III, President, Industrial Engraving Company, Inc., 1350 Sullivan Trail, P.O. Box 311, Easton, PA 18044-0311, has submitted a Notice of Intent to Remediate concerning the remediation of site groundwater found to have been contaminated with chlorinated solvent compounds. The applicant proposes to remediate the site to meet the site-specific standard. A summary of the Notice of Intent to Remediate was reportedly published in *The Express Times* on October 24, 1999. This notice corrects one previously published on November 13, 1999.

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

Engineered Products, Inc. Property, Canonsburg Borough and North Strabane Township, **Washington County**. Engineered Products, Inc. Property, 1844 Ardmore Boulevard, Pittsburgh, PA 15221 and James S. Zubrow, Key Environmental, Inc., Rosslyn Farms Industrial Park, 1200 Arch Street, Suite 200, Carnegie, PA 15106 has submitted a Notice of Intent to Remediate soil

contaminated with lead. 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 *Washington Observer Reporter* on November 22, 1999.

SOLID AND HAZARDOUS WASTE BENEFICIAL USE DETERMINATIONS

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

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

General Permit Application No. WMGR065. Bethlehem Steel Corporation, 1170 Eighth Avenue, Bethlehem, PA 18106-7699. General Permit Number WMGR065 for beneficial use, in the Northeast Region, of various wastes from steelmaking and foundry operations for use as construction fill at a site undergoing remediation under Act 2. The Department accepted the application as administratively complete on December 3, 1999. Comments concerning the application should be directed to Ronald C. Hassinger, Chief, General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472. Persons interested in obtaining more information about the general permit application may contact the Division at (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit I. D. No. 603281. Pocono Grow Fertilizer Corporation, P. O. Box 406, East Stroudsburg, PA 18301. An application for permit reissuance of this municipal waste (special handling waste/sewage sludge septage) processing facility, located in East Stroudsburg Borough, **Monroe County**. The application was received in the Regional Office on September 15, 1999; and as of November 3, 1999, the application was found to be administratively complete.

Permit I. D. No. 100020. IESI PA Bethlehem Landfill (Eastern Waste of Bethlehem, Inc. Landfill), IESI PA Bethlehem Landfill Corporation, 2335 Applebutter Road, Bethlehem, PA 18015. A major permit modification to revise the excavation grades of Cell 3-D and lower the final contours to maintain the capacity without a change

in volume at this municipal waste landfill, located in Lower Saucon Township, **Northampton County**. The application was received in the Regional Office on October 26, 1999; and as of November 3, 1999, the application was found to be administratively complete.

REQUEST FOR PROPOSALS FOR MUNICIPAL SOLID WASTE CAPACITY

The following notices are placed through the Department of Environmental Protection as required by section 502(d) of the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. § 4000.502)

Luzerne County through the Solid Waste Department is soliciting disposal/processing facilities to provide all or part of the disposal capacity required annually for Luzerne County municipal waste for the next 10 years. Interested parties should contact the Luzerne County Solid Waste Department at (570) 820-6300 to obtain a copy of the Facility Qualification Request, which will be used to qualify facilities to participate in the Luzerne County Municipal Waste Management Plan. Responses to the Facility Qualification Request must be submitted on or before March 31, 2000, at 3 p.m.

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.

Notice is hereby given that 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 person 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 DEP schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

Final plan approvals and operating permits will contain terms and conditions to ensure that the source is con-

structed 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.

38-03003A: Bayer Corp. (400 W. Stoever Avenue, Myerstown, PA 17067) for operation of a tablet spray coater controlled by a fabric collector in Myerstown Borough, **Lebanon County**.

06-05080: O. B. Dyers, Inc. (45 Noble Street, Reading, PA 19611) for a Synthetic Minor Operating Permit for a fabric dyeing process in the City of Reading, **Berks County**.

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

49-319-001: Arcos Alloys (1 Arcos Drive, Mt. Carmel, PA 17851) for operation of four cold continuous web wire degreasers (No. 14, 15, 16 and 17) in Mt. Carmel Township, **Northumberland County**. These degreasers are subject to Subpart T of the National Emission Standards for Hazardous Air Pollutants.

City of Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104, (215) 685-7584.

V99-002: ST Services Terminal (67th Street and the Schuylkill River, Philadelphia, PA 19153) for operation of a bulk liquid storage and distribution terminal. The facility's air emission sources include a 30 MMBTU/hr thermal fluid heater, a 20 MMBTU/hr thermal fluid heater, a vapor incinerator, 12 petroleum products storage tanks, truck loading, non-gasoline marine loading, barge cleaning, and washwater treatment in the City of Philadelphia, **Philadelphia County**. The facility is a Title V Facility.

V95-088: Tasty Baking Co. (2801 Hunting Park Avenue, Philadelphia, PA 19129-1392) for operation of a facility which makes baked goods. The facility's air emission sources include a 15 MMBTU/hr boiler, a boiler that is limited to 49 MMBTU/hr, a 3950 kW cogen unit turbine, an emergency generator, and two donut fryers in the City of Philadelphia, **Philadelphia County**. The facility is a Title V Facility.

S95-060: Anchor Dye & Finishing Co., Inc. (Adams Avenue and Leiper Street, Philadelphia, PA 19124) for operation of a textile manufacturing facility. The facility's air emission sources includes 300 HP, 400 HP, and 600 HP boilers, two dryers, spray gun cleaners, and four cyclones as control devices for wool flock collection systems in the City of Philadelphia, **Philadelphia County**.

S97-012: Hahnemann University Hospital (Broad and Vine Streets, Philadelphia, PA 19102). The facility's air emission sources include a 200lbs/hr pathological incinerator, four <5 MMBTU/hr boilers, nine emergency generators, and three fire pumps in the City of Philadelphia, **Philadelphia County**.

S95-067: Ryder Truck Rental, Inc. (9751 Blue Grass Road, Philadelphia, PA 19114) for operation of a truck

renting and leasing facility. The facility's air emission sources include a paint booth in the City of Philadelphia, **Philadelphia County**.

S95-040: SmithKline Beecham Pharmaceuticals (1500 Spring Garden Street, Philadelphia, PA 19130) for operation of offices and warehouse operations from mail, packaging components and paper, and unassigned space. The facility's air emission sources include two 33.5 MMBTU/hr boilers and one emergency generator in the City of Philadelphia, **Philadelphia County**.

N97-009: Belmont Center for Comprehensive Treatment (4200 Monument Avenue, Philadelphia, PA 19131) for operation of a psychiatric hospital. The facility's air emission sources include two 200 HP boilers, one 45 HP boiler, and one emergency generator in the City of Philadelphia, **Philadelphia County**.

N98-001: Consolidated Drake Press (5050 Parkside Avenue, Philadelphia, PA 19131) for operation of a commercial printing facility. The facility's air emission sources include five non-heatset sheetfed offset lithographic printing presses and two 70 HP boilers in the City of Philadelphia, **Philadelphia County**.

N96-046: National Publishing Co. (11311 Roosevelt Boulevard, Philadelphia, PA 19154) for operation of a facility that prints and publishes bibles and books. The facility's air emission sources include a 10 MMBTU/hr boiler, a 6.7 MMBTU/hr boiler, eight 275,000 BTU/hr space heaters, two heatset web offset presses and ovens, and two aqueous-based spray booths in the City of Philadelphia, **Philadelphia County**.

N95-062: Simkar Corp. (601 E. Cayuga Street, Philadelphia, PA 19120) for operation of a facility that manufactures lighting fixtures. The facility's air emission sources include a 4.5 MMBTU/hr paint bake and part dryoff oven, a 1.2 MMBTU/hr boiler, a 7.5 MMBTU/hr boiler, a manual powder spray booth, and an automatic powder spray booth in the City of Philadelphia, **Philadelphia County**.

Notice of Intent to Issue Title V Operating Permits

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

Appointments to review copies of the Title V application, proposed permit and other relevant information must be made by contacting Records Management at the regional office telephone number noted below. For additional information, contact the regional office noted below.

Interested persons may submit written comments, suggestions or objections concerning the proposed Title V permit to the regional office within 30 days of publication of this notice. Written comments submitted to the Department during the 30-day public comment period shall include the name, address and telephone number of the person(s) submitting the comments, along with the reference number of the proposed permit. The commentator should also include a concise statement of any objections to the permit issuance and the relevant facts upon which the objections are based.

The Department reserves the right to hold a public hearing on the proposed action based upon the informa-

tion received during the public comment period and will provide notice of any scheduled public hearing at least thirty days in advance of the hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation where the facility is located.

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

TV-65-00042: Ranbar Electrical Materials, Inc., Manor Division (Route 993, Box 607, Manor, PA 15665) for their paint and coatings manufacturing facility in Manor Township, **Westmoreland County**. The facility's major sources of emissions include paint and resin manufacturing which emit major quantities of volatile organic compounds (VOCs).

PLAN APPROVALS

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

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

40-320-010: Plainwell Tissue (901 Sathers Drive, P. O. Box 6000, Pittston, PA 18640) for construction of a napkin water-based printing operation in Pittston Township, **Luzerne County**.

48-313-086: Elementis Pigments, Inc. (1525 Wood Avenue, Easton, PA 18042) for construction of a finish plant milling operation in Easton, **Northampton County**.

54-308-019: Alcoa Extrusions, Inc. (P. O. Box 187, Cressona, PA 17929) for modification of a dross loading process on 53 Pottsville Street, Cressona Borough, **Schuylkill County**.

54-320-002: OMNOVA Solutions, Inc. (Hickory Drive, Auburn, PA 17922) for construction of a rotogravure printer in West Brunswick Township, **Schuylkill County**.

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

28-03029: Cumberland Valley Animal Shelter, Inc. (2325 County Road, Chambersburg, PA 17201) for installation of an animal cremator in Guilford Township, **Franklin County**.

67-05068: Highway Materials, Inc. (1750 Walton Road, P. O. Box 1667, Blue Bell, PA 19422) for construction of a new asphalt batch plant to replace the existing asphalt batch plant in Hellam Township, **York County**.

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

OP-14-0004C: Graybec Lime, Inc. (P. O. Box 448, Bellefonte, PA 16823) for construction of a bituminous coal/petroleum coke-fired rotary lime kiln (#6) and associated air cleaning device (a fabric collector), a bituminous coal-fired rotary lime kiln (#7) and associated air cleaning device (a fabric collector), a glass stone dryer and associated air cleaning devices (3 fabric collectors), a hydrator, lime handling operations and associated air cleaning devices (6 fabric collectors) and limestone handling operations and associated air cleaning device (a fabric collector). This construction is subject to Federal Prevention of

Significant Deterioration (PSD) regulations as well as to Subpart HH of the Federal Standards for Performance for New Stationary Sources.

08-310-003: State Aggregates, Inc. (4401 Camp Meeting Road, Center Valley, PA 18034) for construction of a sand and gravel processing plant (Scrivens plant) in Sheshequin Township, **Bradford County**. This plant will be subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources.

41-318-046: Sonoco Products Co. (P. O. Box 4008, Williamsport, PA 17701-4008) for modification of a steel reel surface coating operation in the City of Williamsport, **Lycoming County**.

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

PA-32-348A: DLR Mining, Inc. (R. D. 3, Box 115-A, Indiana, PA 15701) for installation of coal crushing/cleaning/storage at Nolo Deep Mine in Buffington Township, **Indiana County**.

PA-04-699E: National Gypsum Co. (2001 Rexford Road, Charlotte, NC 28211) for installation of wallboard manufacturing at Shippingport Plant in Shippingport Borough, **Beaver County**.

PA-65-914A: Preform Specialties, Inc. (R. D. 3, Box 250-I, Blairsville, PA 15717) for installation of tungsten carbide preform mfg. in Derry Township, **Westmoreland County**.

PA-11-288A: Johnstown America Corp. (17 Johns Street, Johnstown, PA 15907) for installation of cleaning booth at Franklin Plant in Franklin Borough, **Cambria County**.

PA-03-168A: Rosebud Mining Co. (R. D. 9, Box 379A, Kittanning, PA 16201) for installation of diesel generator in Kittanning Borough, **Armstrong County**.

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

PA-25-069C: Engelhard Corp. (1729 East Avenue, Erie, PA 16503-2367) for construction of a pneumatic conveying system and installation of a dust collector at the catalyst manufacturing plant in the City of Erie, **Erie County**.

PA-37-051C: Reactive Metals & Alloys Corp. (Route 168, West Pittsburg, PA 16160) for installation of a third mill, feed system, larger cyclone, duct and fan in the existing VICT grinding system in Taylor Township, **Lawrence County**.

REASONABLY AVAILABLE CONTROL TECHNOLOGY

(RACT)

The Department of Environmental Protection (Department) will conduct a public hearing on January 28, 2000, beginning at 1 p.m. in the Air Quality conference room at the Meadville Regional Office located at 230 Chestnut Street.

The hearing is for the Department to accept testimony concerning the Department's decision to approve, with conditions, the case by case Reasonably Available Control Technology (RACT) plans by:

Erie Forge & Steel, Inc. (1341 W. 16th Street, Erie, PA 16512) in Erie, Erie County to meet the requirements under 25 Pa. Code §§ 129.91—129.95 (RACT), concerning the emissions of oxides of nitrogen (NO_x) from various air contamination sources. The final RACT proposals will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan.

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

The preliminary RACT determinations, if finally approved, will be incorporated into Plan Approvals and/or Operating Permits for the facilities and will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan.

The following is a summary of the preliminary NO_x RACT determination for the above listed facility:

Electric Arc Furnaces 6 & 8 and Ladle Refining Furnace No. 7

Case by Case determination that no technically feasible control alternatives exist for NO_x reduction from these sources.

A public hearing will be held for the purpose of receiving comments on the above proposed Operating Permit and the proposed SIP revisions. The public hearing is scheduled as follows:

DEP Meadville Regional Office,
Air Quality Conference Room,
230 Chestnut Street,
Meadville, PA 16335,
January 28, 2000, 1 p.m. to 3 p.m.

Persons wishing to present testimony at the hearing should contact Robert Huston, 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 Robert Huston, (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 Robert Huston, Air Pollution Control Engineer, Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494. 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 DEP contact person noted previously.

MINING

APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.31); 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. 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 §§ 77.121—23 and 86.31—34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. The NPDES permits will contain, at a minimum, technology-based effluent limitations (as described in the Department's regulations—25 Pa. Code §§ 77.522, 87.102, 88.92, 88.187, 88.242, 89.52, and 90.102) for iron, manganese, suspended solids, settleable solids, alkalinity, and pH. In addition to the above, more restrictive effluent limitations, restrictions on discharge volume, or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit when necessary for compliance with water quality standards (in accordance with 25 Pa. Code Chapter 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 de-

sires to have the conference conducted in the locality of the proposed mining activities.

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

Coal Applications Received

17970107. Al Hamilton Contracting Company (R. D. 1, Box 87, Woodland, PA 16681), major permit revision to an existing bituminous surface mine permit to apply biosolids (stabilized sewage sludge) to enhance vegetation on a 458 acre permit located in Boggs Township, **Clearfield County**. Application received November 15, 1999.

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

26980104. Gary Gioia Coal Company (319 Karen Drive, Elizabeth, PA 15037). Application received for commencement, operation and reclamation of a bituminous surface mine located in Wharton Township, **Fayette County**, proposed to affect 133.6 acres. Receiving streams: Big Sandy Creek and unnamed tributary to Big Sandy Creek to Cheat River and McIntire Run and unnamed tributaries to McIntire Run to Big Sandy Creek to the Cheat River. A social and economic justification is included with this application. Application received: December 1, 1999.

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

11890103. Permit renewal for reclamation only, **Mar-quis Mining Corporation** (3889 Menoher Boulevard, Johnstown, PA 15905), for continued restoration of a bituminous strip mine in Lower Yoder Township, **Cambria County**, affecting 67.0 acres, receiving streams unnamed tributaries to/and St. Clair Run, application received November 24, 1999.

32890107. Permit Renewal for reclamation only, **T.L.H. Coal Company** (R. D. 1, Box 170, Rochester Mills, PA 15771), for continued restoration of a bituminous strip mine in Rayne and East Mahoning Townships, **Indiana County**, affecting 16.0 acres, receiving stream Dixon Run and unnamed tributaries to Rayne Run, application received December 1, 1999.

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

13890201R2. Panther Creek Partners, (1001 Industrial Road, Nesquehoning, PA 18240-2244), renewal of an existing coal refuse reprocessing operation in Nesquehoning Borough, **Carbon County**, affecting 428.0 acres, receiving stream—Deep Run. Application received November 19, 1999.

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

32991301. DLR Mining, Inc. (R. D. 3, Box 115-A, Indiana, PA 15701), to develop and operate a new deep mine for the Nolo Mine in Buffington Township, **Indiana County**, permit application for a new deep mine, Little Yellow Creek and unnamed tributary to Little Yellow Creek. Application received November 8, 1999.

32840701. Tanoma Coal Company, Inc. (600 Rayne Run Road, Marion Center, PA 15759-8004), to renew the permit for the No. 2 Refuse Area in Rayne Township, **Indiana County** to renew the coal refuse disposal permit which expires 5/6/2000, no additional discharges. Application received November 8, 1999.

63733708. Mon View Mining Company (P. O. Box 1203, 250 West Main St., Uniontown, PA 15401), to renew the permit for the Mathis Coal Refuse Disposal Area in Carroll and Union Townships, **Washington County** to renew application for an existing coal refuse disposal area, no additional discharges. Application received November 15, 1999.

63831302. Eighty Four Mining Company (P. O. Box 284, Eighty Four, PA 15330), to revise the permit for the Mine No. 84 in South Strabane Township, **Washington County**, revision to add 30 acres to the surface permit area for a new ventilation shaft, unnamed tributary to Little Chartiers Creek. Application received November 15, 1999.

33901602. Energy Resources, Inc. (P. O. Box 259, Brockway, PA 15824), to transfer the permit for the Brockway Tipple in Snyder Township, **Jefferson County** to transfer of permit from Hepburnia Coal Co. to Energy Resources, Inc., no additional discharges. Application received November 18, 1999.

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

Noncoal Applications Received

8175SM3A1C5. Warner Company (Yellow Springs Road, P. O. Box 457, Devault, PA 19432), correction to an existing quarry operation in Tredyffrin Township, **Chester County** affecting 262.0 acres, receiving stream—unnamed tributary to Valley Creek. Application received November 18, 1999.

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

The following Dam Safety and Encroachment permit applications, requests for Environmental Assessment approval, and requests for water quality certification have been received by the Department of Environmental Protection. Section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a) requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1311—131, 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 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.

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

E58-232. Encroachment. **Department of Transportation**, Engineering District 4-0, P. O. Box 111, Scranton, PA 18501. To remove the existing structure, to place fill in a de minimis area of wetlands equal to 0.03 acre and to construct and maintain a 4-span prestressed concrete I-beam bridge or an alternative 3-span steel I-beam bridge having a total span of approximately 537 feet and underclearance of approximately 26 feet across the Susquehanna River. A temporary 4-span bridge is also proposed immediately downstream of S. R. 0011 to detour traffic during construction. The project is located along S. R. 0011, approximately 0.2 mile downstream of the S. R. 0081 bridge. (Great Bend, PA Quadrangle N: 18.8 inches; W: 17.3 inches), Hallstead Borough and Great Bend Township, **Susquehanna County** (Baltimore District, U. S. Army Corps of Engineers).

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

E05-279. Encroachment. **Janet Fetter**, 217 Watson Road, Manns Choice, PA 15550. To fill in 0.044 acre of wetland (after-the-fact) in order to expand the width of the property located about 2,000 feet north of Manns Choice Borough (Bedford, PA Quadrangle N: 2.83 inches; W: 12.55 inches) in Harrison Township, **Bedford County**.

E22-409. Encroachment. **Robert Fried**, 2323 Patton Road, Harrisburg, PA 17112. To place fill within a 0.046 acre wetland area which drains to a tributary to Manada Creek (WWF) and is located at the intersection of Route 39 and Old Jonestown Road (Hershey, PA Quadrangle N: 8.4 inches; W: 2.5 inches) for the purpose of construction of a commercial development in West Hanover Township, **Dauphin County**.

E22-410. Encroachment. **Hershey Trust Co.**, P. O. Box 830, Founders Hall, Hershey, PA 17033. To remove an existing bridge and to construct and maintain a pedestrian bridge having a span of 40 feet and an underclearance of 6 feet across the channel of a tributary to Spring Creek (WWF) at a point immediately upstream of Meadow Lane (Hershey, PA Quadrangle N: 6.0 inches; W: 1.5 inches) in Derry Township, **Dauphin County**.

E34-094. Encroachment. **Robert & Kathryn Ewing Trust**, 113 E. Roland Rd., Parkside, PA 19015. To construct and maintain a bridge having a span of 22 feet and an underclearance of 2.7 feet across the channel of Doyle Run (CWF) at a point approximately 2.2 miles upstream of its mouth (McCoysville, PA Quadrangle N: 21.6 inches; W: 3.4 inches) for the purpose of providing access to form fields in Beale Township, **Juniata County**.

E36-683. Encroachment. **Steven Beiler**, 405 Red Hill Road, Narvon, PA 17555. To construct and maintain a bridge having a clear span of 40-foot with an underclearance of 7-foot across Pequea Creek (HQ-TSF) for an access driveway from Jacobs Road to a 57 acre farm land tract (New Holland, PA Quadrangle N: 11.5 inches; W: 12.5 inches) in Salisbury Township, **Lancaster County**.

E67-679. Encroachment. **Blackford Development, Inc.**, 1891 Santa Barbara Drive, Ste. 201, Lancaster, PA 17601. To place fill in 0.13 acre of wetlands in association with a 240 foot long stream enclosure (with a drainage area of less than 100 acres) in an unnamed tributary to Kreutz Creek (WWF) for the proposed Windsor Commons Industrial Development located east of Cape Horn Road and Chapel Church Road (York, PA Quadrangle N: 8.0

inches; W: 0.0 inches) in Windsor Township, **York County**. The permittee is required to provide a minimum of 0.13 acre of replacement wetlands.

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

E14-362. Encroachment. **Edward Sherman, Chairperson**, East Nittany Valley Joint Municipal Authority, P. O. Box 314, Lamar, PA 16848. To construct and maintain a total of 19 sewer line crossings and 6 pump stations. The crossings will consist of one 10-inch line, eleven 8-inch lines, one 4-inch line, three 3-inch lines, and three 2-inch lines. There are three methods of crossing consisting of boring at a minimum of 3 feet under the stream, hanging the line from an existing bridge, or using an open trench. If the open trench method is utilized the work will be completed when the stream is dry. The crossings will be through Fishing Creek (HQ-CWF), Little Fishing Creek (HQ-CWF), Cedar Run (HQ-CWF), Long Run (HQ-CWF), Roaring Run (HQ-CWF), and Axe Factory Hollow (CWF). The project's centralized location is at the intersection of SR 80 and SR 64 (Beech Creek, PA Quadrangle N: 5.65 inches, W: 2.69 inches) in Porter Township, **Clinton County**. This project proposes to impact 550 linear feet of stream and does not propose to impact any wetlands.

E18-289. Encroachment. **Edward Sherman, Chairperson**, East Nittany Valley Joint Municipal Authority, P. O. Box 314, Lamar, PA 16848. To construct and maintain a total of 19 sewer line crossings and 6 pump stations. The crossings will consist of one 10 inch line, eleven 8 inch lines, one 4 inch line, three 3 inch lines, and three 2 inch lines. There are three methods of crossing consisting of boring at a minimum of 3 feet under the stream, hanging the line from an existing bridge, or using an open trench. If the open trench method is utilized the work will be completed when the stream is dry. The crossings will be through Fishing Creek (HQ-CWF), Little Fishing Creek (HQ-CWF), Cedar Run (HQ-CWF), Long Run (HQ-CWF), Roaring Run (HQ-CWF), and Axe Factory Hollow (CWF). The project's centralized location is at the intersection of SR 80 and SR 64 (Beech Creek, PA Quadrangle N: 5.65 inches; W: 2.69 inches) in Porter Township, **Clinton County**. This project proposes to impact 550 linear feet of stream and does not propose to impact any wetlands.

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

18531. Encroachment. **Aspinwall Marina, Inc.**, 285 River Avenue, Pittsburgh, PA 15215. To amend Permit No. E18531 to rearrange, operate and maintain the existing boat docking facility in the channel of and along the right bank of the Allegheny River (WWF) located at River Mile 7.3 approximately 2,500 feet upstream from the Highland Park Bridge (Pittsburgh East, PA Quadrangle N: 20.5 inches; W: 3.9 inches) in Aspinwall Borough, **Allegheny County**.

E04-269. Encroachment. **Dennis and Kathleen Costa**, 1501 Tevebaugh Road, Baden, PA 15005-1512. To construct and maintain a 5 foot diameter CMP culvert in Tevebau Run (WWF) to provide access to the private residence. The project is located on the northwest side of Tevebaugh Hollow Road approximately 1 mile northeast of its intersection with SR 0065 (Baden, PA Quadrangle N: 4.9 inches; W: 13.3 inches) in Baden Borough, **Beaver County**.

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

E16-113. Encroachment. **Limestone Township**, R. D. 2, Box 313A, Summerville, PA 15864-9027. To remove the existing structure and to construct and maintain a composite steel I-beam bridge having a single normal span of 9.449 meters, a minimum underclearance of 2.46 meters on a skew of 50 degrees across Little Piney Creek (CWF) on T-539 (McGregor Road). The new structure will be placed downstream of the existing bridge approximately 9.5 meters to provide a safer roadway alignment. The project is located on T-539 (McGregor Road) across Little Piney Creek approximately 0.15 mile west of the intersection of T-539 (McGregor Road) and SR 66 (Strattanville, PA Quadrangle N: 2.9 inches; W: 10.4 inches) located in Limestone Township, **Clarion County**.

E43-275. Encroachment. **Mercer Raceway Park, LLC**, R. D. 1, Pulaski, PA 16143. To operate and maintain an existing 280-foot-long by 3-inch-diameter corrugated metal pipe stream enclosure and to place and maintain an additional 60 feet of 36-inch-diameter corrugated metal pipe stream enclosure in a tributary to Munnell Run (TSF) (contributory drainage area 160 acres) to allow for expansion of an existing parking area at Mercer Raceway Park. The project is located at Mercer Raceway Park on the south side of SR 2013 approximately 1,000 feet east of the intersection of SR 19 and SR 62 (Mercer, PA Quadrangle N: 20.0 inches; W: 15.1 inches) located in Findley Township, **Mercer County**.

E62-359. Encroachment. **PA Electric Company d/b/a GPU Energy**, 2800 Pottsville Pike, Reading, PA 19640-0001. To install an aerial fiber optic utility crossing and to operate and maintain existing aerial electric utility crossings (WD line) across Brokenstraw Creek (CSF, Trout Stocked, Nominated 1-A Scenic) on existing support structures. The project is located across Brokenstraw Creek approximately 2,000 feet south of the intersection of SR 6 and SR 957 in the village of Columbus (Columbus, PA-NY Quadrangle N: 10.3 inches; W: 12.1 inches) located in Columbus Township, **Warren County**.

E62-360. Encroachment. **John Johnson**, Bob's Garage, R. D. 1, Box 167, Youngsville, PA 16371. To remove the existing structure and to construct and maintain a steel girder/wooden deck bridge having a single clear span of 30 feet and a maximum underclearance of approximately 11.5 feet across Matthews Run (CWF) for private driveway access. The new bridge will be located approximately 15 feet upstream of the existing bridge across Matthews Run approximately 1.4 miles on SR 27 north of the Borough of Youngsville limits (Sugar Grove, PA Quadrangle N: 0.5 inch; W: 12.0 inches) located in Brokenstraw Township, **Warren County**.

ENVIRONMENTAL ASSESSMENT

Requests for Environmental Assessment approval under section 105.15 of 25 Pa. Code 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 17105-8555, (717) 787-8568.

D65-081EA. Environmental Assessment. **Westmoreland County Girl Scout Council**, (545 South Main Street, Greensburg, PA 15601). To breach and remove the Lake Janet Ruth Dam across Loyalhanna Creek (HQ-CWF) for the purpose of restoring the stream to a free

flowing condition. The dam is located approximately 4,000 feet southwest of the intersection of S. R. 381 and Weaver Mill Rector Road (Stahlstown, PA Quadrangle N: 11.00 inches; W: 0.15 inch) in Cook Township, **Westmoreland County**.

D54-001EA. Environmental Assessment. **Pennsylvania Game Commission** (2001 Elmerton Avenue, Harrisburg, PA 17110). To breach and remove the Lofty Reservoir Dam across Messers Run (HQ-CWF) for the purpose of restoring the stream to a free flowing condition (Delano, PA Quadrangle N: 22.25 inches; W: 6.30 inches).

ACTIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

The Department of Environmental Protection 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, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provide 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. PA0011436. Industrial waste. **Handy and Harmon Tube Company**, 701 West Township Line Road, Norristown, PA 19403-4629 is authorized to discharge from a facility located in East Norriton Township, **Montgomery County** to receiving waters named Stoney Creek.

NPDES Permit No. PA0056316. Sewerage. **Robert G. Fitton**, 3260 Mink Road, Kintnersville, PA 18930-9547, is authorized to discharge from a facility located in Springfield Township, **Bucks County** to an unnamed tributary to Haycock Creek.

NPDES Permit No. PA0036897. Sewage. **Borough of South Coatesville**, 136 Modena Road, South Coatesville,

PA 19320, is authorized to discharge from a facility located in South Coatesville Borough, **Chester County** to receiving waters named West Branch of Brandywine Creek.

WQM Permit No. 1598201. Sewerage. **Herr Foods, Inc.**, P. O. Box 300, Nottingham, PA 19362. Applicant was granted approval to upgrade the industrial wastewater treatment plant and to add a new 26.2 acre spray field located in West Nottingham Township, **Chester County**.

WQM Permit No. 0998428. Sewerage. **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976. Applicant is granted approval for the construction and operation of sanitary sewers and pump station to serve Brayton Gardens Residential Sub-division located in Richland Township, **Bucks County**.

WQM Permit No. 0999422. Sewerage. **Newtown Bucks County Joint Municipal Authority**, P. O. Box 329, Newtown, PA 18940. Applicant is granted approval for the construction and operation of a pump station known as Eagle Glenn Pump Station located in Newtown Township, **Bucks County**.

WQM Permit No. 0981420T1. Amendment No. 1. Sewerage. **Quakerwoods Campground, Inc.**, 2225 Rosedale Road, Quakertown, PA 18951. Applicant is granted approval for the construction and operation of sewage treatment plant with infiltration beds located in Milford Township, **Bucks County**.

WQM Permit No. 2399409. Sewerage. **Upper Providence Township Sewer Authority**, 935 North Providence Road, Media, PA 19063. Applicant is granted approval for the construction and operation of a low pressure sanitary sewer extension known as Wooded Way located in Upper Providence Township, **Delaware County**.

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

NPDES Permit No. PA-0060691. Sewerage. **Luzerne County Parks Department**, R. R. 2, Box 301, Hunlock Creek, PA 18621 is authorized to discharge from a facility located in Plymouth Township, **Luzerne County**.

NPDES Permit No. PA-0060917. Sewerage. **Chestnut Ridge Associates**, P. O. Box 1085, Mechanicsburg, PA 17055 is authorized to discharge from a facility located in Lehman Township, **Luzerne County**.

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

Permit No. 0699406. Sewage. **Kutztown School District**, 50 Trexler Avenue, Kutztown, PA 19530. This permit approves the construction of Sewage Treatment Facilities in Greenwich Township, **Berks County**.

Permit No. 2199408. Sewage. **Lower Allen Township Authority**, 120 Limekiln Road, New Cumberland, PA 17070. This permit approves the construction of Pump Station in Lower Allen Township, **Cumberland County**.

Permit No. 0699408. Sewage. **Lower Heidelberg Township Municipal Authority**, 720 Brownsville Road, Sinking Springs, PA 19608. This permit approves the construction of Sewers and Appurtenances in Lower Heidelberg Township, **Berks County**.

Permit No. 0007391. Industrial waste. **The York Water Company**, 130 East Market Street, P. O. Box 15089, York, PA 17405-7089 is authorized to discharge from a facility located in Spring Garden Township, **York**

County to the receiving waters named the south branch of Codorus Creek (Outfall 001) and an unnamed tributary of Codorus Creek (Outfall 002).

Permit No. 0081515. Sewerage. **Lancaster County Career & Technology Center**, (Brownstown Campus), 1730 Hans Herr Drive, P. O. Box 527, Willow Street, PA 17584 is authorized to discharge from a facility located in West Earl Township, **Lancaster County** to the receiving waters named Conestoga River.

Permit No. 0086304. Sewerage. **Earl Township Sewer Authority**, 517 North Railroad Avenue, New Holland, PA 17557 is authorized to discharge from a facility located in Earl Township, **Lancaster County** to the receiving waters named Mill Creek.

Permit No. 0080764. Industrial waste. **Red Lion Municipal Authority**, (Cabin Creek Water Treatment Plant), P. O. Box 190, Red Lion, PA 17356 is authorized to discharge from a facility located in Windsor Township, **York County** to the receiving waters named Cabin Creek.

Permit No. PA0088064. Concentrated Animal Feeding Operations. **Ruth Family Farms, L. P.**, 357 Yorktown Road, Hershey, PA 17033 is authorized to operate a 1277 Animal Equivalent Unit Concentrated Animal Feeding Operation (CAFO) located at Perry Meadows Farm, R. D. 1, Box 150-A, Blain, PA 17006 in Jackson Township, **Perry County**.

Permit No. PAG043508. Sewerage—Single Family Residence. **Michael J. McDermott**, 1113 Seifrit Lane, Bernville, PA 19506 is authorized to discharge from a facility located in Bern Township, **Berks County** to the receiving waters named unnamed tributary to Plum Creek.

Permit No. PAG053529. Groundwater Cleanup. **Former Wolfe's Repair**, P. O. Box 9, Fishertown, PA 15539 is authorized to discharge from a facility located at Route 56E in East St. Clair Township, **Bedford County** to the receiving waters named unnamed tributary to Dunning Creek.

Permit No. PA0087009. Industrial waste. **Hanover Cold Storage**, 1301 Carlisle Pike, Hanover, PA 17331 is authorized to discharge from a facility located in Penn Township, **York County** to the receiving waters named South Branch of West Conewago Creek.

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

NPDES Permit No. PA0101664. Sewage. **Orchard Park Plan of Lots**, John B. Best, Bredinsburg Road, Franklin, PA 16323 is authorized to discharge from a facility located in Cranberry Township, **Venango County** to an unnamed tributary to Lower Twomile Run.

NPDES Permit No. PA0222968. Sewage. **Humane Society of Mercer County, Inc.**, P. O. Box 331, Sharpsville, PA 16150 is authorized to discharge from a facility located in Jefferson Township, **Mercer County** to an unnamed tributary to Daley Run.

NPDES Permit No. PA0222852. Sewage. **West Fallowfield Township**, 6993 Westford Road, Hartstown, PA 16131 is authorized to discharge from a facility located in West Fallowfield Township, **Crawford County** to Patton Creek.

NPDES Permit No. PA0222976. Sewage. **Albert R. Shouey**, R. R. 2, Box 113B, Worthington, PA 16262 is authorized to discharge from a facility located in Barnett Township, **Jefferson County** to an unnamed tributary to Cathers Run.

NPDES Permit No. PA0004251. Industrial Waste. **Advanced Cast Products, Inc.**, P. O. Box 417, Mill Street, Meadville, PA 16335 is authorized to discharge from a facility located in Vernon Township, **Crawford County** to French Creek.

NPDES Permit No. PA0030724. Sewage. **Pleasant Ridge Manor—West**, 8300 West Ridge Road, Girard, PA 16417 is authorized to discharge from a facility located in Fairview Township, **Erie County** to Trout Run.

NPDES Permit No. PA0005061. Industrial Waste. **Pennsylvania Power Company**, New Castle Plant, 76 South Main Street, Akron, OH 44308 is authorized to discharge from a facility located in Taylor Township, **Lawrence County** to the Beaver River and McKee Run.

WQM Permit No. 2499402. Sewage **City of St. Marys**, 808 South Michael Road, St. Marys, PA 15857. This project is for the sewer replacement project at the 4th Street Bridge in the City of St. Marys, **Elk County**.

WQM Permit No. 2599419. Sewage. **Washington Township Sewer Authority**, 11800 Edinboro Road, Edinboro, PA 16412. This project is for the installation of a new, additional microscreen at the existing wastewater treatment plant in Washington Township, **Erie 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-G345	Megill Development Company, Inc. 2 Huntrise Lane West Chester, PA 19382	Lower Oxford Township Chester County	McDonald Run

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 or Body of Water</i>
PAS10U121	Saint Jane Frances DeChantal Church 1918 Washington Blvd. Easton, PA 18042	Northampton County Palmer Township	Bushkill Creek
PAS101319	Ray C. Tuthill P. O. Box 216 Palmerton, PA 18701	Carbon County Lower Towamensing Township	Aquashicola Creek
PAS10Q013-R	Anthony Koneski 5202 Mill Rd. Emmaus, PA 18049	Lehigh County Upper Milford Township	Little Lehigh Creek
PAS10Q177	Lehigh West Land Associates 4445 Harriet Lane Bethlehem, PA 18017	Lehigh County Lower Macungie Township	Little Lehigh Creek

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

PAS-10-I016-1. Individual NPDES. **The McNaughton Company**, 4400 Deer Path Road, Harrisburg, PA 17110. To Implement an Erosion and Sedimentation Control Plan for a residential development (Deer Path Woods PRD) on 309.1 acres in Susquehanna Township, **Dauphin County**. The project is located north of Route 39 near Crooked Hill Road (Harrisburg East, PA Quadrangle N: 15.0 inches; W: 20.1 inches). Drainage will be to a tributary to Wildwood Lake and Paxton Creek. (WWF).

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream or Body of Water</i>
PAS10A109	Ron Plis Co. P. O. Box 545 Monroeville, PA 15146	Allegheny County North Versailles Township	Jack's Run

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<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream or Body of Water</i>
PAS10B011	Armstrong County Industrial Development Authority Armstrong County Dept. of Planning and Development 402 Market Street Kittanning, PA 16201-1485	Armstrong County North Buffalo Township South Buffalo Township	Pine Creek Nicholson Run
PAS100245	Chippewa Township 2568 Darlington Road Beaver Falls, PA 15010	Beaver County Chippewa Township	North Fork of Little Beaver Creek
PAS10L021	Level 3 Communications 14023 Denver West Parkway Golden, CO 80401-3107	Fayette County Brownsville Borough Henry Clay Township Menallen Township North Union Township Redstone Township Uniontown City Wharton Township	Beaver Creek Bennington Spring Run Big Sandy Creek Braddock Run Coal Lick Run Deadman Run Jennings Run Meadow Run Monongahela River Noahs Glade Run Pickham Run Redstone Creek UNT Beaver Creek UNT Big Sandy Creek UNT Braddock Run UNT Deadman Run UNT Dunlap Creek Little Sandy Creek UNT Meadow Run UNT Pinkham Run UNT Redstone Creek UNT Saltlick Run
		Washington County Allenport Borough California Borough Carroll Township Charleroi Borough Coal Center Borough Donora Township Dunlevy Borough Elco Borough Monongahela City New Eagle Borough North Charleroi Borough Roscoe Borough Speers Borough Union Township West Brownsville Borough	Dry Run Hooder Run Houston Run Lily Run Maple Creek Mingo Creek Monongahela River Pigeon Creek Pike Run UNT Monongahela River Wood Run
		Allegheny County Baldwin Borough Clairton City Dravosburg Borough Duquesne City Homestead Borough Jefferson Borough Pittsburgh City West Homestead Borough West Mifflin Borough Whitaker Borough	Becks Run Homestead Run Lobbs Run Monongahela River Ohio River Peters Creek Sawmill Run Thompson Run UNT Monongahela River West Run
PAS10X094	Ralph Smith & Son, Inc. R. D. 1, Box 184C Derry, PA 15627	Westmoreland County Salem Township	UNT Porters Run

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>
PAS232207	Gellner & Company, Inc. P. O. Box 208 Tamaqua, PA 18252	Schuylkill County Tamaqua Borough	Unnamed Tributary to Nesquehoning Creek

INDIVIDUAL PERMITS

(PAR)

APPROVALS TO USE NPDES AND OTHER GENERAL PERMITS

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

The approval of coverage under these General Permits may be subject to one or more of the following: pollutant or effluent discharge limitations, monitoring and reporting, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective general permit. The Department of Environmental Protection (Department) has reviewed the NOIs and determined that they comply with administrative requirements of the respective permit application. Also, the Department has evaluated the First Land Application of Sewage Sludge for the sites applying for coverage under PAG-7, PAG-8, and PAG-9 and determined that the sites are suitable for land application of sewage sludge.

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

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

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

*List of
General Permit Type*

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater 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
PAG-10	General Permit for Discharges Resulting From Hydrostatic Testing of Tanks and Pipelines

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>
Lower Pottsgrove Township Montgomery County	PAR10-T447	Sanatoga Ridge Community, Inc. 2461 East High Street Pottstown, PA	Sanatoga Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130

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<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Whitpain Township Montgomery County	PAR10-T592	Wings Field Preservation Assoc., LP, Inc. Wings Field 1501 Narcissa Road Blue Bell, PA 19422	Prophecy Creek	Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Antis Township Snyder Township Blair County	PAR-10-0689	Bellwood Road & Roots Area Sewer N. Blair Regional Sewer Auth.	Bells Gap Run & Little Juniata	Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877
Hampden Township Cumberland County	PAR-10-H207	Pinehurst Hills LP Watts Tract 2171 Tall Oaks Lane York, PA 17403	Sears Run	Cumberland County CD 43 Brookwood Avenue, Suite 4 Carlisle, PA 17013 (717) 240-7812
Monroe Township Cumberland County	PAR-10-H212	Ridge Marketing Associates Mountain View Subdivision 621 Lemar Avenue Harrisburg, PA 17112	Hogestown Run	Cumberland County CD 43 Brookwood Avenue Suite 4 Carlisle, PA 17013 (717) 240-7812
Bethel Township Lebanon County	PAR-10-P108	CDS Storage Facility Donald Smith 5023 Trindle Road PO Box 688 Mechanicsburg, PA 17055	Little Swatara	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 Ext. 3
Bethel Township Lebanon County	PAR-10-P116	Leroy Geesaman Subdivision Leroy Geesaman 53 Maple Drive Fredericksburg, PA 17026	Beach Run Little Swatara	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 Ext. 3
Derry Township Lewistown Borough Mifflin County	PAR-10-4503	Municipal Authority of Lewistown 70 Chestnut Street P. O. Box 68 Lewistown, PA 17044-0068	Jacks Creek	Mifflin County CD 20 Windmill Hill, Rm. 4 Burnham, PA 17009 (717) 248-4695
Luzerne County Hanover Township	PAR10R191	Greater Wilkes-Barre Ind. Fund, Inc. 2 Public Square P. O. Box 5340 Wilkes-Barre, PA 18710-5340	E. Branch Warrior Run (Garringers Creek)	Luzerne CD (570) 674-7991
Schuylkill County Schuylkill Township	PAR105794	Tamaqua Anthracite, Inc. DEP/Bur. of Abandoned Mine Reclamation P. O. Box 8476 Harrisburg, PA 17105-8476	Schuylkill River	Schuylkill CD (570) 622-3742
Luzerne County Sugar Notch Borough	PAR10R182	Mericle Commercial 600 Baltimore Dr. E. Mountain Corp. Ctr. Wilkes-Barre, PA 18702	Unnamed Trib. to Warrior Creek	Luzerne CD (570) 674-7991
Butler County Buffalo Township	PAS10E070	South Pike Square L. P. 100 Highland Avenue Cheswick, PA 15024	Buffalo Creek Little Buffalo Creek	Butler Conservation District 122 McCune Drive Butler, PA 16001-6501 (724) 284-5270

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Forest County Howe Township	PAR102700	Azco Oil Company, Inc. HC-1, Box 645 Sheffield, PA 16347-9738	Bush Creek UNT to Bush Creek Tionesta Creek	Northwest Region Oil and Gas Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6860
Mercer County West Salem Township Greenville Borough	PAR104345	West Salem Township Municipal Sewage Authority 610 Vernon Road Greenville, PA 16125	Shenango River and Big Run Tributaries	Mercer Conservation District 747 Greenville Road Mercer, PA 16137 (724) 662-2242
Centre County Union Township	PAR10F093	Eagle Creek Mfg. Home Community 1901 East College Ave. State College, PA 16801	Bald Eagle Creek	Centre County CD 414 Holmes Ave., Suite 4 Bellefonte, PA 16823 (814) 355-6817
Centre County College Township	PAR10F105	Penn State Research Park PSRP Developers, Inc. The Belgravia Suite 701 1811 Chestnut St. Philadelphia, PA 19102	Unt. Spring Creek	Centre County CD 414 Holmes Ave., Suite 4 Bellefonte, PA 16823 (814) 355-6817
Columbia County Town of Bloomsburg	PAR102139	Franklin Heights Develop. Susquehanna Valley Dev. Gp. R. R. 2, Box 181 Turbotville, PA 17772	Muni Separate Storm Sew/ Fishing Creek (Main Stem, Green Creek to Mouth) WWF	Columbia County CD 702 Sawmill Rd., Suite 202 Bloomsburg, PA 17815 (570) 784-1310

General Permit Type—PAG-8

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Bod of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Schuylkill County Butler Township	PAG08-2209	Frackville WWTP 41 N. Lehigh Ave. Frackville, PA 17931	N/A	Northeast Reg. Office Water Mgmt. Program 2 Public Sq. Wilkes-Barre, PA 18711 (570) 826-2511

SEWAGE FACILITIES ACT**PLAN APPROVAL**

The Department of Environmental Protection has taken actions on municipal requests for Act 537 Plan Approval.

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, 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 are also available in Braille or on audio tape 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 Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).

Southeast Regional Office: Sewage Planning Specialist Supervisor; Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

The Plan Approval is granted for a revision to the **Official Sewage Facilities Plan of Marple Township, Morton Borough, Nether Providence Township, Prospect Park Borough, Ridley Park Borough, Ridley Township, Rutledge Borough, Springfield Township and Swarthmore Borough, Delaware County** to provide for the diversion of existing sewage flows currently treated at the City of Philadelphia Southwest Wastewater Treatment Facility to the DELCORA Western Regional Wastewater Treatment Facility (WRWWTF). This will be accomplished by upgrade, expansion and modification to the Central Delaware County Sewer Authority Service Area Pump Station to 12 mgd

average annual and 40 mgd peak instantaneous and construction of a new force main to connect to the existing Chester Force Main at Concord Avenue. The diverted flows will be managed so as to not cause an exceedance of the permitted capacity at the WRWWTF nor exceed maximum daily flow of 12 million gallons. The balance of the sewage flow above 12 million gallons will continue to be pumped to the City of Philadelphia Southwest Wastewater Treatment Facility. The Department's review of the sewage facilities update has not identified any significant environmental impacts resulting from this approval. A Water Quality Part II permit is required for the facility.

SAFE DRINKING WATER

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

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

Permit No. 3599502. Public water supply. **Pennsylvania American Water Company**, 800 West Hershey Park Drive, Hershey, PA 17033. David R. Kaufman, Oper. Manager, 20 East Union Street, Wilkes-Barre, PA 18701. This proposal involves an extension to the existing PAWC system that services a large portion of **Lackawanna County**. The project will serve the PEI Power Park, to provide the necessary pressure to serve the PEI Power Park. Water will be taken from the existing White Oak Finished Water Storage Tank (IMG) and pumped to the new Salem Mountain finished water tank via a 16" water main. The Salem Mountain Water Tank (05.MG) feeds the PEI Power Park by gravity. The elevation difference from the White Oak Water Tank to the Salem Mountain Water Tank is approximately 300 feet. Thus, the booster station is required to adequately maintain the new Salem Mountain Water Tank.

Permit Transfer. Lake Side Mobile Home Park to George H. Roeder, 2465 Milford Square Pike, Quakertown, PA 18951. Permit issued on November 15, 1999.

Minor Amendment. Public water supply. **Montrose Water Treatment Plant, PAWC**, 800 West Hershey Drive, Hershey, PA 17033, Paul Zielinski. Service Pump Replacement located in Bridgewater Township, **Susquehanna County**. Permit issued November 16, 1999.

Operations Permit issued to **Community Association of Pocono Farms** on November 12, 1999, located in Coolbaugh Township, **Monroe County**.

Operations Permit issued to **Lehigh County Authority, Far View Farms Pump Station**, on November 16, 1999, located in Upper Milford Township, **Lehigh County**.

Operations Permits issued to **Schuylkill County Municipal Authority, Mount Laurel, Indian Run, Broad Mountain Sites**, November 12, 1999, located in **Schuylkill County**.

Operations Permit issued to **Country Estates Mobile Home Park** on November 23, 1999, located in Salem Township, **Luzerne County**.

Operations Permit issued to **Upper Saucon Township** on November 23, 1999, located in Upper Saucon Township, **Lehigh County**.

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

Permit No. 1999501. Construction Innovative Technology. The Department issued an Innovative Technology Construction Permit to Benton Municipal Water & Sewer Authority, P. O. Box 516, Benton, PA 17814-0516, Benton Borough, **Columbia County**. This permit authorizes construction of an Environmental Products Division (EPD) pressure sand filtration plant to treat water from the existing Artesian Well #1.

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

Permit No. 2099501. Public water supply. **Cambridge Springs Borough**, 26 Federal Street, Cambridge Springs, PA 16403 has been issued a permit for the construction of new water filtration facilities to include raw water pumps, chemical addition, flash mix, flocculation, settling, filtration, clearwell and finished water pumps in Cambridge Springs Borough, **Crawford County**.

Type of Facility: Community Water Supply.

Consulting Engineer: John F. Larimer, P.E., The EADS Group, Inc., 1126 Eighth Avenue, Altoona, PA 16602.

Permit to Construct Issued: November 30, 1999.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 2

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

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

For further information concerning the final report, 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 1-(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.

Estate of Martin Spinelli, Tredyffrin Township, **Chester County**. William G. Murray, URS Greiner Woodward Clyde, 1400 Union Meeting Road, Suite 202,

Blue Bell, PA 19422-1972, has submitted a Final Report concerning remediation of site soil contaminated with lead and BTEX. The report is intended to document remediation of the site to meet the Statewide health standard.

Eddystone Crossing, Eddystone Borough, **Delaware County**. J. Anthony Sauder, P.E., P.G., Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104-2897, has submitted a combined Remedial Investigation/Final Report concerning remediation of site soil contaminated with lead, heavy metals and polycyclic aromatic hydrocarbons; and groundwater contaminated with polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet site-specific standards.

Schramm, Inc., West Goshen Township, **Chester County**. David B. Farrington, P.G., Walter B. Satterthwaite Associates, Inc., 720 Old Fern Hill Road, West Chester, PA 19380, has submitted a Final Report concerning remediation of site groundwater contaminated with solvents. The report is intended to document remediation of the site to meet background standards.

Northeast Regional Field Office: Joseph Brogna, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

Former Penn Reed & Harness Factory, City of Allentown, **Lehigh County**. Doug Sammak, President, American Analytical and Environmental, Inc., 738 Front Street, Catasauqua, PA 18032 has submitted a Final Report (on behalf of his client, Sally Kutz, Penn Reed & Harness Company, P. O. Box 1189, Allentown, PA 18105) concerning the remediation of site soils contaminated with lead, hexavalent chromium, selenium and arsenic. The report was submitted to document remediation of the site to meet the Statewide health standard.

Former Penn Reed & Harness Factory, City of Allentown, **Lehigh County**. Doug Sammak, President, American Analytical and Environmental, Inc., 738 Front Street, Catasauqua, PA 18032 has submitted a Final Report (on behalf of Robert Morgan, 127 South Aubrey Street, Allentown, PA 18103) concerning the remediation of site soils contaminated with lead, hexavalent chromium, selenium and arsenic. The report was submitted to document remediation of the site to meet the Statewide health standard.

Former Penn Reed & Harness Factory, City of Allentown, **Lehigh County**. Doug Sammak, President, American Analytical and Environmental, Inc., 738 Front Street, Catasauqua, PA 18032 has submitted a Final Report (on behalf of Eli J. Deily, Jr., 115 South Aubrey Street, Allentown, PA 18103) concerning the remediation of site soils contaminated with lead, hexavalent chromium, selenium and arsenic. The report was submitted to document remediation of the site to meet the Statewide health standard.

Former Penn Reed & Harness Factory, City of Allentown, **Lehigh County**. Doug Sammak, President, American Analytical and Environmental, Inc., 738 Front Street, Catasauqua, PA 18032 has submitted a Final Report (on behalf of Tami Van Horn, 117 South Aubrey Street, Allentown, PA 18103) concerning the remediation of site soils contaminated with lead, hexavalent chromium, selenium and arsenic. The report was submitted to document remediation of the site to meet the Statewide health standard.

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

Rockwell International Corporation, New Castle, City of, **Lawrence County**, has submitted a Final Report concerning remediation of groundwater contaminated with Solvents and PAHs. The report is intended to document remediation of the site to meet the Site Specific 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 Remediations Act (35 P. S. §§ 6026.101—6026.908) and Chapter 250 Administration of Land Recycling Program.

Provisions of 25 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:

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, **Dela-ware County**. John F. Van Wagenen, P.G., Coventry Environmental Associates, Inc., 991 Ridge Road, Bucktown, PA 19165 has submitted a Baseline Remedial Report, concerning remediation of site soil contaminated with heavy metals, petroleum hydrocarbons and polycyclic aromatic hydrocarbons; and groundwater contaminated with solvents, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The report was disapproved by the Department on November 22, 1999.

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

Pittsburgh Tube Company, Monaca Borough, **Beaver County**. Timothy M. Rea, Mount Research, Inc., 825 25th Street, Altoona, PA 16601 and the Pittsburgh Tube Company, Cherrington Corporate Center, 600 Clubhouse Drive, Moon Township, PA 15408-3195 has submitted a final report concerning remediation of site soil contaminated with heavy metals. The final report demonstrated attainment of the Statewide health standard and was approved by the Department on June 14, 1999.

SOLID AND HAZARDOUS WASTE

RESIDUAL WASTE PROCESSING FACILITIES

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

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

Registration under General Permit No. WMGR011R003. Residua, Inc., P. O. Box 233, Malvern, PA 19355. Residua, Inc. no longer operates under General Permit Number WMGR011 for the processing of spent ethylene glycol base antifreeze in mobile processing units for the purpose of reconditioning spent antifreeze generated by coolant or heating systems. The Department revoked the registration on December 3, 1999.

HAZARDOUS WASTE, TREATMENT, STORAGE AND DISPOSAL FACILITIES

Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a hazardous and mixed waste storage facility.

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

Permit ID No. PA0890090004. U. S. Department of Energy, Pittsburgh Naval Reactors Office, Bettis Atomic Power Laboratory. Operation of a mixed waste storage facility in West Mifflin Borough, **Allegheny County**. Permit modified in the Regional Office on December 1, 1999.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit No. 101566. Hanover Area Transfer Station, (Borough of Hanover, 44 Frederick Street, Hanover, PA 17311). Application for permit renewal of a transfer station in Penn Township, **York County**. Permit issued in the Regional Office December 3, 1999.

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

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

Permit No. 603318. Sinking Springs Farm, Inc., Northeastern York County Sewer Authority, 175 Chestnut Street, Mount Wolf, PA 17347. This permit has been revoked at the request of the permittee for a site in Manchester Township, **York County**. Permit revoked in the Southcentral Regional Office November 18, 1999.

AIR QUALITY

OPERATING PERMITS

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

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

48-323-007GP: M. A. Hanna Color (2513 Highland Avenue, Bethlehem, PA 18020) for construction and operation of a burn off oven at its Wire and Cable Division facility in Bethlehem Township, **Northampton County**.

48-323-008GP: M. A. Hanna Color (2513 Highland Avenue, Bethlehem, PA 18020) for construction and operation of a burn off oven at its Wire and Cable Division facility in Bethlehem Township, **Northampton County**.

54-310-023GP: Haines & Kibblehouse, Inc. (P. O. Box 196, Skippack, PA 19474) for construction and operation of a portable stone crushing plant in Tremont Township, **Schuylkill County**.

54-310-024GP: Haines & Kibblehouse, Inc. (P. O. Box 196, Skippack, PA 19474) for construction and operation of a portable stone crushing plant in Tremont Township, **Schuylkill County**.

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

GP4-05-03001A: Bedford Burn Off Oven Services, Inc. (528 Forbes Road, Bedford, PA 15522) issued a general permit for two burn off ovens in Fannett Township, **Franklin County**.

GP3-28-03028A: New Enterprise Stone & Lime Co., Inc. (P. O. Box 77, New Enterprise, PA 16664) issued a general permit for a second portable nonmetallic mineral processing plant at the Dry Run Quarry in Fannett Township, **Franklin County**.

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

GP-33-001: Brookville Area School District, Brookville Junior Senior High School (Jenks Street, Brookville, PA 15825) on November 30, 1999, for operation of two natural gas fired boilers (Spencer, Models 6080115-6080130) in Brookville Borough, **Jefferson County**.

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

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

35-318-048C: Gentex Corp. (P. O. Box 315, Carbondale, PA 18407) for minor modification of a Surface Coating Process in Fell Township, **Lackawanna County**.

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

18-322-003: Clinton County Solid Waste Authority (P. O. Box 209, McElhattan, PA 17748-0209) on December 1, 1999, to incorporate the provisions of a revised municipal waste landfill surface monitoring plan and change the surface monitoring frequency from monthly to quarterly at the Clinton County Landfill in Wayne Township, **Clinton County**.

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

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

CP-46-0005: Merck & Co., Inc. (770 Sumneytown Pike, West Point, PA 19486) on November 29, 1999, for Facility VOCs/NOx RACT in Upper Gwynedd Township, **Montgomery County**.

OP-15-0014A: Norwood Industries, Inc. (57 Morehall Road, Frazer, PA 19355) on December 2, 1999, for Facility VOC/NOx RACT in East Whiteland Township, **Chester County**.

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

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

NMOP-46-00173: New Hanover Incineration, Inc. (3645 Church Road, Perkiomenville, PA 18074) for operation of a Natural Minor Operating Permit in New Hanover Township, **Montgomery County**.

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

06-01069D: East Penn Mfg. Co., Inc. (P. O. Box 147, Lyon Station, PA 19536-0147) on December 1, 1999, for operation of a battery assembly facility at 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.

06-03001A: Unicast Co. (241 Washington Street, Boyertown, PA 19512) on December 1, 1999, for operation of a gray iron foundry controlled by various devices in Boyertown Borough, **Berks County**.

06-307-068A: PA Steel Foundry & Machine Co. (P. O. Box 128, Hamburg, PA 19526) on November 24, 1999, for operation of a steel foundry controlled by eight fabric collectors at the Hamburg Plant in Hamburg Borough, **Berks County**.

21-03001A: Ahlstrom Filtration, Inc. (P. O. Box A, Mount Holly Springs, PA 17065) on November 24, 1999, for operation of a No. 1 dual-fuel Johnston boiler in Mount Holly Springs, **Cumberland County**. This source is subject to 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Stream Generating Units.

28-02001A: Martin's Famous Pastry Shoppe, Inc. (1000 Potato Roll Lane, Chambersburg, PA 17201-8800) on November 24, 1999, for operation of the Chambersburg Bakery in Guilford Township, **Franklin County**.

67-05024B: Lehigh Portland Cement Co. (200 Hokes Mill Road, York, PA 17404) on November 30, 1999, for operation of a raw mill feed system controlled by a fabric collector in West Manchester Township, **York County**.

67-309-107: Lehigh Portland Cement Co. (200 Hokes Mill Road, York, PA 17404) on November 30, 1999, for operation of a railcar cement loading system controlled by a cartridge collector in West Manchester Township, **York County**.

67-310-054: Lehigh Portland Cement Co. (200 Hokes Mill Road, York, PA 17404) on November 30, 1999, for operation of a plaster mold roll crusher in West Manchester Township, **York County**.

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

17-303-006A: Clearfield Asphalt and Construction Supply, Inc. (R. D. 1, Box 179, Curwensville, PA 16833) on November 2, 1999, for operation of a batch asphalt concrete plant and associated air cleaning device (a fabric collector) and 455 KW diesel generator in Lawrence Township, **Clearfield County**. The asphalt plant is subject to Subpart I of the Federal Standards of Performance for New Stationary Sources.

41-318-043: John Savoy and Sons, Inc. (P. O. Box 248, Montoursville, PA 17754) on November 2, 1999, for operation of a wood furniture finishing operation consisting of four spray booths and a UV coater in Montoursville Borough, **Lycoming County**.

41-318-044: Ralph S. Alberts Co., Inc. (60 Choate Circle, Montoursville, PA 17754) on November 2, 1999, for operation of molded plastic parts surface coating opera-

tion consisting of five spray booths and a spray gun solvent cleaning sink in Fairfield Township, **Lycoming County**.

12-399-014A: GKN Sinter Metals (R. R. 2, Box 47, Emporium, PA 15834-9740) on November 16, 1999, for operation of two sintered metal parts induction hardening operations and associated air cleaning device (an electrostatic precipitator) at Plant #6 (Airport Road Plant) in Emporium Borough, **Cameron County**.

55-303-003: Meckley's Limestone Products, Inc. (R. D. 1, Box 950, Herndon, PA 17830) on November 16, 1999, for operation of a batch asphalt plant and associated air cleaning device (a fabric collector) in Franklin Township, **Snyder County**. This plant is subject to Subpart I of the Federal Standards of Performance for New Stationary Sources.

08-303-006B: Dalrymple Gravel and Contracting Co., Inc. (2105 South Broadway, Pine City, NY 14871) on November 23, 1999, for operation of a drum mix asphalt concrete plant and associated air cleaning device (a fabric collector) in Athens Township, **Bradford County**. This plant is subject to Subpart I of the Federal Standards of Performance for New Stationary Sources.

19-310-002C: Hanson Aggregates Pennsylvania, Inc. (P. O. Box 231, Easton, PA 18044-0231) on November 23, 1999, for operation of a vertical shaft impact stone crusher and associated air cleaning device (a fabric collector) in Hemlock Township, **Columbia County**. This crusher is subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources.

41-310-001F: Hanson Aggregates Pennsylvania, Inc. (P. O. Box 231, Easton, PA 18044-0231) on November 23, 1999, for operation of stone crushing and screening equipment and associated air cleaning device (a fabric collector) at the Pine Creek Quarry in Limestone Township, **Lycoming County**.

08-302-041: Cummings Lumber Company, Inc. (P. O. Box 6, Troy, PA 16947) on November 30, 1999, for operation of a 16.7 million BTU per hour wood-fired boiler and associated air cleaning devices (2 sets of multiclones in series) in Troy Township, **Bradford County**. This boiler is subject to Subpart Dc of the Federal Standards of Performance for New Stationary Sources.

17-305-043: M. B. Energy, Inc. (P. O. Box 1319, Indiana, PA 15701) on November 30, 1999, for operation of a coal crushing, stockpiling and loading facility at the Brink-Scollon No. 3 Strip Mine in Chest Township, **Clearfield County**. This facility is subject to Subpart Y of the Federal Standards of Performance for New Stationary Sources.

TVOP-19-00007: Transcontinental Gas Pipeline Corp., Station 517 (Benton, PA 17814) on December 1, 1999, for operation of three natural gas fired turbines, several small heaters, storage tanks and an emergency generator in Jackson Township, **Columbia County**.

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

OP-04-445A: VEKA, Inc. (100 Veka Drive, Fombell, PA 16123) on December 1, 1999, for operation of coating of PVC lineals in Marion Township, **Beaver County**.

PLAN APPROVALS

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

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

PA-46-0025G: Lonza, Inc. (900 River Road, Conshohocken, PA 19428) on December 2, 1999, for operation of two prescrubbers in Upper Merion Township, **Montgomery County**.

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

06-03107: Morgan Corp. (P. O. Box 588, Morgantown, PA 19543) on November 24, 1999, for construction of a paint spray booth with dry filters at Plant 7 in New Morgan Borough, **Berks County**.

06-05035: Glidden Co. DBA ICI Paints (301 Bern Street, Reading, PA 19601-1252) on November 24, 1999, for modification of thinning tanks controlled by a fabric collector at the Glidden Plant in Reading City, **Berks County**.

67-318-124: Root Corp./New York Wire Co. (152 N. Main Street, Mount Wolf, PA 17347) on November 24, 1999, for modification of a tenter frame line No. 2 controlled by an electrostatic precipitator in Mount Wolf Borough, **York County**.

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

49-309-008D: Watsonstown Brick Co. (P. O. Box 68, Watsonstown, PA 17777) on November 3, 1999, for construction of a shale roll crusher and impact mill to be controlled by existing air cleaning devices (a water spray dust suppression system and a fabric collector) in Delaware Township, **Northumberland County**. The roll crusher and impact mill are subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources.

TVOP-49-00003A: ACF Industries, Inc. (P. O. Box 109, Milton, PA 17847) on November 4, 1999, for installation of an air cleaning device (a fabric collector) on a railcar grit blast operation in Milton Borough, **Northumberland County**.

17-314-001E: Equimeter, Inc. (P. O. Box 528, Dubois, PA 15801) on November 22, 1999, for modification of two rubber curing ovens and construction of a third curing oven, all three to be controlled by existing air cleaning devices (a venturi scrubber and a packed bed scrubber) at Plant #1 in the City of Dubois, **Clearfield County**.

OP-18-0005A: International Paper Co. (P. O. Box 268, Lock Haven, PA 17745) on November 22, 1999, for installation of air cleaning devices (flue gas recirculation systems) on two bituminous coal and tire derived fuel-fired spreader stoker-equipped boilers (Boilers 1 and 2) at the Lock Haven Mill in Castanea Township, **Clinton County**.

17-329-002: Petroleum Development Corp. (P. O. Box 26, Bridgeport, WV 26330-1706) on November 23, 1999, for construction of a 115 horsepower natural gas-fired reciprocating internal combustion compressor engine and a natural gas dehydrator at the Tate Compressor Site in Greenwood Township, **Clearfield County**.

17-329-003: Petroleum Development Corp. (P. O. Box 26, Bridgeport, WV 26330-1706) on November 23, 1999, for construction of a 180 horsepower natural gas-fired reciprocating internal combustion compressor engine and a natural gas dehydrator at the Passmore Compressor Site in Bell Township, **Clearfield County**.

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

PA-04-065A: Midland Foundry Division (1 12th Street, Midland, PA 15059) on December 1, 1999, for operation of a sand storage silo at Midland Foundry Division in Midland Borough, **Beaver County**.

PA-63-028E: Cerdec Corp. (P. O. Box 519, Washington, PA 15301) on December 1, 1999, for operation of product packaging station at Drakenfeld Products in Canton Township, **Washington County**.

PA-63-014B: Duquesne Light Co. (411 Seventh Avenue, Mail Drop 14-705, Pittsburgh, PA 15230) on December 1, 1999, for operation of low-NOx burner, Unit #4 at Alrama Station in Union Township, **Washington County**.

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

PA-42-310C: Duferco Farrell Corp. (15 Roemer Boulevard, Farrell, PA 16121) on November 17, 1999, for operation of #4 Tandem Mill and oil mist emission control system in Farrell, **Mercer County**.

PA-10-047E: Mine Safety Appliances, Co., Callery Chemical Division (1420 Mars Evans City Road, Evans City, PA 16033) on November 29, 1999, for construction of an elemental potassium metal production facility in Forward Township, **Butler County**.

PA-42-182B: Allegheny Store Fixtures, Inc. (57 Holley Avenue, Bradford, PA 16701) on November 22, 1999, for operation of a surface coating operation in Bradford Township, **McKean County**.

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

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

21-05021A: Arnold Fuel Oil, Inc. (P. O. Box 2621, Harrisburg, PA 17105) on December 1, 1999, for temporary operation of three gasoline storage tanks, covered under this Plan Approval until March 29, 2000, at the Star Mechanicsburg Terminal, 127 Texaco Road in Silver Spring Township, **Cumberland County**.

36-310-023E: Compass Quarries, Inc. (47 McIlvaine Road, Paradise, PA 17562) on December 1, 1999, for temporary operation of an agriculture limestone production plant, covered under this Plan Approval until November 30, 2000, in Paradise Township, **Lancaster County**.

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

PA-04-009A: Maverick Tube, LP (4400 W. Fourth Avenue, Beaver Falls, PA 15010) on July 16, 1999, for

operation of boiler and metal heat furnaces at Beaver Falls site in Beaver Falls, **Beaver County**.

PA-65-884A: IA Construction Corp. (P. O. Box 290, Homer City, PA 15648) on July 27, 1999, for operation of bituminous concrete plant at Donegal Plant in Mt. Pleasant Township, **Westmoreland County**.

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

PA-16-136A: Bituminous Road Maintenance (521 South Street, Clarion, PA 16214) on November 30, 1999, for a drum type hot mix asphalt plant in Beaver and Licking Townships, **Clarion County**.

Plan Approvals transferred 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.

17-305-042: DTE River Hill, LLC (425 S. Main Street, Suite 201, Ann Arbor, MI 48107) owner, and Covol Technologies, Inc. (3280 Frontage Road, Lehi, UT 84043), operator, on November 17, 1999, for construction of a coal fines agglomeration (fuel pellet) facility previously owned by Commonwealth Synfuel LLC in Karthaus Township, **Clearfield 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—1396.31); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 water quality certification. Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4401—4015); the Dam Safety and encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

Coal Applications Issued

56803015, Permit Renewal. Action Mining, Inc. (1117 Shaw Mines Road, Meyersdale, PA 15552), for continued operation and restoration of a bituminous strip mine in Elk Lick Township, **Somerset County**, affecting 375.8 acres, receiving stream unnamed tributaries of the Casselman River, application received October 9, 1998, issued November 24, 1999.

56663069, Revision. Action Mining, Inc. (1117 Shaw Mines Road, Meyersdale, PA 15552), to include a stream and road variance to conduct mining operations within the 100 foot barriers to an unnamed tributary to the Casselman River and to State Route 2014, in Elk Lick and Summit Townships, **Somerset County**, affecting 3110.0 acres, receiving streams unnamed tributaries of

and to the Casselman River; unnamed tributaries of and to Elk Lick Creek, application received October 9, 1998, issued November 24, 1999.

56970103. Permit Revision. Marquise Mining Corporation (3889 Menoher Boulevard, Johnstown, PA 15905), for a stream crossing relative to Fallen Timber Run in Shade Township, **Somerset County**, affecting 308.9 acres, receiving stream Fallen Timber Run and an unnamed tributary to Stonycreek, application received September 9, 1999, issued December 2, 1999.

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

54991301. Joliett Coal Company (837 East Grand Avenue, Tower City, PA 17980), commencement, operation and restoration of an anthracite underground mine operation in Porter Township, **Schuylkill County** affecting 3.0 acres, receiving stream—Wiconisco Creek. Permit issued November 22, 1999.

54980102T. Triple T Mining Company, LP (P. O. Box 487, New Philadelphia, PA 17959-0487), transfer of an existing anthracite surface mine operation in Blythe Township, **Schuylkill County** affecting 140.0 acres, receiving stream—none. Transfer issued November 23, 1999.

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

03970109. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Permit revised: to relocate 11 acres of permit area; encroach within 100 feet of unnamed tributary #9 to Huskins Run (including a temporary stream crossing); erosion and sedimentation Module 12 modifications (addition of Sediment Pond F and treatment facilities TE and associated collection ditches) and new haul road #5; and Modules 19 and 20 to include new permit area and new pre and post mining land uses at an existing bituminous surface/auger mining site located in Cowanshannock Township, **Armstrong County**, affecting 97 acres. Receiving streams: Huskins Run and two unnamed tributaries to Huskins Run. Application received: October 20, 1999. Revision issued: December 1, 1999.

65910111R. Ralph Smith & Son, Inc. (200 Second Street, Derry, PA 15627). Renewal issued for continued reclamation only of a bituminous surface mine located in Salem Township, **Westmoreland County**, affecting 75.5 acres. Receiving streams: unnamed tributary to Beaver Run Reservoir. Application received: August 23, 1999. Reclamation only renewal issued: December 1, 1999.

03990103. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Permit issued for commencement, operation and reclamation of a bituminous surface/auger mining site located in Cowanshannock Township, **Armstrong County**, affecting 59.5 acres. Receiving streams: unnamed tributaries to Cowanshannock Creek. Application received: June 8, 1999. Permit issued: December 3, 1999.

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

17921603. Hepburnia Coal Company (P. O. Box I, Grampian, PA 16838), to renew the permit for the Bells Landing Tipple in Greenwood Township, **Clearfield County** to renew permit, no additional discharges. Permit issued November 18, 1999.

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

Small Noncoal (Industrial Mineral) Permits Issued

28992807. St. Thomas Towing Rollback Service & Auto Repair (4571 Race Track Road, St. Thomas, PA 17252), commencement, operation and restoration of a quarry operation in St. Thomas Township, **Franklin County** affecting 3.0 acres, receiving stream—none. Permit issued November 23, 1999.

Knox District Office, P. O. Box 669, Knox, PA 16232. Noncoal Permits Issued

3072SM3. Allegheny Mineral Corporation (P. O. Box 1022, Kittanning, PA 16201) Renewal of NPDES No. PA0605336, Marion and Mercer Townships, **Butler County**. Receiving streams: Two unnamed tributaries to McMurray Run, McMurray Run and unnamed tributary to North Branch Slippery Rock Creek. Application received: November 2, 1999. Permit Issued: November 17, 1999.

33900307. Robert J. Cole (P. O. Box 678, Falls Creek, PA 15840) Revision to an existing noncoal clay and shale operation to add 1.5 acres in Washington Township, **Jefferson County**. New Surface Mining Permit acreage is 41.5 acres. Receiving streams: Beaver Dam Run and one unnamed tributary to Beaver Dam Run. Application received: July 27, 1998. Permit Issued: November 24, 1999.

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

Noncoal Permits Issued

6476SM19T. David H. Martin Excavating, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), transfer of an existing quarry operation in Greene Township, **Franklin County**, affecting 19.0 acres, receiving stream—none. Transfer issued November 22, 1999.

ACTIONS TAKEN UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

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

Persons aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law) to the Environmental Hearing Board, 400 Market Street, Floor 2, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, 1 (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of the written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

E35-317. Encroachment. **Abington Heights School District**, 218 East Grove Street, Clarks Summit, PA 18411. To maintain additions to the existing school facility with a total of approximately 14,000 square feet within the floodplain of Leggetts Creek and Lackawanna Trail Tributary. The project, known as the Renovation and Expansion of South Abington Elementary School, includes the construction of sidewalks, parking areas and a basketball court. The project is located on the east side of S. R. 0006, approximately 0.2 mile north of the intersection with S. R. 4032 (Scranton, PA Quadrangle N: 18.5 inches; W: 8.0 inches) in South Abington Township, **Lackawanna County**.

E39-369. Encroachment. **North Whitehall Township Board of Supervisors**, 3256 Levans Road, Coplay, PA 18037. To maintain the existing twin span, steel I-beam bridge with spans of 14-feet, 10-inches and 15-feet, 9-inches and an average underclearance of 3 feet across Coplay Creek. The project involves construction of a new wooden deck and railings and is located at the former Conrail Railroad Bridge over Coplay Creek approximately 0.2 mile downstream of the T-695 bridge over Coplay Creek (Cementon, PA Quadrangle N: 8.7 inches; W: 5.7 inches) in North Whitehall Township, **Lehigh County**.

E39-370. Encroachment. **Cedar Fair, L. P.**, 3830 Dorney Park Road, Allentown, PA 18104. To construct and maintain a stream enclosure in a Tributary to Cedar Creek and in a portion of the floodway of Cedar Creek having a total length of 1,261.3 linear feet as follows: 122 feet of 36-inch diameter HDPE pipe, 743 feet of dual 36-inch diameter HDPE pipe, 376.5 feet of dual 42-inch diameter HDPE pipe and associated inlet/junction boxes; To place and maintain fill within the floodway of Cedar Creek associated with the expansion of the lower midway of Dorney Park and Wildwater Kingdom. The project is located at Dorney Park and Wildwater Kingdom, approximately 0.3 mile north of the intersection of S. R. 0309 and S. R. 0222 (Hamilton Boulevard) (Allentown West, PA Quadrangle N: 14.0 inches; W: 5.0 inches) in South Whitehall Township, **Lehigh County**.

E40-527. Encroachment. **Pennsylvania Department of Transportation, Engineering District 4-0**, P. O. Box 111, Scranton, PA 18501. To remove the existing structure and to construct and maintain a road crossing of Huntington Creek, approximately 40 feet downstream of the existing structure, consisting of twin 16.0-foot × 7.0-foot box culverts with their inverts depressed 1.0-foot below streambed elevation. The southern culvert will have a 1.0-foot high concrete weir at its inlet. The project is located on S. R. 4024, Section 270, approximately 1.1 miles south of the intersection of S. R. 4024 (Grassy Pond Road) and S. R. 0118 (Sweet Valley, PA Quadrangle N: 8.2 inches; W: 5.9 inches) in Ross Township, **Luzerne County**.

E48-285. Encroachment. **John and Susan Carl**, 1970 Bridge Lane, Bethlehem, PA 18015. To modify and maintain an existing single-span private bridge across Black River by replacing the existing deck and beams with a 12-inch thick pre-cast concrete deck to provide access to three private residences. The proposed superstructure will be attached to the existing stone abutments and the bridge will have a span of 12.5 feet and an underclearance of approximately 3.9 feet. The project is located along Bridge Lane, northwest of the intersection of Friedensville Road and Meadows Road (Hellertown, PA Quadrangle N: 14.3 inches; W: 16.3 inches) in Lower Saucon Township, **Northampton County**.

E64-206. Encroachment. **Pennsylvania Department of Transportation, Engineering District 4-0**, P. O. Box 111, Scranton, PA 18501. To remove the existing structure and to construct and maintain a road crossing of Little Keen Creek consisting of an 18.0-foot (5.48-meter) × 8.0-foot (2.43-meter) reinforced concrete box culvert with its invert depressed 1.0 foot (0.30 meter) below the streambed elevation. Also authorized is a temporary road crossing consisting of two 42-inch (1.05 meter) diameter CMP culverts. The project includes the placement of fill in a de minimis area of wetlands equal to 0.01 acre. The project is located on S. R. 0296, Section 671, Segment 0240, Offset 1311 (Waymart, PA Quadrangle N: 18.2 inches; W: 5.1 inches), in Clinton Township, **Wayne County**.

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

E05-274. Encroachment. **Bedford County Commissioners**, 230 S. Juliana Street, Bedford, PA 15522. To rehabilitate and maintain Hewitt Covered Bridge having a clear span of 79.39 feet with an underclearance of 11.29 feet over Town Creek (HQ-CWF) on T-305 located in the Village of Hewitt (Beans Cove, PA Quadrangle N: 0.8 inch; W: 1.6 inches) in Southampton Township, **Bedford County**. This permit also includes 401 Water Quality Certification.

E06-526. Encroachment. **Pioneer Crossing Landfill**, Ryan Inch, 727 Red Ln. Rd., Birdsboro, PA 19508. To construct and maintain a 200 foot extension of an existing twin 48-inch stream enclosure and to construct and maintain a 48-foot section of a 24-inch culvert in the channel of a tributary to the Schuylkill River (WWF) at a point at the Pioneer Crossing Landfill (Birdsboro, PA Quadrangle N: 4.99 inches; W: 8.79 inches) for the purpose of relocating the landfill entrance road in Exeter Township, **Berks County**. This permit also includes 401 Water Quality Certification.

E31-154. Encroachment. **PA Department of Transportation, Engineering District 9-0**, 1620 N. Juniata Street, Hollidaysburg, PA 16648. To remove an existing bridge and to (1) construct and maintain a single span prestressed concrete spread box beam bridge having a normal clear span of 31.16 feet and an underclearance of 6.48 feet in an unnamed tributary to Sideling Hill Creek (HQ-CWF), (2) excavate about 90 feet of stream channel to construct an armored elevated floodplain channel upstream, downstream and through the bridge, and (3) construct permanent rock lined channels on both streambanks below the bridge to convey stormwater drainage into the stream along with the construction of a temporary road crossing and a temporary sand bag cofferdam in the stream channel to facilitate construction of the bridge located on SR 0655, Segment 0020, Offset

1607 (Saltillo, PA Quadrangle N: 2.2 inches; W: 6.0 inches) in Clay Township, **Huntingdon County**. This permit also includes 401 Water Quality Certification.

E36-659. Encroachment. **City of Lancaster**, 120 N. Duke Street, Lancaster, PA 17608. To remove the existing pump station structure and construct and maintain a new Susquehanna (Sewage) Pump Station with a valve vault and wet well to be located within the 100-year floodplain of the Conestoga River. The purpose of the project is to increase the station capacity which conveys flows to the Lancaster City WWTP. The facility is located at the northeast corner of Chesapeake and Strawberry Streets (Lancaster, PA Quadrangle, N: 5.25 inches; W: 6.5 inches) in the City of Lancaster, **Lancaster County**. This permit was issued under Chapter 106 Floodplain Management.

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

E03-382. Encroachment. **Pennsylvania Department of Transportation, Engineering District 10-0**, P. O. Box 429, Route 286 S, Indiana, PA 15701. To remove the existing structure and to construct and maintain a single span bridge having a normal span of 43.467 meters and an underclearance of 5.7 meters across Crooked Creek (WWF) for the purpose of improving the roadway standards and transportation safety. This permit also authorizes the construction, maintenance and removal of a temporary causeway in Crooked Creek (WWF) for the purpose of removing the existing bridge piers. The project is located on S. R. 156, Segment 0362, Offset 2777, Station 7+009.00 m at the Village of South Bend (Elderton, PA Quadrangle N: 0.6 inch; W: 16.7 inches) in South Bend Township, **Armstrong County**.

E26-262. Encroachment. **Pennsylvania Department of Transportation Engineering District 12-0**, P. O. Box 459, Uniontown, PA 15401. To remove the existing structure and to construct and maintain a bridge having a normal clear span of 42 feet and an underclearance of 3.5 feet across Dunlap Creek (WWF) located on S. R. 4004 Section C01 approximately 200 feet west of its intersection with S. R. 3023. Also, to construct and maintain an 18-inch diameter CMP outfall structure in Dunlap Creek; to conduct channel cleaning within 70 feet upstream and 60 feet downstream of the bridge; to permanently place and maintain fill within a de minimis area of wetland totaling 0.033 acre (PEM/PFO); and to temporarily place and maintain fill within 0.017 acre of PEM/PFO wetlands (New Salem, PA Quadrangle N: 8.5 inches; W: 13.0 inches) in German and Menallen Townships, **Fayette County**.

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

E20-481. Encroachment **Conneaut Valley Economic and Industrial Development Authority**, 103 Main Street, P. O. Box 33, Springboro, PA 16435. To dredge approximately 812 cubic yards of accumulated sediment and maintain the channel capacity of a tributary to Conneaut Creek (CWF-MF) beginning at S. R. 18 and extending downstream approximately 850 feet and to construct and maintain a levee having a top elevation of 937 feet beginning at S. R. 18 and extending upstream along the right (north) bank approximately 637 feet to provide flood protection to the Logan Drive Trailer Court along S. R. 18 approximately 0.7 mile north of S. R. 198 (Conneautville, PA Quadrangle N: 2.8 inches; W: 16.9 inches) located in Spring Township and Conneautville Borough, **Crawford County**.

E20-483. Encroachment. **PA Department of Transportation**, 255 Elm Street, Oil City, PA 16301. To remove the existing bridge and to construct and maintain a prestressed concrete adjacent box beam bridge having two clear spans of 30.6 meters and an underclearance of 8.824 meters on an 83 degree skew across French Creek on S. R. 1025, Section B00 (Grant Street) (Cambridge Springs, PA Quadrangle N: 10.25 inches; W: 8.34 inches) located in Cambridge Springs Borough, **Crawford County**. This project includes impact to a de minimis area of wetland (0.01 hectare) associated with roadway approach fill.

E20-484. Encroachment. **Beaver Township**, 725 Artman Road, Conneautville, PA 16406. To remove the existing bridge and to construct and maintain a steel stringer bridge having a span of 25 feet and an underclearance of 5 feet across a tributary to Conneaut Creek on T-348 (Cole Road) approximately 500 feet south of S. R. 198 (Beaver Center, PA Quadrangle N: 1.35 inches; W: 4.9 inches) located in Beaver Township, **Crawford County**.

E25-588. Encroachment. **Level 3 Communication, L.L.C.**, 14023 Denver West Parkway, Golden, CO 80401-3107. To install and maintain a fiber optic cable communications line across the following streams and wetlands from the OH-PA state line approximately 1,800 feet north of S. R. 20 and crossing Erie County to the PA-NY state line approximately 2,700 feet south of S. R. 20, a distance of approximately 44 miles located within the existing Norfolk Southern Railroad right-of-way:

1. A tributary to Turkey Creek by open trench disturbing approximately 16 square feet (Conneaut OH-PA Quadrangle N: 13.9 inches; W: 12.5 inches) in Springfield Township, **Erie County**.

2. Turkey Creek within the existing railroad ballast (East Springfield, PA Quadrangle N: 14.8 inches; W: 15.8 inches) in Springfield Township, **Erie County**.

3. A tributary to Turkey Creek and adjoining EV wetlands by open trench disturbing approximately 13 square feet (East Springfield, PA Quadrangle N: 15.2 inches; W: 14.95 inches) in Springfield Township, **Erie County**.

4. A tributary to Turkey Creek and adjoining EV wetlands by open trench disturbing approximately 36 square feet (East Springfield, PA Quadrangle N: 15.35 inches; W: 14.6 inches) in Springfield Township, **Erie County**.

5. A tributary to Lake Erie and adjoining EV wetlands by open trench disturbing approximately 6 square feet (East Springfield, PA Quadrangle N: 18.7 inches; W: 5.2 inches) in Springfield Township, **Erie County**.

6. A tributary to Elk Creek and adjoining wetlands by open trench disturbing approximately 30 square feet (Albion, PA Quadrangle N: 21.1 inches; W: 14.6 inches) in Girard Township, **Erie County**.

7. Elk Creek by bridge attachment (Fairview, PA Quadrangle N: 0.6 inch; W: 13.3 inches) in Girard Township, **Erie County**.

8. A tributary to Elk Creek and adjoining wetlands by open trench disturbing approximately 12 square feet (Fairview, PA Quadrangle N: 2.5 inches; W: 9.5 inches) in Girard Borough, **Erie County**.

9. A tributary to Lake Erie (Godfrey Run) by directional drilling (Fairview, PA Quadrangle N: 3.5 inches; W: 7.8 inches) in Girard Township, **Erie County**.

10. A tributary to Lake Erie (Godfrey Run) by open trench disturbing approximately 10 square feet (Fairview, PA Quadrangle N: 3.9 inches; W: 7.3 inches) in Girard Township, **Erie County**.

11. Walnut Creek by bridge attachment (Swanville, PA Quadrangle N: 10.5 inches; W: 13.5 inches) in Fairview Township, **Erie County**.

12. A tributary to Lake Erie by bridge attachment (Swanville, PA Quadrangle N: 16.9 inches; W: 2.2 inches) in Millcreek Township, **Erie County**.

13. West Branch Cascade Creek by directional boring (Swanville, PA Quadrangle N: 17.8 inches; W: 0.5 inch) in the City of Erie, **Erie County**.

14. Fourmile Creek by bridge attachment (Erie North, PA Quadrangle N: 3.6 inches; W: 1.9 inches) in Lawrence Park Borough, **Erie County**.

15. A tributary to Fourmile Creek and adjoining wetlands by open trench disturbing approximately 38 square feet (Harborcreek, PA Quadrangle N: 4.7 inches; W: 16.7 inches) in Harborcreek Township, **Erie County**.

16. Sixmile Creek by bridge attachment (Harborcreek, PA Quadrangle N: 6.0 inches; W: 13.9 inches) in Harborcreek Township, **Erie County**.

17. A tributary to Sixmile Creek by open trench disturbing approximately 10 square feet (Harborcreek, PA Quadrangle N: 6.7 inches; W: 12.5 inches) in Harborcreek Township, **Erie County**.

18. A tributary to Sevenmile Creek by directional bore (Harborcreek, PA Quadrangle N: 7.1 inches; W: 11.6 inches) in Harborcreek Township, **Erie County**.

19. Sevenmile Creek by bridge attachment (Harborcreek, PA Quadrangle N: 7.5 inches; W: 11.0 inches) in Harborcreek Township, **Erie County**.

20. A tributary to Elliots Run by open trench disturbing approximately 6 square feet (Harborcreek, PA Quadrangle N: 8.1 inches; W: 9.7 inches) in Harborcreek Township, **Erie County**.

21. Elliots Run and adjoining wetlands by open trench disturbing approximately 30 square feet (Harborcreek, PA Quadrangle N: 8.8 inches; W: 8.3 inches) in Harborcreek Township, **Erie County**.

22. A tributary to Elliots Run and adjoining wetlands by open trench disturbing approximately 16 square feet (Harborcreek, PA Quadrangle N: 8.9 inches; W: 8.1 inches) in Harborcreek Township, **Erie County**.

23. A tributary to Eightmile Creek by open trench disturbing approximately 26 square feet (Harborcreek, PA Quadrangle N: 9.5 inches; W: 6.75 inches) in Harborcreek Township, **Erie County**.

24. Eightmile Creek and adjoining wetlands by open trench disturbing approximately 34 square feet (Harborcreek, PA Quadrangle N: 10.0 inches; W: 5.9 inches) in Harborcreek Township, **Erie County**.

25. A tributary to Scott Run and adjoining wetland by open trench disturbing approximately 38 square feet (Harborcreek, PA Quadrangle N: 10.35 inches; W: 5.2 inches) in Harborcreek Township, **Erie County**.

26. Scott Run and adjoining wetland by open trench disturbing approximately 20 square feet (Harborcreek, PA Quadrangle N: 10.8 inches; W: 4.2 inches) in Harborcreek Township, **Erie County**.

27. A tributary to Twelvemile Creek (HQ-CWF) and adjoining wetland by open trench disturbing approxi-

mately 48 square feet (Harborcreek, PA Quadrangle N: 11.0 inches; W: 3.8 inches) in Harborcreek Township, **Erie County**.

28. Twelvemile Creek (HQ-CWF) by bridge attachment (Harborcreek, PA Quadrangle N: 12.1 inches; W: 1.6 inches) in Harborcreek Township, **Erie County**.

29. A tributary to Twelvemile Creek (HQ-CWF) by directional boring (North East, PA-NY Quadrangle N: 13.0 inches; W: 16.7 inches) in North East Township, **Erie County**.

30. A tributary to Sixteenmile Creek and adjoining wetland by open trench disturbing approximately 12 square feet (North East, PA-NY Quadrangle N: 13.5 inches; W: 15.8 inches) in North East Township, **Erie County**.

31. A tributary to Sixteenmile Creek and adjoining wetland by open trench disturbing approximately 8 square feet (North East, PA-NY Quadrangle N: 13.9 inches; W: 15.0 inches) in North East Township, **Erie County**.

32. Sixteenmile Creek by bridge attachment (North East, PA-NY Quadrangle N: 15.0 inches; W: 12.7 inches) in North East Borough, **Erie County**.

33. A tributary to Sixteenmile Creek by open trench disturbing approximately 20 square feet (North East, PA-NY Quadrangle N: 16.1 inches; W: 10.4 inches) in North East Borough, **Erie County**.

34. A tributary to Lake Erie and adjoining wetland by open trench disturbing approximately 30 square feet (North East, PA-NY Quadrangle N: 17.7 inches; W: 7.4 inches) in North East Township, **Erie County**.

35. Eighteenmile Creek by bridge attachment (North East, PA-NY Quadrangle N: 19.0 inches; W: 3.8 inches) in North East Township, **Erie County**.

36. Twentymile Creek by bridge attachment (North East, PA-NY Quadrangle N: 19.3 inches; W: 2.8 inches) in North East Township, **Erie County**.

E25-591. Encroachment. **Amity Township**, 15030 Casler Road, Union City, PA 16438, **Venango Township**, 9141 Townhall Road, Wattsburg, PA 16442, **Wattsburg Borough**, 14431 Main Street, Wattsburg, PA 16442. To construct and maintain a total of approximately 3,500 feet of bank stabilization consisting of root wads, grading and plantings and a total of 1,000 feet of 20-foot-wide high flow channel impacting 0.4 acre of wetland (PSS/EM) at various locations along a total reach of approximately 1.5 miles of French Creek extending upstream from S. R. 8 (Union City, PA Quadrangle N: 22.4 inches; W: 8.3 inches) to near S. R. 474 (Wattsburg, PA-NY Quadrangle N: 1.1 inches; W: 5.8 inches) located in Amity and Venango Townships and Wattsburg Borough, **Erie County**.

E25-593. Encroachment. **PA Department of Transportation, District 1-0**, 255 Elm Street, P. O. Box 398, Oil City, PA 16301. To construct the following work in and along Walnut Creek on S. R. 79, Section A01 approximately 2,200 feet north of the Kearsarge Intyexchange (S. R. 4012) (Erie South, PA Quadrangle N: 13.2 inches; W: 14.5 inches) located in Millcreek Township, **Erie County**:

1. Remove the existing northbound and southbound bridges.

2. Remove a gravel bar extending upstream from the southbound bridge along the north bank approximately 180 feet.

3. Install and maintain rock riprap bank protection along both banks beginning approximately 50 feet upstream of the northbound bridge and extending downstream approximately 265 feet.

4. To construct and maintain two prestressed concrete composite I-beam bridges having clear spans of 90.5 feet with the northbound bridge having an underclearance of 14 feet and the southbound bridge having an underclearance of 12.25 feet.

E37-128. Encroachment. **Mitcheltree Brothers**, P. O. Box 332, Pulaski, PA 16143. To construct and maintain a 90-foot-long, 142-inch-wide by 91-inch-high corrugated steel pipe arch culvert in a tributary to Buchanan Run on an access roadway to Mitcheltree Brothers Sawmill extending west from Route 551 (T-649) approximately 1 mile north of S. R. 208 (Edinburg, PA Quadrangle N: 22.6 inches; W: 7.5 inches) located in Pulaski Township, **Lawrence County**.

E61-226. Encroachment. **Cranberry Township**, P. O. Box 378, Seneca, PA 16346. To remove the existing superstructure, modify and extend the existing abutments approximately 7 feet upstream, install new wingwalls, steel I-beam superstructure and rock riprap scour protection and to maintain the bridge having a clear span of 30 feet and an underclearance of 8.9 feet across Lower Twomile Run on Aires Road approximately 500 feet south

of Deep Hollow Road (Franklin, PA Quadrangle N: 0.4 inches; W: 1.3 inches) located in Cranberry Township, **Venango County**.

E62-350. Encroachment. **Cochran and Zandi Lumber Company**, P. O. Box 547, Sheffield, PA 16347. To construct and maintain a steel beam bridge having a clear span of 24 feet and an underclearance of 4 feet across Arnot Run (EV, Wild Trout) for a private timber access road 800 feet west of T-524 approximately 3,200 feet south of the intersection of Cherry Grove Road (S. R. 2001) and Sorenson Road (Cherry Grove, PA Quadrangle N: 3.3 inches; W: 1.8 inches) located in Cherry Grove Township, **Warren County**.

E62-351. Encroachment. **Allegheny Partners, L. P. c/o Forest Investment Associates**, Box 1474, 312 W. Main Street, Smethport, PA 16749. To remove the existing structure, remove a gravel bar, stabilize the stream banks and to construct and maintain a pre-fabricated steel bridge having a span of 22.5 feet and a maximum underclearance of 5.4 feet across tributary to Andrews Run for a private timber access road extending east from S. R. 3007 (Davy Hill Road) approximately 1.5 miles south of S. R. 27 (Pittsfield, PA Quadrangle N: 11.0 inches; W: 1.1 inches) located in Pittsfield Township, **Warren County**.

STORAGE TANKS

SITE SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site Specific Installation Permits under the authority of the Storage Tank and Spill Prevention Act, (35 P.S. §§ 6021.304, 6021.504, 6021.1101—1102) and 25 Pa. Code Chapter 245, Subchapter C have been issued by the Bureau of Watershed Conservation, Director, P. O. Box 8555, Harrisburg, PA 17105-8555, (717) 787-5267.

<i>SSIP Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Tank Type and Capacity</i>
99-02-004	Barry Atkins Neville Chemical Company 2800 Neville Road Pittsburgh, PA 15225-1496	Allegheny County Neville Township	1 AST storing aka LP-220 100,000 gallons
99-02-005	Robert Spargal U. S. Steel, Clairton Works 400 State Street Clairton, PA 15025-1855	Allegheny County Clairton	2 ASTs storing Methanol 50,000 gallons each
99-02-006	Dale Dodson U. S. Steel Group P. O. Box 878 MS #160 Dravosburg, PA 15034	Allegheny County West Mifflin	1 AST storing Hydrochloric Acid 40,000 gallons

SPECIAL NOTICES

102/NPDES Stormwater Public Hearing

The Department of Environmental Protection (Department) Water Management Program will be holding a fact finding hearing on the following Stormwater NPDES permit applications: General Residential Properties, Lowland Farm, PAS10-G387, Carl Wright, Welsh Tract Subdivision, PAS10-G389, F. Brian Forcine, Forcine Concrete, PAS10-G393.

The hearing is scheduled for January 26, 2000, at 1:30 p.m. at the Chester County Conservation District Office, Conference Room 240, 601 Westtown Road, West Chester, PA 19382-4519, Chester County. The hearing is being held to solicit pertinent comments on these applications.

The applications are for stormwater construction activities, with a discharge to Valley Creek, Broad Run and Little Valley Creek respectively. A copy of the applications are available for review in the Southeast Regional Office's Record Management Section, (610) 832-6268. Those interested in reviewing the applications should call to schedule a date to review the file. The project sponsors are General Residential Properties, 666 Exton Commons, Exton, PA 1934; Carl Wright, 532 Bryn Mawr Avenue, Swarthmore, PA 19081; F. Brian Forcine, 2403 Yellow Springs Road, Malvern, PA 19355.

Comments received will be considered by the Department in completing its review and prior to taking final actions concerning any of the applications. The hearing will not be a question and answer session.

Anyone intending to make a presentation at the hearing should submit written notice to the Regional Manager, Water Management Program at the above address. The notice should include your name, address and phone number, whether you are opposed or in favor of the project and a brief statement about your presentation. Comments should be kept brief and, depending on the number of speakers, may be limited to 10 minutes per speaker. Where groups are represented, a spokesperson is requested to present the group's concern. Anyone wishing to present written material directly to the Department may do so within 30 days following the hearing.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodations to participate in the proceedings should contact Sharon Moore, at (610) 832-6073. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Availability of Grants for the Remediation of Waste Tire Piles in Pennsylvania under the Waste Tire Recycling Act (Act 190 of 1996)

The Department of Environmental Protection (Department) hereby announces the availability of grants under the Waste Tire Recycling Act (Act 190 of 1996) for fiscal year 99/00 for the remediation of waste tire piles in Pennsylvania. Act 190 provides a grant program, tax credits and enforcement provisions to reduce the stockpiles of waste tires. The Waste Tire Pile Remediation Grant Program is funded through the Used Tire Pile Remediation Restricted Account, which may receive up to \$1 million annually from the Recycling Fund established by Act 101, the Municipal Waste Planning, Recycling and Waste Reduction Act. The total grants funds available is \$200,000 that may be awarded to remediate the waste tire piles listed. Only those waste tire piles listed are eligible under this grant offering.

In order to be considered for a grant, an applicant: 1) must propose to remediate any of the following waste tire piles, Norman K. Lady located in Butler Township, Adams County, Moulstown Road located in Heidelberg Township, York County, and Beltrami located in Foster Township, Luzerne County (copies of this list is available from the Division of Municipal and Residual Waste, (717) 787-7381, or may be obtained electronically via the DEP Internet site on the world wide web at: <http://www.dep.state.pa.us> under the Municipal and Residual Waste page); 2) must not have contributed, in any manner, to the creation of a noncompliant waste tire pile; and 3) must have an identifiable end-use for the waste tires to be remediated.

Grant funds are to be used for activities directly related to the remediation of priority waste tire sites (such as

employ wages, operation of equipment, transportation, processing costs, and the like). Grants may not be used for the purchase of equipment and grant recipients shall use funds only for those activities approved by the Department.

All applicants must complete and submit an official two-part application for each proposed tire pile remediation. The Waste Tire Remediation Grant Application Parts A and B include all the materials and instructions necessary for applying for a grant. Copies of these documents are available by contacting the Division of Municipal and Residual Waste at (717) 787-7381 or may be obtained electronically from the DEP Internet site on the world wide web at: <http://www.dep.state.pa.us> (choose subject and select T). Six copies of the application containing both Parts A and B must be completed and submitted by 4 p.m. on January 28, 2000, to: Department of Environmental Protection, Division of Municipal and Residual Waste, 14th Floor—Rachel Carson State Office Building, 400 Market Street, P. O. Box 8472, Harrisburg, PA 17105-8472. Applications, which are incomplete or arrive after the deadline, will not be considered.

At a minimum, all applications must contain: (1) a description of the applicant's experience in waste tire remediation, (2) markets or end-uses for the remediated tires, (3) a schedule for the remediation of tires at the site, (4) proposed cost of the waste tire pile remediation, and (5) any additional information the Department deems necessary. Please follow the instructions in the Part A and B Grant Application to assure you are submitting all of the necessary information in the correct format.

Persons who have any questions about this grant program should contact the Division of Municipal and Residual Waste (717) 787-7381.

Certification to Perform Radon-Related Activities in Pennsylvania

In the month of November 1999 the Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act (63 P. S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed to perform radon-related activities in Pennsylvania. The period of certification is 2 years. For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P. O. Box 8469, Harrisburg, PA 17105-8469, (800) 23RADON.

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Robert Anderson Radon Protection Services	282 Longstreet Drive Gettysburg, PA 17325	Mitigation
Michael Cush	P. O. Box 273 Gilbert, PA 18331	Testing
Arnold Fiergang	R. R. 2, Box 340B Dallas, PA 18612	Testing
Jeffrey Flood Centre Region Home Inspectors	P. O. Box 191 Centre Hall, PA 16828	Testing

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Steven Gorman Mason Dixon Home Insp. Services, Inc.	282 Longstreet Drive Gettysburg, PA 17325	Testing
David Grammer Radata, Inc.	27 Ironia Road, Unit 2 Flanders, NJ 07836	Laboratory
Robert Latorra	RR 1, Box 241 Benton, PA 17814	Testing
Juan Lluna-Garces	1324 Crestmont Drive Downingtown, PA 19335	Testing Mitigation
John Mallon, Jr. Radon Detection & Control	P. O. Box 419/153 Jordan Street South Heights, PA 15081	Testing Mitigation
Mid-State Inspections Service	2020 Bellemeade Drive Altoona, PA 16602	Testing
Bess Naylor Quality Testing Services, Inc.	1660 Camp Betty Washington Road York, PA 17402	Testing Mitigation
Randolph Ragland Radon Test, Inc.	145 Derr Drive Collegeville, PA 19426	Testing
John Trusa	454 Dana Street Wilkes-Barre, PA 18702	Mitigation
Malcolm Whipkey	1934 Overland Court Allison Park, PA 15101	Testing

[Pa.B. Doc. No. 99-2136. Filed for public inspection December 17, 1999, 9:00 a.m.]

Availability of Technical Guidance

Technical Guidance Documents are on DEP's World Wide Web site (www.dep.state.pa.us) at the Public Participation Center. The "1999 Inventory" heading is the Governor's List of Nonregulatory Documents. The "Search the Inventory of Technical Guidance Documents" heading is a database of the Inventory. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

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

Ordering Paper Copies of DEP Technical Guidance

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

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

Changes to Technical Guidance Documents

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

Draft Guidance—Substantive Revision

DEP ID: 362-0300-007 Title: Alternate and Experimental Systems Guidance Description: This document identifies alternate and experimental onlot wastewater treat-

ment systems and technologies that are acceptable under Chapter 73. Chapter 73 allows for the use of these alternate and experimental systems for new land development and when applying the "best technical guidance" available for correcting a malfunction or making a repair of an existing onlot wastewater system. The revised guidance includes additional systems and proposes modifications to existing systems. This guidance was last published in 1997. The Sewage Advisory Committee reviewed this draft guidance in October 1999. Anticipated Effective Date: January 31, 2000 Comment Period Ends: January 18, 2000 Contact: Milton Lauch at (717) 787-8184, fax number is (717) 772-5156, or E-mail at Lauch.Milton@dep.state.pa.us

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 99-2137. Filed for public inspection December 17, 1999, 9:00 a.m.]

Coal Mining: Water Supply Replacement and Bond Release

The Department of Environmental Protection (Department), Bureau of Mining and Reclamation announces the development of several new forms that may affect coal mine operators. Use of these forms is consistent with the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.31) and the Department's regulations in 25 Pa. Code Chapters 86—88 (relating to surface and underground coal mining: general; surface mining of coal; and anthracite coal). The new forms should be used immediately; the forms that they replace will not be accepted after December 31, 1999.

Water Supply Waivers

Coal mine operators whose surface mining activities and bituminous underground mining activities affect a water supply must replace or restore the affected supply with an alternate source of water. The alternate water source must be adequate in quantity and quality for the purposes served by the original supply. Water supply waiver forms are used to document a landowner's acceptance of a lesser replacement supply or the landowner's intent to abandon the original water supply. On May 9, 1998, the Department amended its regulations to require water supply replacement waivers to be on forms developed by the Department and, most importantly, to be recorded with the appropriate recorder of deeds. These requirements can be found in 25 Pa. Code § 87.119 (relating to hydrologic balances: water rights and replacement for bituminous coal surface mining activities; and § 88.107 (relating to hydrologic balance: water rights and replacement) for anthracite coal surface mining activities and bank removal.

Copies of the waiver forms, "Consent to a Lesser Water Supply Agreement" (5600-FM-MR0110) and "Abandonment of Water Supply Agreement" (5600-FM-MR0111), may be obtained from the District Mining Office. The forms may also be downloaded from the Department's web page at www.dep.state.pa.us (choose Subjects/Mineral Resources/Bureau of Mining and Reclamation). The District Mining Offices will continue to accept properly recorded waivers on other forms until December 31, 1999. However, beginning January 1, 2000, the Department will accept only waivers that are on the new Department form.

Bond Release Completion Report

The Department has revised the "Coal Completion Report" (5600-FM-MR0370). Permittees use this form when applying for a bond release. The form was revised because of changes to the regulations and to provide the Department more complete information on the amount of remaining performed by the permittee. Copies of the new "Coal Completion Report" may be obtained from the District Mining Office. The form may also be downloaded from the Department's web site at www.dep.state.pa.us (choose Subjects/Mineral Resources/Bureau of Mining and Reclamation).

The new form may be used immediately. The District Offices will accept the old forms until December 31, 1999. After January 1, 2000, the District Mining Offices will accept only the new forms.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 99-2138. Filed for public inspection December 17, 1999, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Expansion of the Long Term Care Capitated Assistance Program; Request for Information

The Long Term Care Capitated Assistance Program (LTCCAP) is a replication of the On Lok Model Program of All-inclusive Care for the Elderly (PACE). Under this Request for Information (RFI), the Department of Public

Welfare (Department) is asking organizations interested in participating as an LTCCAP provider during Fiscal Year 1999-2000 to contact the Department. Providers will be responsible to provide a specific package of services to individuals who are eligible for both Medicare and Medicaid and have been determined to require nursing facility services. To be considered for an LTCCAP site during Fiscal Year 1999-2000, organizations must be enrolled in the Medical Assistance Program, meet the requirements included in the PACE Protocols, and have a completed feasibility study through a PACE Technical Assistance Center.

The Department will consider, among other things, the following factors when determining site selection for LTCCAP:

- Medical Assistance service need
- Medical Assistance service availability (underbedded, overbedded, home and community based services, and the like)
- Project location (suburban v. urban, existing project sites, and the like)
- Uniqueness of project design (closing existing nursing facility beds, collaboration efforts, and the like)

Questions regarding PACE Protocols or the feasibility study through a PACE Technical Assistance Center should be directed to Cindy M. Proper at (717) 772-2525.

Individuals who feel they meet the above criteria, and are interested in being considered to provide services during Fiscal Year 1999-2000, should submit a letter of interest, along with a copy of their completed feasibility study within 30 days from the date of this publication to: LTCCAP, Division of LTC Client Services, Department of Public Welfare, 4th Floor Bertolino Building, P. O. Box 2675, Harrisburg, PA 17105.

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-NOT-229. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 99-2139. Filed for public inspection December 17, 1999, 9:00 a.m.]

Payments to Nursing Facilities October 1, 1999 Final Rates

The purpose of this notice is to announce final payment rates for nursing facilities beginning October 1, 1999, in accordance with Section 1902(a)(13)(A) of the Social Security Act (42 U.S.C.A. § 1902(a)(13)(A)), as amended by Section 4711 of the Balanced Budget Act of 1997, P. L. 105-33, § 4711. An October 1, 1999 Proposed Rates Notice was published at 29 Pa.B. 5556 (October 23, 1999) and provided for a 30-day comment period. The Department did not receive any comments on the proposed October 1, 1999 rate notice.

Rates

The final October 1, 1999 rates are 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 Policy Section of the Bureau of Long Term Care Programs at (717) 772-2570.

Methodology

The methodology that the Department used to set the final rates is contained in 55 Pa. Code Chapter 1187, Subchapter G (relating to rate setting) and the Commonwealth's approved Title XIX State Plan.

Justification

The justification for establishing the final rates is that the regulations at 55 Pa. Code Chapter 1187 and the Commonwealth's approved Title XIX State Plan require that rates be set on a quarterly basis.

The estimated increase in annual aggregate expenditures for Medical Assistance nursing facility services for FY 1999-2000 based on these final rates is \$9.340 million (\$4.314 million in State funds).

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

Persons with a disability may use the AT&T Relay Services by calling (800) 654-5984 (TDD Users) or (800) 654-5968 (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-230. (1) General Fund; (2) Implementing Year 1999-00 is \$4.314 Million; (3) 1st Succeeding Year 2000-01 is \$6.040 Million; 2nd Succeeding Year 2001-02 is \$6.342 Million; 3rd Succeeding Year 2002-03 is \$6.659 Million; 4th Succeeding Year 2003-04 is \$6.992 Million; 5th Succeeding Year 2004-05 is \$7.341 Million; (4) 1998-99 Program—\$721.631 Million; 1997-98 Program—\$617.252 Million; 1996-97 Program—\$591.910 Million; (7) Medical Assistance—Long Term Care; (8) recommends adoption. There are funds available in the Department's budget to cover the cost of this increase.

[Pa.B. Doc. No. 99-2140. Filed for public inspection December 17, 1999, 9:00 a.m.]

DEPARTMENT OF REVENUE

Interest Rate Notice

Under the provisions of section 806 of the Fiscal Code (72 P. S. § 806), the Secretary of Revenue announces that, for the year commencing January 1, 2000, all unpaid taxes which became due and payable to the Commonwealth on and after January 1, 1982, shall bear interest at the rate of 8% per annum. This rate will remain constant until December 31, 2000. Under the provisions of section 6621(a)(2) of the Internal Revenue Code, this rate has been established by the Secretary of the Treasury of the United States, to be effective January 1, 2000.

This rate will be codified under 61 Pa. Code § 4.2(a) (relating to rate of interest).

Although the Tax Reform Act of 1986 amended Internal Revenue Code section 6621, by requiring that the Secretary of the Treasury of the United States establish quarterly rates of interest to become effective for Federal purposes on the first month of each calendar quarter, these amendments do not affect Commonwealth law. The Fiscal Code requires that the interest rate be established effective January 1 of each calendar year without regard to any change in the Federal interest rate during the calendar year.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 99-2141. Filed for public inspection December 17, 1999, 9:00 a.m.]

Pennsylvania \$30,000 Clubs

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

1. *Name:* The name of the game is Pennsylvania \$30,000 Clubs.

2. *Price:* The price of a Pennsylvania \$30,000 Clubs instant lottery game ticket is \$2.00.

3. *Play Symbols:* Each Pennsylvania \$30,000 Clubs instant lottery game ticket will contain one play area. The play symbols and their captions located in the play area are: Heart Symbol (HEART), Spade Symbol (SPADE), Diamond Symbol (DIAMND) and Club Symbol (CLUB).

4. *Prizes:* The prizes that can be won in this game are \$2, \$3, \$9, \$12, \$30, \$60, \$90, \$120, \$300 and \$30,000.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 5,040,000 tickets will be printed for the Pennsylvania \$30,000 Clubs instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets with ten Club Symbol (CLUB) play symbols in the play area, on a single ticket, shall be entitled to a prize of \$30,000.

(b) Holders of tickets with nine Club Symbol (CLUB) play symbols in the play area, on a single ticket, shall be entitled to a prize of \$300.

(c) Holders of tickets with eight Club Symbol (CLUB) play symbols in the play area, on a single ticket, shall be entitled to a prize of \$120.

(d) Holders of tickets with seven Club Symbol (CLUB) play symbols in the play area, on a single ticket, shall be entitled to a prize of \$90.

(e) Holders of tickets with six Club Symbol (CLUB) play symbols in the play area, on a single ticket, shall be entitled to a prize of \$60.

(f) Holders of tickets with five Club Symbol (CLUB) play symbols in the play area, on a single ticket, shall be entitled to a prize of \$30.

(g) Holders of tickets with four Club Symbol (CLUB) play symbols in the play area, on a single ticket, shall be entitled to a prize of \$12.

(h) Holders of tickets with three Club Symbol (CLUB) play symbols in the play area, on a single ticket, shall be entitled to a prize of \$9.

(i) Holders of tickets with two Club Symbol (CLUB) play symbols in the play area, on a single ticket, shall be entitled to a prize of \$3.

(j) Holders of tickets with one Club Symbol (CLUB) play symbol in the play area, on a single ticket, shall be entitled to a prize of \$2.

(k) A prize will be paid only for the highest Pennsylvania \$30,000 Clubs instant lottery game prize won on the ticket if the ticket meets the criteria established in 61 Pa. Code § 819.213 (relating to ticket validation and requirements).

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

<i>Get</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 5,040,000 Tickets</i>
1 Club	\$2	1:6.00	840,000
2 Clubs	\$3	1:18.75	268,800
3 Clubs	\$9	1:75	67,200
4 Clubs	\$12	1:150	33,600
5 Clubs	\$30	1:75	67,200
6 Clubs	\$60	1:600	8,400
7 Clubs	\$90	1:6,000	840
8 Clubs	\$120	1:30,000	168
9 Clubs	\$300	1:120,000	42
10 Clubs	\$30,000	1:1,008,000	5

8. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania \$30,000 Clubs instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

9. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania \$30,000 Clubs, prize money from winning Pennsylvania \$30,000 Clubs instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania \$30,000 Clubs instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

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

11. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania \$30,000 Clubs or through normal communications methods.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 99-2142. Filed for public inspection December 17, 1999. 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding

Bradford County

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

The Department of Transportation has designated the River Street Extension Alternative as the selected alternative for the Central Bradford County Traffic Improvement Project. The project involves the construction of a new roadway and intersection to connect S.R. 2027 to River Street, just south of the US 6 bridge in Towanda. Existing River Street would be reconstructed to provide a two-lane, two-direction roadway from just south of the US 6 bridge north along the west side of the Susquehanna River to Chestnut Street. This alternative would also include the construction of a new two-lane, two-direction roadway extension along the Susquehanna River from Chestnut Street to Pratt Avenue. The extension would then follow a northwesterly direction to the intersection of US 6 and Patterson Boulevard.

The River Street Extension Alternative best meets the identified project needs to reduce traffic/truck volume and congestion on Main Street and York Avenue, improve safety on Main Street and York Avenue, improve the quality of life in downtown Towanda, and support community enhancements. All practicable means to avoid or minimize harm to the environment have been adopted.

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

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 99-2143. Filed for public inspection December 17, 1999, 9:00 a.m.]

Retention of Engineering Firms

Centre County

Project Reference No. 08430AG2462

The Department will retain an engineering firm to provide final design services for S.R. 0080, Section B18 and S.R. 0080, Section A18 in Spring and Marion Townships, Centre County. These projects include the construction of two (2) interchanges between Interstates 80 and 99 and Interstate 80 and PA Route 26, respectively. The Department reserves the right to add construction consultation and shop drawing review at a later date.

S.R. 0080, Section B18 is the high-speed interchange between Interstates 80 and 99. This project includes the analysis/design of four (4) culverts, the replacement of two (2) sets of dual bridges (two 104', 112' and 105') and seven (7) new structures whose lengths are approximately 230', 197', 131', 131', 230', 1755' and 1165'. This Interchange is designed for continuity with the associated ramps. S.R. 0080, Section A18 is the construction of a new interchange between Interstate 80 and PA Route 26. This project includes one (1) structure approximately 328' in length. Approximately 3.5 miles of Interstate 80 will be designed using I-4R standards. Traffic for S.R. 0080 will be maintained using temporary crossovers. Traffic for S.R.'s 0026, 1005, 1008 will be maintained using temporary roadways, lane closures, flagging operations, and detours as necessary. Wetland mitigation will be required. The estimated construction cost is \$80 million for both Interchanges and the I-4R construction.

The selected engineering firm will be required to perform surveys; refine preliminary design/Step 9; utility coordination; archaeology; final roadway design; final right-of-way plans; structure design; culvert analysis/design; signing, pavement marking and delineation design/plans; erosion and sedimentation control plan; traffic control plan; wetland mitigation plan and necessary permits; geo-technical engineering; interchange lighting plan; incident management plan; and the construction plans, specifications, and estimates. This project will be performed in English units.

The letters of interest, at a minimum, will indicate the following; how the firm will accomplish the tasks outlined or provide the services required, and the names and resumes of key individuals that will provide the services. The anticipated time duration for this Agreement is eighteen (18) months. The Department reserves the right to change the Agreement duration to meet project needs.

The Department will establish an order of ranking of a minimum of three (3) firms. The following factors, listed in order of importance, will be considered by the Consultant Selection Committee during the evaluation of the firms submitting letters of interest:

- a. Proposed methodology to accomplish the required services within the proposed schedule.
- b. Specialized experience and technical competence of firm.

c. Specialized experience, previous experience, technical competence of individuals who constitute the firm.

d. Current workload and capacity of firm to perform work.

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

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen (15%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

The shortlisting for this project will be done at the District. All firms submitting letters of interest will be notified by the District of the shortlisting date.

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

The Letter of Interest submission shall be sent to:

Mr. George M. Khoury, P.E., District Engineer
Engineering District 2-0
1924-30 Daisy Street, P. O. Box 342
Clearfield, PA 16830

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. Mark L. Kucherer, P.E., District 2-0, at (814) 765-0440.

Perry County

Project Reference No. 08430AG2463

The Department will retain an engineering firm for a multi-phase, specific project agreement to provide preliminary studies, environmental studies, preliminary engineering, final design, including preparation of bridge and roadway plans, specifications and estimates; shop drawing review and consultation during construction. This project is of the bridge replacement or bridge rehabilitation of three (3) covered bridges. The approved construction cost of these three (3) bridges is approximately \$2 million total. All three (3) projects will be together through the cultural resource process but may end up with separate environmental documents. Their locations are as follows:

- * S.R. 3005, Section 003 Over Shermans Creek Southwest Madison Township
- * S.R. 3008, Section 005 Adairs, Cisna mill bridge over Shermans Creek Southwest Madison Township
- * S.R. 4001, Section 007 Saville Bridge over Buffalo Creek Saville Township

The required services will include preparation of intent to enter notices; field surveys; Categorical Exclusion Evaluation with emphasis on cultural resources and the potential for state and federal threatened and endangered species; public meetings; plotting of topography and cross sections; pavement and drainage design; submission of utility verification and relocation engineering; field view;

safety review meeting; Step 9 and value engineering; hydraulic report including Wetland Identification and Delineation report; type, size and location submissions; structure plans; line and grade submissions; right-of-way plans; viewers plans; erosion and sedimentation control plans and narratives; Environmental Assessment Form (4f) and the Application Checklist for Water Obstruction and Encroachment Permit; development of the soil and foundation engineering report; erosion and sedimentation control plans and narrative investigation of utility and property involvement; development of maintenance and protection of traffic plans and narratives; preparation of construction plans; specifications and estimates, and consultation services during construction.

* The design of each project will be developed using metric units.

* Welcom's Open Plan software will be used for project management and tracking.

* A project specific Quality Development Plan will be prepared for each project.

The Department is seeking a multi-disciplined team with environmental, geotechnical, highway design, and structure design experience.

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

a. Specialized experience and technical competence with replacement and rehabilitation of covered bridge projects and their ability to provide innovative solutions to complex technical problems.

b. Experience in environmental, highway design, structure design, geotechnical design, and hydrological/ hydraulic analysis and design.

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

d. The project team including subconsultants.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen (15%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

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

The Letter of Interest submission shall be sent to:

Mr. Barry G. Hoffman, P.E., District Engineer
Engineering District 8-0
2140 Herr Street
Harrisburg, PA 17103

Attention: Mr. Divyang P. Pathak

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. Divyang P. Pathak, District 8-0, at (717) 787-7883.

**Chester and Delaware Counties
Project Reference No. 08430AG2464**

The Department will retain an engineering firm to provide supplementary construction inspection staff of

approximately thirteen (13) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on the following projects:

1. S.R. 0029, Section L02, Chester County This project consists of traffic signal installation, widening and resurfacing the intersections of S.R. 0029 with Phoenixville Pike and White Horse Road and installation of drainage in Charlestown Township.

2. S.R. 0029, Section 50S, Chester County This project consists of replacement of the existing three (3) span reinforced concrete bridge carrying State Road over Pickering Creek along with minor approach reconstruction and widening on T.R. 29 from a point north of Pickering Dam Road to a point south of Pot House Road in Charlestown Township.

3. S.R. 0030, Section M05, Chester and Delaware Counties This project consists of adding drainage, reconstruct drainage and reconstruct the entire highway of U.S. 30 from Route 252 to Old Eagle Road in Tredyffrin, Eastown and Radnor Townships.

4. S.R. 0322, Section 01L, Chester County This project consists of intersection improvement, widening, extending structure (culvert and arch bridge) and signals on Route 322 west of Copeland School Road and east of Highland Road in East Bradford Township.

5. S.R. 0926, Section S42, Chester County This project consists of realigning and reprofiling Street Road to improve the geometric alignment and sight distance. Adding 4' shoulders, bituminous curbing and drainage. Flattening side slopes to 1.5:1 or flatter. Performing minor bridge rehabilitation to the structure over the Pocopson Creek.

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 roadway and structure construction.

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 three (3) "CDS" operators or persons 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 four (4) 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 Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	7 (5)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	6 (4)

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 2000:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCIS)	\$41.75
(TCI)	\$36.53

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. 35 MM camera (one per project)
- b. Safety vests-high visibility for inspectors

c. Three (3) cellular phones on each of the S.R. 0030, Section M05 and S.R. 0926, Section S42 projects.

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).

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

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>
TCIS	8
TCI	7

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 L. Warren, District Administrator
Engineering District 6-0
7000 Geerdes Blvd.
King of Prussia, PA 19406-1525

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. Russ Swallow, District 6-0 at (610) 964-6686 or after December 17, 1999 at (610) 205-6677.

**Chester County
Project Reference No. 08430AG2465**

The Department will retain an engineering firm to provide supplementary construction inspection staff of approximately fourteen (14) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on the following projects:

1. S.R. 0030, Section PM1, Chester County This project consists of reconstructing inside shoulders, placing concrete median barrier, modifying drainage, concrete pavement rehabilitation, resurfacing and bridge deck patching on T.R. 30 from Bell Tavern Road to west of T.R. 340 in E. Caln, Caln Townships and Downingtown Boro.
2. S.R. 0030, Section S26, Chester County This project consists of the construction of an off-ramp from eastbound U.S. 30 to northbound T.R. 113 and installing a median barrier from T.R. 113 to Creek Road at the intersection of U.S. 30 Coatesville Downingtown Bypass and T.R. 113 (Uwchaln Avenue) in East Caln Township.
3. S.R. 0162, Section 51S, Chester County This project consists of bridge rehabilitation by milling existing bituminous deck and replacing it with a reinforced concrete deck overlay, reshaping parapets, work on bridge approach slabs and reconstruction of roadway approaches on T.R. 162 over west branch of Brandywine Creek in Newlin Township.

4. S.R. 3077, Section 67S, Chester County This project consists of replacing a two (2) lane bridge over Buck Run with no shoulders with a two (2) lane bridge with shoulders and realigning S.R. 3077 (Park Avenue) to improve horizontal curve in East Fallowfield and Highland Townships.

5. S.R. 4021, Section 39M, Chester County This project consists of replacing box culvert and minor roadway realignment on Springton Road over Indian Run Creek in Wallace Township.

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 roadway and structure construction.
- c. Number of NICET and NECEPT certified inspectors in each payroll classification.
- d. Understanding the Department's requirements, policies, and specifications.
- e. Ability to provide three (3) "CDS" operators or persons 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.

Since the contractor may be performing some construction operations during the night, the engineering firm must be able to provide inspectors to meet this staffing need.

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 Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	7 (5)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	6 (4)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	1 (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 2000:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCIS)	\$41.75
(TCI)	\$36.53
(TA)	\$25.10

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. 35 MM camera (one per project)
- b. Safety vests-high visibility for inspectors
- c. Three (3) cellular phones on S.R. 0030, Section PM1

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).

Letters of interest for this project must include a letter, signed by the individuals you propose for all positions, giving their approval to use their name in your letter of interest for this specific project.

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>
TCIS	8
TCI	7

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 L. Warren, District Administrator
Engineering District 6-0
7000 Geerdes Blvd.
King of Prussia, PA 19406-1525

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. Russ Swallow, District 6-0 at (610) 964-6686 or after December 17, 1999 at (610) 205-6677.

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

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

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

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

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 99-2144. Filed for public inspection December 17, 1999, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Nazareth Borough Municipal Authority v. DEP; EHB Doc. No. 99-240-K

Nazareth Borough Municipal Authority has appealed the issuance by the Department of Environmental Protection of an NPDES permit to same for a facility in Lower Nazareth Township, Northampton County. A date for the hearing on the appeal has not yet been scheduled.

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

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

GEORGE J. MILLER,
Chairperson

[Pa.B. Doc. No. 99-2145. Filed for public inspection December 17, 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, December 2, 1999, and took the following actions:

Regulations Approved:

Pennsylvania Liquor Control Board # 54-56: Vendor's Registration and New Year's Eve Meal Package (amends 4055 Pa. Code Chapters 3, 11 and 13).

Pennsylvania Securities Commission # 50-113: National Securities Market Improvement Act of 1996 Amendments (amends 64 Pa. Code Chapters 202—205, 207, 209, 211, 504, 513, 603, 606 and 609).

State Real Estate Commission # 16A-567: Disclosure Summary (amends 49 Pa. Code §§ 35.201 and 35.336).

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

Public Meeting held
December 2, 1999

Liquor Control Board—Vendor Registration and New Year's Eve Meal Package; Regulation No. 54-56

Order

On November 8, 1999, the Independent Regulatory Review Commission (Commission) received this regulation from the Liquor Control Board (LCB). This rulemaking amends 40 Pa. Code Chapters 3, 11 and 13. The authority for this regulation is section 207(i) of the Liquor Code (47 P. S. § 2-207(i)). Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This regulation eliminates the registration and issuance of identification cards to vendors' agents and permits hotels to offer an open bar with a meal package to their overnight guests on December 31, 1999.

The LCB estimates that approximately 330 promotional/sales agents licensed in Pennsylvania will benefit from the regulation. Vendors will save an estimated \$21,450 in registration fees and additional costs associated with photograph and application requirements. The LCB will realize savings by not processing the applications and issuing identifications. Hotels in the Commonwealth will benefit by being able to compete with hotels in neighboring states.

This regulation meets the criteria of the Regulatory Review Act.

Therefore, It Is Ordered That:

1. Regulation No. 54-56 from the Pennsylvania Liquor Control Board, as submitted to the Commission on November 8, 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; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
December 2, 1999

Pennsylvania Securities Commission—National Securities Market Improvement Act of 1996 Amendments; Regulation No. 50-113

Order

On July 1, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Securities Commission (PSC). This rulemaking amends 64 Pa. Code Chapters 202—205, 207, 209, 211, 504, 513, 603, 606 and 609. The authority for this regulation is section 609(a) of the Pennsylvania Securities Act (70 P. S. § 1-609(a)). The proposed regulation was published in the July 24, 1999 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on November 4, 1999.

This rulemaking amends various provisions of 12 chapters of the PSC's regulations. The changes are based on the Federal National Securities Markets Improvement Act of 1996 and Pennsylvania Act 109 of 1998. Hence, the rulemaking implements statutory changes and updates existing regulations.

This regulation meets the criteria of the Regulatory Review Act.

Therefore, It Is Ordered That:

1. Regulation No. 50-113 from the Pennsylvania Securities Commission, as submitted to the Commission on November 4, 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; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
December 2, 1999

State Real Estate Commission—Disclosure Summary; Regulation No. 16A-567

Order

On August 9, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Real Estate Commission (SREC). This rulemaking amends 49 Pa. Code §§ 35.201 and 35.336. The authority for this regulation is found in section 608 of the Real Estate Licensing and Registration Act (63 P. S. § 455.608). The proposed regulation was published in the August 21, 1999 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on November 3, 1999.

Act 112 requires SREC to adopt a disclosure notice (notice) by regulation. Licensees must provide the notice to consumers at the initial interview where a substantive discussion about the consumer's real estate needs occurs. The notice must disclose information about the agency relationships between the licensee and the consumer; the broker's duties to the consumer; items which are negotiable; the purpose of the Real Estate Recovery Fund; and the telephone number of SREC.

This regulation meets the criteria of the Regulatory Review Act.

Therefore, It Is Ordered That:

1. Regulation No. 16A-567 from the State Real Estate Commission, as submitted to the Commission on November 3, 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. 99-2146. Filed for public inspection December 17, 1999, 9:00 a.m.]

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (act) (71 P. S. § 745.5(g)) provides that the designated standing committees may issue comments within 20 days of the close of the public comment period, and the Independent Regulatory Review Commission (Commission) may issue comments within 10 days of the close of the committee comment period. The Commission comments are based upon the criteria contained in section 5a(h) and (i) of the act (75 P. S. § 745.5a(h) and (i)).

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

<i>Reg. No.</i>	<i>Agency</i>	<i>Issued</i>	<i>Final-Form Submission Deadline</i>
16A-499	State Board of Nursing & State Board of Medicine Joint Regulation Certified Registered Nurse Practitioners Prescriptive Authority (29 Pa.B. 5101 (October 2, 1999))	12/2/99	11/01/01
16A-600	State Board of Vehicle Manufacturers Dealers & Salespersons Application Fees (29 Pa.B. 5105 (October 2, 1999))	12/2/99	11/01/01
57-207	Pennsylvania Public Utility Commission Natural Gas Choice and Competition (29 Pa.B. 5098 (October 2, 1999))	12/2/99	11/01/01

**State Board of Nursing & State Board of Medicine
Joint Regulation No. 16A-499**

**Certified Registered Nurse Practitioners
Prescriptive Authority**

December 2, 1999

We have reviewed this joint proposed regulation from the State Board of Nursing and the State Board of Medicine (Boards) and submit for consideration the following objections and recommendations. Subsection 5.1(h) and (i) of the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) specify the criteria the Commission must employ to determine whether a regulation is in the public interest. In applying these criteria, our Comments address issues that relate to protection of the public health, safety and welfare, reasonableness, implementation procedures and clarity. We recommend that these Comments be carefully considered as you prepare the final-form regulation.

1. Sections 18.53 and 21.283 Prescribing and dispensing drugs.—Protection of the Public Health, Safety and Welfare, Implementation Procedures and Clarity.

Collaborative Agreements

Under existing regulations, a certified registered nurse practitioner (CRNP) works in collaboration with and under the direction of a physician. Collaborative agreements establish the conditions of the working relationship.

We have three concerns. First, the term "collaborative agreement" as used in this regulation should be defined. Second, §§ 18.53 and 21.283 should specifically require a collaborative agreement to be established and signed by the physician and CRNP before the CRNP can prescribe and dispense drugs. Finally, the regulations should also specify the required content of a collaborative agreement.

Subsection (1)

Subsection (1) allows a CRNP to prescribe and dispense drugs if the CRNP has completed an equivalent CRNP program in another state. However, how equivalency will be determined is not clear. The regulation should provide the criteria or standards the Board will use to establish reciprocal equivalency.

Subsection (2)

Subsection (2) requires a CRNP to complete an advanced pharmacology course. We have two concerns with this requirement.

First, some CRNP programs have specific advanced pharmacology courses while others integrate the course material into the overall curriculum. It is unclear what qualifies as an advanced pharmacology course.

Second, how will practicing CRNPs meet this requirement if their formal education did not specifically include an advanced pharmacology course? The Boards should specify the training required before a CRNP can prescribe and dispense drugs.

2. Sections 18.54 and 21.284 Prescribing and dispensing parameters.—Protection of the Public Health, Safety and Welfare, Reasonableness, Consistency with Existing Regulations and Clarity.

General

Physicians, hospitals and CRNPs have expressed concerns with the inclusion and exclusion of certain types of drugs. The Preamble does not provide background information concerning how the Boards developed the lists of drugs to be permitted, restricted or excluded. The enabling statutes do not specify the types of drugs that CRNPs can prescribe. Instead, the statutes direct the Boards to jointly promulgate regulations authorizing CRNPs to perform medical diagnosis and prescription. For this reason, the Boards should explain the basis for restrictions and prohibitions of certain drugs in this proposed regulation.

Subsection (a)

This subsection states that the *American Hospital Formulary Service Pharmacologic-Therapeutic Classification* will be used to identify drugs that the CRNP may prescribe and dispense. The statement seems to contradict the subsections that follow.

Subsection (a) seems to incorporate by reference a document listing the drugs that a CRNP is allowed to prescribe and dispense. Yet, the following subsections specifically list those drugs. It is our understanding that the purpose of this subsection is to provide a reference document for the types of drugs discussed in this section. If this is the case, the words "which the CRNP may prescribe and dispense subject to the parameters identified" should be deleted.

Subsection (b)

This subsection states that a CRNP may prescribe and dispense a drug from the following categories "without limitation." What is the purpose of the phrase "without limitation"? What impact will it have on collaborative agreements?

In existing regulations at 49 Pa. Code §§ 18.21 and 21.251, the Boards state that a CRNP:

... performs acts of medical diagnosis or prescription of medical therapeutic or corrective measures in collaboration with and under the direction of a physician licensed to practice medicine in this Commonwealth.

Depending on how it is implemented, the phrase "without limitation" could be seen as inconsistent with existing regulations. The Boards should clarify their intent.

Subsection (c)

This subsection states that a CRNP may prescribe and dispense a drug from the following lists or categories if that authorization is documented in the collaborative agreement. What documentation will be required to meet this requirement?

Subsection (e)

This subsection sets forth the procedures to follow when a collaborating physician discovers that a CRNP is prescribing or dispensing a drug inappropriately. There are two concerns with this subsection.

First, why does the regulation use the word "learn" to describe a physician's method of determining that a CRNP is prescribing or dispensing a drug inappropriately? What is required of a physician under a collaborative agreement?

Second, when a collaborating physician finds that a CRNP has inappropriately prescribed a drug, this subsection directs the CRNP to stop prescribing the drug and immediately advise the patient to stop taking the drug. This is the only course of action available under the regulation. Is it appropriate in all instances for a patient to immediately stop taking a drug? For example, some drug prescriptions come with warnings that abruptly stopping the therapy is dangerous and should only be done in consultation with a physician. Shouldn't the regulation require corrective action on behalf of the patient rather than simply requiring the CRNP to end the therapy?

Subsection (f)

The second sentence of paragraph (1) is confusing. When a CRNP writes a prescription for a Schedule II controlled substance, the CRNP must notify the collaborating physician "immediately (within 24 hours)." The subsection is unclear on whether the notice must be immediate or within 24 hours.

Subsection (g)

Subsection (g)(2) states that a CRNP may not prescribe a drug for a use not "permitted" by the United States Food and Drug Administration (FDA). The FDA does not prohibit or regulate the use of drugs once they are approved and released for general clinical practice. Therefore, the Boards intent in using the word "permitted" is unclear. The Boards should explain the purpose of this paragraph.

Subsection (h)

This subsection requires that the prescription blank bear the name and certification number of the CRNP and also identify the collaborating physician. The House Professional Licensure Committee expressed the concern that a CRNP who prescribes medications should also provide a clear and conspicuous notice to patients that he or she is a CRNP. The Boards should review what additional CRNP identification requirements are needed in the regulation.

**State Board of Vehicle Manufacturers,
Dealers and Salespersons
Regulation No. 16A-600**

Application Fees

December 2, 1999

We have reviewed this proposed regulation from the State Board of Vehicle Manufacturers, Dealers and Salespersons (Board) and submit for consideration the following objections and recommendations. Subsections 5.1(h)

and (i) of the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) specify the criteria the Commission must employ to determine whether a regulation is in the public interest. In applying these criteria, our Comments address issues that relate to fiscal impact and clarity. We recommend that these Comments be carefully considered as you prepare the final-form regulation.

1. General.—Clarity.

The Regulatory Analysis Form (RAF) doesn't contain the past 3-year expenditure history for programs affected by the regulation. This information is required in item # 20b. The Board should include this information in the RAF accompanying the final-form regulation.

2. Section 19.4. Fees.—Fiscal Impact and Clarity

Administrative overhead costs

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

For overhead cost allocations, there appears to be no relationship to the services covered by the fees or frequency of fee payments. Therefore, there is no indication that the fees will recover actual or projected overhead costs. In addition, the allocated costs are based on past expenditures rather than estimates or projections of future expenditures. Hence, there is no certainty that the fees' "projected revenues will meet or exceed projected expenditures" under section 30(b) of the Board of Vehicles Act (63 P. S. § 818.30(b)).

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

Differing overhead costs

The administrative overhead costs for all fees are \$11.53, except for the certification of license history and verification of license fees, which are \$9.76. The Board should explain why these administrative costs are different.

"Business name or post office address change" and "Business physical location change" fees

We have two concerns about these fees. One, the Board increased the "Business name or post office address change" fee by 100%, and the "Business physical location change" fee by 200%. We understand that these fees haven't changed since 1989, and that the Board utilized a recent performance audit when computing the new fees. However, the Board should provide a more detailed explanation of the fee increases for these services.

Two, the fee report form for the "Business name or post office address change" fee includes the phrase "No Inspection Required." The fee report form for "Business physical location change" includes the phrase "Inspection Required." The regulation doesn't make it clear that one application requires an inspection, while the other does not. For increased clarity, the Board should consider adding these two phrases to their respective fee titles.

Pennsylvania Public Utility Commission Regulation No. 57-207

Natural Gas Choice and Competition

December 2, 1999

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

1. Section 53.69. Fixed rate option—Clarity.

Applicable Revenue Threshold

This proposed regulation is based on Section 1307(f) of the Natural Gas Choice Competition Act (Act). Section 1307(f) of the Act applies to distribution companies with annual operating revenues over \$40 million. However, the Regulatory Analysis Form indicates that distribution companies with revenues in excess of \$6 million must comply with this regulation. The PUC should explain this discrepancy and clarify the applicability of § 53.69 in the final regulation.

2. Section 53.69 (a), (b) and (e)—Statutory Authority, Legislative Intent, Fiscal Impact, Clarity.

Subsection (a)

This subsection allows a natural gas distribution company to offer the fixed rate option for either the heating season or another time period, as long as the time period does not exceed 12 months. It appears to be in direct conflict with the act. The following statutory provisions illustrate that the Legislature did not contemplate allowing a distribution company to offer the fixed rate option for a time period shorter than 12 months.

Section 1307(f)(1)(ii) of the act establishes "a fixed rate option which recovers natural gas costs *over a 12-month period.*" Additionally, Section 1307(f)(3) provides that "*at the end of such 12-month period,*" the distribution company shall file a statement with the PUC, indicating the difference between rates charged and the cost of natural gas. Finally, Section 1307(f)(5) provides that the PUC shall determine the amount of refund to the consumer by the distribution company by evaluating actual natural gas costs "*in the previous 12-month period.*" (Emphasis added.)

Therefore, we question the PUC's statutory authority to offer the fixed rate option for less than 12 months.

If the PUC can demonstrate its statutory authority for a time period less than 12 months, it must clarify what it means by "another time period." The regulation should include minimum and maximum time frames.

Subsection (b)

This subsection requires a separate reconciliation of the fixed rate option sales. We understand that separate reconciliation of these sales refers to a distinct calculation within a single 1307(f) proceeding. The PUC should clarify this point in the final regulation.

Subsection (c)

How is the date determined for the time period that "ends on the 1st day of the 12-month fixed rate option contract period?" Additionally, letter (E) of the Preamble states: "The process of when and how customers may elect to sign up for participation in a fixed rate offering needs to be established." These two statements are confusing.

Does the time period, as well as the sign up period, begin on the first day of the 1307(f) filing period? If so, nothing in the regulation supports that statement. For clarity, the PUC should specify this time frame in the final regulation.

In addition, letter (E) of the Preamble lists particular items that would be included on a customer's application form for the fixed rate option. These requirements should be included in a new proposed regulation with an opportunity for public comment.

3. Response to the PUC's Request for Comments—Statutory Authority.

Fixed rate option with no reconciliation

Section 1307(f)(1)(ii) of the Act requires the fixed rate option be "subject to annual reconciliation" if the natural gas distribution company adjusts its rates more often than quarterly. However, the PUC has requested comments on allowing the fixed rate option with no reconciliation. Since the Act requires annual reconciliation of the fixed rate option, the PUC does not have the statutory authority to allow the fixed rate option without reconciliation.

Fixed rate option for companies with annual operating revenues less than \$40 million and greater than \$6 million

The PUC requested comments on the appropriate reconciliation period for the fixed rate option for natural gas distribution companies with annual operating revenues less than \$40 million and greater than \$6 million. The PUC specifically asked if these companies could apply their current gas cost rate reconciliation period to the fixed rate option.

Can the PUC allow companies with revenues less than \$40 million to offer a fixed rate option? As noted above, Section 1307(f)(1)(ii) of the Act only applies to companies with annual operating revenues greater than \$40 million.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 99-2147. Filed for public inspection December 17, 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 Commis-

sion 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>
16A-5310	State Board of Osteopathic Medicine Application Fees	12/7/99
59-06	Office of Attorney General Dog Purchaser Protection	12/7/99

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 99-2148. Filed for public inspection December 17, 1999, 9:00 a.m.]

INSURANCE DEPARTMENT

Allstate Insurance Company; Private Passenger Automobile Insurance Program; Revised Rules, Rates and Rating Plans

On December 3, 1999, the Insurance Department (Department) received from Allstate Insurance Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 1.6% decrease amounting to -\$9.3 million annually, to be effective April 15, 2000.

Unless formal administrative action is taken prior to February 1, 2000, the subject filing may be deemed approved by operation of law.

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

All interested parties are invited to submit written comments, suggestions or objections to Michael W. Burkett, Pennsylvania Insurance Department, Office of Rate and Policy Regulation, Room 1311 Strawberry Square, Harrisburg, PA 17120 (E-mail at m Burkett@ins.state.pa.us) within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-2149. Filed for public inspection December 17, 1999, 9:00 a.m.]

Application and Request for Approval to Redomesticate

The Orthodox Society of America has filed an application for a plan of redomestication whereby the state of domicile would change from Pennsylvania to Ohio. The initial filing was made under the requirements set forth under 15 Pa.C.S. §§ 1101—1997 (relating to Business Corporation Law of 1988). Persons wishing to comment on the grounds of public or private interest to the issuance of the Department's order approving the redomestication are invited to submit a written statement to the Pennsylvania Insurance Department within 7 days

from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail and relevant facts to inform the Insurance Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Company Licensing Division, Pennsylvania Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, by fax to (717) 787-8557 or by E-mail to rbrackbi@ins.state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 99-2150. Filed for public inspection December 17, 1999, 9:00 a.m.]

Highmark Inc., d/b/a Highmark Blue Cross Blue Shield, d/b/a Pennsylvania Blue Shield; Filing No. 99090000

Highmark Inc., d/b/a Highmark Blue Cross Blue Shield, d/b/a Pennsylvania Blue Shield submitted filing number 99090000 seeking authority to reduce the allowances for therapeutic drugs and biologicals (excluding immunizations) from 115% (AWP) to 100% of the average wholesale price (AWP). This request is applicable to all Blue Shield coverage where the drugs are a covered benefit. The filing seeks approval to implement the change March 6, 2000.

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

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Bureau of Accident and Health, Insurance 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. 99-2151. Filed for public inspection December 17, 1999, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed but Not Published

The Legislative Reference Bureau (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-99-286, Dated November 5, 1999. Authorizes the Collective Bargaining Agreement between the

Commonwealth of Pennsylvania and the Instructional Tenured Unit (Scotland School for Veterans' Children and Scranton School for the Deaf) effective 8/16/99 through 8/15/2003.

Resolution #CB-99-287, Dated November 5, 1999. Authorizes the Collective Bargaining Agreement between the Commonwealth of Pennsylvania and the Instructional Tenured Unit (Thaddeus Stevens State College) effective 8/16/99 through 8/15/2003.

Resolution #CB-99-300, Dated November 16, 1999. Authorizes the provisions of the interest arbitration award between the Commonwealth of Pennsylvania and the AFSCME, Game Commission Act 111 bargaining unit for the years 1999 through 2002.

Resolution #CB-99-305, Dated November 17, 1999. Authorizes three side letters between the Commonwealth of Pennsylvania and the Pennsylvania State Education Association regarding conducting a job analysis for the appropriate pay for teachers, the impact of distance learning on faculties, and lunchroom monitoring duties for faculty members at Scranton State School for the Deaf.

Governor's Office

Manual M310.2 Definitions of Major and Minor Objects of Expenditures, Revision No. 1, Dated October 15, 1999.

Management Directive No. 305.9—Use of Forms STD-419/419L, Refund of Expenditures, and STD-420/C420/420L, Transmittal of Revenue, When Unaccompanied by Remittances, Amended November 5, 1999.

Management Directive No. 505.20—Wage Complement Management and Control, Amended November 10, 1999.

Administrative Circular No. 99-35—Placing of Decals and Logos on Commonwealth Vehicles, Dated November 2, 1999.

Administrative Circular No. 99-36—Winterization of State Vehicles and Commonwealth Garage Parking and Hours of Operation, Dated November 2, 1999.

Administrative Circular No. 99-37—Christmas Trees and Decorations, Dated November 8, 1999.

GARY R. HOFFMAN,
Director

Pennsylvania Code and Bulletin

[Pa.B. Doc. No. 99-2152. Filed for public inspection December 17, 1999, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Investigation into the Year 2000 Compliance by Public Utilities; Doc. I-00980076; Default Orders Re: Complaints Filed by the Law Bureau Prosecutory Staff

On December 3, 1999, the Pennsylvania Public Utility Commission entered default orders at the following dockets revoking the Certificates of Public Convenience for the named telecommunications service resellers listed:

<i>Company</i>	<i>A-Number</i>	<i>C-Number</i>	<i>Company</i>	<i>A-Number</i>	<i>C-Number</i>
AccuTel Communications Inc.	310587	134	WATS International Corp.	310214	142
Activetel Assoc Business Telephone Systems	310251	175	World Telecom Group Inc	310140	164
Advanced Telecom Network	310363	144			
AIS Telecommunications Services	310218	89			
American Automated Telecom Inc	310014	145			
American Telecommunications	310077	54			
American Telecommunications Systems	310507	95			
Amerishare Communication Inc.	310033	55			
AmTel Communications	310239	120			
Applied Signal Technologies	310134	96			
Coastal Automated Communication	310076	52			
Communications Buying Group Inc	310173	117			
Compath Communications	310411	128			
Comptel Computer Corp.	310101	58			
Conetco Corp	310315	86			
Corporate Calling Services Inc.	310629	188			
CPS Operator Services, Inc.	310094	53			
Fiberline Network Communications LP	310102	59			
Fone America Inc.	310081	64			
Future Telephone Communication	310330	100			
Great Lakes Telecom Corp	310199	171			
Hebron Communications Corp.	310468	140			
Hi-Rim Communications Inc.	310292	123			
Host Network Inc	310396	169			
Hotel Communications	310208	185			
Hotelco	310048	62			
Integrated Teletechnologies	310229	88			
International Tele Exchange Corp.	310023	135			
International Telecommunications	310402	193			
Interstate Savings Inc.	310240	103			
LECNET Inc	310065	146			
Lightcom International Inc.	310548	79			
Long Distance Direct Holdings	310427	129			
North American Comm Control	310393	127			
Northeast Payphones, Inc.	310015	197			
Ocom Corp.	310297	106			
One to One Communications	310246	147			
PATel Inc	310241	165			
Payline Systems Inc.	310096	66			
Petracom Corp.	310178	108			
Preferred Telecom Inc.	310384	148			
Princeton Telecom Corp	310049	76			
Providian Group LLC	310466	162			
Quarter Call	310276	122			
RD&J Communications Inc	310164	159			
Satellink Paging LLC	310656	158			
Satlink 3000 Inc.	310439	157			
Silverado Communications	310066	67			
Sonic Communications Inc	310249	109			
Telecomp Technologies Network	310070	69			
TeleDebit LP	310128	149			
The Nova Telecommunications Group	310556	133			
Total Telecommunications Inc.	310192	150			
Trans National Communications	310063	74			
UMG Communications Group	310227	156			
United Telephone Technologies	310057	70			
US Digital Network Ltd Partnership	310193	118			
USA Tele Corp	310576	155			
UStel Inc	310360	84			
VIP Telephone Network	310274	152			
Vista Group International	310327	124			
VNI Communications Inc	310041	72			
Voice Telephone CO	310382	83			

Each of the above-listed resellers must notify its customers of the revocation of its certificate of public convenience within 30 days of the date of publication of this notice and must cease providing telecommunication services to customers in this Commonwealth within 90 days of the date of publication of this notice.

Questions regarding this notice should be directed to Pennsylvania Public Utility Commission Assistant Counsel Patricia Krise Burket at (717) 787-3464.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 99-2153. Filed for public inspection December 17, 1999, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority application for the right to render service as a common carrier or contract carrier in this Commonwealth has 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. The application will be considered without hearing in the absence of protests to the application. Protests to the application published herein are due on or before January 10, 2000, as set forth in 52 Pa. Code § 3.381 (relating to the applications for the transportation of property and persons). The protests shall also indicate whether it applies to the temporary authority application or the permanent application or both.

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

A-00116420. Andrew Miller, t/d/b/a Miller's Transportation Service (324 West Gay Street, West Chester, Chester County, PA 19380)—persons in paratransit service, between points in the counties of Montgomery and Delaware, and the city and county of Philadelphia.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 99-2154. Filed for public inspection December 17, 1999, 9:00 a.m.]

Telecommunications

A-310513F0002. GTE North Incorporated and Sprint Spectrum L.P. Joint Petition of GTE North Incorporated and Sprint Spectrum L.P. for Approval of an Interconnection Agreement.

GTE North Incorporated and Sprint Spectrum L.P., by its counsel, filed on December 3, 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. All comments are due on or before 10 days after the date of publication of this notice. Copies of the GTE North Incorporated and Sprint Spectrum L.P. Joint Petition are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 99-2155. Filed for public inspection December 17, 1999, 9:00 a.m.]

TURNPIKE COMMISSION

Retention of an Aerial Photogrammetric Mapping Firm for an Open End Contract

Systemwide

Reference No. 3-123

The Turnpike Commission (Commission) will retain one aerial photogrammetric mapping firm for an Open End Contract to provide analytical aerial triangulation, digital and conventional map compilation, cross section readout and conventional map drafting services. The work to be performed on each specific project may include any or all of the above phases of work on various projects located throughout the entire length of the Turnpike System. The Commission will provide mapping control. The contract will be for a maximum cost of \$750,000, or for a period of 3 years, whichever occurs first.

The photogrammetric mapping work must be performed in accordance with the requirements of applicable sections of the "Specifications For Aerial Photography, Field Control Surveys, and Topographic Mapping" contained in Form 442, Department of Transportation, Bureau of Design Specifications For Consultant Engineering Agreements and/or the "Surveying And Mapping Manual," Publication 122M, Department of Transportation, Bureau of Design as directed by the Commission. The services will encompass a wide range of design related mapping efforts with the possibility of several different types of projects being mapped under short completion schedules.

The firm may be required to: provide digital data in AutoCAD, DXF, ARC/INFO and Microstation formats; provide topographic mapping, GIS data, digital orthophoto mapping; provide low altitude photography for high accuracy aerial surveys; provide DTM and DEM collection; and Light Detection and Ranging (LIDAR) mapping.

The firm will provide analytically determined supplemental mapping control points meeting Commission specifications and a captured points file of existing roadway centerline in ASCII format. Map compilation may be in digital format with drafting by automated processes. Translation capability to other CADD systems will be required.

The following factors will be considered by the Commission during the evaluation of the firms submitting Letters of Interest for this project:

a. Specialized experience and technical competence of prime consultant and subconsultants. Firms should have prior experience in large-scale photogrammetric mapping,

low altitude photography for high accuracy aerial surveys for highway design and LIDAR mapping.

b. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on similar projects. The consultant should identify similar projects that have been completed by that firm as the prime, the magnitude of the project, and the client.

c. The specific experience and number of individuals who constitute the firm. Firms should have sufficient qualified permanent full-time personnel to complete mapping work assignments with short delivery schedules utilizing current state-of-the-art photogrammetric instruments, equipment and software.

d. Location of consultant's office where the work will be performed.

e. Workload of the prime consultant and subconsultants for all Department of Transportation and Turnpike Commission projects.

f. Other factors, if any, specific to the project.

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

Direct inquiries to Thomas E. Farcht, Jr., PLS at (717) 939-9551, Ext. 5761; or by e-mail at tfarcht@paturnpike.com.

General Requirements and Information

Firms interested in providing the above work and services are invited to submit a Letter of Interest with the required information. The Letters of Interest must include the following:

One page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified)

Three page expression of interest in the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for this project and provide explanation that the firm has successfully completed similar type projects of the same magnitude.

An organization chart for the Project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultant's listed in the letter of interest will require written approval from the Commission.

Tabulation of workload for the prime consultant and all subconsultants for all Department of Transportation and Turnpike Commission projects.

A copy of the Annual Qualification Package submitted to the Department of Transportation for the current year that is in the same District as this project or one that is best suited for this project.

The Annual Qualification Package should contain at a minimum, the following information for the prime consultant and all subconsultants which should be attached to the back of the letter of interest (subs to follow primes):

Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, not more than 1 year old as of the date of the advertisement.

Resumes of key personnel expected to be involved in the project. (limit to one 8 1/2 x 11 page, one side, per person). Only resumes of key personnel should be included.

Copy of the firm's registration to do business in the Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in Pennsylvania.

A copy of the Department's DBE/WBE Certification, if applicable.

If a Joint Venture responds to a project advertisement, the Commission will not accept separate letters of interest from joint venture constituents. A firm will not be permitted to submit a letter of interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Firms interested in performing the above services are invited to submit a letter of interest and required information to Barry L. Troup, P.E., Assistant Chief Engineer for Design, at the Turnpike Commission Administration Building located at 176 Kost Road, Carlisle, PA 17013-9779 (parcel delivery address) (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676).

The letter of interest and required information must be received by 12 p.m. (noon), Friday, January 7, 2000. Any letters of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable letters of interest received in response to this solicitation, one firm will be selected for this project. The order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Selection Committee. Technical Proposals or Requests for Proposals will not be requested prior to selection.

The Commission reserves the right to reject all letters of interest, to cancel solicitation requested under this notice, and/or to re-advertise solicitation for the work and services.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 99-2156. Filed for public inspection December 17, 1999, 9:00 a.m.]

Retention of an Engineering or Construction Management Firm

Construction Management and Inspection Services Gettysburg Pike Interchange Reconstruction and Expansion Cumberland County, PA

Reference No. 3-121

The Turnpike Commission (Commission) will retain an Engineering or Construction Management firm with in-

terchange rehabilitation inspection experience to provide a staff of approximately four field inspection personnel for the complete construction inspection, management, administration and documentation for the Gettysburg Pike Interchange, in Cumberland County. Construction will include the modification and expansion of the Gettysburg Pike Interchange. The total cost of this construction contract is \$8,000,000. The Construction Management Agreement is anticipated to start in October of 2000, and terminate in February of 2002.

The selected firm will be required to provide a full time onsite construction inspection staff, with sufficient office personnel, managers, engineers, technicians and clerical staff to support the field functions, and also be capable of incorporating and utilizing Commission inspectors if the Commission, at its discretion, chooses to assign one or more Commission inspectors to this Project. The selected firm will also be required to perform constructability reviews of the project documents, attend the prebid meeting and preconstruction conference, write all project correspondence, and review and approve contractor's submissions. In addition, the selected firm will be required to keep records utilizing the Turnpike's Construction Documentation System (CDS) to document the construction work, prepare current and final estimates for payment to the construction contractor, prepare change orders, conduct monthly job conferences, monitor the monthly progress, provide liaison with affected utilities and communities, conduct semifinal and final inspections, determine the final quantities of each contract item, and perform other duties as may be required.

Eighty percent (80%) of the inspection staff assigned to this Commission constructed project must meet the following Requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies, (NICET) as a Transportation Engineering Technician—Construction Level 2 or higher.
2. Be registered as a professional engineer by the Commonwealth of Pennsylvania with 1 year highway inspection experience acceptable to the Commission.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with 2 years of highway inspection experience acceptable to the Commission.
4. Hold a Bachelor of Science Degree in Civil Engineering or Civil Engineering Technology with 2 years of highway inspection experience acceptable to the Commission.
5. Hold an Associate Degree in Civil Engineering Technology with 3 years of highway inspection experience acceptable to the Commission.

The remaining 20% assigned to this project shall meet the following education and experience requirements:

Education—Graduation from High School or equivalent certification or formal training. Completion of a training program in construction inspection approved by the Commission may be substituted for High School graduation.

Experience—One year of experience in construction inspection or workmanship which requires reading and interpreting construction plans and specifications, or 1 year of experience in a variety of assignments involving the testing of materials used in highway or similar construction projects. A 2 to 4 year engineering college degree may be substituted for 1 year of experience.

The following factors will be considered by the Commission during the evaluation of the firms submitting Letters of Interest for this project:

a. Specialized experience and technical competence of prime consultant and subconsultants. The Team must clearly demonstrate an ability to analyze available data to make decisions, completing the project in a timely and cost effective manner.

b. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on similar projects. The consultant should identify similar projects that have been completed by that firm as the prime, the magnitude of the project, and the client.

c. The specific experience and number of individuals who constitute the firm.

d. Location of consultant's office where the work will be performed.

e. Workload of the prime consultant and subconsultants for all Department of Transportation and Turnpike Commission projects.

f. Other factors, if any, specific to the project.

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

Questions and inquiries concerning this Project should be directed to Matthew J. Wagner, P.E., at (717) 939-9551, Ext. 5210, or by email at mwagner@paturnpike.com.

**Construction Management and Inspection Services
Delaware River Bridge Redecking Project—Phase 3,
Girder Spans
Bucks County, PA/Burlington County, NJ**

Reference No. 4-053

The Turnpike Commission (Commission) will retain an Engineering or Construction Management firm with bridge redecking and rehabilitation inspection experience to provide a staff of approximately four field inspection personnel for the complete construction inspection, management, administration and documentation for phase 3 of the Delaware River bridge redecking project in Bucks County, PA. Construction will include redecking of the Girder Spans on the Pennsylvania side of the structure. The estimated cost of this construction contract is \$8,300,000. The Construction Management Agreement is anticipated to start in May of 2001, and terminate in December of 2002.

The selected firm will be required to provide a full time onsite construction inspection staff, with sufficient office personnel, managers, engineers, technicians and clerical staff to support the field functions, and also be capable of incorporating and utilizing Commission inspectors if the Commission, at its discretion, chooses to assign one or more Commission inspectors to this Project. The selected firm will also be required to perform constructability reviews of the project documents, attend the prebid meeting and preconstruction conference, write all project correspondence, and review and approve contractor's submissions. In addition, the selected firm will be required to keep records utilizing the Turnpike's Construction Documentation System (CDS) to document the construction work, prepare current and final estimates for payment to the construction contractor, prepare change orders, conduct monthly job conferences, monitor the monthly progress, provide liaison with affected utilities and communities, conduct semifinal and final inspections, determine the final quantities of each contract item, and perform other duties as may be required.

Eighty percent of the inspection staff assigned to this Commission constructed project must meet the following Requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies, (NICET) as a Transportation Engineering Technician—Construction Level 2 or higher.

2. Be registered as a professional engineer by the Commonwealth of Pennsylvania with 1 year highway inspection experience acceptable to the Commission.

3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with 2 years of highway inspection experience acceptable to the Commission.

4. Hold a Bachelor of Science Degree in Civil Engineering or Civil Engineering Technology with 2 years of highway inspection experience acceptable to the Commission.

5. Hold an Associate Degree in Civil Engineering Technology with 3 years of highway inspection experience acceptable to the Commission.

The remaining 20% assigned to this project shall meet the following education and experience requirements:

Education—Graduation from High School or equivalent certification or formal training. Completion of a training program in construction inspection approved by the Commission may be substituted for High School graduation.

Experience—One year of experience in construction inspection or workmanship which requires reading and interpreting construction plans and specifications, or 1 year of experience in a variety of assignments involving the testing of materials used in highway or similar construction projects. A 2 to 4 year engineering college degree may be substituted for 1 year of experience.

The following factors will be considered by the Commission during the evaluation of the firms submitting Letters of Interest for this project:

a. Specialized experience and technical competence of prime consultant and subconsultants. The Team must clearly demonstrate an ability to analyze available data to make decisions, completing the project in a timely and cost effective manner.

b. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on similar projects. The consultant should identify similar projects that have been completed by that firm as the prime, the magnitude of the project, and the client.

c. The specific experience and number of individuals who constitute the firm.

d. Location of consultant's office where the work will be performed.

e. Workload of the prime consultant and subconsultants for all Department of Transportation and Turnpike Commission projects.

f. Other factors, if any, specific to the project.

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

Questions and inquiries concerning this Project should be directed to Matthew J. Wagner, P.E., at (717) 939-9551, Ext. 5210, or by email at mwagner@paturnpike.com.

General Requirements and Information

Firms interested in providing the above work and services are invited to submit a Letter of Interest with the required information. The Letters of Interest must include the following:

1. One page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified)
2. Three page expression of interest in the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for this project and provide explanation that the firm has successfully completed similar type projects of the same magnitude.
3. An organization chart for the Project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultant's listed in the letter of interest will require written approval from the Commission.
4. Tabulation of workload for the prime consultant and all subconsultants for all Department of Transportation and Turnpike Commission projects.
5. A copy of the Annual Qualification Package submitted to the Department of Transportation for the current year that is in the same District as the project or one that is best suited for the project.

The Annual Qualification Package should contain at a minimum, the following information for the prime consultant and all subconsultants which should be attached to the back of the letter of interest (subs to follow primes):

- Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, not more than 1 year old as of the date of the advertisement.
- Resumes of key personnel expected to be involved in the project. (limit to one 8 1/2 x 11 page, one side, per person). Only resumes of key personnel should be included.
- Copy of the firm's registration to do business in the Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in Pennsylvania.
- A copy of the Department's DBE/WBE Certification, if applicable.

If a Joint Venture responds to a project advertisement, the Commission will not accept separate letters of interest from joint venture constituents. A firm will not be permitted to submit a letter of interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Firms interested in performing the above services are invited to submit a letter of interest and required information to Michael W. Flack, P.E., Assistant Chief Engineer for Construction, at the Turnpike Commission Administration Building located at 176 Kost Road, Carlisle,

PA 17013-9779 (parcel delivery address) (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676).

The letter of interest and required information must be received by 12 p.m. (noon), Friday, January 7, 2000. Any letters of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable letters of interest received in response to this solicitation, one firm will be selected for each project. The order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Selection Committee. Technical Proposals or Requests for Proposals will not be requested prior to selection.

The Commission reserves the right to reject all letters of interest, to cancel solicitation requested under this notice, and/or to re-advertise solicitation for the work and services.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 99-2157. Filed for public inspection December 17, 1999, 9:00 a.m.]

Retention of Two Surveying Firms

Open End Contracts to Provide Surveying Services

Reference No. 3-124

The Turnpike Commission (Commission) will retain two engineering/surveying firms for Open End Contracts to provide surveying services. One Contract will be for surveying services throughout the Eastern portion of the Turnpike System, generally Districts 3, 4 and 5 and one Contract will be for surveying services throughout the Western portion, generally Districts 1 and 2 of the Turnpike System. These surveying services may include: baseline stakeout, level runs, metes and bounds surveys, Right-of-Way surveys, topographic surveys, cross-section surveys, wetland location surveys, GPS surveys, aerial photogrammetry control surveys and construction surveys. The work to be performed on each specific project may include any or all of the above phases of work on various projects located throughout the Eastern or Western portions of the Turnpike System. Each contract will be for a maximum cost of \$500,000, or for a period of 2 years, whichever occurs first. Please specify interest in the western contract, eastern contract, or both.

The surveying work must be performed in accordance with the requirements of applicable sections of the "Surveying And Mapping Manual," Publication 122M, Department of Transportation, Bureau of Design and/or the "Specifications For Aerial Photography, Field Control Surveys, and Topographic Mapping" contained in Form 442, Department of Transportation, Bureau of Design Specifications For Consultant Engineering Agreements as directed by the Commission. The services will encompass a wide range of design related surveying efforts with the possibility of several different types of survey projects under short simultaneous completion schedules.

The firm may be required to provide topographic surveys; GIS data, aerial photogrammetry control surveys, survey worksheets, and GPS survey data in AutoCAD,

DXF, ARC/INFO and Microstation formats. Translation capability to other CADD systems may be required.

The following factors will be considered by the Commission during the evaluation of the firms submitting Letters of Interest for this project:

a. Specialized experience and technical competence of prime consultant and subconsultants. Firms should have prior experience in large-scale GPS control surveys for highway design.

b. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on similar projects. The consultant should identify similar projects that have been completed by that firm as the prime, the magnitude of the project, and the client.

c. The specific experience and number of individuals who constitute the firm. Firms should have sufficient qualified permanent full-time personnel to complete survey assignments with short delivery schedules utilizing current state-of-the-art surveying instruments, equipment and software under the direct supervision of a PA registered Professional Land Surveyor.

d. Location of consultant's office where the work will be performed.

e. Workload of the prime consultant and subconsultants for all Department of Transportation and Turnpike Commission projects.

f. Other factors, if any, specific to the project.

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

Direct inquiries to Thomas E. Farcht, Jr., PLS at (717) 939-9551, Ext. 5761; or by e-mail at tfarcht@paturndpike.com.

General Requirements and Information

Firms interested in providing the above work and services are invited to submit a Letter of Interest with the required information. The Letters of Interest must include the following:

1. One page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified)

2. Three page expression of interest in the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for this project and provide explanation that the firm has successfully completed similar type projects of the same magnitude.

3. An organization chart for the Project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultant's listed in the letter of interest will require written approval from the Commission.

4. Tabulation of workload for the prime consultant and all subconsultants for all Department of Transportation and Turnpike Commission projects.

A copy of the Annual Qualification Package submitted to the Department of Transportation for the current year that is in the same District as this project or one that is best suited for this project.

The Annual Qualification Package should contain at a minimum, the following information for the prime consultant and all subconsultants which should be attached to the back of the letter of interest (subs to follow primes):

- Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, not more than 1 year old as of the date of the advertisement.

- Resumes of key personnel expected to be involved in the project. (limit to one 8 1/2 x 11 page, one side, per person). Only resumes of key personnel should be included.

- Copy of the firm's registration to do business in the Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in Pennsylvania.

- A copy of the Department's DBE/WBE Certification, if applicable.

If a Joint Venture responds to a project advertisement, the Commission will not accept separate letters of interest from joint venture constituents. A firm will not be permitted to submit a letter of interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Firms interested in performing the above services are invited to submit a letter of interest and required information to Barry L. Troup, P.E., Assistant Chief Engineer for Design, at the Turnpike Commission Administration Building located at 176 Kost Road, Carlisle, PA 17013-9779 (parcel delivery address) (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676).

The letter of interest and required information must be received by 12 p.m. (noon), Friday, January 7, 2000. Any letters of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable letters of interest received in response to this solicitation, one firm will be selected for each contract. The order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Selection Committee. Technical Proposals or Requests for Proposals will not be requested prior to selection.

The Commission reserves the right to reject all letters of interest, to cancel solicitation requested under this notice, and/or to re-advertise solicitation for the work and services.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 99-2158. Filed for public inspection December 17, 1999, 9:00 a.m.]