

# PENNSYLVANIA BULLETIN

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**Agencies in this issue:**

The Courts  
Department of Education  
Department of Environmental Protection  
Department of General Services  
Department of Health  
Department of Labor and Industry  
Department of Transportation  
Environmental Quality Board  
Historical and Museum Commission  
Independent Regulatory Review Commission  
Insurance Department  
Legislative Reference Bureau  
Liquor Control Board  
Pennsylvania Council on Aging  
Pennsylvania Public Utility Commission  
Public School Employes' Retirement Board  
Turnpike Commission

**Detailed list of contents appears inside.**

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

**No. 291, February 1999**

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**PENNSYLVANIA**



**BULLETIN**

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# READER'S GUIDE TO THE PENNSYLVANIA BULLETIN AND PENNSYLVANIA CODE

## ***Pennsylvania Bulletin***

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

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

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

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

## **Adoption, Amendment or Repeal of Regulations**

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

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

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

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

## **Citation to the *Pennsylvania Bulletin***

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

## ***Pennsylvania Code***

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

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

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

## **How to Find Documents**

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

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

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

**SUBSCRIPTION INFORMATION: (717) 766-0211**  
**GENERAL INFORMATION AND FINDING AIDS: (717) 783-1530**

### Printing Format

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

### Fiscal Notes

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

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

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# List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 1999.

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# THE COURTS

## Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

### PART VII. ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS [204 PA. CODE CH. 215]

#### Special Independent Prosecutor's Panel; Appoint- ment of Independent Counsel

The Independent Counsel Authorization Act (February 18, 1998, P. L. 24, No. 19, §§ 9301—9352) requires the Special Independent Prosecutor's Panel to select an independent counsel upon receipt of an application for appointment. Under § 9319(a)(4), the Special Independent Prosecutor's Panel is further required to disclose the identity of the independent counsel upon appointment.

In accordance with § 9319(a), the Special Independent Prosecutor's Panel appointed Anthony M. Mariani, Esquire as independent counsel on February 4, 1999.

NANCY M. SOBOLEVITCH,  
*Court Administrator of Pennsylvania*

[Pa.B. Doc. No. 99-261. Filed for public inspection February 19, 1999, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### BERKS COUNTY Rules of Court; Civil 99-1099

#### Order

*And Now*, this 2nd day of February, 1999, it is hereby *Ordered and Directed* as follows:

1. Berks County Rule of Civil Procedure (B.R.C.P.) 217.3 is hereby promulgated.
2. The Court Administrator is directed to:
  - a. File seven (7) certified copies of this Order and B.R.C.P. 217.3 with the Administrative Office of Pennsylvania Courts.
  - b. Distribute two (2) certified copies of this Order and B.R.C.P. 217.3 to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
  - c. File one (1) certified copy of this Order and B.R.C.P. 217.3 with the Civil Procedural Rules Committee.
  - d. Within three (3) weeks after the publication of B.R.C.P. 217.3 in the *Pennsylvania Bulletin*, cause a copy of this Order and a copy of said Rule to be published one (1) time in the Berks County Law Journal in suitable form so that the same may be placed as an additional or replacement page in the current binder of the Berks County Rules of Court. Each such additional or replacement page shall show in its lower right-hand corner, the effective date of said Rule.

3. A copy of this Order and B.R.C.P. 217.3 shall be kept continuously available for public inspection and copying in the office of the Prothonotary of Berks County.

4. Berks County Rule of Civil Procedure 217.3 shall become effective thirty (30) days after the date of publication of said Rule in the *Pennsylvania Bulletin*.

*By the Court*

SCOTT D. KELLER,  
*President Judge*

#### Berks County Rules of Civil Procedure

#### Rule 217.3. Jury Costs on Continuance or Settlement of a Cause of Action.

When a continuance is granted upon application of a party or a case is settled, either within three (3) days of the date set for jury selection or after a jury has been impaneled, the Court may impose on the party making the application for continuance or on both parties, if the case is settled, the reasonable costs actually incurred by the County and/or the jurors in impaneling said jury.

When a continuance has been granted or a case has been settled under the circumstances outlined above and costs imposed, the party upon whom such costs have been imposed may not, so long as such costs remain unpaid, take any further step in such or any other suit without prior leave of Court.

[Pa.B. Doc. No. 99-262. Filed for public inspection February 19, 1999, 9:00 a.m.]

#### LYCOMING COUNTY

#### Amendments to Rules of Civil Procedure; No. 99-00033

#### Order

*And Now*, this 2nd day of February, 1999, it is hereby *Ordered and Directed* as follows:

1. Lycoming County Rules of Civil Procedure are amended as follows: In all cases where the area code appears as "717", the new area code of "570" shall be substituted therefor.
2. The Prothonotary is directed to:
  - a. File seven (7) certified copies of this order with the Administrative Office of the Pennsylvania Courts.
  - b. Distribute two (2) certified copies of this order to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
  - c. File one (1) certified copy of this order with the Pennsylvania Civil Procedural Rules Committee.
  - d. Forward one (1) copy of this order to the Lycoming Reporter for publication therein.
  - e. Forward one (1) copy to the chairman of the Lycoming County Customs and Rules Committee.
  - f. Keep continuously available for public inspection copies of this order.

3. The rules revisions approved by this order shall become effective 30 days after their publication in the *Pennsylvania Bulletin*.

*By the Court*

CLINTON W. SMITH,  
*President Judge*

[Pa.B. Doc. No. 99-263. Filed for public inspection February 19, 1999, 9:00 a.m.]

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**SOMERSET COUNTY**

**Administrative Order; No. 14 Special 1999**

**Administrative Order 1-99**

Now, this 2nd day of February, 1999, in order to help defray the cost of administering the costs, fines and restitution assessment and collection system;

It is *Ordered* that the amount of \$20.00 will be included as a cost in all cases filed in the office of the Clerk of Courts in which costs, fines or restitution are assessed.

*By the Court*

EUGENE E. FIKE, II,  
*President Judge*

[Pa.B. Doc. No. 99-264. Filed for public inspection February 19, 1999, 9:00 a.m.]

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**SOMERSET COUNTY**

**Consolidated Rules of Court; No. 17 Miscellaneous 1999**

**Adopting Order**

*And Now*, this 2nd day of February, 1999, it is hereby *Ordered*:

1. The following designated Somerset County Rule of Civil Procedure (SOM.R.C.P.) is hereby adopted as a rule of this Court, effective thirty days after publication in the *Pennsylvania Bulletin*:

SOM.R.C.P. 1915.3 Commencement of Custody Proceedings

2. The Somerset County Court Administrator shall:

A. File seven (7) certified copies of this Order with the Administrative Office of Pennsylvania Courts.

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

C. File one (1) certified copy of this Order with the Pennsylvania Civil Procedural Rules Committee and one (1) copy with the Pennsylvania Domestic Relations Procedural Rules Committee.

D. File proof of compliance with this Order in the docket for these rules, which shall include a copy of each transmittal letter.

*By the Court*

EUGENE E. FIKE, II,  
*President Judge*

**Rules of Court**

**Som.R.C.P. 1915.3. Commencement of Custody Proceedings.**

A. Upon the presentation of a request for scheduling of a conference or hearing on any claim for custody, partial custody or visitation, the moving party shall pay an administrative fee in the amount of \$50.00, unless excused by the Court.

B. Upon the presentation of a request for scheduling of a conference or hearing on a claim for modification of an existing custody, partial custody or visitation order, the moving party shall pay an administrative fee in the amount of \$30.00, unless excused by the Court.

C. Conference or hearing will not be scheduled unless the required fee is paid, or an order is entered excusing payment.

[Pa.B. Doc. No. 99-265. Filed for public inspection February 19, 1999, 9:00 a.m.]

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# PROPOSED RULEMAKING

## ENVIRONMENTAL QUALITY BOARD

[25 PA. CODE CH. 72]

### Sewage Enforcement Officers Application Requirements for Certification

The Environmental Quality Board (Board) proposes to amend Chapter 72 (relating to administration of sewage facilities permitting program). The amendment is being proposed to clarify requirements relating to applications for certification of sewage enforcement officers (SEOs) outlined in § 72.54 (relating to applications for certification) to read as set forth in Annex A.

This notice is given under Board order at its meeting of December 15, 1998.

#### A. *Effective Date*

This proposed amendment will go into effect upon publication in the *Pennsylvania Bulletin* as final rule-making.

#### B. *Contact Persons*

For further information, contact Glenn Maurer, Director, Bureau of Water Quality Protection, 11th Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8465, Harrisburg, PA 17105-8465 (717) 787-2666, or William S. Cumings, Jr., Assistant Counsel, Bureau of Regulatory Counsel, 9th Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8464, Harrisburg, PA 17105-8464, (717) 787-7060. Information regarding submitting comments on this proposal appears in Section H of this Preamble. Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). This proposal is available electronically through the DEP Web site at <http://www.dep.state.pa.us>.

#### C. *Statutory Authority*

The proposed rulemaking is made under the authority of section 9 of the Pennsylvania Sewage Facilities Act (act) (35 P. S. § 750.9) and section 1920-A of The Administrative Code of 1929 (71 P. S. § 510.20).

#### D. *Background, Purpose and Summary of Proposed Regulatory Revision*

This proposed amendment is intended to clarify the requirements of § 72.54(a) relating to application requirements for persons who submit applications for certification as SEOs within this Commonwealth. Section 8(b) of the act (35 P. S. § 750.8) provides that local agencies, which include counties, municipalities and multimunicipal local agencies, are required to "employ an adequate number of sewage enforcement officers or contract with individuals, firms or corporations to adequately perform the services of sewage enforcement officers to administer the [permitting requirements] of this act . . . in accordance with the rules and regulations of the

department. No person shall be employed or contracted as a sewage enforcement officer unless said person has been certified by the department pursuant to standards set by the Environmental Quality Board."

The State Board for Certification of Sewage Enforcement Officers (Certification Board), an entity of the Department of Environmental Protection (Department) established under section 11 of the act (35 P. S. § 750.11), is responsible for the administration of examinations for the certification of sewage enforcement officers. The Department and the Certification Board have determined that it is necessary to amend § 72.54 to provide a more streamlined procedure for the submission of certain documentation to the Board by an applicant for certification as a sewage enforcement officer.

Section 72.54(a) requires that a candidate for certification as a SEO successfully complete precertification training courses prior to the certification examination. The Department is responsible for the administration of training programs for sewage enforcement officers, including precertification training. See 25 Pa. Code § 72.43(d). Beginning in April 1999, the precertification training will be provided to candidates for certification shortly before the scheduled examinations. Under existing § 72.54(a), applicants for certification are required to submit documentation of the successful completion of precertification training to the Board at least 40 days prior to the scheduled examination. Since the precertification training is intended to be provided to applicants less than 40 days prior to the scheduled examination, a conflict with the existing regulation will be created. Accordingly, the Department and the Certification Board believe it is necessary to propose an amendment to § 72.54(a) which will change the deadline for the submission of documentation of the successful completion of required precertification training from 40 days prior to the examination to "no later than the commencement of the scheduled examination for which the precertification training was held." Until this proposed amendment is implemented, it will not be possible to link certification examinations with the precertification training courses.

The proposed amendment and associated SEO training and certification improvements have been discussed with the Sewage Advisory Committee and an advisory group to the PA State Association of Township Supervisors (PSATS) representing the SEO community and local government. PSATS is assisting the Department in administering SEO training. These advisory groups have indicated support for this proposed amendment toward allowing full implementation of the SEO training and certification improvements.

#### E. *Benefits, Costs and Compliance*

Executive Order 1996-1 provides for a cost/benefit analysis of a proposed amendment.

##### *Benefits*

Applicants for certification as SEOs will benefit from the proposed amendment because they will not need to submit documentation of the successful prerequisite training for certification until the commencement of the scheduled examinations, which will be held shortly after the conclusion of the training course.

*Costs*

There are no additional costs to the Commonwealth, its citizens or applicants for certification as SEOs associated with this proposal.

*Compliance Costs*

The proposed amendment is not expected to impose any additional compliance costs on the regulated community.

*F. Sunset Review*

This proposed amendment will be reviewed in accordance with the sunset review schedule published by the Department to determine whether the regulation effectively fulfills the goals for which it was intended.

*G. Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), the Department submitted a copy of the proposed rulemaking on February 9, 1999, to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the Senate and House Environmental Resources and Energy Committees. In addition to submitting the proposed amendment, the Department has provided IRRC and the Committees with a copy of a detailed regulatory analysis form prepared by the Department. A copy of this material is available to the public upon request.

If IRRC has objections to any portion of the proposed amendment, it will notify the Department within 10 days of the close of the Committees' review period. The notification shall specify the regulatory review criteria which have not been met by that portion. The Regulatory Review Act specifies detailed procedures for review by the Department, the Governor and the General Assembly before final publication of the amendment.

*H. Public Comments*

*Written Comments*—Interested persons are invited to submit comments, suggestions or objections regarding the proposed amendment to the Environmental Quality Board, P. O. Box 8477, Harrisburg, PA 17105-8477 (express mail; Rachel Carson State Office Building, 15th Floor, 400 Market Street, Harrisburg, PA 17101-2301). Comments submitted by facsimile will not be accepted. Comments, suggestions or objections must be received by the Board by March 22, 1999. Interested persons may also submit a summary of their comments to the Board. The summary may not exceed one page in length and must also be received by March 22, 1999. The one-page summary will be provided to each member of the Board in the agenda packet distributed prior to the meeting at which the final regulation will be considered.

*Electronic Comments*—Comments may be submitted electronically to the Board at RegComments@A1.dep.state.pa.us and must also be received by the Board by March 22, 1999. A subject heading of the proposal and a return name and address must be included in each transmission. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt.

JAMES M. SEIF,  
*Chairperson*

**Fiscal Note:** 7-344. No fiscal impact; (8) recommends adoption.

## Annex A

## TITLE 25. ENVIRONMENTAL PROTECTION

## PART I. DEPARTMENT OF ENVIRONMENTAL PROTECTION

## Subpart C. PROTECTION OF NATURAL RESOURCES

## ARTICLE I. LAND RESOURCES

## CHAPTER 72. ADMINISTRATION OF SEWAGE FACILITIES PERMITTING PROGRAM

## Subchapter D. CERTIFICATION OF SEWAGE ENFORCEMENT OFFICERS

## § 72.54. Applications for certification.

(a) Correctly completed applications[ , **documentation of the successful completion of required precertification training courses** ] and an application fee of \$25 shall be received by the Board at least 40 days prior to the scheduled examinations. **In addition, the applicant shall provide documentation of the successful completion of required precertification training courses to the Board no later than the commencement of the scheduled examination for which the precertification training course was held.**

\* \* \* \* \*

[Pa.B. Doc. No. 99-266. Filed for public inspection February 19, 1999, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

[1 PA. CODE CHS. 101, 201, 301, 303, 305, 307,  
309, 311, 313 AND 315]

## Implementation of the Regulatory Review Act

The Independent Regulatory Review Commission (IRRC) proposes to amend its regulations in 1 Pa. Code by deleting Chapters 101 and 201 in their entirety and by adding Chapters 301, 303, 305, 307, 309, 311 and 315.

These proposed amendments will delete IRRC's regulations promulgated under the Regulatory Review Act as originally enacted, the act of June 25, 1982 (P. L. 633, No. 181). Because the subsequent reenactment and amendments drastically changed the structure of the review process, the existing regulations are largely inapplicable and unenforceable. For this reason, IRRC is deleting them in their entirety rather than amending them.

Embargoed material is covered in these proposed amendments. Therefore, IRRC is also deleting in its entirety the Statement of Policy in Chapter 201 (relating to embargoed material).

*Statutory Authority*

These amendments are proposed under the authority contained in section 11 of the Regulatory Review Act (act) (71 P. S. § 745.11).

### *Background*

These proposed amendments will implement the act of June 25, 1997 (P. L. 252, No. 24) (Act 24) amendments to the act. These proposed amendments respond to administrative and procedural concerns that have continually surfaced since the previous revision of the act in 1989. The legislative intent of the act and the mission of IRRC remain the same. However, the process has been streamlined and made more flexible, saving both the regulators and the regulated time and money.

The major changes brought about by Act 24 amendments are as follows:

- Define terms that are widely used in the review process to insure their consistent application.
- Eliminate the responsibility of agencies to send copies or summaries of a final-form regulation to all parties who commented on the proposed regulation. Now agencies are only obliged to send this material to commentators who specifically request it.
- Allow the agency to toll the review process to make changes recommended by IRRC or the standing committee of the House or Senate designated to review the agency's regulations (committee).
- Reduce the blackout period from 72 hours to 48 hours.
- Establish uniform procedures for the submittal and review of regulations and reports immediately prior to and after the adjournment sine die of the General Assembly or the expiration of the legislative session in even numbered years.
- Modify the time line for IRRC review of regulations to insure that IRRC has at least 10 days to consider committee comments and action.
- Restrict IRRC from reviewing an existing regulation that has been in effect for less than 3 years.

### *Purpose*

The purpose of this proposal is twofold. First, it will delete obsolete regulations designed to implement the original version of the act that is no longer in effect. Second, it will implement the latest revision to the act.

### *Summary of Amendments*

Chapter 301 (relating to general provisions) sets forth the general provisions relating to IRRC's operation.

- Section 301.1 (relating to definitions) cross references terms defined in the act and defines additional commonly used terms and phrases to insure their consistent application. Terms and phrases defined in this section include: "blackout period," "deemed approved," "delivery," "embargoed material," "end of legislative session," "existing regulation," "face sheet," "final regulation," "form letters," "LRB," "order," "public meeting," "regulatory analysis form," "regulatory review criteria," "staff review meeting," "Sunshine Act" and "transmittal sheet."

- Section 301.2 (relating to regulation files) implements section 5.1(k) of the act (71 P. S. § 745.5.a(k)), which provides that IRRC shall retain public records on regulations for 4 years after promulgation. This provision: (1) clarifies IRRC's timetable for retaining files of regulations which are withdrawn or deemed withdrawn, or final regulations that have not been promulgated; (2) lists the materials that are retained in the public files; and (3) provides that after IRRC takes final action on a regula-

tion, the file will be closed, and only documents addressed to IRRC will be included in a closed file.

- Section 301.3 (relating to determination of date and time of delivery) establishes how IRRC determines and confirms the date and time of delivery of documents.

- Section 301.4 (relating to expiration of time period for delivery) establishes how IRRC will determine when the committee and IRRC review periods expire. Generally, if the allotted time ends on a day when IRRC or committee is closed because of a holiday, weekend or an emergency, the review period is extended to the first business day thereafter.

- Section 301.5 (relating to expiration of committee and Commission review periods) provides that the person receiving a regulation on behalf of a committee or the Attorney General must sign with a full name and not initials. This provision is designed to prevent confusion as to whether a regulation was properly delivered.

- Section 301.6 (relating to signature on transmittal sheet) provides direction to the agency when a regulation is inadvertently delivered to the wrong committee.

- Section 301.7 (relating to delivery of a regulation to the wrong committee) describes the effects of a withdrawal or deemed withdrawal of a regulation.

- Section 301.8 (relating to withdrawal of a regulation) requires an agency to designate a contact person to receive documents transmitted by IRRC.

- Section 301.9 (relating to agency contact person) implements section 11(c) of the act (71 P. S. § 745.11(c)). It establishes when and how IRRC may conduct a public meeting.

Chapter 303 (relating to meetings of the Commission) describes how IRRC meetings will be conducted.

- Section 303.1 (relating to notice of Commission staff review and public meetings; participation; minutes) provides that IRRC will: (1) give notice of and conduct its meetings in accordance with the Sunshine Act (65 P. S. §§ 271—286); and (2) notify an affected agency and committees of a rescheduled meeting, in accordance with section 4(h) of the act (71 P. S. § 745.4(h)).

- Section 303.2 (relating to blackout period) outlines IRRC's handling of documents received during the blackout period.

- Section 303.3 (relating to quorum) implements section 4(i) of the act. It provides that three members of IRRC must be physically present to constitute a quorum. Once a quorum is present, the remaining members of IRRC may participate and vote by teleconference or proxy.

- Section 303.4 (relating to proxy voting) establishes the procedures for proxy voting. It provides that the proxy shall be: (1) in writing, signed by the Commissioner, and addressed to the Chairperson at IRRC's office address; and (2) delivered by first class mail or facsimile, prior to the commencement of the public meeting. The Commissioner must file a separate proxy for each vote. The chairperson or a delegate will present the proxy at the time of the vote on the regulation, and the proxy will be recorded as the Commissioner's vote.

Chapter 305 (relating to delivery of a proposed regulation) implements section 5 of the act (71 P. S. § 745.5). It outlines the procedures for delivery and review of proposed regulations.

- Section 305.1 (relating to delivery of a proposed regulation) provides that an agency shall deliver a proposed regulation on the same date to IRRC, committees and LRB, lists the material which must accompany the regulation, and incorporates the uniform sine die provisions in section 5(f) of the act if delivery is precluded due to the end of the legislative session.

- Section 305.2 (relating to delivery of comments and information by an agency) outlines the agency's responsibility for delivering comments it has received to IRRC and committees.

- Section 305.3 (relating to Commission review period) provides that IRRC has 10 days after the expiration of the committee review period to complete its review of the regulation.

- Section 305.4 (relating to Commission comments on a proposed regulation) outlines the procedure for IRRC delivery and agency receipt of IRRC's comments. It provides that if IRRC has not objected to a provision in the proposed regulation, subsequent disapproval of the final-form regulation may only be based on changes made to the proposed regulation, or recommendations from a committee.

Chapter 307 (relating to procedures for delivery and review of final regulations) implements section 5.1 of the act. It outlines the procedures for delivery of final-form and final-omitted regulations.

- Section 307.1 (relating to two-year period for promulgation) requires an agency to deliver a final-form regulation within 2 years of the close of the public comment period. If an agency does not meet this deadline, the regulation is deemed withdrawn.

- Sections 307.2 and 307.3 (relating to delivery of a final-form regulation; and delivery of a final-omitted regulation) provide for the delivery of final-form regulations, lists the materials which must accompany the regulation, and incorporates uniform sine die provisions in section 5.1(f) of the act, if delivery is precluded due to the end of the legislative session.

- Section 307.4 (relating to tolling the review period) outlines the procedures to be followed by an agency and IRRC if the agency tolls the review period. It also establishes how IRRC calculates the resumption of the review period after the tolled regulation has been delivered.

- Section 307.5 (relating to procedure for tolling) provides that: (1) IRRC has 10 days for review after the expiration of the committee review period; (2) IRRC's review period may be extended if Commission action is precluded due to lack of a quorum; and (3) IRRC will consider all comments received in determining whether a regulation meets the regulatory review criteria.

Chapter 309 (relating to action on regulations) implements section 6 of the act (71 P. S. § 745.6). It outlines the actions IRRC and committees may take on regulations, and the results of specific actions.

- Section 309.1 (relating to Commission and committee action on a final regulation) provides that if IRRC and committees approve or are deemed to have approved a regulation, the agency may proceed with promulgation. This provision also outlines what must occur in order for a regulation to be deemed approved.

- Section 309.2 (relating to Commission approval/committee disapproval of a final regulation) provides that if IRRC approves a regulation, which a committee has disapproved, IRRC must notify the disapproving committee within 2 business days of its approval.

Chapter 311 (relating to procedures for review of disapproved final regulations) outlines the procedures for subsequent review of disapproved final-form and final-omitted regulations.

- Section 311.1 (relating to Commission disapproval of a final regulation) implements section 6(a) and (b) of the act. It provides that IRRC's disapproval order will: (1) specify the review criteria which the regulation failed to meet; (2) be delivered to the LRB, committees and agency; and (3) bar the agency from promulgating the regulation until subsequent IRRC and committee review is completed.

- Section 311.2 (relating to response by an agency to Commission disapproval) implements section 7(a) and (a.1) of the act (71 P. S. § 745.7(a) and (a.1)). It requires the agency to notify IRRC and committees within 7 days whether the agency will withdraw, resubmit without revision or revise a disapproved regulation. This provision cross references section 7(a.1) of the act if the agency is precluded from delivering its notification because of the end of the legislative session.

- Section 311.3 (relating to subsequent review of regulation without revisions or modifications) implements section 7(b) of the act. It provides for: (1) agency delivery of a report to the committees if the agency decides to resubmit a disapproved regulation without revision; (2) materials the report must contain; (3) the time period for committee review of the report; and (4) a cross reference to section 7(d) of the act, which outlines the concurrent resolution process.

- Section 311.4 (relating to delivery of regulation with revisions) implements section 7(c) of the act. It provides for: (1) agency delivery of a report to IRRC and committees if the agency decides to revise and resubmit the regulation; (2) material that the report must contain; (3) the time period for IRRC and committee review of the report; and (4) a cross reference to section 7(d) of the act, which outlines the concurrent resolution process.

Chapter 313 (relating to emergency certified regulations) implements section 6(b) the act. It outlines the procedures for the delivery and review of emergency certified regulations.

- Section 313.1 (relating to general) describes when and how an agency may submit a final-form or final-omitted regulation certified as an emergency by either the Governor or Attorney General.

- Section 313.2 (relating to review of an emergency certified final regulation) establishes that an emergency certified regulation takes effect immediately upon publication in the *Pennsylvania Bulletin*. If disapproved, the regulation will be rescinded after 120 days or upon final disapproval under section 7(d) of the act, whichever occurs later. This provision also incorporates the statutory and regulatory tolling provisions.

Chapter 315 (relating to existing regulations and unpublished documents) outlines the procedures for review of existing regulations and statements of policy.

- Section 315.1 (relating to review of an existing regulation) implements section 8.1 of the act (71 P. S.

§ 745.8a). It provides that: (1) IRRC may review an existing regulation which has been in effect for at least 3 years; (2) if warranted, IRRC will notify the agency of issues raised and request a response; and (3) after a review of all pertinent material, IRRC will issue a report to the agency, committees, Governor and Attorney General setting forth its findings and recommendations.

- Section 315.2 (relating to review of an unpublished document) implements section 7.1 of the act (71 P. S. § 745.7a). It provides that if IRRC finds a published or an unpublished document should be promulgated as a regulation, it may present the matter to the Joint Committee on Documents.

*Fiscal Impact and Paperwork Requirements*

These proposed amendments do not create a negative fiscal impact or an increased paperwork requirement. In fact, allowance for electronic and facsimile transmission of documents will reduce paperwork.

*Contact Person*

These proposed amendments are published on IRRC's website at [www.irrc.state.pa.us](http://www.irrc.state.pa.us). Written comments, suggestions or objections will be accepted for 45 days after publication of these proposed amendments in the *Pennsylvania Bulletin*. IRRC invites comments from the General Assembly, executive and independent agencies and all interested parties. Comments and questions may be referred to Mary S. Wyatte, Chief Counsel, Independent Regulatory Review Commission, 333 Market Street, 14th Floor, Harrisburg, PA 17101, (717) 783-5417.

Comments may also be faxed to (717) 783-2664 or e-mailed to [irrc@irrc.state.pa.us](mailto:irrc@irrc.state.pa.us).

Alternative means of providing public comments and alternative formats of the proposed amendments, such as large print or cassette tape, may be made available to persons with disabilities upon request by calling Kristine M. Shomper at (717) 783-5417.

*Regulatory Review*

Under sections 5(a) and 11(a) of the act, IRRC submitted a copy of these proposed amendments on February 9, 1999, to the Joint Committee on Documents, the House State Government Committee and Senate Rules and Executive Nominations Committee. In addition to submitting the proposed amendments, IRRC has provided the Joint Committee on Documents and the committees with a copy of a completed Regulatory Analysis Form. A copy of this material is available to the public upon request.

If the Committees have any objection to these proposed amendments, they will notify IRRC by 20 days after the expiration of the public comment period. If the Joint Committee on Documents has any objections, it will notify IRRC by 10 days after the close of the Committees' review period. The notification shall identify any portion of the regulation which does not meet the regulatory review criteria and specify the regulatory review criteria which has not been met by that portion. The Regulatory Review Act specifies detailed procedures for review by the Joint Committee on Documents, Governor and General Assembly prior to promulgation of the regulations.

JOHN R. MCGINLEY, Jr.,  
Chairperson

**Fiscal Note:** 70-6. No fiscal impact; (8) recommends adoption.

**Annex A**

**TITLE 1. GENERAL PROVISIONS**

**PART III. INDEPENDENT REGULATORY REVIEW COMMISSION**

**CHAPTER 101. [ PRACTICE AND PROCEDURE ] (Reserved)**

**§§ 101.1—101.11. (Reserved).**

**CHAPTER 201. [ EMBARGOED MATERIAL—STATEMENT OF POLICY ] (Reserved)**

**§§ 201.1—201.3. (Reserved).**

**CHAPTER 301. GENERAL PROVISIONS**

- Sec. 301.1. Definitions.
- 301.2. Regulation files.
- 301.3. Determination of date and time of delivery.
- 301.4. Expiration of time period for delivery.
- 301.5. Expiration of committee and Commission review periods.
- 301.6. Signature on transmittal sheet.
- 301.7. Delivery of a regulation to the wrong committee.
- 301.8. Withdrawal of a regulation.
- 301.9. Agency contact person.
- 301.10. Procedure for public hearings.

**§ 301.1. Definitions.**

The following words and terms, when used in this part, have the following meanings, unless the context clearly indicates otherwise:

*Act*—The Regulatory Review Act (71 P. S. §§ 745.1—745.15).

*Agency*—As defined in section 3 of the act (71 P. S. § 745.3).

*Blackout period*—The 48-hour period immediately preceding the call to order of the staff review meeting.

*CDL—Commonwealth Documents Law*—As defined in section 3 of the act.

*Commission*—As defined in section 3 of the act.

*Committee*—As defined in section 3 of the act.

*Commonwealth Attorneys Act*—As defined in section 3 of the act.

*Commonwealth Documents Law*—As defined in section 3 of the act.

*Deemed approved*—The approval of a regulation by operation of law when the committees or the Commission have not approved or disapproved the regulation by majority vote.

*Delivery*—

(i) The deposit of regulations, correspondence or other documents with the Commission through postal or other delivery service, hand delivery, electronic mail (e-mail) or facsimile.

(ii) The deposit of orders, comments, correspondence or other documents with agencies, committees or other parties through postal or other delivery service, hand delivery, e-mail or facsimile.

*Embargoed material*—Documents pertaining to a regulation on the agenda for the Commission's public meeting delivered during the blackout period by any person or entity, except documents from the committee or a member of the committee.

*End of legislative session*—The adjournment sine die or the expiration of the legislative session in an even-numbered year.

*Existing regulation*—An enforceable regulation codified in the *Pennsylvania Code*.

*Face sheet*—A form accompanying a regulation for filing documents with the LRB, completed in accordance with the regulations of the Joint Committee on Documents. See 1 Pa. Code § 13.12 (relating to requirements as to form and size).

*Final regulation*—A final-form or final-omitted regulation.

*Final-form regulation*—As defined in section 3 of the act.

*Final-omitted regulation*—As defined in section 3 of the act.

*Form letters*—Letters which contain verbatim text.

*LRB*—The Legislative Reference Bureau of the Commonwealth.

*Order*—The statement of the Commission's findings and action on a final regulation, which is not subject to appeal.

*Promulgate*—As defined in section 3 of the act.

*Proposed regulation*—As defined in section 3 of the act.

*Public meeting*—The public session on a scheduled meeting day at which the Commission takes formal action on a regulation.

*Regulation*—

(i) A rule or regulation, or order in the nature of a rule or regulation, promulgated by an agency under statutory authority in the administration of any statute administered by or relating to the agency or amending, revising or otherwise altering the terms and provisions of an existing regulation, or prescribing the practice and procedure before the agency.

(ii) The term also includes actions of the Liquor Control Board which have an effect on the discount rate for retail licenses.

(iii) The term does not include a proclamation, executive order, directive or similar document issued by the Governor but does include a regulation which may be promulgated by an agency, only with the approval of the Governor.

*Regulatory analysis form*—The form accompanying a regulation that contains the information required under section 5(a) of the act (71 P. S. § 745.5(a)).

*Regulatory review criteria*—The criteria delineated in section 5.1(h) and (i) of the act (71 P. S. § 745.5a(h) and (i)).

*Staff review meeting*—The public session on a scheduled meeting day at which the Commission staff briefs the Commissioners on the regulations scheduled for action at the public meeting.

*Sunshine Act*—65 P. S. §§ 271—286.

*Transmittal sheet*—The form accompanying a regulation which lists the regulation number, the title of the regulation, the agency promulgating the regulation, the type of regulation, the date of delivery and the signatures of the persons receiving the regulation on behalf of the committees, the Commission, the Attorney General (for final-omitted regulations) and the LRB.

*Withdrawal*—As defined in section 3 of the act.

### § 301.2. Regulation files.

(a) The Commission will retain regulation files in accordance with the following schedule:

(1) *Promulgated regulations*. Four years after the date of promulgation.

(2) *Withdrawn or deemed withdrawn regulations*. Four years after the date of delivery of the proposed or final-omitted regulation to the Commission.

(3) *Final regulations which are not promulgated*. Four years after the date of delivery to the Commission.

(b) The files shall include the following materials:

(1) The original regulatory analysis form and the original regulation.

(2) Documents received, including comments, correspondence from the Attorney General, correspondence from the agency, transcripts and manuals.

(3) Subpoenas.

(4) Correspondence from the Commission.

(5) Commission comments.

(6) Commission orders.

(c) After the Commission takes final action on a regulation under sections 6(a) or 7(c) of the act (71 P. S. §§ 745.6(a) and under 745.7(c)), the Commission's regulation file will be closed. Only correspondence and documents addressed to the Commission or directed to the Commission's attention will be added to a closed regulation file.

(d) Upon request, a person may examine or copy the materials contained in the regulation files during the Commission's normal business hours.

(e) The Commission may charge a reasonable fee for copies of material contained in a regulation file.

### § 301.3. Determination of date and time of delivery.

(a) The Commission will determine the date and time of delivery of documents as follows:

(1) *E-mail*. As indicated on the Commission's computer system.

(2) *Fax*. As indicated on the transmittal report generated by the Commission's facsimile machine.

(3) *Postal or other delivery service*. As indicated on the Commission's time and date stamp.

(4) *Hand delivery*. As indicated on the Commission's time and date stamp.

(b) If the sender requests confirmation of delivery of a hand-carried document, the sender shall include an additional copy of the first page. The Commission will stamp the copy with the date and time of delivery and return it to the sender. If the sender requests confirmation of a document delivered through the postal or another delivery service, the sender shall include an additional copy of the first page and a stamped, self-addressed envelope. The Commission will stamp the additional copy with the date and time of delivery and mail it to the sender.

(c) If the sender requests confirmation of delivery of an e-mailed or faxed document, the Commission will fax or e-mail confirmation of delivery to the sender.

(d) The sender shall have the responsibility to obtain confirmation that a document was delivered prior to the blackout period.

(e) The Commission will stamp the date and time of delivery of a regulation on the transmittal sheet and on the regulatory analysis form.

### § 301.4. Expiration of time period for delivery.

(a) The time period for an agency to deliver a regulation or report to the Commission or a committee will



expire on the first business day after the expiration day established in the act or this part if that day is one of the following:

- (1) A legal holiday.
  - (2) Declared a holiday by the Office of Administration.
  - (3) A day on which Commonwealth offices located in Harrisburg are closed due to emergency circumstances.
  - (4) A day on which the staff offices of the Senate or House of Representatives are officially closed.
  - (5) A Saturday or Sunday.
- (b) A part-day holiday is considered a normal business day and not a day that would require the extension of a time period for delivery.

**§ 301.5. Expiration of committee and Commission review periods.**

(a) A committee review period will expire the first business day after the expiration day established under the act or this part if that day is one of the following:

- (1) A legal holiday.
- (2) Declared a holiday by the Office of Administration.
- (3) A day on which Commonwealth offices located in Harrisburg are closed due to emergency circumstances.
- (4) A day on which the staff offices of the Senate or House of Representatives are officially closed.
- (5) A Saturday or Sunday.

(b) The Commission review period will expire on the first business day after the expiration day established under the act or this part if that day is one of the following:

- (1) A legal holiday.
- (2) Declared a holiday by the Office of Administration.
- (3) A day on which Commonwealth offices located in Harrisburg are closed due to emergency circumstances.
- (4) A Saturday or Sunday.

(c) A part-day holiday is considered a normal business day and not a day that would require the extension of a committee or Commission review period.

**§ 301.6. Signature on transmittal sheet.**

The person receiving a regulation on behalf of a committee chairperson, the Attorney General or the LRB shall sign the transmittal sheet with his full name. The Commission will not accept initials to indicate delivery of a regulation.

**§ 301.7. Delivery of a regulation to the wrong committee.**

(a) Immediately upon discovery that the agency has delivered a regulation to a committee other than a committee as defined in § 301.1 (relating to definitions), the agency shall deliver the regulation to the designated committee.

(b) The agency shall deliver a regulation to the designated committee in accordance with the following:

- (1) A proposed regulation. See § 305.1 (relating to delivery of a proposed regulation).
- (2) A final-form regulation. See § 307.2 (relating to delivery of a final-form regulation).
- (3) A final-omitted regulation. See § 307.3 (relating to delivery of a final-omitted regulation).

(c) The agency shall deliver the signed transmittal sheet to the Commission on the same date that the agency delivers the regulation to the designated committee.

(d) With the delivery of a proposed regulation to the designated committee, the agency shall include all comments received since the beginning of the public comment period.

(e) The review period of the designated committee will begin as follows:

(1) For proposed regulations, the day after the close of the public comment period or the day after delivery, whichever is later.

(2) For final regulations, the day after delivery.

**§ 301.8. Withdrawal of a regulation.**

(a) If an agency withdraws or is deemed to have withdrawn a regulation, the Commission and the committees will cease their review of the regulation and will not take further action on the regulation.

(b) If the agency withdraws a proposed regulation, but subsequently desires to proceed with promulgation, the agency shall deliver a new proposed regulation in accordance with § 305.1 (relating to delivery of a proposed regulation).

(c) If the agency withdraws a final-form regulation after delivery to the Commission, but subsequently desires to proceed with promulgation, the agency may deliver a new final-form regulation in accordance with § 307.2 (relating to delivery of a final-form regulation), within 2 years from the close of the public comment period.

(d) If the agency desires to proceed with promulgation of a withdrawn regulation but does not submit a new final-form regulation within 2 years from the close of the public comment period, the agency shall deliver a new proposed regulation.

**§ 301.9. Agency contact person.**

An agency shall notify the Commission, in writing, of the name, title, address, telephone number and facsimile number of the agency representative designated to receive comments, orders, embargoed material and other documents, which the Commission delivers by facsimile or e-mail to the agency. Delivery is deemed made if sent by facsimile or e-mail to the designated agency representative.

**§ 301.10. Procedure for public hearings.**

(a) The Commission may schedule public hearings on matters that are related to a proposed, a final or an existing regulation under review.

(b) Notice of a public hearing will be published in accordance with the Sunshine Act. The notice will include the date and time of the public hearing, the subject matter of the public hearing and the address where the public hearing will take place.

(c) The chairperson will designate a hearing officer to preside at the public hearing. The hearing officer will be charged with preserving order during the public hearing. The hearing officer may determine the agenda, the order of commentators and the time allotted to each commentator.

(d) When participating at a public hearing, commentators shall bring 10 written copies of their comments and supporting documents to the Commission.

**CHAPTER 303. MEETINGS OF THE COMMISSION**

Sec.	
303.1	Notice of Commission staff review and public meetings; participation; minutes.
303.2	Blackout period.
303.3	Quorum.
303.4	Proxy voting.

**§ 303.1. Notice of Commission staff review and public meetings; participation; minutes.**

(a) The Commission will give notice of its staff review and public meetings in accordance with the Sunshine Act.

(b) The Commission will deliver notice of a rescheduled staff review or public meeting to the committees and affected agencies at least 10-calendar days prior to the meeting date.

(c) Commission staff review and public meetings are open to the public. Participation in meetings is at the discretion of the chairperson.

(d) Minutes of staff review and public meetings will be available for public inspection at the Commission office during regular business hours.

**§ 303.2. Blackout period.**

(a) During the blackout period, Commissioners and Commission staff will not communicate with any party, except a committee, committee member or committee staff person, regarding the substance of a regulation on the Commission's public meeting agenda.

(b) Comments and documents delivered by any party, except a committee, committee member or committee staff person, during the blackout period will be embargoed.

(c) Within 24 hours of receipt, the Commission will deliver embargoed material and committee comments received during the blackout period to the agency.

(d) Upon the call to order of the staff review meeting, or public meeting if a staff review meeting is not held, embargoed material will be distributed to the Commissioners and Commission staff assigned to review the regulation.

**§ 303.3. Quorum.**

(a) For purposes of conducting official business, three Commissioners must be physically present to constitute a quorum.

(b) Once a quorum is established, Commissioners may participate in meetings and vote on regulations by teleconference or proxy.

**§ 303.4. Proxy voting.**

(a) A Commissioner may vote by proxy on any issue before the Commission, including the approval or disapproval of a regulation, if the following conditions are met:

(1) The proxy shall be in writing, signed by the Commissioner, and addressed to the Chairperson at the Commission's office address.

(2) The Commissioner will deliver the proxy to the Commission, either by first-class mail or facsimile, prior to the commencement of the public meeting.

(3) The Commissioner will deliver a separate proxy for each vote.

(b) The Chairperson or a delegate will present the proxy at the public meeting at the time of the Commission vote.

(c) The proxy shall be recorded as the Commissioner's vote.

**CHAPTER 305. PROCEDURES FOR DELIVERY AND REVIEW OF PROPOSED REGULATIONS**

Sec.	
305.1	Delivery of a proposed regulation.
305.2	Delivery of comments and information by an agency.
305.3	Commission review period.
305.4	Commission comments on a proposed regulation.

**§ 305.1. Delivery of a proposed regulation.**

(a) The agency shall deliver a proposed regulation to the LRB, the committees and the Commission on the same date. Delivery of the regulation shall be made to the Commission after delivery to the committees.

(b) The agency shall include the following material with the regulation:

(1) A completed regulatory analysis form.

(2) A face sheet signed by the Office of Attorney General and the Office of General Counsel or chief counsel of an independent agency.

(3) A transmittal sheet signed by the committees.

(4) A statement from the agency head or designee or Office of General Counsel that the regulation was delivered to the committees in accordance with section 5(a) of the act (71 P. S. § 745.5(a)).

(5) The preamble and the text of the regulation set forth in an Annex A.

(c) If the agency is prevented from delivering the regulation to the Commission and the committees because of the end of the legislative session, the agency shall deliver the regulation in accordance with section 5(f) of the act.

**§ 305.2. Delivery of comments and information by an agency.**

(a) From the date of delivery of the proposed regulation until the expiration of the Commission's review period, the agency shall deliver to the Commission and committees copies of the following material relating to the regulation:

(1) The comments received.

(2) Reports from advisory groups.

(3) Public notices or announcements regarding solicitation of public comments and information regarding meetings the agency has held or will hold.

(b) The agency shall deliver copies of comments to the Commission within 5 days of its receipt of the comments.

(c) The agency shall deliver one copy of form letters received, and indicate the number of copies of that form letter it has received as of the date of delivery.

**§ 305.3. Commission review period.**

The Commission has 10 days after the expiration of the committee review period to review the regulation and deliver its comments to the agency. The Commission will calculate its review period as beginning the day after the expiration of the committee review period.

**§ 305.4. Commission comments on a proposed regulation.**

(a) The Commission will deliver its comments on a proposed regulation to the agency on or before the date the comments are due.

(b) To verify receipt of the comments by hand delivery, the agency staff person shall sign the Commission's receipt card. To verify receipt of the comments by facsimile, the agency staff person shall sign the cover sheet and send it back to the Commission by facsimile. To verify receipt of the comments by e-mail, the agency staff person shall send an e-mail message to the Commission indicating receipt of the comments.

(c) The comments shall contain objections to the regulation, specifying the regulatory review criteria that the regulation has not met. The comments may also contain recommendations for amendment of the regulation in final-form.

(d) If the Commission or a committee does not object to a provision in the proposed regulation by the expiration of its review period, and if the agency has not changed that provision in the final-form regulation, the Commission will be deemed to have approved that provision.

(e) The Commission may disapprove the final-form regulation only on the basis of one or more of the following:

- (1) Objections which the Commission raised in its comments on the proposed regulation.
- (2) Changes which the agency made to provisions in the final-form regulation.
- (3) Recommendations, comments or objections of a committee relating to the regulation.

**CHAPTER 307. PROCEDURES FOR DELIVERY AND REVIEW OF FINAL REGULATIONS**

Sec.	
307.1.	Two-year period for promulgation.
307.2.	Delivery of a final-form regulation.
307.3.	Delivery of a final-omitted regulation.
307.4.	Tolling the review period.
307.5.	Procedure for tolling.
307.6.	Commission review of a final regulation.

**§ 307.1. Two-year period for promulgation.**

If an agency does not deliver, or withdraws and does not resubmit, a final-form regulation within 2 years of the close of the public comment period for the proposed regulation, the agency is deemed to have withdrawn the regulation.

**§ 307.2. Delivery of a final-form regulation.**

(a) The agency shall deliver a final-form regulation to the committees and the Commission on the same date. Delivery shall be made to the Commission after delivery to the committees.

(b) On the same date that the agency submits the regulation to the committees and the Commission, the agency shall mail a copy of the regulation or a summary of the changes from the proposed regulation to those commentators who requested information on the final-form regulation.

(c) The agency shall include the following documents with the regulation:

- (1) A completed regulatory analysis form relating to the final-form regulation.
- (2) A face sheet signed by the Office of General Counsel or chief counsel of an independent agency.
- (3) A transmittal sheet signed by the committees.
- (4) A statement from the agency head or designee or Office of General Counsel that the regulation was delivered to the committees in accordance with section 5.1(a) of the act (71 P. S. § 745.5a(a)).

- (5) The agency's response to the comments received.
- (6) The preamble.

(7) The text of the final-form regulation the agency intends to adopt indicating any changes made from the proposed regulation using the following format:

- (i) Brackets to indicate language proposed to be deleted from the existing regulation.
- (ii) Underscoring to indicate the new language proposed to be added to the existing regulation.
- (iii) Strike-out type to indicate the new language in the proposed regulation which is deleted in the final-form.
- (iv) Capital letters to indicate the new language in the final-form regulation which was not included in the proposed regulation.

(8) The names and addresses of commentators who requested additional information on the final-form regulation.

(d) If the committees are prevented from completing their review because of the end of the legislative session, the agency shall deliver the regulation in accordance with section 5.1(f) of the act.

**§ 307.3. Delivery of a final-omitted regulation.**

(a) The agency shall deliver a final-omitted regulation to the committees, the Attorney General and the Commission on the same date. Delivery shall be made to the Commission last, after delivery to the committees and the Attorney General.

(b) The agency shall include the following documents with the regulation:

- (1) A completed regulatory analysis form.
- (2) A face sheet signed by the Office of General Counsel or chief counsel of an independent agency.
- (3) A transmittal sheet signed by the committees and the Office of Attorney General.
- (4) A statement from the agency head or designee or Office of General Counsel that the regulation was delivered to the committees in accordance with section 5.1(c) of the act (71 P. S. § 745.5a(c)).

- (5) The preamble.
- (6) The text of the final-omitted regulation indicating amendments to the existing regulation using the following format:

- (i) Brackets to indicate language deleted from the existing regulation.
- (ii) Underscoring to indicate language added to the existing regulation.

(c) If the committees are prevented from completing their review because of the end of the legislative session, the agency shall proceed in accordance with section 5.1(f) of the act.

**§ 307.4. Tolling the review period.**

(a) After delivery of a final regulation to the Commission and committees, an agency may revise the regulation only if it tolls the review period in compliance with section 5.1(g) of the act (71 P. S. § 745.5a(g)) and this section.

- (b) An agency may only toll the review period one time.
- (c) The agency may only toll the review period to make revisions recommended by the Commission or a committee.

(d) The agency shall toll the review period prior to the day on which either committee takes action on the regulation or the expiration of the committee review period.

(e) The agency may only toll the review period for up to 30 days.

(f) The agency may not toll the review period if the Commission objects. The Commission may object if the revision the agency intends to make is broader than or inconsistent with that recommended by the Commission or committee.

**§ 307.5. Procedure for tolling.**

(a) The agency shall deliver written notice of its intention to toll to the Commission and the committees on the same date.

(b) The written notice shall include the following:

- (1) A citation to the section to be revised.
- (2) A description of the revision.

(3) An explanation of how the revision will satisfy the Commission's or committee's concerns.

(c) The agency shall deliver the written notice of its intention to toll prior to the expiration of the committees' 20-day review period or the day on which either committee takes action on the regulation, whichever occurs first.

(d) If the Commission objects to the tolling, it will notify the agency and the committees of its objections within 2 business days after its receipt of the agency's notice.

(e) If the Commission objects, the review period will not be tolled and the regulation will be reviewed within the original time period established under section 5.1(d)—(f) of the act (71 P. S. § 745.5a(d)—(f)).

(f) The Commission will notify the agency, the committees, the Attorney General and the General Counsel of the first and 30th day of the tolling period.

(g) Before the expiration of the tolling period, the agency shall deliver a revised regulation, or a written notice that the regulation will not be revised, to the committees, the Commission and the Attorney General (for a final-omitted regulation) on the same date. The agency shall deliver the revised regulation, or written notice, to the Commission after delivery to the committees and the Attorney General.

(h) The agency shall include a transmittal sheet with delivery of the regulation, or written notice that the regulation will not be revised.

(i) If the agency does not deliver a revised regulation, or written notice that the regulation will not be revised, before the expiration of the tolling period, the agency is deemed to have withdrawn the regulation. The Commission will notify the agency, the committees, the Attorney General and the Office of General Counsel that the regulation is deemed withdrawn.

(j) Upon receipt of the revised regulation, or written notice that the regulation will not be revised, the Commission will notify the agency, the committees, the Attorney General and the Office of General Counsel of the beginning and ending dates of the committee review period.

(k) The committees have the remainder of their 20-day review period or 10 days from the date of receipt of the revised regulation or written notice that the regulation will not be revised, whichever is longer, to approve or

disapprove the regulation. The committee review period begins the day after the revised regulation or written notice is received.

(l) The Commission has 10 days after the expiration of the committee review period, or until its next regularly scheduled meeting, whichever is later, to approve or disapprove the original or revised regulation.

(m) If the committees are prevented from completing their review because of the end of the legislative session, the agency shall proceed in accordance with section 5.1(f) of the act.

**§ 307.6. Commission review of a final regulation.**

(a) The Commission has 10 days after the expiration of the committee review period, or until its next regularly scheduled meeting, whichever is later, to approve or disapprove a final regulation. The Commission will calculate its review period as beginning the day after the expiration of the committees' review period.

(b) If the Commission is unable to approve or disapprove a final regulation because of the lack of a quorum, its review period will be extended for 30 days or until the next meeting at which a quorum is present, whichever occurs first.

(c) To determine whether the final regulation meets the regulatory review criteria, the Commission will consider comments from interested parties, members of the General Assembly and the committees, and the agency's response to those comments.

**CHAPTER 309. ACTION ON REGULATIONS**

Sec.	
309.1.	Commission and committee action on a final regulation.
309.2.	Commission approval/committee disapproval of a final regulation.

**§ 309.1. Commission and committee action on a final regulation.**

(a) The Commission and each committee may approve or disapprove a final regulation by majority vote of members present.

(b) If a committee does not approve or disapprove the regulation within 20 days of receipt, the committee is deemed to have approved the regulation.

(c) The Commission is deemed to have approved a final-form regulation if the following conditions apply:

(1) All of the following events occur:

(i) The Commission has not objected to the regulation as proposed.

(ii) The agency has not made changes in the final-form regulation which were not included in the proposed regulation.

(iii) A committee has not conveyed to the Commission or agency any recommendations, comments or objections.

(2) The Commission does not take action within the time period established under § 307.6 (relating to Commission review of a final regulation).

(3) The Commission's vote results in a tie.

(d) The Commission will notify the LRB, the committees, and the agency of its action on a regulation.

(e) When the committees and the Commission approve or are deemed to have approved a regulation, the agency may proceed with promulgation of the regulation.

**§ 309.2. Commission approval/committee disapproval of a final regulation.**

(a) When the Commission approves a final regulation which one or both of the committees has disapproved, the Commission will deliver its approval order or notice indicating the regulation has been deemed approved to the disapproving committee and the agency within 2 business days after the approval or deemed approval.

(b) The agency may not promulgate the regulation for 14 days pending the report of a concurrent resolution from the disapproving committee, under section 7(d) of the act (71 P. S. § 745.7(d)).

(c) If the Commission is prevented from delivering the order or notice because of the end of the legislative session, the Commission will deliver its order or notice under section 6(c) of the act (71 P. S. § 745.6(c)).

**CHAPTER 311. PROCEDURES FOR REVIEW OF DISAPPROVED FINAL REGULATIONS**

Sec.	
311.1.	Commission disapproval of a final regulation.
311.2.	Response by an agency to Commission disapproval.
311.3.	Subsequent review of regulation without revisions or modifications.
311.4.	Delivery of a regulation with revisions.

**§ 311.1. Commission disapproval of a final regulation.**

(a) If the Commission disapproves a final regulation, the Commission will issue a disapproval order specifying the regulatory review criteria that the regulation has not met.

(b) The Commission will deliver its disapproval order to the LRB, the committees, the agency, the Attorney General and the commentators listed by the agency as having requested information on the final regulation.

(c) The Commission's disapproval order shall continue the bar on the promulgation of the regulation until the review provided under section 7 of the act (71 P. S. § 745.7) and this chapter is completed.

**§ 311.2. Response by an agency to Commission disapproval.**

(a) Within 7 calendar days of receipt of the Commission's disapproval order, the agency shall provide written notification to the Governor, the committees and the Commission of its selection of one of the following three options:

- (1) To proceed with promulgation of the regulation without revisions.
- (2) To revise the regulation in order to respond to the Commission's objections.
- (3) To withdraw the regulation.

(b) If the agency does not select an option within 7-calendar days after receipt of the Commission's disapproval order, the agency is deemed to have withdrawn the regulation.

(c) If the agency is prevented from notifying the committees of the option selected because of the end of the legislative session, the agency shall proceed in accordance with section 7(a.1) of the act (71 P. S. § 745.7(a.1)).

**§ 311.3. Subsequent review of regulation without revisions or modifications.**

(a) If the agency chooses to proceed with promulgation of the regulation without revision under § 311.2(a)(1) (relating to response by an agency to Commission disapproval), the agency shall deliver a report to the Commis-

sion and the committees within 40-calendar days of receipt of the Commission's disapproval order.

(b) The report shall contain the following:

- (1) The final regulation.
- (2) The Commission's disapproval order.
- (3) The agency's response to the Commission's disapproval.
- (4) A signed transmittal sheet.

(c) If the agency does not deliver the report within 40-calendar days of receipt of the Commission's disapproval order, the agency is deemed to have withdrawn the regulation.

(d) Upon receipt of the report, the committees may proceed in accordance with section 7(d) of the act (71 P. S. § 745.7(d)).

(e) If the agency is prevented from delivering its report to the committees because of the end of the legislative session, the agency shall proceed in accordance with section 7(b) of the act.

**§ 311.4. Delivery of a regulation with revisions.**

(a) If the agency chooses to revise or modify the final regulation under § 311.2(a)(2) (relating to response by an agency to Commission disapproval), the agency shall deliver a report to the committees and the Commission within 40-calendar days of receipt of the Commission's disapproval order.

(b) The report shall contain the following:

- (1) The revised final regulation.
- (2) The Commission's disapproval order.
- (3) A detailed explanation of how the revisions respond to the Commission's disapproval order.
- (4) A signed transmittal sheet.

(c) If the agency does not deliver the report within 40-calendar days of receipt of the Commission's disapproval order, the agency is deemed to have withdrawn the regulation.

(d) The committees have 10-calendar days from receipt of the report to approve or disapprove the report. If a committee does not disapprove the report within the 10-day period, that committee is deemed to have approved the report.

(e) The Commission has 7 days after the expiration of the committee review period, or until its next regularly scheduled meeting, whichever is later, to approve or disapprove the report. The Commission will calculate its review period as beginning the day after the expiration of the committee review period.

(f) If the Commission does not disapprove the report, the Commission is deemed to have approved the report.

(g) If the committees and the Commission approve or are deemed to have approved the report, the agency may proceed with promulgation of the revised final regulation.

(h) If the Commission or a committee disapproves the report, the bar on the promulgation of the final regulation shall continue until the review provided under section 7(c) and (d) of the act (71 P. S. § 745.7(c) and (d)) is completed.

(i) If the agency is prevented from delivering its report to the committees because of the end of the legislative session, the agency shall proceed in accordance with section 7(c) of the act.

(j) If the Commission is prevented from delivering its approval or disapproval order to the committees because of the end of the legislative session, the Commission will deliver its order in accordance with section 7(c) of the act.

### CHAPTER 313. EMERGENCY CERTIFIED REGULATIONS

Sec.  
313.1. General.  
313.2. Review of an emergency certified final regulation.

#### § 313.1. General.

(a) An agency may deliver a final regulation as an emergency certified regulation in either of the following situations:

(1) The Attorney General certifies that the regulation is required to satisfy the order of a State or Federal court, or to implement the provisions of a Federal statute or regulation.

(2) The Governor certifies that the regulation is required to avoid an emergency which may threaten the public health, safety or welfare, cause a budget deficit, or create the need for supplemental or deficiency appropriations of greater than \$1 million.

(b) The agency shall deliver the emergency certified final-form regulation and the certification from the Attorney General or the Governor in accordance with § 307.2 (relating to delivery of a final-form regulation).

(c) The agency shall deliver the emergency certified final-omitted regulation and the certification from the Attorney General or the Governor in accordance with § 307.3 (relating to delivery of a final-omitted regulation).

#### § 313.2. Review of an emergency certified final regulation.

(a) An emergency certified final regulation shall take effect immediately upon publication in the *Pennsylvania Bulletin*, or on the date specified in the agency's adoption order.

(b) Review of an emergency certified regulation shall be in accordance with the procedures of Chapters 307, 309 and 311 (relating to procedures for delivery and review of final regulations; action on regulations; and procedures for review of disapproved final regulations). If the emergency certified regulation is disapproved, the regulation shall be rescinded after 120 days or upon final disapproval under section 7(d) of the act (71 P. S. § 745.7(d)), whichever occurs later.

(c) Except as provided in section 5.1(g) of the act (71 P. S. § 745.5a(g)) and §§ 307.4 and § 307.5 (relating to tolling the review period; and procedures for tolling), an agency may not make changes to an emergency certified regulation after the agency delivers the regulation to the Commission and the committees.

### CHAPTER 315. EXISTING REGULATIONS AND UNPUBLISHED DOCUMENTS

Sec.  
315.1. Review of an existing regulation.  
315.2. Review of an unpublished document.

#### § 315.1. Review of an existing regulation.

(a) The Commission, on its own motion or at the request of any person or member of the General Assembly, may review an existing regulation which has been in effect for at least 3 years. If a committee of the Senate or House of Representatives requests the review, the Commission will assign it high priority.

(b) Upon delivery of a request to review an existing regulation, the Commission will initiate a preliminary review to determine whether further investigation is warranted.

(c) If the Commission determines that an investigation is not warranted, the matter will be closed. The Commission will notify the person or entity requesting the review of the existing regulation that no further action will be taken.

(d) If it is determined that an investigation is warranted, the Commission will notify the agency of the issues that have been raised and request a written response.

(e) After review of the agency's response and other relevant material, the Commission will issue a report setting forth its findings, conclusions or recommendations.

(f) The Commission will deliver its report to the agency, the committees, the Governor and the Attorney General. The Commission's report may include recommendations for amendment of the statute that provides statutory authority for the regulation.

#### § 315.2. Review of an unpublished document.

If the Commission finds that a published or unpublished document should be promulgated as a regulation, the Commission shall present its finding to the Joint Committee on Documents. The Joint Committee on Documents will determine whether the document should be promulgated as a regulation, and may order the agency to promulgate the document as a regulation within 180 days, or to desist from using the document in its business.

[Pa.B. Doc. No. 99-267. Filed for public inspection February 19, 1999, 9:00 a.m.]

# NOTICES

## DEPARTMENT OF EDUCATION

### Application of Central Pennsylvania Business School (Central Penn) for Approval to be Designated a College

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application of Central Pennsylvania Business School for a Certificate of Authority approving the institution as a college with the right to award certain associate degrees for specified programs.

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

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

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

EUGENE W. HICKOK,  
*Secretary*

[Pa.B. Doc. No. 99-268. Filed for public inspection February 19, 1999, 9:00 a.m.]

### Professional Standards and Practices Commission; Application of Joseph Vance for Reinstatement of Teaching Certificate—Social Studies; Doc. No. RE-98-01

Under the Teacher Certification Law (24 P. S. §§ 2070.1—2070.18), the Professional Standards and Practices Commission (Commission) will consider the application of Joseph Vance for reinstatement of his Instructional I Social Studies teaching certificate.

Joseph Vance filed an application for reinstatement of his teaching certificate as stated previously under section 16 of the Teacher Certification Law (24 P. S. § 2070.16), the General Rules of Administrative Practice and Procedure (1 Pa. Code §§ 35.1—35.2) and 22 Pa. Code § 233.14 (relating to reinstatements). Under section 16, the Department of Education on January 20, 1999 stated it does not oppose the reinstatement of Joseph Vance's certificate.

In accordance with the Teacher Certification Law, the General Rules of Administrative Practice and Procedure and 22 Pa. Code § 233.14 (d) (relating to waiver of hearing), the Commission will act upon the application without hearing, unless within 30 days after the publication of this notice a written request for public hearing is filed with the Commission, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protest) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

All petitions to intervene, protests and requests for hearing shall be filed with Carolyn Angelo, Executive Director of the Professional Standards and Practices Commission, at 333 Market Street, Harrisburg, PA 17126-0333, on or before 4 p.m. on the due date prescribed by this notice.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate, should contact Suzanne B. Markowicz at (717) 787-6576 to discuss how the Commission may best accommodate their needs.

CAROLYN ANGELO,  
*Executive Director*

[Pa.B. Doc. No. 99-269. Filed for public inspection February 19, 1999, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

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#### APPLICATIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

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

Where indicated, the EPA, Region III, Regional 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 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 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 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.

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

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

**PA 0057584.** Industrial waste, **Sun Company, Inc.**, 1801 Market Street, Philadelphia, PA 19103-1699.

This application is for issuance of an NPDES permit to discharge treated groundwater from a groundwater remediation system in West Brandywine Township, **Chester County**. This is a new discharge to an UNT to Culbertson Road.

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

The proposed effluent limits for Outfall 001, based on an average flow of .000864 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Benzene	not detectable	not detectable	
Total BETX	not detectable	not detectable	
Ethylbenzene	not detectable	not detectable	
Toluene	not detectable	not detectable	
Total Xylenes	not detectable	not detectable	
Total Iron	0.30	0.60	
Naphthalene	not detectable	not detectable	
Manganese	0.05	0.10	
MTBE	monitor/report	monitor/report	
Total Lead	not detectable	not detectable	
pH	within limits of 6.0—9.0 standard units at all times		

*Other Conditions:*

The EPA waiver is in effect.

**PA 0025976, Amendment No. 1.** Sewage, **Upper Moreland-Hatboro Joint Sewer Authority**, P. O. Box 535, Willow Grove, PA 19090-0535.

This application is for an amendment of an NPDES permit to discharge treated sewage from sewage treatment plant, overflow from swirl concentrator and stormwater runoff from sewage treatment plant area in Upper Moreland Township, **Montgomery County**. This is an existing discharge to Pennypack Creek and Unnamed Tributary to Pennypack Creek. The amendment reflects an expansion from a flow of 7.0 mgd to 7.173 mgd.

The receiving stream is classified for warm water fish, trout stocking, migratory fish, potable water supply, industrial water supply, livestock water supply, wildlife water supply, irrigation, boating, fishing, water contact sports and esthetics.

The following changes have been made to the public notice of the draft permit published in the September 28, 1996 *Pennsylvania Bulletin*.

The proposed effluent limits for Outfall 001, based on an average flow of 7.173 million gallons per day from completion of plant expansion through expiration are as follows:



<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub> (5-1 to 10-31)	15	23	30
(11-1 to 4-30)	25	40	50
Suspended Solids	30	45	60
Ammonia (as N) (5-1 to 10-31)	2.0		4.0*
(11-1 to 4-30)	6.0		12.0
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	instantaneous minimum of 5 mg/l at all times		
Dissolved Oxygen	minimum daily of 6 mg/l		
pH	within limits of 6.0—9.0 standard units at all times		

\*During the month of May the Instantaneous Maximum Limit is 5.0 mg/l.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Residual Chlorine	0.06		0.18
Total Copper	0.026	0.052	0.065
Total Zinc	monitor	monitor	
Total Lead	monitor	monitor	

The EPA waiver is not in effect.

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

**PA 0021601.** Sewage, SIC: 4952, **Hamburg Municipal Authority**, 61 North Third Street, Hamburg, PA 19526.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to Schuylkill River, in Hamburg Borough, **Berks County**.

The receiving stream is classified for warm water fishes, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Pottstown Borough located on the Schuylkill River. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 1.0 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25.0	40.0	50.0
Total Suspended Solids	30.0	45.0	60.0
NH <sub>3</sub> -N	20.0	XXX	40.0
Total Residual Chlorine (Interim)	monitor and report	XXX	XXX
(Final)	0.5	XXX	1.5
Dissolved Oxygen		minimum of 4.0 at all times	
pH		from 6.0—9.0 inclusive	
Fecal Coliforms (5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		10,000/100 ml as a geometric average	

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

The EPA waiver is not in effect.

**PA 0070122.** Sewage, SIC: 6515, **United Mobile Homes, Inc. (Highland Estates Mobile Home Village)**, 125 Wyckoff Road, Eatontown, NJ 07729.

This application is for amendment of an NPDES permit for an existing discharge of treated sewage to an unnamed tributary of Mill Creek, in Greenwich Township, **Berks County**.

The receiving stream is classified for trout stocking, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was City of Reading located on Maiden Creek. The discharge is not expected to impact any potable water supply.

The proposed interim and final effluent limits for Outfall 001 for a design flow of 0.049 and 0.08325 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub> (5-1 to 10-31)	20	40
(11-1 to 4-30)	25	50
Total Suspended Solids	30	60
NH <sub>3</sub> -N (5-1 to 10-31)	5	10
(11-1 to 4-30)	15	30
Total Residual Chlorine (Interim)	monitor and report	XXX
(Final)	0.45	1.5
Dissolved Oxygen	minimum of 5.0 at all times	
pH	from 6.0—9.0 inclusive	
Fecal Coliforms (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	5,100/100 ml as a geometric average	

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

The EPA waiver is in effect.

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

**PA 0096083.** Sewage, **Connellsville Area School District**, 125 North Seventh Street, Connellsville, PA 15425.

This application is for renewal of an NPDES permit to discharge treated sewage from the Dunbar Junior High West STP in Dunbar Township, **Fayette County**.

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

*Outfall 001:* existing discharge, design flow of 0.02125 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	8			16
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	7,000/100 ml as a geometric mean			
Total Residual Chlorine (1st month—36th month)	monitor and report			
(37th month—expiration)	1.4			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

**PA 0090590.** Sewage. **Port O'Call Recreational Club**, 108 Bay Street, Butler, PA 16001.

This application is for revoke and reissuance of an NPDES permit, to discharge treated sewage to an Unnamed Tributary to Glade Run in Penn Township, **Butler County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Zelenople Municipal Water Works on Connoquenessing Creek located at Zelenople, approximately 18 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.037 mgd, are:

*Outfall No. 001 (Interim Limits)*

<i>Parameter</i>	<i>Concentrations (mg/l)</i>		
	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	XX	XX	XX
CBOD <sub>5</sub>	10		20
Total Suspended Solids	30		60
Phosphorus (as total P) (4-1 to 10-31)	2		4
Ammonia-Nitrogen (5-1 to 10-31)	1.5		3.0
(11-1 to 4-30)	4.5		9.0
Fecal Coliform (5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		2,000/100 ml as a geometric average	
Total Residual Chlorine	0.02		0.06
Dissolved Oxygen		minimum of 5.0 mg/l at all times	
pH		within limits of 6.0—9.0 standard units at all time.	

XX—monitor and report on monthly DMRs.

The proposed discharge limits, based on a design flow of 0.060 mgd, are:

*Outfall No. 001 (Final Limits)*

<i>Parameter</i>	<i>Concentrations (mg/l)</i>		
	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	XX	XX	XX
CBOD <sub>5</sub>	25		50
Total Suspended Solids	30		60
Phosphorus (as total P) (4-1 to 10-31)	2		4
Ammonia-Nitrogen (5-1 to 10-31)	1.5		3.0
(11-1 to 4-30)	4.5		9.0
Fecal Coliform (5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		2,100/100 ml as a geometric average	
Total Residual Chlorine	0.2		0.5
Dissolved Oxygen		minimum of 5.0 mg/l at all times	
pH		within limits of 6.0—9.0 standard units at all time.	

XX—monitor and report on monthly DMRs.

The EPA waiver is in effect.

**PA 0100064.** Sewage. **Frosty Chalet**, 317 Water Street, Warren, PA 16365.

This application is for renewal of an NPDES permit, to discharge treated sewage to Unnamed Tributary to West Branch Tionesta Creek in Mead Township, **Warren County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Emlenton Municipal Water Authority on the Allegheny River located at Emlenton, approximately 90 miles below point of discharge.

The proposed discharge limits for Outfall No. 001, based on a design flow of 0.00076 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>		<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	10		20
TSS	20		40
Fecal Coliform (all year)		200/100 ml as a geometric average	
Total Residual Chlorine	1.5		3.5
pH		6.0—9.0 at all times	

The EPA waiver is in effect.

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**NPDES Minor Renewals**


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

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0080993	Eastern Lebanon Co. Sch. Dist./Fort Zeller Elem. School 180 Elco Drive Myerstown, PA 17067-2697	Lebanon Millcreek Twp.	Millcreek	TRC
PA 0031810	Eastern Lebanon Co. Sch. Dist./Eastern Lebanon Co. High Sch. 180 Elco Drive Myerstown, PA 17067-2697	Lebanon Jackson Twp.	UNT to Tulpehocken Creek	TRC
PA 0043494	Loysville Village Municipal Authority P. O. Box 133 Loysville, PA 17047-0133	Perry Tyrone Twp.	Muddy Run	TRC

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**DISCHARGE OF CONTROLLED INDUSTRIAL  
WASTE AND SEWERAGE WASTEWATER**
**Applications under the Pennsylvania Clean  
Streams Law**
**(Part II Permits)**

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

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**Applications received for industrial waste and sewage under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).**


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*Southcentral Regional Office: Water Management Program Manager, 909 Elmerton Avenue, 2nd Floor, Harris-*

*burg, PA 17110-8200, (717) 705-4707. Persons who wish to review any of these applications, should contact Mary DiSanto at (717) 705-4732.*

**A. 0699401.** Sewage, submitted by **Berks-Montgomery Municipal Authority**, P. O. Box 370, Municipal Drive, Gilbertsville, PA 19525-0370 in Colebrookdale Township, **Berks County** to construct the Morysville Sewage Treatment Plant upgrade was received by the Southcentral Region on January 28, 1999.

**A. 3699401.** Sewage, submitted by **LaserDome**, 1531 Duffland Drive, Landisville, PA 17538-1342 in Rapho Township, **Lancaster County** to construct an onlot sewage disposal system was received by the Southcentral Region on January 29, 1999.

**A. 0799402.** Sewage, submitted by the **Borough of Tyrone**, 1100 Logan Avenue, Tyrone, PA 16686 in Snyder Township, **Blair County** to replace existing sewers in the Tyrone Collection System was received by the Southcentral Region on February 1, 1999.

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

**WQM Permit No. 2599402.** Sewage. **Lake City Municipal Sewer Authority**, 2350 Main Street, Lake City, PA 16423. This project is for the replacement of the existing primary clarifiers and concrete tanks at a wastewater treatment facility located in Lake City Borough, **Erie County**.

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**INDIVIDUAL PERMITS**
**(PAS)**


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**NPDES Individual**


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

and sedimentation control measures and facilities which restrict the rate and quantity of sediment discharged.

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

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

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

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

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

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

**NPDES Permit PAS10-D109.** Stormwater. **Deluca Enterprises, Inc.**, 842 Durham Road, Newtown, PA 18940, has applied to discharge stormwater from a construction activity located in Solebury Township, **Bucks County**, to Aquetong Creek.

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

*Clearfield County Conservation District, 650 Leonard St., Bellefonte, PA 16823, (814) 765-2629.*

**NPDES Permit PAS101715.** Stormwater. **Bureau of Abandoned Mine Reclamation**, P. O. Box 8476, Harrisburg, PA 17105 has applied to discharge stormwater from a construction activity located in Bell Township, **Clearfield County** to Laurel and Lost Runs.

## SAFE DRINKING WATER

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

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

**A. 4699501.** Public water supply. **Pennsylvania American Water Company**, 800 West Hershey Park Drive, Hershey, PA 17033. This proposal involves the construction of the Bridgeport Booster Pump Station to

replace the existing booster station in Bridgeport Borough, **Montgomery County**.

**A. 0999501.** Public water supply. **Philadelphia Suburban Water Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010. This proposal involves the modification to the Philadelphia Suburban Water Company, Bristol Water Treatment Plant. The project includes filter and sedimentation rehabilitation, upgrades to the rapid mix and flocculation facilities and new emergency generator. Also, the installation of aqua ammonia storage and feed systems at the Bristol and Edgely Pump Station in Bristol Township and Bristol Borough, **Bucks County**.

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

**A. 0199502.** Public water supply. **Bonneauville Borough Municipal Authority, Adams County.** *Responsible Official:* Bernard Shanebrook, Borough Manager, 86 West Hanover St., Gettysburg, PA 17325. *Type of Facility:* Construction permit for the Meadows Wells A and B. Wells to be operated at rates up to 30 gpm each. Treatment will be limited to disinfection with sodium hypochlorite which will take place in a newly constructed pump house. *Consulting Engineer:* Diane Young, Project Engineer, Buchart-Horn, Inc., P. O. Box 15040, York, PA 17405-7040.

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

**A. 0899501.** The Department has received a construction permit application from **Terry Keeney**, Owner, Wyalusing Valley Retirement Home (R. R. 1, Box 186, Wyalusing, PA 18853; Wyalusing Township, **Bradford County**) for construction of a water system, including well, disinfection and system storage.

## 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 and 303 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 identifies 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 or Statewide health standard to remediate a site must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department must provide a brief description of the location of the site, a list of known 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 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

and shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

**Irma Stoltzfus, Estate of Irma Stoltzfus, CIF Partners, Ltd. and Coatesville Area School District, Valley Township, Chester County.** Samuel J. Kucia, Environmental Consulting, Inc., 1232 Forty Foot Road, Kulpville, PA 19443-1345, has submitted a Notice of Intent to Remediate site soil contaminated with heavy metals and pesticides. The applicant proposes to remediate the site to meet the Statewide health standard.

**National Publishing Company, City of Philadelphia, Philadelphia County.** Joseph J. McGovern, Blank, Rome, Comisky & McCauley, One Logan Square, Philadelphia, PA 19103, has submitted a Notice of Intent to Remediate site soil contaminated with petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet the Statewide health standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 2

**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 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 a site-specific standard or who intend to remediate a site in 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 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 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 and shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific cleanup standard, in whole or in part, and for sites determined to be located in Special Industrial Areas. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area by the person conducting remediation. For the sites identified, a municipality 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, a municipality may request that the person identified, as the remediator of a site, develop and implement a public involvement plan. Requests to be involved, and comments, should be directed to the remediator of a site. For further information concerning the content of a Notice of Intent to Remediate, contact the Department's Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

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

*Northcentral Regional Office: Michael C. Welch, Environmental Cleanup Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (717) 321-6525.*

**Sterile Services, Inc., City of Williamsport, Lycoming County.** Converse Consultants on behalf of their client, Sterile Services, Inc., P. O. Box 695, Williamsport, PA has submitted a Notice of Intent to Remediate soil and groundwater contaminated with lead and BTEX. The applicant proposes to remediate the site to meet the requirements under the Special Industrial Area designation. A summary of the Notice of Intent to Remediate was reported to have been published in the *Williamsport Sun-Gazette* on January 20, 1999.

## AIR QUALITY

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

**Nonmajor Sources and Modifications**

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

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

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the Regional Offices identified in this notice. Persons interested in reviewing

the application files should contact the appropriate regional office to schedule an appointment.

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

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

### OPERATING PERMITS

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

*Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, (717) 826-2531.*

**13-318-003: Kovatch Corp.** (One Industrial Complex, Nesquehoning, PA 18240) for construction of a paint spray operation in Nesquehoning Borough, **Carbon County**.

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

**05-02001A: Cannondale Corp.** (R. D. 7, Friendship Road, Bedford, PA 15522) for bicycle frame coating operations in Bedford Township, **Bedford County**.

**31-313-001B: Owens-Corning Fiberglas Corp.** (1200 Susquehanna Avenue, Huntingdon, PA 16652) for modification of Mat Lines 1, 2 and 3 in Huntingdon Borough, **Huntingdon County**.

*Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 327-3637.*

**NMOP-19-00010: Wise Foods, Inc.** (228 Rasely Street, Berwick, PA 18603) for their potato chip and related products manufacturing facility in Berwick Borough, **Columbia County**. The main sources are the natural gas and No. 2 oil fired boilers and their frying process. Emissions from these sources include CO, NOx SO<sub>2</sub>, VOCs and particulate matter.

**NMOP-59-00009: Mansfield University** (Mansfield, PA 16933) for their boilers, heaters and emergency generators used at the University in Mansfield Borough, **Tioga County**. Emissions from these sources include CO, NOx SO<sub>2</sub>, VOCs and particulate matter.

**NMOP-41-00032: Department of Justice, Alenwood Federal Prison Camp** (P. O. Box 1000, Montgomery, PA 17752) to produce heat and steam for use at the Prison Camp in Brady Township, **Lycoming County**. The main sources are the natural gas and No. 2 oil fired boilers. Emissions from these sources include CO, NOx SO<sub>2</sub>, VOCs and particulate matter.

**NMOP-17-00012: Shawmut Production Corp.** (One Williamsburg Place, Suite 240, Warrendale, PA 15086) for their natural gas and oil production facility in Penn Township, **Clearfield County**. The main source is natural gas compressor. Emissions from the source include CO, NOx SO<sub>2</sub>, VOCs and particulate matter.

**NMOP-17-00014: Keystone Oil & Gas** (One Williamsburg Place, Suite 240, Warrendale, PA 15086) for their natural gas and oil production facility in Burnside Township, **Clearfield County**. The main source is a natural gas compressor. Emissions from the source include CO, NOx SO<sub>2</sub>, VOCs and particulate matter.

**NMOP-14-00011: Atotech USA, Inc.** (500 Science Park Road, State College, PA 16803) for their electronic equipment manufacturing facility in Ferguson Township, **Centre County**. The sources include: heaters; surface coating, cleaning and etching processes; and cutting, grinding and welding equipment. Emissions from these sources include CO, NOx SO<sub>2</sub>, VOCs, HAPs and particulate matter.

#### Notice of Intent to Issue Title V Operating Permits

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

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

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

The Department reserves the right to hold a public hearing on the proposed action based upon the information received during the public comment period and will provide notice of any scheduled public hearing at least 30 days in advance of the hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation where the facility is located.

*Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, Attn: Michael Safko, (717) 826-2531.*

**35-00011: Alliance Sanitary Landfill, Inc.** (P. O. Box 28, Taylor, PA 18517) for a municipal solid waste landfill in Taylor Borough, **Lackawanna County**.

**48-00037: Chrin Bros. Sanitary Landfill, Inc.** (635 Industrial Drive, Easton, PA 18042) for a municipal solid waste landfill in Williams Township, **Northampton County**.

**35-00032: WEA Mfg.** (1400 East Lackawanna Avenue, Olyphant, PA 18447) in Olyphant Borough, **Lackawanna County**. The facility's major source of emissions include

boilers which primarily emit nitrogen oxides (NOx) and sulfur oxides (SO<sub>2</sub>) and screen cleaning which primarily emit volatile organic compounds (VOCs).

**39-00011: Lafarge Corp., Whitehall Plant** (5160 Main Street, Whitehall, PA 18052) in Whitehall Township, **Lehigh County**. The facility's major source of emissions include two cement kilns which primarily emit nitrogen oxides (NOx) and sulfur oxides (SO<sub>2</sub>).

**13-00008: Kovatch Mobile Equipment** (One Industrial Complex, Nesquehoning, PA 18240) in Nesquehoning Borough, **Carbon County**. The facility's major source of emissions include 14 spray booths and four paint lines which primarily emit volatile organic compounds (VOCs).

**48-00011: Pennsylvania Power & Light, Martins Creek Plant** (Two North Ninth Street, Allentown, PA 18101) in Lower Mount Bethel Township, **Northampton County**. The facility's major source of emissions include boilers and turbines which primarily emit nitrogen oxides (NOx) and sulfur oxides (SO<sub>2</sub>).

**48-00027: City of Bethlehem** (10 East Church Street, Bethlehem, PA 18018). City of Bethlehem Landfill in Lower Saucon Township, **Northampton County**. The facility's major source of emissions is the landfill, which primarily emits volatile organic compounds (VOCs).

**35-00025: Amity Landfill** (1100 Union Street, Taylor, PA 18517) in Taylor Borough, **Lackawanna County**. The facility's major source of emissions is the landfill, which primarily emits volatile organic compounds (VOCs).

**35-00024: Organic Waste Tech, Inc.** (2 Southcross Trail, Fairport, NY 14450) Keystone Recovery Inc. in Throop Borough, **Lackawanna County**. The facility's major source of emissions is the landfill gas fired generators, which primarily emit volatile organic compounds (VOCs).

**35-00018: Zapco Energy Tactics Corp.** (124 Phil's Road, Yathank, NY 11980) Gas-to-Electric Plant in Taylor Borough, **Lackawanna County**. The facility's major source of emissions is the landfill gas fired generators, which primarily emit volatile organic compounds (VOCs).

**35-00014: Keystone Sanitary Landfill Inc.** (P. O. Box 249, Dunham Drive, Dunmore, PA 18512) in Dunmore Borough, **Lackawanna County**. The facility's major source of emissions is the landfill, which primarily emits volatile organic compounds (VOCs).

**54-00009: GenCorp Inc.** (P. O. Box 429, Hickory Drive, Auburn, PA 17922) in West Brunswick, **Schuylkill County**. The facility's major source of emissions is from Film Production, which primarily emits volatile organic compounds (VOCs).

**48-00032: Grand Central Sanitary Landfill, Inc.** (1963 Pen Argyl Road, Pen Argyl, PA 18072) in Plainfield Township, **Northampton County**. The facility's major source of emissions is the landfill, which primarily emits volatile organic compounds (VOCs).

**54-00021: Pine Grove Landfill, Inc.** (R. D. 4, Box 477, Shultz Road, Pine Grove, PA 17963) in Pine Grove Township, **Schuylkill County**. The facility's major source of emissions is the landfill, which primarily emits volatile organic compounds (VOCs).

**54-00002: AlliedSignal Inc.** (P. O. Box 697, Westwood Road, Pottsville, PA 17901) in Norwegian Township, **Schuylkill County**. The facility's major source of emissions is from Film Production, which primarily emits volatile organic compounds (VOCs).

**40-00010: Certain-Teed Products Corp.** (1220 Oak Hill Road, Crestwood Industrial Park, Mountaintop, PA 18707-2199) in Wright Township, **Luzerne County**. The facility's major source of emissions is from glass furnaces and fiberglass lines, which primarily emits nitrogen oxides (NOx) and volatile organic compounds (VOCs).

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

**36-05053: Buck Co., Inc.** (897 Lancaster Pike, Quarryville, PA 17566-9738) for malleable iron foundry operation in Providence Township, **Lancaster County**.

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

**62-00136: Berenfield Container, Inc.** (31 Railroad Avenue, Clarendon, PA 16313) located in Clarendon Borough, **Warren County**. The facility's major emission sources include various spray coating lines and natural gas fired curing ovens. The facility is a major facility due to its potential to emit volatile organic compounds.

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### Notice of Intent to Issue

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#### Phase II Acid Rain Permit Pennsylvania Power & Light Co. Martins Creek Plant Northampton County

The Department of Environmental Protection (Department) intends to issue a Phase II Acid Rain Permit to the Martins Creek Plant, owned and operated by Pennsylvania Power & Light Co. located in Lower Mt. Bethel Township, Northampton County.

The Martins Creek Plant is a major facility subject to the Acid Rain of Title IV of the Federal Clean Air Act and 25 Pa. Code § 127.531. Phase II is a continuation of the Acid Rain Program which becomes effective on January 1, 2000 for sulfur dioxide (SO<sub>2</sub>), and January 1, 1998 for nitrogen oxides (NO<sub>x</sub>). The requirements in the proposed permit establish each affected boiler's annual NOx emission limit, and SO<sub>2</sub> allowances during the period from January 1, 2000, until the expiration of the permit.

Copies of the permit application, proposed permit and other relevant information are available for public inspection at the Wilkes-Barre Regional Office, 2 Public Square, Wilkes-Barre, PA 18711-0790. An appointment to review this documentation may be scheduled by contacting Records Management at (570) 826-5472 between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, except holidays.

Interested persons may submit written comments, suggestions or objections concerning the proposed Acid Rain permit to Michael S. Safko, Chief, Title V Facilities Section, 2 Public Square, Wilkes-Barre, PA 18711-0790 within 30 days of this notice. Written comments should include the name, address and telephone number of the person submitting the comments, along with reference to the proposed permit.

The Department reserves the right to hold a public hearing on this proposed action based upon the information received during the comment period. The Department will provide notice of any scheduled public hearing at least 30 days in advance of the hearing. The hearing



notice will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation where the facility is located.

**GPU Generation, Inc./Metropolitan Edison Co.**

**Portland Generating Station**

**Northampton County**

The Department of Environmental Protection (Department) intends to issue a Phase II Acid Rain Permit to the Portland Generating Station, owned by Metropolitan Edison Co. and operated by GPU Genco, Inc., located in Upper Mt. Bethel Township, Northampton County.

The Portland Generating Station is a major facility subject to the Acid Rain of Title IV of the Federal Clean Air Act and 25 Pa. Code § 127.531. Phase II is a continuation of the Acid Rain Program which becomes effective on January 1, 2000 for sulfur dioxide (SO<sub>2</sub>) and January 1, 1998 for nitrogen oxides (NO<sub>x</sub>). The requirements in the proposed permit establish each affected boiler's annual NO<sub>x</sub> emission limit, and SO<sub>2</sub> allowances during the period from January 1, 2000, until the expiration of the permit.

Copies of the permit application, proposed permit and other relevant information are available for public inspection at the Wilkes-Barre Regional Office, 2 Public Square, Wilkes-Barre, PA 18711-0790. An appointment to review this documentation may be scheduled by contacting Records Management at (570) 826-5472 between the hours of 8 a.m and 4:30 p.m., Monday through Friday, except holidays.

Interested persons may submit written comments, suggestions or objections concerning the proposed Acid Rain permit to Michael S. Safko, Chief, Title V Facilities Section, 2 Public Square, Wilkes-Barre, PA 18711-0790 within 30 days of this notice. Written comments should include the name, address and telephone number of the person submitting the comments, along with reference to the proposed permit.

The Department reserves the right to hold a public hearing on this proposed action based upon the information received during the comment period. The Department will provide notice of any scheduled public hearing at least 30 days in advance of the hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation where the facility is located.

**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, (717) 826-2531.*

**39-318-098A: Victaulic Co. of America** (4901 Kesslersville Road, P.O. Box 31, Easton, PA 18040) for modification of a spray painting operation at 1818 Vultee Street, Allentown, **Lehigh County**.

**40-320-007A: Offset Paperback Co.** (Route 309, Dallas, PA 18612) for modification of a printing operation in Dallas Borough, **Luzerne County**.

**40-399-028A: Harris Semiconductor, Inc.** (125 Crestwood Road, Mountaintop, PA 18707) for modification of the semiconductor fabrication lines in Wright Township, **Luzerne County**.

**48-318-124A: J & J Flock Products, Inc.** (P. O. Box 2005, Easton, PA 18044) for modification of flocking line no. 4 at 1150 Williams Street, Williams Township, **Northampton County**.

**48-328-002: Grand Central Sanitary Landfill** (1963 Pen Argyl Road, Pen Argyl, PA 18072) for construction of an electric generation facility (three turbines) in Plainfield Township, **Northampton County**.

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

**06-313-004: IFS Industries, Inc.** (P. O. Box 1053, Reading, PA 19603) for an adhesives blending operation controlled by a fabric collector in Reading, **Berks County**.

**36-03008A: Tyson Foods, Inc.** (P. O. Box 1156, New Holland, PA 17557-0901) for installation of a new deep fat food fryer at their Plant No. 1 facility in New Holland Borough, **Lancaster County**.

**67-318-124: New York Wire Co.** (P. O. Box 0866, Mt. Wolf, PA 17347) for modification of a tenter frame line controlled by an electrostatic precipitator in Mt. Wolf Borough, **York County**.

*Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 327-3637.*

**47-318-007E: Cabinet Industries, Inc.** (P. O. Box 259, Danville, PA 17821) for construction of two wood cabinet finishing spray booths in Danville Borough, **Montour County**.

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

**PA-42-174B: McKean County Solid Waste Authority, Kness Landfill** (State Route 42034, Hutchins Road, Mt. Jewett, PA 16740) for construction of a temporary passive flare in Sergeant Township, **McKean County**.

**PA-42-111B: Ethan Allen Mfg. Corp., Eldred Division** (Route 1, Eldred, PA 16731) for operation of an existing wood furniture paint booth (12 wood furniture components/hr) in Eldred Township, **McKean County**.

**25-315-009A: Willamette Industries, Inc.—Johnsonburg Mill** (100 Center Street, Johnsonburg, PA 15845) for installation of a baghouse (4,000 cfm) on an existing wood chip screening process in Johnsonburg, **Elk County**.

**PA-37-0264B: Ellwood Quality Steels Co.** (700 Moravia Street, New Castle, PA 16101) for modification of No. 19 furnace to replace 1942 vintage burners with new low NO<sub>x</sub> technology burners in New Castle, **Lawrence County**.

**REASONABLY AVAILABLE CONTROL TECHNOLOGY**

**(RACT)**

**Tennessee Gas Pipeline**

**Mercer County**

The Department of Environmental Protection (Department) will conduct a public hearing on Tuesday, March 16, 1999, 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 its decision to approve, with conditions, the revised Reasonably Available Control Technology (RACT) plans by Tennessee Gas Pipeline (TGP) (Station 219), 1010 Milam Street, P. O. Box 2511, Houston, TX 77252 located in Mercer, Mercer County, to meet the requirements under 25 Pa. Code §§ 129.91—129.95 (RACT), concerning the emissions of oxides of nitrogen (NOx) and volatile organic compounds (VOC) from various air contamination sources. The final RACT proposals will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan.

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*TGP station 219*

<i>Source</i>	<i>Control</i>	<i>Emission Limit</i>
six GMV-10TF engines	6 degree retarded before top dead center	31.6 #/hr NOx (per engine) 138.4 TPY NOx (per engine)
two GMV-10TFS engines	low emissions combustion	11.9 #/hr NOx (per engine) 52.1 TPY NOx (per engine)
five GMVA-10 engines	6 degree retarded before top dead center	33.3 #/hr NOx (per engine) 145.0 TPY NOx (per engine)
one 16V-250 engines	low emissions combustion	48.5 #/hr NOx / 6.0 #/hr VOC 212.4 TPY NOx / 26.3 TPY VOC
three auxiliary engine	presumptive RACT	
one office and utility furnace	presumptive RACT	
one 1.5 MMBTU/hr boiler	presumptive RACT	
four small heaters	presumptive RACT	

For the above facility, a public hearing will be held for the purpose of receiving comments on the 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, Tuesday, March 16, 1999, 1 p.m. to 3 p.m.

Persons wishing to present testimony at the hearing should contact Matthew Williams, 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 Matthew Williams (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 Matthew Williams, 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.

The proposed SIP revisions do not adopt 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 EPA as a revision to Pennsylvania's State Implementation Plan.

The following is a revised summary of the preliminary NOx/VOC RACT determination for the above listed facility:

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**Pennsylvania Electric Co.**

**Warren County**

The Department of Environmental Protection (Department) will conduct a public hearing on March 22, 1999, beginning at 1 p.m. in the Air Quality Conference Room of the DEP Regional Office Building located at 230 Chestnut Street, Meadville, PA 16335-3407.

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

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

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

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

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

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

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

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

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

NOx emissions from the combustion turbine shall not exceed 400 tons on a 12-month rolling basis. Heat input from No. 2 oil shall not exceed  $1.025 \times 10^{12}$  BTU/year or 7,430,000 gallons/year. Heat input from natural gas shall not exceed  $1.86 \times 10^{12}$  BTU/year or  $1.790 \times 10^9$  CF. For each gallon use of No. 2 fuel oil, natural gas limit in the preceding sentence shall decrease by 241 cubic feet. The turbine shall also be operated and maintained in accordance with manufacturer's specifications and good air pollution control practices.

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

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

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

For the above facility, a public hearing will be held for the purpose of receiving comments on the above proposed Plan Approvals and/or Operating Permits and the proposed SIP revisions. The public hearing is scheduled as follows: Monday, March 22, 1999, 1 p.m.—3 p.m., Air Quality Conference Room, DEP Regional Conference Room, 230 Chestnut Street, Meadville, PA 16335-3407.

Persons wishing to present testimony at the hearing should contact Lori McNabb, Air Pollution Control Engineer, DEP, 270 Chestnut Street, Meadville, PA 16335-3494, (814) 332-6940 at least 1 week in advance of the

hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes and two written copies of the oral testimony are required. Each organization is requested to designate one witness to present testimony in its own behalf.

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

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

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

### **Pennsylvania Power Co.**

#### **Lawrence County**

The Department of Environmental Protection (Department) will conduct a public hearing on March 22, 1999, 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 its decision to approve, with conditions, the revised Reasonably Available Control Technology (RACT) plans by Pennsylvania Power Co., P. O. Box 891, 1 East Washington Street, New Castle, PA 16103, Lawrence County, to meet the requirements under 25 Pa. Code §§ 129.91—129.95 (RACT), concerning the emissions of oxides of nitrogen (NOx) and volatile organic compounds (VOC) from various air contamination sources. The final RACT 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 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 EPA as a revision to Pennsylvania's State Implementation Plan.

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

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#### *Pennsylvania Power Company*

##### *Sources*

Five Steam Electric Generating Units and Two Electromotive Diesel Units

##### *Conditions:*

1. RACT for Boiler Nos. 3, 4 and 5 shall be the installation and operation of low NOx burners with separated overfire air (LNB with SOFA), in compliance with 25 Pa. Code § 129.93(b)(1).

2. The nitrogen oxides emissions for each boiler, Unit Nos. 3, 4 and 5, shall not exceed 0.55 lb/MMBtu based on a 30-day rolling average. The Department reserves the right to revise NOx emission limitations based on actual Continuous Emission Monitoring (CEM) data gathered after the installation of LNB with SOFA.

##### *Control*

Six Cottrell Precipitators, Three LNB with SOFA

3. The installation of low NOx burners and separated overfire air shall be completed by the following dates:

	<i>Unit 3</i>	<i>Unit 4</i>	<i>Unit 5</i>
Issue Purchase Order	June 1999	June 2000	October 1999
Start Construction	October 1999	October 2000	January 2000
Complete Construction	November 1999	November 2000	March 2000
Start-up Completed	March 2000	March 2001	July 2000

- LNB in Unit No. 5 is already installed

4. NOx RACT for the two electromotive diesel units "A" and "B" shall be maintenance and operation in accordance with 25 Pa. Code § 129.93(c)(5), and in accordance with good air pollution control practices. The annual capacity factor for each diesel unit shall be less than 5%.

5. NOx RACT for Units No. 1 and No. 2 shall be the installation, maintenance and operation in accordance with manufacturer's specifications and good air pollution control practices. NOx emissions from Unit Nos. 1 and 2 shall be 21 lb/ton of coal, as fired, and 20 lbs NOx/1,000 gal Fuel Oil No. 2.

6. VOC RACT for defined sources shall be installation, maintenance and operation in accordance with manufacturer's specifications, and in accordance with good air pollution control practices.

7. Penn Power shall maintain records in accordance with the minimum recordkeeping requirements of 25 Pa. Code § 129.95, including, but not limited to, sufficient data and calculations to clearly demonstrate compliance with LNB with SOFA installation dates, NOx emission limits and maintenance. Records shall be maintained for a minimum of 2 years, and shall be made available to the Department upon request.

For the above facility, 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, March 22, 1999, 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.

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

### **ENCROACHMENTS**

The following permit applications and requests for Environmental Assessment approval and requests for water quality certification have been received by the Department of Environmental Protection (Department). Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)), requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1311—1313, 1316 and 1317, as well as relevant State requirements. Initial requests for 401 certification will be published concurrently with the permit application. Persons objecting to approval of a request for certification under section 401 or to the issuance of a Dam Safety or Encroachment Permit, or the approval of Environmental Assessments must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted above the application.

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

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

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

**E09-782.** Encroachment. **Philadelphia Suburban Water Company**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010. To construct and maintain additions and alterations to the Bristol Water Treatment Plant located within the 100 year flood plain of the Delaware River for proposed chlorination facilities and pump controls. Work also includes relocation, installation and maintenance of a 48-inch outfall structure to be located approximately 50 feet downstream of the existing outfall along the Delaware River stream bank. The site is located at the intersection of Walnut and Radcliffe Streets (Bristol, PA Quadrangle N: 17.5 inches; W: 14.2 inches) in Bristol Borough, **Bucks County**.

**E15-605.** Encroachment. **West Chester Borough**, 401 East Gay Street, West Chester, PA 19380-2729. To remove two dilapidated single span concrete deck slab bridges and associated masonry abutments which carry Niels Street and Lacey Street across Goose Creek (WWF), and to install and maintain two separate precast reinforced concrete box culverts, at the aforementioned locations, measuring 12 feet by 4 feet and 16 feet by 3.75 feet, respectively. The Niels Street Crossing is located about 100 feet west of its intersection with Franklin Street and the Lacey Street Crossing is located approximately 600 feet northwest of the Niels Street Crossing (West Chester USGS Quadrangle N: 14.7 inches; W: 13.3 inches) in West Chester Borough, **Chester County**.

**E15-606.** Encroachment. **Richard Minge**, P. O. Box J, Newtown Square, PA 19073. To perform the following activities associated with the construction of a driveway for a single family residence across an unnamed tributary to Crum Creek (HQ-CWF) and 0.25 acre of adjacent wetland (PFO/PEM): 1) To install and maintain three 24-inch corrugated metal pipe culverts across the watercourse and adjacent wetlands to accommodate driveway crossing area no. 1; 2) To install and maintain six 12-inch corrugated metal pipe culverts across wetlands to accommodate driveway crossing area no. 2; 3) To install and maintain eight 12-inch corrugated metal pipe culverts across wetlands to accommodate driveway crossing area no. 3; 4) To install and maintain twin 36-inch corrugated metal pipe culverts across the watercourse and adjacent wetlands to accommodate driveway crossing area no. 4; These crossings will impact a total of 0.25 acre of wetland. The site is located approximately 2,400 feet west of the intersection of South Valley Road and Grubbs Mill Road (Valley Forge; USGS Quadrangle N: 3.5 inches; W: 12.8 inches) in Willistown Township, **Chester County**.

**E23-377.** Encroachment. **Folcroft Borough**, 1555 Elmwood Avenue, P. O. Box 155, Folcroft, PA 19032. To maintain an 8-inch sanitary sewer aerial crossing, supported by a W12 x 65 steel I-beam and three 12-inch by 12-inch reinforced concrete columns spanning Muckinipates Creek (WWF, MF) (Lansdowne, PA Quadrangle N: 3.5 inches; W: 4.9 inches) in Folcroft Borough, **Delaware County**. On February 3, 1999, approval was given for the construction of this activity under EP2399301.35.

*Northeast Regional Office: Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-5485.*

**E54-263.** Encroachment. **Blue Mountain School District**, P. O. Box 279, Red Dale Road, Orwigsburg, PA 17961-0279. To place fill in 0.11 acre of PEM wetlands within the drainage basin of Mahonney Creek (CWF), for the purpose of constructing site improvements at Blue Mountain High School. The wetland impacts are associated with the construction of an athletic field, an outfall apron and berm for a stormwater detention pond, and the widening of an existing access road. The project is located on a 118 acre parcel of land situated on the northwest corner of the intersection of S. R. 0443 and T-376 (Greenview Road) (Pottsville, PA Quadrangle N: 4.7 inches; W: 1.7 inches), in North Manheim Township, **Schuylkill County** (Philadelphia District, U. S. Army Corps of Engineers).

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

**E36-671.** Encroachment. **Rapho Township**, 971 N. Colebrook Rd., Manheim, PA 17545. To remove three

existing structures and construct and maintain a precast reinforced concrete box culverts at three locations or Hernley Road (T-855) across Rife Run and two tributaries to Rife Run. Box culvert No. 1 is a 12-foot span with a 5.5-foot rise waterway opening in a tributary channel located near the intersection of Hernley Road with Old Line Road (SR 4026). Realignment of approximately 40 linear feet upstream and 60 linear feet downstream channel at Culvert No. 1 is authorized by this permit. Box culvert No. 2 will have a 12-foot span x 6-foot rise waterway opening in Rife Run tributary. Box culvert No. 3 will have a 17-foot span with a 4-foot rise waterway opening in Rife Run. The realignment of approximately 20 linear feet upstream and 50 linear feet downstream channel at Culvert No. 3 is made a part of this permit. The proposed roadway improvements on Hernley Road are located (Manheim, PA Quadrangle N: 8.5 inches; W: 5.0 inches) in Rapho Township, **Lancaster County**.

**E01-204.** Encroachment. **Gettysburg Municipal Authority**, 601 E. Middle St., Gettysburg, PA 17325. To construct and maintain an 8-inch fire service waterline through Willoughby Run (CH-93) at the National Park Service Eisenhower National Historic Site located east of Eisenhower Farm No. 4 (Fairfield, PA Quadrangle N: 7.4 inches; W: 3.3 inches) in Cumberland Township, **Adams County**. The construction of this line will result in 1,050 square feet of temporary impact to an adjacent wetland.

**E01-205.** Encroachment. **PA Department of Transportation**, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103. To remove an existing structure and to construct and maintain a single span concrete spread box beam bridge having a clear span of 65 feet and an underclearance of 4.3 feet on SR 3038, Section 001 (Crooked Creek Road), Segment 0010, Offset 0000 over Marsh Creek (Fairfield, PA Quadrangle N: 20.5 inches; W: 6.1 inches) in Franklin Township, **Adams County**. A de minimis area of wetlands equal to 0.043 acre will be permanently impacted due to this project.

**E07-306.** Encroachment. **Sheetz, Incorporated, Wehnwood Store**, 5700 6th Ave., Altoona, PA 16602. To construct and maintain a 68-inch x 106-inch, 203 foot long, elliptical reinforced concrete pipe stream enclosure addition to an existing stream enclosure in an unnamed tributary to Spring Run (WWF) for the purpose of developing a commercial property located on the northeast corner of the intersection of 25th Avenue and Juniata Gap Road (SR 4017) (Altoona, PA Quadrangle N: 6.23 inches; W: 3.75 inches) in Altoona City, **Blair County**.

**E21-286.** Encroachment. **Triple Crown Incorporated**, 5351 Jaycee Ave., Harrisburg, PA 17112. To construct and maintain a 200-foot long and 5-foot wide boardwalk with piers across a wetland for recreational walkway of residents of Bent Creek Development located about 2,800 feet east of Interchange Exit No. 18 of I-81 (Wertzville, PA Quadrangle N: 3.3 inches; W: 4.9 inches) in Silver Spring Township, **Cumberland County**.

**E21-287.** Encroachment. **Silver Spring Township**, 6475 Carlisle Pike, Mechanicsburg, PA 17055. To remove the existing structure and to construct and maintain a twin 16-foot by 4.5-foot each concrete box culverts at the channel of Trindle Spring Run on Mulberry Drive (T-586) located about 1,200 feet west of its intersection with PA 114 (Mechanicsburg, PA Quadrangle N: 17.9 inches; W: 4.05 inches) in Silver Spring Township, **Cumberland County**.

**E28-265.** Encroachment. **PA Department of Transportation**, Engineering District 8-0, 2140 Herr Street, PA

17103. To remove the existing structure and to construct and maintain a two span pre-stressed concrete spread box beam bridge with 65.5 feet in each span and a minimum underclearance of 8.33 feet across the West Branch Conococheague Creek on SR 4002, Section 001, Segment 0030, Offset 0198 located in Four Loudon (McConnellsburg, PA Quadrangle N: 6.8 inches; W: 3.8 inches) in Peters Township, **Franklin County**.

**E36-668.** Encroachment. **Lititz Run Watershed Alliance**, W. Logan Myers, 315 Clay Rd., Lititz, PA 17543. To construct and maintain a stream restoration project in Lititz Run and Santo Domingo Creek consisting of the placement of random instream habitat structures and various bank stabilization techniques using rock weirs and veins, logs spurs and root wad bank revetment. The project purpose is to improve water quality and improve fisheries habitat. The project work will occur on seven sites with work to be performed on approximately 14,800 linear feet of channel, beginning upstream of Water Street, and extending downstream along Lititz Run to the Rothsville Road (SR 772) (Lititz, PA Quadrangle N: 6.0 inches; W: 7.25 inches) in Warwick Township and Lititz Borough, **Lancaster County**.

**E36-669.** Encroachment. **PA Department of Transportation**, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103. To remove the existing structure and to construct and maintain a prestressed concrete box beam bridge with two solid wall piers set on a 65 degree skew with a composite reinforced concrete deck slab and parapets. The bridge will have three clear spans, one at 25.378 meters, and two at 25.303 meters and will also have a main channel underclearance of 3.885 meters on SR 322 over the Conestoga River near Hinkletown (Terre Hill, PA Quadrangle N: 5.1 inches; W: 0.4 inch) in Earl and Ephrata Townships, **Lancaster County**.

**E36-670.** Encroachment. **East Earl Township**, 4610 Division Highway, East Earl, PA 17519. To remove the existing structure and construct and maintain a precast concrete box culvert having a 20-foot span with a 3-foot rise waterway opening in a tributary to Mill Creek located on Ranck Road (SR 1006) at Airport Road (T-765) intersection (New Holland, PA Quadrangle N: 17.7 inches; W: 8.0 inches) in East Earl Township, **Lancaster County**.

**E67-657.** Encroachment. **Greg and Donna Ulrich**, 3050 Old Trail Road, York Haven, PA 17370. To place fill in 0.11 acre of wetlands for the purpose of building a residential home on Lot 139 in the Grandview Acres development southwest of Stonecrest Drive (Dover, PA Quadrangle N: 21.9 inches; W: 3.9 inches) in Newberry Township, **York County**. The permit applicant has met the wetland replacement requirement by participating in the PA Wetland Replacement Project.

**E67-658.** Encroachment. **Forrest Altland**, 2311 Log Cabin Road, York, PA 17404. To maintain a wooden fence within the floodway of the Little Conewago Creek on private property located north of Log Cabin Road near its intersection with Windcrest Road (West York, PA Quadrangle N: 18.6 inches; W: 8.1 inches) in West Manchester Township, **York County**.

**E67-659.** Encroachment. **PA Dept. of Transportation**, John Rautzahn, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103. To remove an existing structure and to construct and maintain a double span bridge with each span being 84 feet (normal) with a minimum underclearance of 21.8 feet on SR 3065, Section 002, Segment 0010, Offset 0069 (North George Street)

over Codorus Creek (York, PA Quadrangle N: 17.4 inches; W: 14.3 inches) in the City of York, **York County**.

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

**E02-776.** Encroachment. **Kasko Enterprises, Inc.**, 136 Bunola River Road, Monongahela, PA 15063. To amend Permit No. E02-776 to remove the existing docking facility and to construct and maintain a new docking facility in the channel of and along the right bank of the Monongahela River (WWF). The project is located near River Mile 32.1, just upstream from the Monongahela City Bridge (Monongahela, PA Quadrangle N: 14.1 inches; W: 5.7 inches) in Forward Township, **Allegheny County**.

**E02-1262.** Encroachment. **Jefferson Borough**, 925 Old Clairton Road, Clairton, PA 15025. To remove the existing structure and to construct and maintain a new aluminum arch culvert having a span of 32 feet and underclearance of 6.4 feet across Lobbs Run (WWF) located on State Street approximately 1,200 feet north of its intersection with Decker Street (Glassport, PA Quadrangle N: 1.6 inches; W: 6.0 inches) in Jefferson Borough, **Allegheny County**.

**E65-718.** 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 two 0.305-meter depressed 2.495-meter × 1.585-meter elliptical concrete pipe culverts in an unnamed tributary to Sewickley Creek (WWF) for the purpose of improving the roadway standards. Also proposed is the construction and maintenance of R-7 rock lined aprons depressed 0.305 meter extending 14 meters upstream and 13 meters downstream from the proposed culverts. The project is located on S. R. 3037, Segment 1030, Offset 2750, Station 1+500.000 (Smithton, PA Quadrangle N: 12.5 inches; W: 5.4 inches) in South Huntingdon Township, **Westmoreland County**.

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

**E42-261.** Encroachment. **Hamlin Township**, P. O. Box 235, Hazel Hurst, PA 16733. To remove the existing structure and to construct and maintain an 81-inch-wide by 59-inch-high CM pipe arch culvert in Kane Creek on T-319 (Dewey Avenue) in the village of Hazel Hurst (Hazel Hurst, PA Quadrangle N: 14.8 inches; W: 11.6 inches) located in Hamlin Township, **McKean County**.

#### DAM SAFETY

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

*Central Office: Bureau of Waterways Engineering, 400 Market Street, 6th Floor, P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-8568.*

**D36-293.** Dam. **Pennsylvania Power and Light Company, Inc.** (Two North Ninth Street, Allentown, PA 18101-1179). To modify, operate and maintain Holtwood Ash Basin No. 2 Dam across a tributary to the Susquehanna River (WWF), for the purpose of closing Ash Basin No. 2 by covering the ash in the basin with a minimum of 2 feet of soil from the basin dikes and seeding (Holtwood, PA Quadrangle N: 14.6 inches; W: 9.3 inches) in Martic Township, **Lancaster County**.

## ENVIRONMENTAL ASSESSMENT

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

*Central Office: Bureau of Waterways Engineering, 400 Market Street, 6th Floor, P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-8568.*

**D24-031EA.** Environmental Assessment. **North Central Pennsylvania Regional Planning and Development Commission** (651 Montmorenci Avenue, Ridgway, PA 15853). To breach and remove a dam across the Clarion River (CWF) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 3,800 feet upstream from the confluence of the Clarion River and Elk Creek (Ridgway, PA Quad-range N: 10.4 inches; W: 15.3 inches) in Ridgway Borough, **Elk County**.

## WATER ALLOCATIONS

### Applications filed under the act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of the Commonwealth.

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

**WA 67-1010.** Water Allocation. **New Freedom Borough, York County**. Amend previous application to increase the request for the right to purchase a maximum of 66,666 gallons per day (gpd) from the York Water Company to the right to purchase 200,000 gpd from the York Water Company.

## ACTIONS

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

#### [National Pollution Discharge Elimination System Program (NPDES)]

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

##### (Part I Permits)

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

Persons aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and

procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

**NPDES Permit No. PA-0063185.** Industrial waste. **Eldorado Properties Corporation**, 675 Suscon Road, Pittston, PA 18640 is authorized to discharge from a facility located in Pittston Township, **Luzerne County**, to Collins Creek.

**Permit No. 4898405.** Sewerage. **Stephen J. Hunsberger**, Director, Bethlehem Township Municipal Authority, 4225 Easton Avenue, Bethlehem, PA 18020-1496. Permit to construct a sanitary sewer collection and conveyance system for the Lehigh Valley Industrial Park—VI commercial development, located in Bethlehem Township, **Northampton County**.

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

**WQM Permit No. 4698443.** Sewerage. **Hatfield Township Municipal Authority**, 3299 Advance Lane, Colmar, PA 18915. Construction and operation of the Orvilla Pump station to serve the existing residential dwelling units located in Hatfield Township, **Montgomery County**.

**WQM Permit No. 4698202.** Industrial waste. **SmithKline Beecham Research Co.**, 1250 South Collegeville Road, Collegeville, PA 19426. Construction and operation of an industrial wastewater treatment plant to treat an air conditioning condensate at their facility located in Upper Providence Township, **Montgomery County**.

**WQM Permit No. 4698441.** Sewerage. **Montgomery Township Municipal Sewer Authority**, 1001 Stump Road, Montgomeryville, PA 18936. Construction and operation of a steel tank and Load Shaver pump station to eliminate an overflow from the existing Knapp Road pump station located in Montgomery Township, **Montgomery County**.

**WQM Permit No. 1598403.** Sewage. **Downingtown Area Regional Authority**, P. O. Box 8, Exton, PA 19341-0008. Approval for a rerate of the Downingtown Regional Water Pollution Control Center; no construction will be required as a result of the rerate located in East Caln, **Chester County**.

**NPDES Permit No. PA0055824.** Sewage. **Thomas J. Martin**, 1458 Lonely Cottage, Upper Black Eddy, PA 18972 is authorized to discharge from a facility located in Bridgeton Township, **Bucks County** into an unnamed tributary to PA Canal.

**NPDES Permit No. PA0057614.** Sewage. **David and Donna Rosenberger**, 6 Rosenberger Drive, Perkasio, PA 18944 is authorized to discharge from a facility located in Hilltown Township, **Bucks County** into an unnamed tributary of Morris Run.

**NPDES Permit No. PA0055344.** Sewage. **Upper Makefield Township**, 1076 Eagle Road, Newtown, PA

18940 is authorized to discharge from a facility located in Upper Makefield Township, **Bucks County** into an unnamed tributary to Jericho Creek.

**NPDES Permit No. PA0046868.** Sewerage. **Lower Moreland Township Authority**, 640 Red Lion Road, Huntingdon Valley, PA 19006-6234 is authorized to discharge from a facility located at Chapel Hill WWTP in Lower Moreland Township, **Montgomery County** into an unnamed tributary to Southampton Creek.

**NPDES Permit No. PA0055034.** Sewerage. **Barbara J. Hobyak-Tatta**, 9 Hilldale Drive, Malvern, PA 19355 is authorized to discharge from a facility located in Willistown Township, **Chester County**, to an unnamed tributary to Crum Creek.

**NPDES Permit No. PA0057479.** Industrial waste. **Metro Machine of PA**, P. O. Box 1860, Norfolk, VA 23501 is authorized to discharge from a facility located at Philadelphia Naval complex, Dry Dock No. 2 located in the City of Philadelphia into Delaware River.

**NPDES Permit No. PA0056758.** Sewage. **Warrington Township**, 852 Easton Road, Warrington, PA 18976 and **The Cutler Group**, 5 Sentry Parkway West, Suite 100, 325 Walton Road, Blue Bell, PA 19422 is authorized to discharge from a facility located at

Tradesville WWTP at 3430 Pickertown Road, Warrington, PA 18976, in Warrington Township, **Bucks County** into Mill Creek.

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

**WQM Permit No. 6199401.** Sewerage, **Janet L. Gates, SRSTP**, 1045 Elm St., Franklin, PA 16323. Construction of Janet L. Gates SRSTP located in Sugar creek Borough, **Venango County**.

**WQM Permit No. 6298416.** Sewerage, **Raymond M. Miller, SRSTP**, 365 Hirtzell Rd., Warren, PA 16365. Construction of Raymond M. Miller SRSTP located in Pleasant Township, **Warren County**.

**WQM Permit No. 6298415.** Sewerage, **Mary G. and Nicholas M. Mangus**, 3778 Willowcrest Blvd., Mulberry, FL 33860 SRSTP located in Glade Township, **Warren County**.

**NPDES Permit No. PA0210820.** Sewage, **Michael P. and Cheryl L. Nass**, 2670 Old State Rd., Waterford, PA 16441 is authorized to discharge from a facility located in Waterford Township, **Erie County** to an Unnamed Tributary of Little Conneauttee Creek.

#### INDIVIDUAL PERMITS

##### (PAS)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10-G328	Great Valley School District 47 Church Road Malvern, PA 19355	East Whiteland Township Chester County	Valley Creek
PAS10-G333	The Hankin Group 717 Constitution Drive, Box 562 Exton, PA 19341	Uwchlan Township Chester County	Shamona Creek
PAS10-G344	The Hankin Group 717 Constitution Drive, Box 562 Exton, PA 19341	Uwchlan Township Chester County	Shamona Creek
PAS10-J004-R	Naamans Creek Center, LLC 342 Willowbrooke Lane West Chester, PA 19382-5578	Upper Chichester and Bethel Townships Delaware County	East Branch Naaman's Creek

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS101309	PennDOT District 5-0 1713 Lehigh Street Allentown, PA 18103	Carbon County Kidder Township	Black Creek

#### INDIVIDUAL PERMITS

##### (PAR)

The following parties have submitted Notices of Intent (NOIs) for Coverage under (1) General NPDES Permit(s) to discharge wastewater into the surface waters of this Commonwealth. The approval for coverage under these general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in the general permit; (2) General Permit(s) for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania. The approval of coverage for land application of sewage sludge or residential septage under these general permits is subject to pollutant limitations, pathogen and vector attraction reduction requirements,



operational standards, general requirements, management practices and other conditions set forth in the respective general permit. The Department of Environmental Protection approves the following coverages under the specified General Permit.

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

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

*List of NPDES and/or other  
General Permit Type*

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

*General Permit Type—PAG-2*

*Facility Location  
County and  
Municipality*

<i>County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Centre County Ferguson Township	PAR10F079	John Morris 169 W. Aaron Dr. State College, PA 16801	Unt. Slab Cabin Run	Centre County CD 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817
Northumberland County Ralpho Township	PAR104927	William R. Fracalossi Lindy Acres R. R. 1, Box 173 Elysburg, PA 17824	Unt. to Millers Run	Northumberland County CD R. R. 3, Box 238C Sunbury, PA 17801 (717) 988-4224
Snyder County Penn Township	PAR105915	Grayson View Richard Yinst 7100 Fishing Creek Rd. Harrisburg, PA 17112	Unt. Penns Creek	Snyder County CD 403 West Market St. Middleburg, PA 17842 (717) 837-0085
Tioga County Tioga Township	PAR106628	Pa. Dept. of Transportation P. O. Box 218 Montoursville, PA 17754	Tioga Reservoir (Mill Creek)	Tioga County CD 29 East Avenue Wellsboro, PA (717) 523-8782
Bethel Township Delaware County	PAR10-J129	Sayram P. O. Box 333 Lima, PA 19037	Naamans Creek	555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
Chadds Ford Township Delaware County	APR10-J130	Cappelli 1936 McDade Blvd. Woodlyn, PA 19094	Brandywine Creek	555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Upper Merion Township Montgomery County	PAR10-T485	RAM Development Group 2790 Shady Valley Drive NE Atlanta, GA 30324	Unnamed Tributary of Schuylkill River	555 North Lane Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6130
<i>General Permit Type—PAG-3</i>				
<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Luzerne County Hazle Township	PAR232237	Johns Manville Valmont Industrial Park 600 Jaycee Drive Hazleton, PA 18201	Stony Creek to Black Creek	Northeast Regional Office Water Management Program 2 Public Square Wilkes-Barre, PA 18711 (717) 826-2553
<i>General Permit Type—PAG-4</i>				
<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Pleasant Township Warren County	PAG048565	Raymond M. Miller 365 Hirtzell Rd. Warren, PA 16365	Unnamed Tributary Sill Run	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942
Sugarcreek Borough Venango County	PAG048566	Janet L. Gates 1045 Elm St. Franklin, PA 16323	Patchel Run	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942
Ashland Township Clarion County	PAG048561	Russell J. Lander Jr. R. R. 1, Box 100D Cranberry, PA 16319	Unnamed Tributary to Cogley Run	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942
Glade Township Warren County	PAG048563	Nicholas M. Mangus 3778 Willowcrest Blvd. Mulberry, FL 33860	Hatch Run	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942
<i>General Permit Type—PAG-2</i>				
<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Butler County Butler Township	PAR10E099	Moraine Point Plaza Phase II Oxford Development Co. One Oxford Center Floor 37 Pittsburgh, PA 15219	Unnamed Tributary to Connoquenessing Creek	Butler Conservation District 122 McCune Dr. Butler, PA 16001-65001 (724) 284-5270
Hamiltonban Township Adams County	PAR-10-0075	Church of The Emaculate Conception of Fairfield, PA 350 Tract Road Fairfield, PA 17320	Spring Run	Adams County CD 57 N. Fifth Street Gettysburg, PA 17325 (717) 334-0636

## NOTICES

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<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
North Middleton Township Lower Frankford Township Cumberland County	PAR-10-H185	Eagles Crossing, Inc. Eagles Crossing Golf Course R. D. 1, Box 178 Glen Rock, PA 17327	Conodoguinet Creek	Cumberland County CD 43 Brookwood Ave. Suite 4 Carlisle, PA 17013 (717) 240-7812
East Hempfield Township Lancaster County	PAR-10-O-342	Dennis Steinmetz 2660 Beech Lane Lancaster, PA 17601	UNT Little Conestoga Creek	Lancaster County CD 1383 Arcadia Road Room 6 Lancaster, PA 17601 (717) 299-5361
South Lebanon Township Lebanon County	PAR-10-P082	AES Ironwood, Inc. 829 Cumberland Street Lebanon, PA 17042	Tulpehocken Creek	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 Ext 3
Millcreek Township Lebanon County	PAR-10-P086-R	Peter B. Shirk Route 2, Box 62A Denver, PA 17517	UNT to Mill Creek	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 Ext 3
North Londonderry Township Lebanon County	PAR-10-P089-R	Dennis L. Hess 575 Trail Road Hummelstown, PA 17036	Killinger Creek	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 Ext 3
Jackson Township Lebanon County	PAR-10-P090-R	Arborgate, LTD Kercher Avenue Myerstown, PA 17067	Tulpehocken Creek	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 Ext 3
Jackson Township Lebanon County	PAR-10-P091-R	Cricket Crossing Dev. Corp. R. R. 1, Box 160 Newmanstown, PA 17073	UNT to Myerstown Reservoir	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 Ext 3
Millcreek Township Lebanon County	PAR-10-P092	Elvin and Vera Martin 446 Reinholds Road Denver, PA 17517	UNT to Mill Creek	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 Ext 3
North Lebanon Township Lebanon County	PAR-10-P093	Pumpkin Ridge Partnership 457 East Main Avenue Myerstown, PA 17067	UNT to Tulpehocken Creek	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 Ext 3
South Londonderry Township Lebanon County	PAR-10-P094-R	Car Properties 320 Granite Run Drive Lancaster, PA 17604	Spring Creek	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 Ext 3
Cornwall Borough Lebanon County	PAR-10-P095	George Christianson 411 Chestnut Street Lebanon, PA 17042	Snitz Creek	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 Ext 3

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Penn Township Perry County	PAR-10-5126	Maynard Gandy Subdivision 5033 Inverness Drive Mechanicsburg, PA 17055	UNT to Juniata River	Perry County CD P. O. Box 36 36 W. Main Street New Bloomfield, PA 17068 (717) 582-8988
Centre Township Perry County	PAR-10-5104	Meadow View Village 5351 Jaycees Avenue Harrisburg, PA 17112	Little Juniata Creek	Perry County CD P. O. Box 36 36 W. Main Street New Bloomfield, PA 17068 (717) 582-8988
West Manheim Township York County	PAR-10-Y355	Woodridge Hunt Joseph A. Myers 160 Ram Drive Hanover, PA 17331	UNT to South Branch of Codorus Creek	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
West Manchester Township York County	PAR-10-Y296	The Greens at West Gate Phase II Shah Mathias P. O. Box 163 Red Lion, PA 17356	Willis Run	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Shrewsbury Township York County	PAR-10-Y369	Southern York School District Wayne McCullough P. O. Box 128 Glen Rock, PA 17327	UNT to South Branch Codorus Creek	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Carroll Township York County	PAR-10-Y341	Clyde R. Strayer Trust Mellon Bank Trust Bob Watkinson 10 South Second Street Harrisburg, PA 17108-1010	UNT to Yellow Breeches	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
West Buffalo Township Union County	PAR106829	John Griffith Meadow Green R. R. 5, Box 430 Mifflinburg, PA 17844	Unt. Buffalo Creek	Union County Cons. Dist. 60 Bull Run Crossing Lewisburg, PA 17837 (717) 523-8782

*General Permit Type—PAG-3*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Jay Township Elk County	PAR608308	S.M.S. Tank Disposal Co., Inc. R. R. 3, Box 291 Punxsutawney, PA 15767-8703	Bennett Branch Sinnemahoning Creek	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942

*General Permit Type—PAG-4*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Clearfield County Breadford Township	PAG045046	John Croft R. D. 1, Box 322A West Decatur, PA 16878	UNT to Roaring Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Tioga County Tioga Township	PAG045040	Eddie B. Watkins R. D. 1, Box 169A Tioga, PA 16946	Drainage ditch tributary Crooked Creek	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Clearfield County Bradford Township	PAG045047	John E. Mullen, II R. R. 1, Box 100A Woodland, PA 16881	Valley Fork Creek	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Tioga County Delmar Township	PAG045039	Lewis Osbourn R. R. 6, Box 359E Wellsboro, PA 16901	Unnamed Tributary to Heise Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Sullivan County Colley Township	PAG045049	Paul and Barbara Smith R. R. 2, Box 2155 Dushore, PA 18614	UNT of North Fork Mehoopany Creek	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
<i>General Permit Type—PAG-5</i>				
<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Millcreek Township Erie County	PAG058319	Country Fair Inc. 5008 Peach Street Erie, PA 16509	Unnamed Tributary to Walnut Creek	Water Management Northwest Region 230 Chestnut St. Meadville, PA 16335 (814) 332-6942
<i>General Permit Type—PAG-8</i>				
<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Tioga County Westfield Borough	PAG084810	Westfield Boro Council LeRoy R. Balfour, President 429 East Main St. Westfield, PA 16950	Land application	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Mount Union Borough Huntingdon County	PAG-08-3527	Mount Union Municipal Authority WWTF P. O. Box 90 9 West Market Street Mount Union, PA 17066	N/A	SCRO 909 Elmerton Avenue Harrisburg, PA 17110

### SEWAGE FACILITIES ACT PLAN APPROVAL

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

Persons aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law) to the Environmental Hearing Board, 400 Market Street, Floor 2, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice

of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure 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.

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 Richard Shudak at (717) 826-2511. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

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*Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2553.*

*Location:* Delaware Canal State Park Theodore Roosevelt Picnic Area, south of Raubsville on S. R. 0611 in Williams Township, Northampton County. *Project Description:* This project proposes the modernization of restroom facilities at the existing Theodore Roosevelt Recreational Area in the Delaware Canal State Park. The project will replace existing vault latrines with flush facilities. The proposed 800 gpd of sewage flows will be treated by a DEP permitted small flow treatment facility with a discharge to the Delaware River. The treatment facilities will consist of dual septic tanks, a 500 gallon duplex dosing pump tank, 4 free access intermittent recirculating sand filters (400 sf minimum filter area), a 500 gallon recirculation discharge pump/tank and 415 gallon chlorine erosion disinfection tank.

This small flow treatment facility will be owned and operated by the Commonwealth of Pennsylvania Department of Conservation and Natural Resources. A new well will be drilled to supply water to the project.

**LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

**Under Act 2, 1995**

**Preamble 3**

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

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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 any final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

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

The Department has received the following final report:

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

**Strunk Farm Property.** East Fallowfield Township, Chester County. Michael A. Christie, P.G., Penn Environmental & Remediation Inc., 2755 Bergey Road, Hatfield, PA 19440, has submitted a Final Report concerning remediation of site soil contaminated with heavy metals, solvents and polycyclic aromatic hydrocarbons and groundwater contaminated with heavy metals. The report is intended to document remediation of the site to meet the Statewide health, background and site-specific standards.

**Stonegate.** West Bradford Township, Chester County. Joseph W. Standen, Jr., Leggette, Brashears & Graham, Inc., 426 Brandywine Parkway, West Chester, PA 19380, has submitted a Final Report concerning remediation of site soil contaminated with lead and heavy metals. The report is intended to document remediation of the site to meet the Statewide health standard.

**LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

**Under Act 2, 1995**

**Preamble 4**

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

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Provisions of 25 Pa. Code § 250.8 Administration of Land Recycling Program requires the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the Act 2 (Land Recycling and Environmental Remediation Standards Act) remediation standards. Plans and reports required by provisions of Act 2 for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of reuse of the property, and in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. A cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has acted upon the following plans and reports:

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

**Granite Substation Site No. 259 (Decommissioned)**, Richland Township, **Bucks County**. Lisa A. Palfey, PP&L, Inc., Environmental Management Division, Two North Ninth Street, GENTW8, Allentown, PA 18101-1179, has submitted a Final Report concerning the remediation of site soil contaminated with PCBs, heavy metals, solvents, BTEX and polycyclic aromatic hydrocarbons and groundwater contaminated with solvents, BTEX and polycyclic aromatic hydrocarbons. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on January 26, 1999.

**One Man Quarry**, Worcester Township, **Montgomery County**. Gary R. Brown, P. E., RT Environmental Services, Inc., 215 W. Church Road, King of Prussia, PA 19406, has submitted a Final Report concerning the remediation of site soil contaminated with petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on January 28, 1999.

**Northbrook Orchards**, Pocopson Township, **Chester County**. Frederick Bopp, III, Tetrahedron Consultants, Inc., 422 West First Avenue, Parkesburg, PA 19365, has submitted a Final Report concerning the 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 February 3, 1999.

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

**Conewago Contractors, Inc., Warehouse**, Lemoyne Borough, **Cumberland County**. Conewago Contractors, Inc., P. O. Box 688, Hanover, PA 17331 submitted a final report concerning the remediation of site soils contaminated with solvents, BTEX and PHCs. The final report demonstrated attainment of the Statewide health standard, and was approved by the Department on February 4, 1999.

**Conewago Contractors, Inc., Warehouse**, Lemoyne Borough, **Cumberland County**. Conewago Contractors, Inc., P. O. Box 688, Hanover, PA 17331 submitted a remedial investigation and final report concerning the remediation of site groundwater contaminated with solvents. These reports demonstrated attainment of the site-specific standard, and were approved by the Department on February 4, 1999.

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

**Herman Banks Scrap Yard**, West Chillasquaque Township, **Northumberland County**. The Estate of Herman Banks, c/o First National Trust Bank, 400 Market Street, Sunbury, PA 17801 has submitted a Final Report concerning the remediation of site soil. The final report intended to demonstrate attainment of the site-specific standard and was approved by the Department on January 20, 1999.

## AIR QUALITY OPERATING PERMITS

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

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

**46-310-050GP: Pottstown Trap Rock Quarries, Inc.** (394 Sanatoga Road, Pottstown, PA 19464) issued for a portable crushing plant in Lower Pottsgrove Township, **Montgomery County**.

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

**GP-56-00271: New Enterprise Stone & Lime Co., Inc.** (P. O. Box 77, New Enterprise, PA 16664) issued February 4, 1999, for operation of nonmetallic mineral processing at Ogletown Quarry in Ogle Township, **Somerset 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.*

**09-320-052: Pyramid Graphics, Inc.** (1021 Washington Avenue, Croydon, PA 19021) issued for operation of an afterburner for Harris M-10 Press in Bristol Township, **Bucks County**.

*Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, (717) 826-2531.*

**40-00026: Amoco Oil Co.** (One Prudential Plaza, 130 East Randolph Drive, Chicago, IL 60601-6207) issued June 16, 1998, for the Wilkes-Barre Terminal, a bulk gasoline storage facility in Edwardsville Borough, **Luzerne County**.

**40-00005: UGI Utilities, Inc.—Electric Division** (P. O. Box 3200, Wilkes-Barre, PA 18773-3200) issued February 12, 1998, for the Hunlock Creek Station, an electric generating facility in Hunlock Township, **Luzerne County**.

**40-00025: Sun Company, Inc.—Refining & Marketing** (1801 Market Street, 26/10 PC, Philadelphia, PA 19103-1699) issued January 15, 1998, for the Kingston Terminal, a bulk gasoline storage facility in Edwardsville Borough, **Luzerne County**.

**39-00019: Buckeye Pipe Line Co., L. P.** (3900 Hamilton Boulevard, Allentown, PA 18103) issued February 12, 1998, for the Macungie Station, a bulk petroleum storage facility in Lower Macungie and Upper Mt. Bethel Townships, **Lehigh County**.

**64-00001: Pennsylvania Department of Corrections** (P. O. Box 598, Camp Hill, PA 17001-0598) issued February 12, 1998, for the Waymart State Correctional Institution, a coal-fired boilerhouse in South Canaan Township, **Wayne County**.

*Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 327-3637.*

**OP-53-0005A: CNG Transmission Corp.** (CNG Tower, 625 Liberty Avenue, Pittsburgh, PA 15222-3199) on January 13, 1999, for operation of various natural gas-fired internal combustion engines and a natural gas-fired heater at the Harrison Compressor Station in Harrison Township, **Potter County**. The heater is subject to Subpart Dc of the Federal Standards of Performance for New Stationary Sources.

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

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

**OP-15-0037: De La Rue Card Systems Inc.** (523 James Hance Court, Exton, PA 19341) amended February 4, 1999, for facility operating permit in West Whiteland Township, **Chester County**.

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

*Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 327-3637.*

**OP-53-0003A: CNG Transmission Corp.** (CNG Tower, 625 Liberty Avenue, Pittsburgh, PA 15222-3199) on February 2, 1999, to change the specified time periods for the required performance of semiannual portable nitrogen oxides analyzer testing on natural gas-fired internal combustion engines at the Greenlick Station in Stewardson Township, **Potter County**.

**Operating Permits 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, (717) 327-3637.*

**12-323-001: Caldwell Corp.** (116 West Second Street, Emporium, PA 15834) on January 19, 1999, for operation of a burnoff oven previously owned by Motion Control Industries, Inc. and operated by Caldwell Machining, Inc. in Emporium Borough, **Cameron 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-46-0011B: Bethlehem Lukens Plate** (Conshohocken Road, Conshohocken, PA 19428) issued February 3, 1999, for operation of a scale evacuation system in Plymouth Township, **Montgomery County**.

**PA-23-0024: Milestone Materials, Inc.** (523 West Forge Road, Glen Mills, PA 19342) issued February 5, 1999, for operation of a hot mix asphalt plant in Middletown Township, **Delaware County**.

*Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, (717) 826-2531.*

**45-318-029: Tobyhanna Army Depot** (Attn: Amsel-Lc-Ty-Rk-E, 11 Hap Arnold Boulevard, Tobyhanna, PA 18466) issued December 18, 1998, for construction of a chemical finishing operation in Coolbaugh Township, **Monroe County**.

**48-310-035: Chrin Brothers Sanitary Landfill** (635 Industrial Drive, Easton, PA 18042) issued January 26, 1999, for construction of a stone crushing operation in Williams Township, **Northampton County**.

**66-302-005A: Procter & Gamble Paper Products Co.** (P. O. Box 32, Mehoopany, PA 18629) issued January 22, 1999, for modification of boiler no. 3 at Route 87, Washington Township, **Wyoming County**.

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

**07-05001A: Appleton Papers Inc.** (100 Paper Mill Road, Roaring Spring, PA 16673) issued February 2, 1999, for modification of No. 2 and No. 3 paper machines air flotation drying ovens at Spring Mill in Roaring Spring Borough, **Blair County**.

**36-05093: Martin Limestone, Inc.** (P. O. Box 550, Blue Ball, PA 17506) issued February 3, 1999, for installation of a drum mix asphalt plant controlled by an Astec fabric collector in East Cocalico Township, **Lancaster County**. This source is subject to 40 CFR 60, Subpart I, Standards of Performance for Hot Mix Asphalt Facilities.

**44-320-001I: Trinity Packaging Corp.** (13 Industrial Park Road, Lewistown, PA 17044) issued February 2, 1999, for eight flexographic printing presses with respective dryers in Granville Township, **Mifflin County**.

*Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 327-3637.*

**41-318-043: John Savoy & Sons, Inc.** (P. O. Box 248, Montoursville, PA 17754) on January 8, 1999, for construction of a wood furniture finishing operation in Montoursville Borough, **Lycoming County**.

**08-316-011A: Masonite Corp., Subsidiary of International Paper Co.** (P. O. Box 311, Towanda, PA 18848-0311) on January 26, 1999, for installation of an air cleaning device (a venturi scrubber) on a hardboard press (die form press) in Wysox Township, **Bradford County**.

**19-320-001E: Haddon Craftsmen, Inc.** (4411 Old Berwick Road, Bloomsburg, PA 17815) on January 31, 1999, for construction of a heatset web offset printing press (HCM-015) and a book block binding line in South Centre Township, **Columbia County**.

**41-303-006A: Glenn O. Hawbaker, Inc.** (450 East College Avenue, Bellefonte, PA 16823) on January 31, 1999, for modification of a drum mix asphalt concrete plant and associated air cleaning device (a fabric collector), the modification being an increase in allowable production rate, in Fairfield Township, **Lycoming County**. This plant is subject to Subpart I of the Federal Standards of Performance for New Stationary Sources.

**18-322-001A: Jersey Shore Steel Co.** (P. O. Box 5055, Jersey Shore, PA 17740) on January 31, 1999, for modifi-



cation of a reheat furnace, the modification being the use of landfill gas, in Pine Creek Township, **Clinton County**.

**PA-17-0001: Pennsylvania Electric Co./GPU Generation, Inc.** (1001 Broad Street, Johnstown, PA 15907) on January 25, 1999, for revision of nitrogen oxides RACT determinations made on December 27, 1994, for bituminous coal-fired electric generating Units 1 and 2 at the Shawville Generating Station in Bradford Township, **Clearfield County**.

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

**PA-65-909A: International Mill Service, Inc.** (1155 Business Center Drive, Horsham, PA 19044) issued February 4, 1999, for operation of stockpiling activities at Allvac-Latrobe Facility in Derry Township, **Westmoreland County**.

**PA-65-613A: International Mill Service, Inc.** (1155 Business Center Drive, Horsham, PA 19044) issued February 4, 1999, for operation of scrap reclamation/slag recycle at Patton Site in Rostraver Township, **Westmoreland County**.

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

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

**09-320-046: Fibermark, Inc.** (45 North Fourth Street, Quakertown, PA 18951) issued February 2, 1999, for operation of a graphic art line no. 1 in Quakertown Borough, **Bucks County**.

**09-320-047: Fibermark, Inc.** (45 North Fourth Street, Quakertown, PA 18951) issued February 2, 1999, for operation of a graphic art line no. 2 in Quakertown Borough, **Bucks County**.

**46-318-045: Department of the Air Force** (Langley Street, Horsham, PA 19044) issued February 4, 1999, for operation of a paint spray booth in Horsham Township, **Montgomery County**.

**PA-15-0002A: Quebecor Printing Atglen, Inc.** (Route 372, Lower Valley Road, Atglen, PA 19310) issued February 5, 1999, for operation of a publication rotogravure press in West Sadsbury Township, **Chester County**.

**PA-46-0005A: Merck & Company, Inc.** (770 Sumneytown Pike, West Point, PA 19486) issued February 8, 1999, for operation of a fluid bed granulator-dryer column in Upper Gwynedd Township, **Montgomery County**.

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

**22-02005: Harrisburg Steam Works, Ltd.** (P. O. Box 2151, Harrisburg, PA 17105) granted February 8, 1999, to authorize temporary operation for four boilers No. 6 oil/gas (combustion engineering), covered by this Plan Approval until June 7, 1999, in the City of Harrisburg, **Dauphin County**.

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

**PA-11-005B: Bar Technologies, Inc.** (1001 Main Street, Gate 3, Johnstown, PA 15909) for installation of bloom/billet caster at Johnstown Plant in Franklin Borough, **Cambria County**.

**11-305-028: Senate Coal Mines, Inc.** (One Energy Place, Suite 5100, Latrobe, PA 15650) for installation of wet coal refuse reclaim plant at Mine No. 42 in Adams Township, **Cambria County**.

**32-305-053: Senate Coal Mines, Inc.** (One Energy Place, Suite 5100, Latrobe, PA 15650) for installation of bituminous coal processing at Coral Tipple in Burrell Township, **Indiana County**.

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

**16-399-008: Peoples Natural Gas Co.** (625 Liberty Avenue, Pittsburgh, PA 15222-3197) issued January 30, 1999, for three natural gas fired engines in Redbank Township, **Clarion County**.

## MINING

### APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

#### Bureau of Deep Mine Safety

#### Request for Variance

#### Canterbury Coal Company

The Bureau of Deep Mine Safety (BDMS) has approved Canterbury Coal Company's request for a variance from the requirements of section 242(c) of the Pennsylvania Bituminous Coal Mine Act at the DiAnne Mine. The following notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Trader by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

*Summary of the request:* Canterbury Coal Company requested a variance from section 242(c) of the Pennsylvania Bituminous Coal Mine Act to allow for the common ventilation of belt conveyor entry with other entries at the DiAnne Mine. The proposal accords protections to persons and property substantially equal to or greater than the requirements of section 242(c).

The basis for the Bureau's approval can be summarized in the following statements:

1. DiAnne's plan provides early warning fire detection by the use of carbon monoxide (CO) detectors, and audible alarm over the mine communication system.

2. DiAnne's plan provides a separate, isolated intake escapeway that will be maintained at a higher ventilation pressure than the belt and common entries.

3. DiAnne's plan provides for the belt and common entries to serve as an alternate escapeway.

4. There are significant health and safety benefits associated with allowing entries in common with the belt entry. Repair and maintenance work in the belt entry is afforded safer access. Improved visual safety inspections are facilitated by open crosscuts.

This approval is limited to a variance from the requirements in section 242(c) requiring that the belt entry is isolated from other entries. All other terms and requirements of section 242(c) shall remain in effect. This approval applies to all areas developed after May 20, 1998. Continued authorization for operation under the

approval is contingent upon compliance with the measures described in DiAnne's plan and the following conditions:

1. Fire protection shall be installed and maintained on all belt conveyors in compliance with Federal standards.
2. Carbon monoxide (CO) sensors shall be set to alarm at the lowest practicable setting.

#### **GM & S Coal Corporation**

The Bureau of Deep Mine Safety (BDMS) has approved GM & S Coal Corporation's request for a variance from the requirements of section 242(c) of the Pennsylvania Bituminous Coal Mine Act at the Geronimo Mine. The following notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Trader by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

*Summary of the request:* GM & S Coal Corporation requested a variance from section 242(c) of the Pennsylvania Bituminous Coal Mine Act to allow for the common ventilation of belt conveyor entry with other entries at the Geronimo Mine. The proposal accords protections to persons and property substantially equal to or greater than the requirements of section 242(c).

The basis for the Bureau's approval can be summarized in the following statements:

1. Geronimo's plan provides early warning fire detection by the use of carbon monoxide (CO) detectors, and audible alarm over the mine communication system.
2. Geronimo's plan provides a separate, isolated intake escapeway that will be maintained at a higher ventilation pressure than the belt and common entries.
3. Geronimo's plan provides for the belt and common entries to serve as an alternate intake escapeway.
4. There are significant health and safety benefits associated with allowing entries in common with the belt entry. Repair and maintenance work in the belt entry is afforded safer access. Improved visual safety inspections are facilitated by open crosscuts.

This approval is limited to a variance from the requirements in section 242(c) requiring that the belt entry is isolated from other entries. All other terms and requirements of section 242(c) shall remain in effect. This approval applies to all areas developed after May 20, 1998. Continued authorization for operation under the approval is contingent upon compliance with the measures described in Geronimo's plan.

#### **Mountain Spring Coal Company**

The Bureau of Deep Mine Safety (BDMS) has approved Mountain Spring Coal Company's request for a variance from the requirements of section 242(c) of the Pennsylvania Bituminous Coal Mine Act at the Mine No. 1. The following notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Trader by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

*Summary of the request:* Mountain Spring Coal Company requested a variance from section 242(c) of the Pennsylvania Bituminous Coal Mine Act to allow for the common ventilation of the belt conveyor entry with other entries at the Mine No. 1. The proposal accords protections to persons and property substantially equal to or greater than the requirements of section 242(c).

The basis for the Bureau's approval can be summarized in the following statements:

1. Mountain Spring's plan provides early warning fire detection by the use of carbon monoxide (CO) detectors, and audible alarm over the mine communication system.
2. Mountain Spring's plan provides a separate, isolated intake escapeway that will be maintained at a higher ventilation pressure than the belt and common entries.
3. Mountain Spring's plan provides for the belt and common entries to serve as the alternate escapeway.
4. There are significant health and safety benefits associated with allowing entries in common with the belt entry. Repair and maintenance work in the belt entry is afforded safer access. Improved visual safety inspections are facilitated by open crosscuts.

This approval is limited to a variance from the requirements of section 242(c) requiring that the belt entry is isolated from other entries. All other terms and requirements of section 242(c) shall remain in effect. This approval applies to all areas developed after May 20, 1998. Continued authorization for operation under the approval is contingent upon compliance with the measures described in Mountain Spring's plan.

#### **DLR Mining, Inc.**

The Bureau of Deep Mine Safety (BDMS) has approved DLR Mining, Inc.'s request for a variance from the requirements of section 242(c) of the Pennsylvania Bituminous Coal Mine Act at the Ridge Mine. The following notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Trader by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

*Summary of the request:* DLR Mining, Inc. requested a variance from section 242(c) of the Pennsylvania Bituminous Coal Mine Act to allow for the common ventilation of belt conveyor entry with other entries at the Ridge Mine. The proposal accords protections to persons and property substantially equal to or greater than the requirements of section 242(c).

The basis for the Bureau's approval can be summarized in the following statements:

1. Ridge's plan provides early warning fire detection by the use of carbon monoxide (CO) detectors, and audible alarm over the mine communication system.
2. Ridge's plan provides a separate, isolated intake escapeway that will be maintained at a higher ventilation pressure than the belt and common entries.
3. Ridge's plan provides for the belt and common entries to serve as an alternate intake escapeway.
4. There are significant health and safety benefits associated with allowing entries in common with the belt entry. Repair and maintenance work in the belt entry is afforded safer access. Improved visual safety inspections are facilitated by open crosscuts.

This approval is limited to a variance from the requirements in section 242(c) requiring that the belt entry is isolated from other entries. All other terms and requirements of section 242(c) shall remain in effect. This approval applies to all areas developed after May 20, 1998. Continued authorization for operation under the approval is contingent upon compliance with the measures described in Ridge's plan.

**DLR Mining, Inc.**

The Bureau of Deep Mine Safety (BDMS) has approved DLR Mining, Inc.'s request for a variance from the requirements of section 242(c) of the Pennsylvania Bituminous Coal Mine Act at the Triple K Mine. The following notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Trader by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

*Summary of the request:* DLR Mining, Inc. has requested a variance from section 242(c) of the Pennsylvania Bituminous Coal Mine Act to allow for the common ventilation of belt conveyor entry with other entries at the Triple K Mine. The proposal accords protections to persons and property substantially equal to or greater than the requirements of section 242(c).

The basis for the Bureau's approval can be summarized in the following statements:

1. Triple K's plan provides early warning fire detection by the use of carbon monoxide (CO) detectors, and audible alarm over the mine communication system.
2. Triple K's plan provides a separate, isolated intake escapeway that will be maintained at a higher ventilation pressure than the belt and common entries.
3. Triple K's plan provides for the belt and common entries to serve as an alternate intake escapeway.
4. There are significant health and safety benefits associated with allowing entries in common with the belt entry. Repair and maintenance work in the belt entry is afforded safer access. Improved visual safety inspections are facilitated by open crosscuts.

This approval is limited to a variance from the requirements in section 242(c) requiring that the belt entry is isolated from other entries. All other terms and requirements of section 242(c) shall remain in effect. This approval applies to all areas developed after May 20, 1998. Continued authorization for operation under the approval is contingent upon compliance with the measures described in Triple K's plan.

**PennAmerican Coal Inc., L. P.**

The Bureau of Deep Mine Safety (BDMS) has approved a request from PennAmerican Coal Inc., L. P. for a variance from the requirements of section 242(c) of the Pennsylvania Bituminous Coal Mine Act at the Burrell Mine. The following notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Trader by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

*Summary of the request:* PennAmerican Coal, Inc., L. P. requested a variance from section 242(c) of the Pennsylvania Bituminous Coal Mine Act to allow for the common ventilation of belt conveyor entry with other entries at the Burrell Mine. The proposal accords protections to persons and property substantially equal to or greater than the requirements of section 242(c).

The basis for the Bureau's approval can be summarized in the following statements:

1. Burrell's plan provides early warning fire detection by the use of carbon monoxide (CO) sensors, and audible alarm over the mine communication system.
2. Burrell's plan provides a separate, isolated intake escapeway that will be maintained at a higher ventilation pressure than the belt and common entries.

3. Burrell's plan provides for the belt and common entries to serve as an alternate escapeway.

4. There are significant health and safety benefits associated with allowing entries in common with the belt entry. Repair and maintenance work in the belt entry is afforded safer access. Improved visual safety inspections are facilitated by open crosscuts.

This approval is limited to a variance from the requirements in section 242(c) requiring that the belt entry is isolated from other entries. All other terms and requirements of section 242(c) shall remain in effect. This approval applies to all areas developed after May 20, 1998. Continued authorization for operation under the approval is contingent upon compliance with the measures described in PennAmerican's plan and the following conditions:

1. Fire protection shall be installed and maintained on all belt conveyors in compliance with Federal standards.
2. Carbon monoxide (CO) sensors shall be set to alarm at the lowest practicable setting.

**K. B. Coal, Inc.**

The Bureau of Deep Mine Safety (BDMS) has approved K. B. Coal, Inc.'s request for a variance from the requirements of section 242(c) of the Pennsylvania Bituminous Coal Mine Act at the Miller Mine. The following notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Trader by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

*Summary of the request:* K. B. Coal, Inc. requested a variance from section 242(c) of the Pennsylvania Bituminous Coal Mine Act to allow for the common ventilation of belt conveyor entry with other entries at the Miller Mine. The proposal accords protections to persons and property substantially equal to or greater than the requirements of section 242(c).

The basis for the Bureau's approval can be summarized in the following statements:

1. Miller's plan provides early warning fire detection by the use of carbon monoxide (CO) detectors, and audible alarm over the mine communication system.
2. Miller's plan provides a separate, isolated intake escapeway that will be maintained at a higher ventilation pressure than the belt and common entries.
3. Miller's plan provides for the belt and common entries to serve as an alternate escapeway.
4. There are significant health and safety benefits associated with allowing entries in common with the belt entry. Repair and maintenance work in the belt entry is afforded safer access. Improved visual safety inspections are facilitated by open crosscuts.

This approval is limited to a variance from the requirements in section 242(c) requiring that the belt entry is isolated from other entries. All other terms and requirements of section 242(c) shall remain in effect. This approval applies to all areas developed after May 20, 1998. Continued authorization for operation under the approval is contingent upon compliance with the measures described in Miller's plan.

**ABANDONED MINE RECLAMATION**

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

*Bond Forfeiture Contract Awarded: BF 428-101.1.* Jefferson Township, **Fayette County**. AMLR Project, Coal Stripping, Inc., Jefferson Township, Fayette County. *Contractor: Commonwealth Stone, A Business Trust.* *Amount: \$79,534. Date of Award: January 7, 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 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 Acts (35 P.S. § 7514) and 2 Pa.C.S. § 501—508 and 701—704 (relating to the Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, P. O. Box 8457, Harrisburg, PA 17105-8457, (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 rule of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

**E09-763.** Encroachment Permit. **Pennsylvania Department of Transportation**, 200 Radnor-Chester Road, St. Davids, PA 19087-5178. To reconstruct and realign the intersection of the Bridgetown Pike (S.R. 2010), Section 08B, and Newtown Pike (S.R. 0413), Section 70S, which requires replacement of two bridge structures. The proposed replacement bridge along Bridgetown Pike will consist of a two-span, steel beam with concrete deck structure, with an approximate 17 feet of minimum underclearance over Neshaminy Creek (WWF, MF). Each bridge span will be approximately 150 feet long. The proposed bridge will be constructed approximately 120 feet upstream of the existing bridge, which will remain in place for the pedestrian traffic. The proposed replacement of an existing stone twin-arch bridge along Newtown Pike will consist of a single 65-foot span, steel beam with concrete deck structure, and an approximate 14 feet of minimum underclearance over

Core Creek (WWF, MF). The proposed bridge will be constructed in the same location as the existing bridge. The project includes placement of rip-rap stone erosion protection at the bridge abutments, and near the bridge pier. Work also includes the installation of 327 linear feet of retaining wall, varying in height, up to 19.44 feet, and the placement of bridge roadway approach fills across the 100 year floodplain of Neshaminy Creek and the construction of stormwater outfalls in the Core Creek floodplain. The site is located near the intersection of Bridgetown Pike and Newtown Pike (Langhorne, PA Quadrangle N: 12.0 inches; W: 7.25 inches) in Middletown and Northampton Townships, **Bucks County**.

**E46-827.** Encroachment Permit. **EMS Acquisition Corporation**, 321 Morris Road, Fort Washington, PA 19034. To remove a portion of the existing Summers Laboratories Building situated within the 100-year floodway of the Wissahickon Creek (TSF-MF), and to construct and maintain a building at this location. The site is located at 321 Morris Road, approximately 1,300 feet south from its intersection with Sheaff Road (Amler, PA Quadrangle N: 2.75 inches; W: 12.75 inches) in Whitmarsh Township, **Montgomery County**.

**E15-600.** Encroachment Permit. **Mr. and Mrs. Michael Taylor**, 29 Slokom Avenue, Christiana, PA 17509. To construct and maintain a 50 foot long single span steel beam bridge, with a 4.0 foot underclearance, across Rattlesnake Run (TSF-MF) which will provide access to a proposed private residence. The site is located approximately 500 feet southwest of the intersection of Rattlesnake Run Road and Glenville Road (Oxford USGS Quadrangle N: 20.2 inches, W: 13.6 inches) in Upper Oxford Township, **Chester County**.

**E46-808.** Encroachment Permit. **Township of Abington**, 1176 Old York Road, Abington, PA 19001. To modify and maintain an existing stream enclosure in and along an unnamed tributary to Pennypack Creek (TSF, MF). The proposed project consists of enclosing a total of 350 feet of man-made channel. The existing twin 8-foot by 4.5-foot concrete box culvert, which conveys flow beneath Mary Avenue will be extended downstream for approximately 75 feet. The remaining approximately 210 feet of open channel between Irvin Road culvert and Mary Avenue culvert will be enclosed with a twin 8-foot by 4-foot concrete box stream enclosure, which is compatible and attached to these culverts. This project is the first phase of the proposed four phases of the Rockledge Flood Control Project to reduce flooding and to stabilize existing retaining walls along the channel. The site is located in the vicinity of Irvin Road and Mary Avenue, approximately 1,500 feet south from the intersection of Huntington Pike (S.R. 232) and Susquehanna Road (Frankford, PA—NJ. Quadrangle N: 16.7 inches; W: 12.5 inches) in Abington Township, **Montgomery County**. The permittee will enhance approximately 340 feet of stream bank along the Penny Pack Creek in Lorimer Park to compensate for anticipated impacts from the project.

**E46-816.** Encroachment Permit. **Lower Salford Township**, 474 Main Street, Harleysville, PA 19438. To install and maintain an 8-foot wide recreational bike trail bridge over the West Branch of Skippack Creek (TSF). The proposed prefabricated bridge structure will be attached to formed in-place concrete abutments. This bridge will have a 15-foot span with approximately 2.7 feet of minimum underclearance. The project site is located immediately south of the intersection of Summeytown Pike and Stover Road, adjacent to Meadowbrook Plaza (Perkiomenville, PA Quadrangle N: 3.1 inches; W: 0.6 inch) in Lower Salford Township, **Montgomery County**.

**E15-586.** Encroachment Permit. **RCT Associates**, 1595 Paoli Pike, West Chester, PA 19380. To perform the following activities associated with the proposed construction of a retail store and restaurant on The Bentley property:

1. To fill in approximately 315 linear feet of an unnamed tributary to West Valley Creek (CWF-MF), and reroute this tributary into 70 linear feet of 24-inch RCP culvert. The 24-inch RCP culvert will convey flow into a 205-foot long 48-inch stream enclosure, which will extend an existing 48-inch railroad culvert along the easterly property boundary. A manhole/cleanout will be provided at the upstream stream enclosure jointure and a stone energy dissipator will be used at the downstream enclosure terminus.

2. The placement and maintenance of two outfall structures adjacent to an unnamed tributary of West Valley Creek (CWF, MF).

3. To place and maintain fill in 0.25 acre of wetland (PFO) for the construction of a restaurant and parking facility.

The project is located southeast of the intersection of Lincoln Highway (S. R. 0030) and Pottstown Pike (S. R. 100), Downingtown, PA Quadrangle N: 5.00-inch; W: 0.25-inch) in West Whiteland Township, **Chester County**. The applicant proposes to create 0.25 acre of replacement wetlands on this site.

*Northeast Regional Office: Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-5485.*

**E13-096.** Encroachment. **Pennsylvania Department of Transportation**, District 5-0, 1713 Lehigh Street, Allentown, PA 18103. To place fill in 0.44 acre of wetlands for the construction of a safety rest area. The project, known as the S. R. 0080 Westbound Safety Rest Area, is located on S. R. 0080, Section R18 Westbound approximately 2.8 miles east of Interchange 42 (Hickory Run, PA Quadrangle N: 14.8 inches; W: 3.6 inches) in Kidder Township, **Carbon County**. The permittee is required to restore 0.48 acre of previously filled wetlands within the Pennsylvania Department of Transportation right-of-way, located approximately 0.5 mile west of the project area.

**E45-362.** Encroachment. **Pennsylvania Department of Transportation**, Engineering District 5-0, 1713 Lehigh Street, Allentown, PA 18103. To remove the existing structure and to construct and maintain a prestressed concrete spread box beam bridge (known as the Resica Falls Bridge), having a clear span of 93 feet and an underclearance of approximately 12 feet, across Bush Kill Creek. This project includes the relocation of approximately 100 feet of a Tributary to Bush Kill Creek for the purpose of accommodating the eastern bridge abutment. The bridge is located on S. R. 0402, Section 01B (Bushkill, PA Quadrangle N: 20.2 inches; W: 13.1 inches) in Middle Smithfield Township, **Monroe County**.

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

**E22-383.** Encroachment. **Ronald and Patricia A. Burkholder**, 1527 Old Reliance Road, Middletown, PA 17057. To place fill in 0.24 acre of wetlands adjacent to an unnamed tributary to Swatara Creek for the purpose of constructing streets within an existing development at a point along Powerhorn Road (Steelton, PA Quadrangle N: 20.8 inches; W: 1.4 inches) in Lower Swatara Township,

**Dauphin County**. The permittee is required to provide a minimum of 0.24 acre of replacement wetlands. This permit also includes 401 Water Quality Certification.

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

**E12-110.** Encroachment. **Anthony L. Domitrovich**, 1226 South Main Street, DuBois, PA 15801-1130. To construct and maintain a deck and walkway for a hunting cabin in the floodway of First Fork Sinnemahoning Creek located off Route 872 approximately 2.8 miles north of Route 120 (Sinnemahoning, PA Quadrangle N: 20.7 inches; W: 7.8 inches) in Grove Township, **Cameron County**. This permit was issued under section 105.13e Small Projects.

**E14-332.** Encroachment. **Pa. Dept. of Transportation**, 1924-30 Daisy St., Clearfield, PA 16830. To remove the existing structure and to construct and maintain a precast concrete box culvert having two spans of 16 feet each, a rise of 9 feet, depressed 1 foot into the streambed with an underclearance of 8 feet on a skew of 83 degrees, located on SR 3027 over Trout Run (Houtzdale, PA Quadrangle N: 15.8 inches; W: 2.6 inches) in Rush Township, **Centre County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E19-181.** Encroachment. **Pennsylvania Department of Transportation**, Engineering District 3-0, P. O. Box 218, 715 Jordan Avenue, Montoursville, PA 17754-0218. To remove the existing structure and to construct and maintain a single span concrete beam bridge with a 40 foot clear span on a 75 degree skew, with a curb width of 29.6 feet an average underclearance of 7.2 feet and to construct a temporary stream crossing over Elk Run on SR 4049 approximately 0.25 mile east of the Columbia County boundary line (Elk Grove, PA Quadrangle N: 10.1 inches; W: 4.4 inches) in Sugarloaf Township, **Columbia County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E41-436.** Encroachment. **Limestone Township Supervisors**, RR2, Box 823, Jersey Shore, PA 17740. To remove the existing structure and to construct and maintain a single barrel aluminum box culvert with a span of 17.5 feet and underclearance of 4.6 feet in an unnamed tributary to Antes Creek located on T-305 approximately 0.2 mile south of Mill Road, T-352 (Linden, PA Quadrangle N: 3.0 inches; W: 2.7 inches) in Limestone Township, **Lycoming County**. This permit was issued under section 105.13e Small Projects. This permit also includes 401 Water Quality Certification.

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

**E04-263.** Encroachment. **United States Gypsum Company**, 125 South Franklin Street, Chicago, IL 60606-4678. To backfill the existing structure with a concrete slurry mix and to construct and maintain an 84" diameter smooth line HDPE replacement culvert for a distance of 575 feet in a tributary to the Ohio River (WWF) (locally known as Jones Run) for the purpose of constructing a wallboard plant. The site is located along the east side of S. R. 51 at the former LTV Steel Plant near River Mile 19.5 (Baden, PA Quadrangle N: 0.8 inch; W: 16.1 inches) in the City of Aliquippa, **Beaver County**. This permit

was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E11-269. Encroachment. Department of General Services (DGS),** Bureau of Architecture and Engineering, 18th and Herr Streets, Harrisburg, PA 17125. To construct and maintain a flood protection project (DGS 184-34) in St. Clair Run (CWF) consisting of removal of the existing structures and to construct and maintain a 40-foot long, 16-foot by 7-foot box culvert under Chandler Avenue and a 960-foot long, 16-foot by 8-foot channel upstream. The permit authorizes modifications to the Fairfield Avenue Bridge and construction of a 250-foot long, 16-foot by 8-foot channel upstream (Johnstown, PA Quadrangle N: 17.5 inches; W: 10.0 inches) in the City of Johnstown, **Cambria County.**

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

**E20-464. Encroachment. Advanced Cast Products, Inc.** P. O. Box 417, Meadville, PA 16335. To construct and maintain a 385-foot-long by 80-foot-wide building addition between two existing buildings at the Advanced Cast Products Foundry within the FEMA mapped 100-year floodway of French Creek Southeast of the intersection of Pennsylvania Avenue and Mill Street (Meadville, PA Quadrangle N: 0.1 inch; W: 5.2 inches) in Vernon Township, **Crawford County.**

**SPECIAL NOTICES**

**Planning Grant Awards under the Municipal Waste Planning Recycling and Waste Reduction Act**

The Department of Environmental Protection (Department), hereby announces the following grants to counties under section 901 of the the Municipal Waste Planning, Recycling and Waste Reduction Act (Act 101) (53 P. S. § 4000.901). The awards are based upon applications received by the Department of 1998.

Planning grants are awarded to counties for 80% of approved costs for preparing municipal waste management plans as required by Act 101, for carrying out related studies, surveys, investigations, inquiries, research and analysis, including those related to siting, and for environmental mediation. Grants may be awarded for feasibility studies and project development for municipal waste processing or disposal facilities, except for facilities for the combustion of municipal waste that are not proposed to be operated for the recovery of energy. All grant awards are predicated on the receipt of recycling fees required by sections 701 and 702 of Act 101, and the availability of monies in the Recycling Fund.

Inquires regarding the grant offerings should be directed to Sally Lohman, Planning Section, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472.

**Act 101 Section 901 Planning Grants**

<i>County</i>	<i>Activities</i>	<i>DEP Grant</i>
<i>Northcentral Region</i> Snyder County	Revise the Snyder County Municipal Waste Plan	\$36,752
<i>Southwest Region</i> Somerset County	Revise the Somerset County Municipal Waste Plan	\$4,771
<i>Northwest Region</i> Elk County	Revise the Elk County Municipal Waste Plan	\$40,554
Total		\$82,077

**Bureau of Waterways Engineering  
Retention of Engineering/Surveying Firms for  
Design Professional Services**

**Eastern Pennsylvania**

**Project Reference No. C69:11-FPP-103.4E**

The Department of Environmental Protection (Department) will retain an engineering or surveying firm to provide topographic and cross-sectional surveying throughout eastern Pennsylvania. Surveys could include among other purposes, surveying in and along streams and floodplains with particular detail required at bridges; locations and first floor elevations of area structures such as houses, businesses and industrial buildings; topographic surveys to be used for the design of projects; and construction surveys of flood protection projects.

**Western Pennsylvania**

**Project Reference No. C69:11-FPP-103.4W**

The Department will retain an engineering or surveying firm to provide topographic and cross sectional surveying throughout western Pennsylvania. Surveys could include among other purposes, surveying in and along streams and floodplains with particular detail required at

bridges; locations and first floor elevations of area structures such as houses, businesses and industrial buildings; topographic surveys to be used for the design of projects; and construction surveys of flood protection projects.

**I. General Requirements and Information**

The Department is authorized under section 905 of the Commonwealth Procurement Code (62 Pa.C.S. § 101 et seq.) to procure design professional services. Under this authority, the Department intends to execute two contracts, one for surveys in eastern Pennsylvania and one for surveys in western Pennsylvania for the period January 1, 1999, to December 31, 2001. Each contract will be limited to a maximum quantity of work not to exceed \$100,000 per calendar year, depending on Departmental workloads. Firms (proposers) interested in performing the surveying services discussed previously are invited to submit proposals. Small engineering firms, socially/economically restricted businesses (SERBs) and other engineering firms which have not previously performed work for the Department, are encouraged to submit proposals. A proposal shall consist of:

- a. A technical proposal describing the proposer's technical qualifications.
- b. SERB qualification.

- c. Fee schedule.
- d. DGS Forms 150 and 150-S.

## II. *Technical Proposal.*

The selected engineering or surveying firm shall have the capability of providing survey crews of either two or three persons when requested by the Department. Survey crews shall report to project sites within 7 days of notification by the Department. The selected firms will be responsible for providing their own survey instruments such as transits, levels, electronic distance measuring devices and all necessary support equipment. The selected firms shall also furnish all materials such as stakes, markers and field books. All field notes shall be neatly and legibly recorded in standard survey field books. All notes shall be reduced appropriately prior to the books being turned over to the Department.

Proposals should include a brief description of previous survey work, the experience of the individual survey crew members and a description of technical equipment to be used. Proposals should also include a list of current scheduled projects or workload with estimated man-hours and completion dates for each job and the location of the survey crew's headquarters (where travel time begins) by municipality and county.

Each proposal must include the firm's Federal identification number and the project reference number.

All proposals will be reviewed by a Technical Review and Selection Committee.

## III. *SERB Requirements.*

The Commonwealth of Pennsylvania strongly encourages the submission of proposals by SERBs. To achieve the objective of enhancing SERB participation, the Commonwealth has established SERB utilization as a selection criteria in the evaluation process.

The Bureau of Contract Administration and Business Development (BCABD) of the Department of General Services will evaluate the aforementioned criteria and will assign a point value to be considered within the overall Request for Proposals (RFP) total point tabulation.

Proposals submitted by individuals claiming SERB status or proposals submitted by individuals reflecting joint venture and subcontracting opportunities with SERBs must submit documentation verifying their claim.

SERBs are businesses whose economic growth and development has been restricted based on social and economic bias. The businesses are BCABD-certified minority and women owned businesses and certain restricted businesses whose development has been impeded because their primary or headquarters facility is physically located in an area designated by the Commonwealth as being in an enterprise zone. Businesses will not be considered socially/economically restricted if one of the conditions listed as follows exists:

1. The business has gross revenues exceeding \$4,000,000 annually.
2. The concentration of an industry is such that more than 50% of the market is controlled by the same type of SERB (Minority Business Enterprise (MBE)/Women Business Enterprise (WBE)) or businesses within designated enterprise zones.

Proposers not considered to be socially/economically restricted businesses seeking to identify such businesses for joint venture and subcontracting opportunities are encouraged to contact: Department of General Services,

Bureau of Contract Administration and Business Development, Room 502, North Office Building, Harrisburg, PA 17125, (717) 787-7380.

SERBs are encouraged to participate as prime proposers. SERBs qualifying as an MBE/WBE must provide their BCABD certification number. SERBs qualifying as a result of being located in a designated enterprise zone must provide proof of this status.

Proposers not considered to be SERBs must describe, in a narrative form, their company's approach to enhance SERB utilization on a professional level in the implementation of this proposal.

The following options will be considered as part of the final criteria for selection:

Priority Rank 1. Proposals submitted by SERBs.

Priority Rank 2. Proposals submitted from a joint venture with a Commonwealth approved SERB as a joint venture partner.

Priority Rank 3. Proposals submitted with subcontracting commitments to SERBs.

Each proposal will be rated for its approach to enhancing the utilization of SERBs, based on consideration of the following seven questions. The optional approach used will be evaluated with Option Number 1 receiving the greatest value and the succeeding options receiving a value in accordance with the above-listed priority ranking.

*Note:* Affirmative action and contract compliance statements referring to company Equal Employment Opportunity policies or past contract compliance practices are unacceptable in reference to the following questions.

1. Is the prime proposer a SERB? If yes, provide evidence of SERB status?
2. Does the prime proposer qualify as a Minority Business Enterprise (MBE) or Woman Business Enterprise (WBE)? If yes, provide the BCABD certification number?
3. Is the prime proposer a qualifying SERB as a result of being located in a designated enterprise zone? If yes, provide proof of this status.
4. If the prime proposer is not considered to be a SERB then describe the company's approach or commitment to enhance SERB utilization on a professional level in the implementation of any contract that may result from this RFP.
5. Is the proposal submitted as a joint venture with a Commonwealth-approved SERB as a joint partner? If yes, answer the following:
  - a. What work, goods, or services will the SERB(s) perform or provide?
  - b. Where will the SERB(s) perform these services?
  - c. When will the SERB(s) provide or deliver the goods or services?
  - d. Why was the SERB(s) selected?
  - e. Identify each SERB, and provide a contact person and phone number for each.
  - f. How will the SERB(s) be compensated?
  - g. What percent of the total value of the services or products required by this RFP will be provided by the SERB(s)?

h. In the SERB PARTICIPATION VALUE portion of the proposal, provide the estimated dollar value of the contract to the SERB(s).

6. Is the proposal submitted with subcontracting commitments to SERBs that would be directly associated with the professional performance of any contract that may be entered into as a result of this RFP? If yes, answer the following:

a. What work, goods, or services will the SERB(s) perform or provide?

b. Where will the SERB(s) perform these services?

c. When will the SERB(s) provide or deliver the goods or services?

d. Why was the SERB(s) selected?

e. Identify each SERB, and provide a contact person and phone number for each.

f. How will the SERB(s) be compensated?

g. What percent of the total value of the services or products required by this RFP will be provided by the SERB(s)?

h. In the SERB PARTICIPATION VALUE portion of the proposal, provide the estimated dollar value of the contract to the SERB(s), including total estimate and dollar commitment to each SERB.

7. Is the proposal committed to the utilization of SERBs to perform or provide goods or services indirectly associated with the performance of the proposal as a support function, such as general office equipment, office space, transportation, and the like? If yes, answer the following:

a. What work, goods, or services will the SERB(s) perform or provide?

b. Where will the SERB(s) perform these services?

c. When will the SERB(s) provide or deliver the goods or services?

d. Why was the SERB(s) selected?

e. Identify each SERB, and provide a contact person and phone number for each.

f. How will the SERB(s) be compensated?

g. What percent of the total value of the services or products required by this RFP will be provided by the SERB(s)?

h. In the SERB PARTICIPATION VALUE portion of the proposal, provide the estimated dollar value of the contract to the SERB(s).

*Note:* For this portion of the proposal one copy of the responses to the above questions 1 through 7 must be sealed in a separate envelope with the name of the proposer and project reference number shown on the outside of the envelope and identified as socially/economically restricted business (SERB) information.

Additionally, the dollar value designated for SERB commitment shall be included, but listed separately, with the fee information discussed in the Fee Negotiation section of the proposal. The applicable items submitted for the Fee Negotiation section should also be used to prepare and detail the proposed SERB commitment value including, if applicable, fiscal year breakdown. The selected contractor's SERB commitment amount will be included as a contractual obligation when a contract is entered into.

SERB Participation—Criteria for Selection. Emphasis here is placed on:

1. Proposals submitted by BCABD-approved SERBs.

2. Commitments by proposers not considered to be SERBs which significantly utilize approved SERBs in joint ventures.

3. Commitments by proposers not considered to be SERBs which aggressively pursue the use of approved SERBs in subcontracting opportunities.

#### IV. *Fee negotiations.*

In accordance with the selection method set forth in section 905(g) of the Commonwealth Procurement Code (62 Pa.C.S. § 101 et seq.), the Department shall select the highest qualified firm and negotiate a fee determined to be fair and reasonable to the Commonwealth. Each proposal shall include a fee schedule consisting of single copy of the hourly rates of pay and other appropriate fees and charges, and the dollar value designated for SERB commitment. The fee schedule shall be submitted in a sealed envelope clearly identified as to its contents, the name of the proposer and the project reference number. The fee schedules will be opened after the highest qualified firm is selected and will serve as the starting point for fee negotiations with the selected firm.

The fee schedule shall include a rate per hour for a two person survey crew fully equipped; a rate per hour for a three person survey crew fully equipped; a rate per hour for an office technician to reduce field notes; a rate per hour for a draftsman to draw plans and maps; and a rate per hour for a crew chief to meet at project sites with Department engineers to discuss the actual work required.

Travel and subsistence payment will be paid in accordance with the Commonwealth's Travel and Subsistence Reimbursement Rules and Regulations in effect at the time of actual work.

#### V. *Standard DGS Forms 150 and 150-S.*

The Standard DGS Forms 150 and 150-S must be submitted with each proposal.

#### VI. *Criteria for selection.*

In accordance with the policy set forth in section 905(g) of the Commonwealth Procurement Code (62 Pa.C.S. § 101 et seq.), the Department will select the successful firms on the basis of demonstrated competence and qualification. The following factors will be considered by the technical review committee during evaluation of each firm's proposal. The factors shown below are for the guidance of proposers only and are not necessarily listed in order of weight. Each proposer shall relate their proposal to these factors.

1. Specialized experience and technical competence of personnel.

2. Past record of the firm's performance with respect to cost control, work quality and ability to meet schedules.

3. The specific ability of personnel to perform the services required by the project.

4. Current workload of the firm as it affects performance of the work within the time limitations.

5. Socially/Economically Restricted Business Participation.

6. Equitable distribution of contracts to design professionals.



7. Particular capability to perform the services contemplated in this solicitation.

8. Geographic proximity of the professional to the proposed work sites.

Three copies of the technical proposal, including one sealed envelope with SERB information and one sealed envelope containing fee information, must be deposited in the Department of Environmental Protection; Attn. Michael D. Conway, Director, Bureau of Waterways Engineering, 3rd Floor RCSOB, 400 Market St., Harrisburg, PA 17105-8460; prior to 12 noon, on March 22, 1999. Proposers may also obtain from this office a copy of the proposed contract to be entered into with the successful proposers. Firms may submit proposals for both areas, Eastern and Western Pennsylvania. Two firms will be selected but each successful firm will be selected for one area only. The assignment and services will be made to one of the firms responding to this notice. The Department reserves the right to reject any and all proposals submitted, cancel the solicitation requested under this notice, or re-advertise solicitation for this service.

[Pa.B. Doc. No. 99-270. Filed for public inspection February 19, 1999, 9:00 a.m.]

### Availability of Technical Guidance

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

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

#### *Ordering Paper Copies of DEP Guidance*

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

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

#### *Changes to Technical Guidance Documents*

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

#### *Final Guidance*

DEP ID 383-2000-030 Title: Pennsylvania's Comprehensive State Groundwater Protection Program (CSGWPP) and Self-Assessment Description: This guidance (CSGWPP) is a State-EPA initiative which provides a mechanism whereby states and the EPA can work together to develop a comprehensive and consistent State-wide approach to groundwater quality protection. The

CSGWPP consists of a set of six Strategic Activities, and each strategic activity has two sets of adequacy criteria (Core and Fully-Integrating CSGWPP). This document describes and assesses the Pennsylvania groundwater quality protection program relative to the adequacy criteria for the six strategic CSGWPP activities. Effective Date: February 20, 1999 Contact: Trudy Troutman (717) 787-5015

#### *Draft Guidance*

DEP ID 393-0900-017 Title: Requirements for Registration of ASTs and USTs with Nonstandard Installation or Use

Description: This guidance establishes procedures for registration and for possible tank handling activity or permitting violations associated with storage tanks that were not installed by certified individuals, for used tanks or tanks that previously held unregulated substances and for relocated tanks. Anticipated Effective Date: March 20, 1999 Deadline for Comments: March 19, 1999 Contact: Raymond Powers at (717) 772-5551

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 99-271. Filed for public inspection February 19, 1999, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Laboratories Approved to Determine Urine Controlled Substance Content under the Clinical Laboratory Act, the Vehicle Code, the Fish and Boat Code and the Game and Wildlife Code

The following laboratories are licensed by the Department of Health under the Clinical Laboratory Act (35 P. S. §§ 2151-2165) and/or the Federal Clinical Laboratory Improvement Act of 1967 (42 U.S.C.A. § 263a) and are currently approved by the Department under 28 Pa. Code § 5.50 (relating to approval to provide special analytical services) to perform analyses of urine for the determination of controlled substances or their biotransformation products.

This approval is based on demonstrated proficiency in tests conducted by the Bureau of Laboratories of the Pennsylvania Department of Health. These laboratories are also approved and designated for purposes of the Vehicle Code, 75 Pa.C.S. §§ 1547 and 3755 (relating to chemical testing to determine amount of alcohol or controlled substance; reports by emergency room personnel), the Fish and Boat Code, 30 Pa.C.S. § 5125 (relating to chemical testing to determine amount of alcohol or controlled substance) and the Game and Wildlife Code, 34 Pa.C.S. § 2502 (relating to hunting or furtaking under the influence of alcohol or controlled substance), as qualified to perform the types of services which will reflect the presence of controlled substances or their biotransformation products in urine.

Depending upon their capability and performance in proficiency surveys, laboratories are approved to perform screening and/or confirmatory urine drug analyses. Laboratories approved to perform screening tests only are designated on the approval list by an "S" after the laboratory's name. Laboratories approved to perform confirmatory testing only are designated by a "C" following the laboratory's name. Those approved to perform both

screening and confirmatory analyses are designated by the letters "SC." Screening analyses provide a presumptive indication that a controlled substance is present. Confirmatory testing is used to substantiate screening results.

Persons seeking forensic urine drug analysis services from any of the listed laboratories should determine that the laboratory employs techniques and procedures acceptable for the purpose. They should also determine that the director of the facility is agreeable to performing analyses for that purpose. Persons seeking the analyses are responsible for specifying the extent to which the presence of a controlled substance is to be verified. That specification should be predicated upon the purpose for which the analysis is being sought.

The list of approved laboratories will be revised semiannually and published in the *Pennsylvania Bulletin*. Questions regarding this list should be directed to M. Jeffery Shoemaker, Ph.D., Director, Division of Chemistry and Toxicology, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 363-8500.

Persons with a disability who require auxiliary aid service should contact Dr. Shoemaker at V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT & T Relay Service at (800) 654-5984 [TT].

Abington Memorial Hospital-S  
1200 Old York Road  
Abington, PA 19001  
215-576-2350

ACT Lab Services, Inc.-SC  
270 Commerce Drive  
Fort Washington, PA 19034  
215-283-6370

Albert Einstein Medical Center North-SC  
5501 Old York Road  
Philadelphia, PA 19141  
215-456-6100

Allegheny County Division of Labs., Toxicology Section-S  
10 County Office Building  
Pittsburgh, PA 15219  
412-355-6873

Allegheny General Hospital Dept. Lab. Med.-S  
320 East North Avenue  
Pittsburgh, PA 15212  
412-359-3521

Altoona Hospital-S  
620 Howard Avenue  
Altoona, PA 16601  
814-946-2340

American Medical Laboratories-SC  
14225 Newbrook Drive  
Chantilly, VA 20153  
703-802-6900

Analytic Biochemistries, Inc.-SC  
1680-D Loretta Avenue  
Feasterville, PA 19053  
215-322-9210

Associated Clinical Laboratories-SC  
1526 Peach Street  
Erie, PA 16501  
814-453-6621

Associated Regional & Univ. Path.-SC  
500 Chipeta Way  
Salt Lake City, UT 84108  
800-242-2787

Ayer Clinical Lab-Penn Hospital-S  
Eighth and Spruce Streets  
Philadelphia, PA 19107  
215-829-3541

Bendiner & Schlesinger, Inc.-SC  
47 Third Avenue  
New York, N.Y. 10003  
212-254-2300

Bon Secours-Holy Family Reg. Health-S  
2500 Seventh Avenue  
Altoona, PA 16602  
814-949-4495

Braddock Medical Center-S  
412 Holland Avenue  
Braddock, PA 15104  
412-636-5000

Bradford Hospital-S  
116-156 Interstate Parkway  
Bradford, PA 16701  
814-834-8282

Brandywine Hospital and Trauma Center-S  
Route 30 Bypass  
Coatesville, PA 19320  
610-383-8000

Brownsville General Hospital-S  
125 Simpson Road  
Brownsville, PA 15417  
412-785-7200

Canonsburg General Hospital-S  
RD 1, Box 147, Route 519  
Canonsburg, PA 15317  
412-745-6100

Carlisle Hospital-S  
245 Parker Street  
Carlisle, PA 17013  
717-249-1212

Cedar Crest Emergicenter-S  
1101 South Cedar Crest Blvd.  
Allentown, PA 18103  
610-433-4260

Centre Community Hospital-S  
1800 East Park Avenue  
State College, PA 16803  
814-234-6117

Chambersburg Hospital-S  
112 North Seventh Street  
Chambersburg, PA 17201  
717-267-7152

Charles Cole Memorial Hospital-S  
RD 1, Box 205  
Coudersport, PA 16915  
814-274-9300

Chester County Hospital-S  
701 East Marshall Street  
West Chester, PA 19380  
610-431-5182

Chestnut Hill Hospital-S  
8835 Germantown Avenue  
Philadelphia, PA 19118  
215-248-8630

Children's Hospital of Philadelphia-S  
One Children's Center, 34th & Civic Center Blvd.  
Philadelphia, PA 19104  
215-590-1000

City Avenue Hospital-S  
4150 City Avenue, Dept. of Pathology  
Philadelphia, PA 19131  
215-871-1000

Clarendon Laboratory-SC  
1125 Flatbush Avenue  
Brooklyn, NY 11226  
718-856-4700

Clarion Hospital-S  
1 Hospital Drive  
Clarion, PA 16214  
814-226-9500

Clinical Science Laboratory, Inc.-S  
51 Francis Avenue  
Mansfield, MA 02048  
508-339-6106

Clintox Laboratories-SC  
601 Gay Street  
Phoenixville, PA 19460  
610-933-6550

Community Hospital of Lancaster-S  
1100 East Orange Street  
Lancaster, PA 17604  
717-397-3711

Community Medical Center-S  
1822 Mulberry Street  
Scranton, PA 18510  
717-969-8000

Conemaugh Valley Memorial Hospital-S  
1086 Franklin Street  
Johnstown, PA 15905  
814-534-9000

Corry Memorial Hospital-S  
612 West Smith Street  
Corry, PA 16407  
814-664-4641

Crozer-Chester Medical Center-S  
1 Medical Center Blvd.  
Upland, PA 19013  
610-447-2000

De John Med Laboratory, Inc.-S  
1570 Garrett Road  
Upper Darby, PA 19082  
610-626-2112

Delaware County Memorial Hospital-S  
501 North Lansdowne Avenue  
Drexel Hill, PA 19026  
610-284-8100

Delaware Valley Medical Center-S  
200 Oxford Valley Road  
Langhorne, PA 19047  
215-949-5275

Department of Pathology & Lab Med-HUP-SC  
3400 Spruce Street  
Philadelphia, PA 19104  
215-662-3435

Doylestown Hospital-S  
595 West State Street  
Doylestown, PA 18901  
215-345-2250

DrugScan, Inc.-SC  
1119 Mearns Road, P. O. Box 2969  
Warminster, PA 18974  
215-674-9310

DrugScan, Inc.-Limerick Division-S  
Sanatoga & Evergreen Roads  
Sanatoga, PA 19464  
610-327-1200

DrugScan, Inc.-Peach Bottom Division-S  
1848 Lay Road (Atom Road)  
Delta, PA 17314  
717-456-3026

Easton Hospital-S  
250 South 21st Street  
Easton, PA 18042  
610-250-4140

Elk County Regional Medical Center-S  
94 Hospital Street  
Ridgway, PA 15853  
814-776-6111

Episcopal Hospital-S  
100 East Lehigh Avenue  
Philadelphia, PA 19125  
215-427-7333

Evangelical Community Hospital-S  
1 Hospital Drive  
Lewisburg, PA 17837  
717-522-2510

Fitness for Duty Center-S  
Pennsylvania Power and Light Company  
P. O. Box 467  
Berwick, PA 18603  
717-542-3336

Forbes Regional Health Center-S  
2570 Haymaker Road  
Monroeville, PA 15146  
412-858-2560

Frankford Hospital-Frankford Division-S  
Frankford Avenue and Waking Street  
Philadelphia, PA 19124  
215-831-2068

Frankford Hospital-Torresdale Division-S  
Knights and Red Lion Roads  
Philadelphia, PA 19114  
215-612-4000

Frick Hospital and Community Health Center-S  
508 S. Church Street  
Mount Pleasant, PA 15666  
412-547-1500

Friends Hospital-S  
4641 Roosevelt Blvd.  
Philadelphia, PA 19124  
215-831-4771

Friends Medical Lab, Inc.-SC  
5820 Southwestern Blvd.  
Baltimore, MD 21227  
412-247-4417

Garcia Laboratory-S  
2195 Spring Arbor Road  
Jackson, MI 49203  
517-787-9600

Geisinger Medical Center-SC  
North Academy Road  
Danville, PA 17822  
717-271-6338

Germantown Hospital & Medical Center-S  
One Penn Blvd.  
Philadelphia, PA 19144  
215-951-8800

Gnaden Huetten Memorial Hospital-S  
11th and Hamilton Streets  
Lehighton, PA 18235  
610-377-1300

Good Samaritan Hospital-S  
4th and Walnut Streets, P. O. Box 1281  
Lebanon, PA 17042  
717-270-7500

Good Samaritan Regional Medical Center-S  
700 East Norwegian Street  
Pottsville, PA 17901  
717-622-3400

GPU Nuclear Corp., TMI Med. Dept.-S  
P. O. Box 480  
Middletown, PA 17057  
717-948-8189

Graduate Hospital-S  
1800 Lombard Street  
Philadelphia, PA 19146  
215-893-2240

Guthrie Clinic Path Lab-S  
Guthrie Square  
Sayre, PA 18840  
717-888-5858

Graham-Massey Analytical Labs-SC  
60 Todd Road  
Shelton, CT 06484  
203-926-1100

Hahnemann University Hospital-S  
Broad and Vine Streets, MS 435  
Philadelphia, PA 19102  
215-762-1783

Harrisburg Hospital-S  
South Front Street  
Harrisburg, PA 17101  
717-782-3131

Hazleton General Hospital-S  
East Broad Street  
Hazleton, PA 18201  
717-454-2441

Health Network Laboratories-SC  
2024 Lehigh Street  
Allentown, PA 18103  
610-402-8150

Health Quest Medical Laboratories, Inc.-S  
1503 Sunset Drive, Suite 4  
Pottstown, PA 19464  
610-327-2520

Holy Redeemer Hospital-S  
1648 Huntingdon Pike  
Meadowbrook, PA 19046  
215-947-3000

Holy Spirit Hospital-SC  
503 North 21st Street  
Camp Hill, PA 17011  
717-763-2206

Horizon Hospital System-Greenville Campus-S  
110 North Main Street  
Greenville, PA 16125  
412-588-2100

Horizon Hospital System-Shenango Campus-S  
2200 Memorial Drive  
Farrell, PA 16121  
412-981-3500

Indiana Hospital Dept. Lab. Med.-S  
P. O. Box 788  
Indiana, PA 15701  
412-357-7166

Jeanes Hospital-S  
7600 Central Avenue  
Philadelphia, PA 19111  
215-728-2347

Jersey Shore Hospital-S  
1020 Thompson Street  
Jersey Shore, PA 17740  
717-398-0100

John F. Kennedy Memorial Hospital-S  
Cheltenham and Langdon Streets  
Philadelphia, PA 19124  
215-831-7203

Kensington Hospital-S  
136 West Diamond Street  
Philadelphia, PA 19122  
215-426-8100

Lab Corp Occupational Testing Services-SC  
4022 Willow Lake Blvd.  
Memphis, TN 38118  
901-795-1515

Lab Corp Occupational Testing Services-SC  
1904 Alexander Drive  
Research Triangle Park, NC 27709  
919-549-8263

Lab Corp of America Holdings-SC  
69 First Avenue—P. O. Box 500  
Raritan, NJ 08869  
201-526-2400

LabOne, Inc.-SC  
8915 Lenexa Drive  
Overland Park, KS 66214  
913-888-1770

Laboratory Specialists, Inc.-SC  
111 Newton Street  
Gretna, LA 70053  
504-361-8989

Lancaster General Hospital-Susquehanna Division-S  
306 North Seventh Street  
Columbia, PA 17512  
717-684-2841

Lancaster General Hospital-S  
555 North Duke Street—P. O. Box 3555  
Lancaster, PA 17603  
717-299-5511

Latrobe Area Hospital-S  
West Second Avenue  
Latrobe, PA 15650  
412-537-1550

Lewistown Hospital-S  
Highland Avenue  
Lewistown, PA 17044  
717-248-5411

Lock Haven Hospital-S  
24 Cree Drive  
Lock Haven, PA 17745  
717-893-5000

Magee Women's Hospital-S  
Forbes Avenue and Halket Street  
Pittsburgh, PA 15213  
412-647-4651

Main Line Clinical Laboratories-Bryn Mawr CP-S  
130 Bryn Mawr Avenue  
Bryn Mawr, PA 19010  
610-526-3554

Main Line Clinical Laboratories-Lankenau CP-S  
100 East Lancaster Avenue  
Wynnewood, PA 19096  
610-645-2615

Main Line Clinical Laboratories-Paoli Memorial CP-S  
255 West Lancaster Avenue  
Paoli, PA 19301  
610-648-1000

Meadville Medical Center-Liberty Street-S  
751 Liberty Street  
Meadville, PA 16335  
814-336-3121

Medical College of Pennsylvania Hospital-S  
3300 Henry Avenue  
Philadelphia, PA 19129  
215-842-6615

Medlab Clinical Testing, Inc.-SC  
212 Cherry Lane  
New Castle, DE 19720  
800-633-5221

MedTox Laboratories, Inc.-SC  
402 West County Road D  
New Brighton, MN 55112  
612-636-7466

Memorial Hospital Lab-S  
1 Hospital Drive  
Towanda, PA 18848  
717-265-2191

Mercy Health Lab-Mercy Fitzgerald Hospital-S  
Lansdowne Avenue and Bailey Road  
Darby, PA 19023  
610-237-4175

Mercy Health Lab-Mercy Hospital/Phila.-S  
5301 Cedar Avenue  
Philadelphia, PA 19143  
215-748-9170

Mercy Health Partners-S  
746 Jefferson Avenue  
Scranton, PA 18510  
717-348-7100

Mercy Hospital-S  
25 Church Street  
Wilkes-Barre, PA 18765  
717-826-3100

Mercy Hospital Laboratory-S  
Pride and Locust Streets  
Pittsburgh, PA 15219  
412-232-7831

Mercy Suburban Hospital-S  
2701 Dekalb Pike  
Norristown, PA 19404  
610-278-2075

Methodist Hospital Div./TJUH, Inc.-S  
2301 South Broad Street  
Philadelphia, PA 19148  
215-952-9059

Miner's Hospital of N. Cambria-S  
2205 Crawford Avenue  
Spangler, PA 15775  
814-948-7171

Monongahela Valley Hospital, Inc.-S  
Country Club Road - Route 88  
Monongahela, PA 15063  
412-258-2000

Montgomery Hospital-S  
Powell and Fornance Streets  
Norristown, PA 19401  
610-270-2173

Nason Hospital-S  
Nason Drive  
Roaring Spring, PA 16673  
814-224-6215

National Med. Services STAT Tox Lab-SC  
2300 Stratford Avenue  
Willow Grove, PA 19090  
215-748-1600

National Medical Services, Inc.-SC  
3701 Welsh Road  
Willow Grove, PA 19090  
215-657-4900

Nazareth Hospital-S  
2601 Holme Avenue  
Philadelphia, PA 19152  
215-335-6245

North Penn Hospital-S  
100 Med Campus Drive  
Lansdale, PA 19446  
215-368-2100

Northwest Medical Center-Oil City Campus-S  
174 E. Bissell Avenue  
Oil City, PA 16301  
814-677-1711

Omega Medical Laboratories, Inc.-SC  
2001 State Hill Road, Suite 100  
Wyomissing, PA 19610  
610-378-1900

Parkview Hospital-Parkview-S  
1331 East Wyoming Avenue  
Philadelphia, PA 19124  
215-537-7430

Parkway Clinical Laboratory-S  
3494 Progress Drive, Suite A  
Bensalem, PA 19020  
215-676-2296

Penn State Geisinger WVMC-S  
1000 E. Mountain Drive  
Wilkes-Barre, PA 18711  
717-826-7830

Penna. Dept. of Health, Bureau of Labs.-SC  
P. O. Box 500  
Exton, PA 19341-0500  
610-363-8500

Pharmchem Laboratories, Inc.-SC  
1505-A O'Brien Drive  
Menlo Park, CA 94025  
415-328-6200

Phoenixville Hospital-Dept. of Pathology-S  
140 Nutt Road  
Phoenixville, PA 19460  
610-983-1612

Pinnacle Health/Community General Osteopathic  
Hospital-S  
4300 Londonderry Road, P. O. Box 3000  
Harrisburg, PA 17109  
717-657-7214

Pittsburgh Criminalistics-SC  
1320 5th Avenue  
Pittsburgh, PA 15219  
412-391-6118

Pocono Medical Center Lab.-S  
206 East Brown Street  
East Stroudsburg, PA 18301  
717-476-3544

Polyclinic Hospital-S  
2601 North Third Avenue  
Harrisburg, PA 17110  
717-782-4141

Pottstown Memorial Medical Center-S  
1600 East High Street  
Pottstown, PA 19464  
610-327-7111

Pottsville Hospital and Warne Clinic-S  
420 South Jackson Street  
Pottsville, PA 17901  
717-621-5262

Presbyterian Medical Center of Phila.-S  
3400 Spruce Street—Dept. of Pathology  
Philadelphia, PA 19104  
215-662-3435

Princeton Biomedical Laboratories, Inc.-S  
2000-B Hartel Complex  
Levittown, PA 19057  
215-943-0700

Psychemedics Corporation-SC  
5832 Uplander Way  
Culver City, CA 90230  
800-522-7424

Quest Diagnostics-SC  
7470-A Mission Valley Road  
San Diego, CA 92108  
800-446-4728

Quest Diagnostics, Inc.-SC  
One Malcolm Avenue  
Teterboro, NJ 07608  
201-288-0900

Quest Diagnostics, Inc.-S  
1901 Sulphur Spring Road  
Baltimore, MD 21227  
301-247-9100

Quest Diagnostics, Inc.-SC  
4444 Giddings Road  
Auburn Hills, MI 48326  
800-444-0106

Quest Diagnostics of PA, Inc.-S  
900 Business Center Drive  
Horsham, PA 19044  
215-957-9300

Quest Diagnostics of PA, Inc.-SC  
875 Greentree Road, 4 Parkway Center  
Pittsburgh, PA 15220  
412-920-7600

Quintiles Laboratories, Ltd.-SC  
5500 Highlands Parkway, Suite 600  
Smyrna, GA 30082  
770-434-8492

Reading Hospital & Medical Center-S  
6th and Spruce Streets  
Reading, PA 19603  
610-378-6080

Redwood Toxicology Laboratory-SC  
3573 Westwind Boulevard  
Santa Rosa, CA 95403  
707-577-7958

Roxborough Memorial Hospital-S  
5800 Ridge Avenue  
Philadelphia, PA 19128  
215-483-9900

Sacred Heart Hospital-S  
Fourth and Chew Streets  
Allentown, PA 18102  
610-776-4727

Saint Clair Memorial Hospital-S  
1000 Bower Hill Road  
Pittsburgh, PA 15243  
412-561-4900

Saint Francis Hospital-S  
1000 South Mercer Street  
New Castle, PA 16101  
412-658-3511

Saint Joseph Hospital-S  
250 College Avenue, P. O. Box 3509  
Lancaster, PA 17604  
717-291-8022

Saint Mary Medical Center-S  
Langhorne and Newtown Roads  
Langhorne, PA 19047  
215-750-2162

Scientific Testing Labs, Inc.-SC  
463 Southlake Boulevard  
Richmond, VA 23236  
804-378-9130

Serenity Hall, Inc.-S  
414 West Fifth Street  
Erie, PA 16057  
814-459-4775

Sewickley Valley Hospital-S  
Blackburn Road and Fitch Drive  
Sewickley, PA 15143  
412-741-6600

Shadyside Hospital-S  
5230 Centre Avenue  
Pittsburgh, PA 15232  
412-622-2315

Sharon Regional Health System-S  
740 East State Street  
Sharon, PA 16146  
412-983-3911

Sierra Analytical Laboratories-SC  
625 East Drinker Street  
Dunmore, PA 18512  
717-341-2224

Skippack Medical Laboratory-S  
3887 Skippack Pike  
Skippack, PA 19474  
610-584-1669

SmithKline Beecham Clinical Laboratories, Inc.-SC  
400 Egypt Road  
Norristown, PA 19403  
610-631-4200

SmithKline Bio-Science Laboratories-SC  
7600 Tyrone Avenue  
Van Nuys, CA 91405  
818-376-6259

Soldiers and Sailors Memorial Hospital-S  
Central Avenue  
Wellsboro, PA 16901  
717-724-1631

Somerset Hospital-S  
225 South Center Avenue  
Somerset, PA 15501  
814-443-2626

South Hills Health System—Jefferson-S  
575 Coal Valley Road  
Pittsburgh, PA 15236  
412-469-5723

Southern Chester County Medical Center-S  
1015 West Baltimore Pike  
West Grove, PA 19390  
610-869-1080

Specialty Laboratories-S  
2211 Michigan Avenue  
Santa Monica, CA 90404  
310-828-6543

St. Francis Central Hospital-S  
1200 Centre Avenue  
Pittsburgh, PA 15219  
412-562-3060

St. Francis Medical Center-S  
400-45th Street  
Pittsburgh, PA 15201  
412-622-4838

St. Joseph Quality Medical Laboratory-SC  
215 North 12th Street, Box 316  
Reading, PA 19603  
610-378-2200

St. Joseph's Hospital-Div. NPHS-S  
16th Street and Girard Avenue  
Philadelphia, PA 19130  
215-787-9000

St. Mary's Regional Medical Center-S  
763 Johnsonburg Road  
St. Mary's, PA 15857  
814-834-8519

Suburban General Hospital-S  
100 South Jackson Avenue  
Bellevue, PA 15202  
412-734-6000

Sunbury Community Hospital-S  
350 North 11th Street  
Sunbury, PA 17801  
717-286-3333

Taylor Hospital, Div. of CCMC-S  
175 E. Chester Pike  
Ridley Park, PA 19078  
610-595-6450

TechNow-S  
2710 Township Line Road  
Havertown, PA 19083  
610-449-5039

Temple Lower Bucks Hospital-S  
501 Bath Road  
Bristol, PA 19007  
215-785-9200

Temple University Hospital-S  
3401 North Broad Street  
Philadelphia, PA 19140  
215-221-3453

The Medical Center-Beaver, PA, Inc.-S  
1000 Dutch Ridge Road  
Beaver, PA 15009  
412-728-7000

Thomas Jefferson University Hospital-S  
125 South 11th Street-204 Pavilion  
Philadelphia, PA 19107  
215-955-6374

Titusville Area Hospital-S  
406 West Oak Street  
Titusville, PA 16354  
814-827-1851

Toxi-Con-SC  
120 Monahan Avenue-Suite 101  
Dunmore, PA 18512  
717-963-0722

University of Pittsburgh Medical Center/Beaver Valley-S  
2500 Hospital Drive-Pathology Department  
Aliquippa, PA 15001  
412-857-1238

University Hospital-Milton S. Hershey Medical Center-S  
500 University Avenue  
Hershey, PA 17033  
717-531-8353

University of Pittsburgh Medical Center-CLSI-SC  
Room 5929 Main Tower/CLSI  
200 Lothrop Street  
Pittsburgh, PA 15213  
412-647-7813

UPMC Lee Regional Hospital-S  
320 Main Street  
Johnstown, PA 15901  
814-533-0130

UPMC Saint Margaret Hospital-S  
815 Freeport Road  
Pittsburgh, PA 15215  
412-784-4000

Valley Forge Medical Center and Hospital-S  
1033 W. Germantown Pike  
Norristown, PA 19403  
610-539-8500

Warminster Hospital-S  
225 Newtown Road  
Warminster, PA 18974  
215-441-6700

Waynesboro Hospital-S  
East Main Street  
Waynesboro, PA 17268  
717-765-3403

The Western Pennsylvania Hospital-S  
4800 Friendship Avenue  
Pittsburgh, PA 15224  
412-578-5779

Western Reserve Care System-SC  
North Side Medical Center-500 Gypsy Lane  
Youngstown, OH 44504  
216-740-3794

Westmoreland Hospital-S  
532 W. Pittsburgh Street  
Greensburg, PA 15601  
412-832-4365

Williamsport Hospital and Medical Center-S  
777 Rural Avenue  
Williamsport, PA 17701  
717-321-2300

WVHCS Hospital-General Campus-SC  
Corner North River and Auburn Streets  
Wilkes-Barre, PA 18764  
717-829-8111

York Hospital-S  
1001 South George Street  
York, PA 17405  
717-771-2696

GARY L. GURIAN,  
*Acting Secretary*

[Pa.B. Doc. No. 99-272. Filed for public inspection February 19, 1999, 9:00 a.m.]

### Public Hearings on HIV-Reporting in Pennsylvania; Request for Public Comments

The Department of Health (Department) intends to hold public hearings concerning how to make HIV a reportable disease in this Commonwealth. The Commonwealth is one of 12 states and territories which do not require reporting of HIV infection. HIV reporting provides the best data for tracking trends in demographic and geographic distribution of HIV infection and changes in modes of transmission within the environment. This information would be helpful to the Department in its role as the public health agency responsible for the prevention and control of the spread of disease.

#### *Location*

Greensburg at Westmoreland Co. Comm. College  
Meadville at City Hall  
Warrendale at Sheraton Inn  
Harrisburg at the Hospital & Healthsystem Association of PA  
Williamsport at Lycoming College  
Reading at Berks County Services Center  
Wilkes-Barre at Luzerne Community College  
Philadelphia at Children's Hospital

Individuals or organizations wishing to provide oral comments must register by calling the telephone number of the Department's District Office provided above for the location at which they wish to reserve time to present comments. A limited number of open time slots will be available at each location.

An individual or organization may present comments anywhere in this Commonwealth, but only at one public hearing. Persons with HIV are encouraged to testify. Due to the anticipated response, oral comments will be limited to 5 minutes for each organization or individual. Persons wishing to provide oral comments must also provide two written copies of their comments at the time of the hearing. The hearings are subject to cancellation without prior notice.

The Department will accept written comments in lieu of oral comments until 5 p.m. on April 30, 1999. These written comments should be mailed to the Division of HIV/AIDS, P. O. Box 90, Harrisburg, PA 17108, Attention:

Individuals or organizations wishing to provide comments should direct their comments to the identification of methods by which HIV reporting can be achieved in this Commonwealth. Some reporting options include the following:

1. *Name Reporting.* The use of a name reporting system in which an individual receiving an HIV test is required to provide a name, address and other demographic and risk behavior information. All collected information is then reported to the public health authority. Name reporting includes the utilization of procedures to ensure that all information gathered is confidential. HIV reporting by name (and other personal identifiers) can augment partner notification and other follow-up activities with persons identified as HIV infected. Likewise, reporting by name (and personal identifiers) can also augment treatment interventions or provide referral to needed health and support services.

2. *Unique Identifier Reporting.* The use of a system in which an individual receiving an HIV test is required to provide certain key personal information (for example, date of birth, sex and race) which is then used to create a unique code for each individual. This code accompanies all demographic and risk behavior information reported to the public health authority. Names are not reported to the public health authority. Under Pennsylvania law relating to reporting of communicable and noncommunicable diseases and conditions, this information is also maintained as confidential by the Department.

Hearings will be held at each of the following eight locations on the listed dates, from 1 p.m. until 4 p.m., and again from 6 p.m. until 9 p.m. The Department will provide a 10 minute presentation on HIV reporting options and case-reporting activities at the beginning of each session:

<i>Date</i>	<i>Phone No.</i>
February 24, 1999	(412) 565-5549
February 25, 1999	(814) 332-6920
March 8, 1999	(412) 565-5549
March 10, 1999	(717) 787-8092
March 11, 1999	(570) 327-3400
April 14, 1999	(610) 378-4351
April 15, 1999	(570) 826-2062
April 22, 1999	(610) 378-4351

Joseph Pease. Written comments may also be sent to the following e-mail address: JPease@health.state.pa.us.

Persons with a disability who need assistance to register, who wish to comment in an alternative format (that is, large print, audiotape, braille), or who require an auxiliary aid service or other accommodation to attend the hearing, should notify Joseph Pease at the previous address or at the following numbers: (717) 783-0572; V/TT (717) 783-6514 for speech and/or hearing impaired persons; or the Pennsylvania AT&T Relay Services at (800) 654-5984 [TT].

Directions to the public hearing location will be provided at the time of registration.

GARY L. GURIAN,  
*Acting Secretary*

[Pa.B. Doc. No. 99-273. Filed for public inspection February 19, 1999, 9:00 a.m.]



# DEPARTMENT OF LABOR AND INDUSTRY

## Asbestos Occupations Accreditation and Certification

### *Asbestos Abatement Contractor Licenses; Interim Standards and Procedures*

A license is required by all contractors whose primary business is asbestos abatement or who in the course of doing business can reasonably expect to perform asbestos abatement projects.

Qualifications for Asbestos Abatement Contractor include:

Asbestos abatement contractor licenses.

The contractor shall clearly demonstrate all experience in the field of asbestos abatement.

The contractor shall have access to at least 1 approved asbestos disposal site for deposit of all asbestos waste generated by that firm.

The contractor shall clearly demonstrate the knowledge and ability to correctly and safely organize, manage and perform an asbestos abatement project.

If applicable, the contractor shall submit a history of fines, citations or other actions by regulatory agencies.

The contractor shall demonstrate the capability to perform asbestos abatement work, including but not limited to, necessary equipment, trained personnel, organizational structure, landfill availability, financial stability, experience or training, or both.

Employment of a person certified as an asbestos contractor.

Complete all required applications and forms specified by the Department of Labor, accompanied by the appropriate fee.

JOHNNY J. BUTLER,  
*Secretary*

[Pa.B. Doc. No. 99-274. Filed for public inspection February 19, 1999, 9:00 a.m.]

## Office of Vocational Rehabilitation and Bureau of Blindness and Visual Services; Public Forums

The Department of Labor and Industry, Office of Vocational Rehabilitation, (OVR) and the Bureau of Blindness and Visual Services (BBVS), under the Rehabilitation Act of 1973 as amended in the Workforce Investment Act of 1998, announces a series of public forums to be conducted throughout this Commonwealth. The purpose of the forums is to provide individuals, advocates and other interested parties and/or organizations the opportunity to present their views and recommendations regarding vocational rehabilitation services for persons with disabilities. In this Commonwealth, those services are provided through a network of 15 OVR District Offices, the Hiram G. Andrews Center and six BBVS District Offices.

OVR and BBVS are required, under law, to develop and implement a State Plan which must be reviewed and, as necessary, revised annually. This State Plan, currently in effect for the period 1998 through 2000, is the compliance

document filed with the Commissioner, Rehabilitation Services Administration, United States Department of Education. It is a blueprint for the provision of vocational rehabilitation services to persons with disabilities in this Commonwealth. Customer input received through this series of public forums will be used to measure the effectiveness of the State Plan, and will form the basis upon which it may be revised. A copy of the State Plan is available upon request.

Testimony at the OVR and BBVS public forums is invited relevant to any aspect of vocational rehabilitation services for persons with disabilities. Input focusing on customer awareness/understanding of services, customer satisfaction with services and recommendations for improvements to services will be particularly helpful.

More specifically, OVR and BBVS are interested in hearing from persons with disabilities, advocates and the interested public regarding: (1) the State Plan and WIA Unified State Plan; (2) collaboration and coordination between the TEAM Pennsylvania CareerLink partners; (3) the Governor's Disability Agenda; (4) PRIDE (total quality management) initiative; (5) transition of BBVS from the Department Of Public Welfare to the Department of Labor and Industry; (6) transitioning services for students with disabilities; (7) the comprehensive system of personnel development; (8) methods to expand and improvement opportunities for people with the most significant disabilities; (9) due process procedures; (10) rehabilitation technology services; (11) personal assistance services; (12) customer choice; (13) utilization of community rehabilitation programs; (14) quality, scope and extent of Supported Employment services; (15) outreach to unserved and underserved populations; (16) information technology advancements; and (17) the Hiram G. Andrews Center.

All meeting sites are accessible and interpreters for people who are deaf or hard of hearing will be present at each public forum. For additional information, reasonable accommodation requests or alternative format requests call the OVR District Office or BBVS District Office conducting the public forum a person wishes to attend.

If an individual or organization is unable to attend the public forums, but wishes to give testimony, written comments may be mailed to the appropriate OVR or BBVS District Office serving the area in which the individual or organization resides. Written comments should be submitted to that District Office by Wednesday, April 2, 1999.

A listing of OVR District Offices, the Hiram G. Andrews Center and BBVS District Offices and their addresses and telephone numbers (Voice and TTY) follows. The OVR and BBVS public forums are planned for March 22 through April 2, 1999. Persons or organizations wishing to obtain information regarding the specific time and location of the meetings in their area, a copy of the State Plan or other information regarding OVR or BBVS services should contact the appropriate District Office in their area.

### Office of Vocational Rehabilitation Public Forums

#### *Allentown OVR District Office*

(Carbon, Lehigh, Monroe and Northampton Counties)  
160 Hamilton Street, Suite 100, Allentown, PA 18101  
800-922-9536 (Voice) 610-821-6144 (TTY)

#### *Altoona OVR District Office*

(Bedford, Blair, Centre, Fulton and Huntingdon Counties)  
1101 Green Avenue, Altoona, PA 16601  
800-442-6343 (Voice) 814-946-7240 (Voice and TTY)

*DuBois OVR District Office*

(Cameron, Clearfield, Elk, Jefferson and McKean Counties)  
199 Beaver Drive, DuBois, PA 15801  
800-922-4017 (Voice) 814-371-7505 (TTY)

*Erie OVR District Office*

(Clarion, Crawford, Erie, Forest, Mercer, Venango and Warren Counties)  
1600-C Peninsula Drive, Erie, PA 16505  
800-541-0721 (Voice) 814-871-4535 (TTY)

*Harrisburg OVR District Office*

(Cumberland, Dauphin, Juniata, Lebanon, Mifflin and Perry Counties)  
2971-B North Seventh Street, Harrisburg, PA 17110  
800-442-6352 (Voice) 717-787-4013 (TTY)

*Johnstown OVR District Office*

(Cambria, Indiana, Somerset and Westmoreland Counties)  
Hiram G. Andrews Center  
727 Goucher Street, Johnstown, PA 15905  
800-762-4223 (Voice) 814-255-5510 (TTY)

*New Castle OVR District Office*

(Armstrong, Beaver, Butler and Lawrence Counties)  
100 Margaret Street, New Castle, PA 16101  
800-442-6379 (Voice) 724-656-3252 (TTY)

*Philadelphia OVR District Office*

(Philadelphia County)  
444 North Third Street—Fifth Floor, Philadelphia, PA 19123  
800-442-6381 (Voice) 215-560-6144 (TTY)

*Pittsburgh OVR District Office*

(Allegheny County)  
217 State Office Building, 300 Liberty Ave., Pittsburgh, PA 15222  
800-442-6371 (Voice) 412-392-5936 (TTY)

*Reading OVR District Office*

(Berks and Schuylkill Counties)  
1090 Commons Blvd., Reading, PA 19605-3332  
800-442-0949 (Voice) 610-378-4433 (TTY)

*Rosemont OVR District Office*

(Bucks, Chester, Delaware and Montgomery Counties)  
1062 Lancaster Ave., Rosemont, PA 19010  
800-221-1042 (Voice) 610-525-5835 (TTY)

*Washington OVR District Office*

(Fayette, Greene and Washington Counties)  
201 West Wheeling Street, Washington, PA 15301  
800-442-6367 (Voice) 724-223-4430 (Voice and TTY)

*Wilkes-Barre OVR District Office*

(Bradford, Columbia, Lackawanna, Luzerne, Pike, Sullivan, Susquehanna, Wayne and Wyoming Counties)  
665 Carey Avenue, P. O. Box 1105, Wilkes-Barre, PA 18773  
800-634-2060 (Voice) 570-826-2023 (TTY)

*Williamsport OVR District Office*

(Clinton, Lycoming, Montour, Northumberland, Potter, Snyder, Tioga and Union Counties)  
The Grit Building—Suite 102, 208 West Third Street, Williamsport, PA 17701-6410  
800-442-6359 (Voice) 570-327-3620 (TTY)

*York OVR District Office*

(Adams, Franklin, Lancaster and York Counties)  
2550 Kingston Road, York, PA 17402-3792  
800-762-6306 (Voice) 717-771-4433 (TTY)

*The Hiram G. Andrews Center*

727 Goucher Street, Johnstown, PA 15905  
800-762-4211 (Voice) 814-255-8200 (Voice and TTY)

**Bureau of Blindness and Visual Services  
Public Forums**

*Altoona BBVS District Office*

(Bedford, Blair, Cambria, Centre, Clinton, Columbia, Fulton, Huntingdon, Juniata, Lycoming, Mifflin, Montour, Northumberland, Snyder, Somerset, Union)  
Executive House #1, 615 Howard Avenue, Altoona, PA 16601  
814-946-7330 (Voice) 814-949-7955 (TTY)

*Erie BBVS District Office*

(Cameron, Clarion, Clearfield, Crawford, Elk, Erie, Forest, Jefferson, Lawrence, McKean, Mercer, Potter, Venango, Warren)  
448 West 11th Street, Erie, PA 16501  
814-871-4401 (Voice) 814-871-4599 (TTY)

*Harrisburg BBVS District Office*

(Adams, Cumberland, Dauphin, Franklin, Lancaster, Lebanon, Perry, York)  
2923 N. Seventh Street, Suite B, Harrisburg, PA 17110  
717-787-7500 (Voice) 717-787-1733 (TTY)

*Philadelphia BBVS District Office*

(Bucks, Chester, Delaware, Montgomery, Philadelphia)  
Philadelphia State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130-4064  
215-560-5700 (Voice) 215-560-5725 (TTY)

*Pittsburgh BBVS District Office*

(Allegheny, Armstrong, Beaver, Butler, Fayette, Greene, Indiana, Washington, Westmoreland)  
Room G-10 Kossman Building, 400 Stanwix Street, Pittsburgh, PA 15222  
412-565-5240 (Voice) 412-565-5509 (TTY)

*Wilkes-Barre BBVS District Office*

(Berks, Bradford, Carbon, Lackawanna, Lehigh, Luzerne, Monroe, Northampton, Pike, Schuylkill, Sullivan, Susquehanna, Tioga, Wayne, Wyoming)  
111 N. Pennsylvania Avenue, Wilkes-Barre, PA 18701-2361  
717-826-2361 (Voice & TTY)

JOHNNY J. BUTLER,  
Secretary

[Pa.B. Doc. No. 99-275. Filed for public inspection February 19, 1999, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Finding Montgomery County

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

The Federal Highway Administration and the Department of Transportation plan to rehabilitate and reconstruct approximately 16.4 km (10 miles) of S.R. 0309, including at-grade intersections at each end of the project and ten full or partial interchanges, in Montgomery County.

This project will impact Section 4(f) resources as identified in the associated Categorical Exclusion Evaluation (CEE)/Section 4(f) Evaluation.

Mitigation measures will be taken to minimize harm as stipulated in the Categorical Exclusion Evaluation (CEE)/Section 4(f) Evaluation.

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

No adverse environmental effect is likely to result from this highway reconstruction project.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 99-276. Filed for public inspection February 19, 1999, 9:00 a.m.]

**Retention of Engineering Firms**

**Crawford, Erie, Forest, Mercer, Venango and Warren Counties  
Project Reference No. 08430AG2296**

The Department of Transportation will retain an engineering firm for an Open-End Contract to provide supplementary construction inspection staff under the Department's Inspector(s)-in-Charge to perform construction inspection services on various projects in Engineering District 1-0, that is Crawford, Erie, Forest, Mercer, Venango and Warren Counties. The Contract will include roadway and bridge construction projects, and material plant inspection. It is anticipated that most of the projects will be located in Erie County. The Contract will be for a period of thirty (30) months, with a maximum cost of one million (\$1,000,000) dollars.

It is anticipated that a maximum supplementary construction inspection staff of twenty-five (25) inspectors will be required for this assignment.

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. Ability to package and present the Letter of Interest in accordance with the "General Requirements and Information" section.
- b. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, and drainage.
- c. Understanding of Department requirements, policies and specifications.
- d. Past performance.
- e. Number of NICET certified inspectors in each payroll classification.

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.

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

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	1 (1)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	4 (3)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	15 (9)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	5 (3)

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

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

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

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

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

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

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; provide at least two (2) inspectors that are to be nuclear gauge certified and one (1) to be C.D.S. certified; and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation, or construction.

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

- 2 Nuclear Densometer Gauges/License
- 1 Vehicle for the Transportation of Nuclear Gauges
- 5 Cellular Phones
- 5 33mm Cameras
- 2 Survey Equipment, (rod, level, tapes, etc.)

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCM-1 and TCIS positions, giving their approval to use their name in your letter of interest for this specific project. The Technical Assistant(s) do not need to be identified in the letter of interest.

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

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	2
TCIS	5
TCI	18

No resumes are required for the TA Classification.

The second copy of the letter of interest and required forms, (see general requirements and information section shall be sent to: Mr. John L. Baker, P.E., District Engineer, District 1-0, 1140 Liberty Street, Franklin, PA 16323.

Any technical questions concerning the requirements for this project should be directed to: Mr. David W. Ruhlman, P.E., District 1-0, at (814) 437-4311.

Any questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Westmoreland County  
Project Reference No. 08430AG2297**

The Department of Transportation will retain a consulting firm to provide right-of-way acquisition assistance services for S.R. 0022, Sections 06M, B07, B08, B09, and B10. The project is located in Salem Township, the Borough of New Alexandria and Derry Township on S.R. 0022 from the Shieldsburg (Segment 0300 offset 0000) to Blairsville (Segment 0480 offset 2849), an approximate length of ten (10) miles in Westmoreland County. The project consists of approximately 160 claims including 85 commercial, 75 residential, 15 of which are relocations. The total estimated construction cost for these projects is \$69 million.

The selected consultant will be required to provide the professional right-of-way acquisition assistance services necessary to clear the right-of-way for these projects. The required services include, but are not limited to, title

searches, negotiations, relocation assistance, declaration of taking, title settlement services, property management and coordination with appraisers selected by the Department. The firm should be large enough and have sufficient personnel to perform these tasks.

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 acceptable letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The selected firm will be required to coordinate all work through the Department's designated representative. All acquisition will be accomplished in compliance with Federal and State regulations, including but not limited to the Pennsylvania Eminent Domain Code, the State Highway Law and Pennsylvania Real Estate Law, the Housing Replacement Authorization Act, the Uniform Relocation Assistance and Real Property Acquisition Policies Act.

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

- a. Ability to package and present the Letter of Interest in accordance with the General Requirements and Information section.
- b. Staff experience on similar assignments.
- c. Past performance on similar assignments.
- d. Familiarity with Pennsylvania right-of-way regulations.
- e. Number of staff/titles available to work on project.
- f. Other factors necessary to provide the required services.

The District's copy of the letter of interest and required forms (see General Requirements and Information section) shall be sent to: Mr. Michael H. Dufalla, P.E., District Engineer, District 12-0, P. O. Box 459, North Gallatin Avenue Extension, Uniontown, PA 15401-0459.

Any technical questions concerning the requirements for this project should be directed to: Mr. Greg Bednar, P.E., District 12-0 at (724) 439-7243 or Mr. Myron Hartos, District 12-0 at (724) 439-7241.

Any questions concerning the submittal of the Letter of Interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Westmoreland County  
Project Reference No. 08430AG2298**

The Department of Transportation will retain a consulting firm to provide right-of-way acquisition assistance services for S.R. 0022, Sections B01 and B02. The project is located in Municipality of Murrysville and Salem Township on S. R 0022 from the Allegheny County Line (Segment 0010 offset 000) to Delmont (Segment 0160 offset 000), an approximate length of 7.5 miles in Westmoreland County. The project consists of approximately 260 claims including 240 commercial, 20 residential, 22 of which are relocations. The total estimated construction cost for these projects is \$45 million.

The selected consultant will be required to provide the professional right-of-way acquisition assistance services necessary to clear the right-of-way for these projects. The required services include, but are not limited to, title

searches, negotiations, relocation assistance, declaration of taking, title settlement services, property management and coordination with appraisers selected by the Department. The firm should be large enough and have sufficient personnel to perform these tasks.

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 acceptable letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The selected firm will be required to coordinate all work through the Department's designated representative. All acquisition will be accomplished in compliance with Federal and State regulations, including but not limited to the Pennsylvania Eminent Domain Code, the State Highway Law and Pennsylvania Real Estate Law, the Housing Replacement Authorization Act, the Uniform Relocation Assistance and Real Property Acquisition Policies Act.

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

- a. Ability to package and present the Letter of Interest in accordance with the General Requirements and Information section.
- b. Staff experience on similar assignments.
- c. Past performance on similar assignments.
- d. Familiarity with Pennsylvania right-of-way regulations.
- e. Number of staff/titles available to work on project.
- f. Other factors necessary to provide the required services.

The District's copy of the letter of interest and required forms (see General Requirements and Information section) shall be sent to: Mr. Michael H. Dufalla, P.E., District Engineer, District 12-0, P. O. Box 459, North Gallatin Avenue Extension, Uniontown, PA 15401-0459.

Any technical questions concerning the requirements for this project should be directed to: Mr. Greg Bednar, P.E., District 12-0 at (724) 439-7243 or Mr. Myron Hartos, District 12-0 at (724) 439-7241.

Any questions concerning the submittal of the Letter of Interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Statewide Open-End Contract for Greenways Plan and Program Development and Implementation  
Project Reference No. 08430AG2299**

The Greenways Partnership Commission, established by Governor's Executive Order No. 1998-3, has requested the Department of Transportation (Department) to retain a planning/engineering/environmental-consulting firm for a Statewide Open-End contract for services to support the development and implementation of a Statewide Greenways Plan and Program. This is in cooperation with the Department of Conservation and Natural Resources and the Governor's Greenways Partnership Commission. The Contract will be for a sixty (60) month period with projects assigned on an as-needed basis as requested by the Greenways Partnership Commission. The maximum amount of the Contract will be \$3.0 million.

The Department in consultation with a review team comprised of representatives from DCNR and the Greenways Commission will establish an order of ranking of a maximum of three (3) firms for the purpose of negotiating an Open-End Contract 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. Delivery of the letter of interest in accordance with the "General Requirements and Information" section with a total length not exceeding fifty (50) single-sided pages excluding all Department required forms and submissions.
- b. Specialized experience and technical competence of the firm and the proposed project team in the following areas:
  1. Trail planning, design, construction, maintenance and operation. This includes, but is not limited to, biking trails, nature trails, hike-and-bike trails, multi-use rails, exercise trails, bike paths, bike routes, rail-trails, rails with trails, water-trails, canal tow paths, snowmobile trails, ATV trails and utility corridors;
  2. Natural open space and wildlife habitat corridor creation, preservation and enhancement;
  3. Scenic byway planning, development and management;
  4. Landscape analysis and design;
  5. Comprehensive land use planning and zoning, conservation sub divisions and smart growth development;
  6. GIS inventories and mapping;
  7. Scenic river, river conservation and riparian corridor planning, development and management;
  8. Historic preservation and heritage corridor development and management;
  9. Pollution mitigation and flood mitigation;
  10. Bicycle and pedestrian transportation enhancement;
  11. Public participation including strategies for involving culturally diverse communities;
  12. Strategic, tactical and operational planning;
  13. Organizational development and management;
  14. Public education, outreach and training;
  15. Public relations and marketing;
  16. Intergovernmental relations;
  17. Financial management and fund raising;
  18. Community, downtown and main street revitalization;
  19. Open space protection;
  20. Enhancement of economic development opportunities in communities;
  21. Demographic research;
  22. Knowledge of other related plans and reports such as the 21st Century Environment Commission Final Report;

23. Cost/Benefit Analysis;

24. Transportation Facility Accessibility Analysis

c. Past record of performance with respect to: cost control, work quality, ability to meet schedules and previous experience on relevant projects. The specific experience of individuals employed by the firm will be considered.

d. Location of firm and proposed project team with respect to the Commonwealth.

e. Experience dealing with environmental regulatory agencies.

f. Available staffing for assignments and the ability to meet the Commission's and the Department's needs.

The work and services required under this Contract may encompass a wide range of scopes with the possibility of several different types of projects with concurrent completion schedules. The anticipated types of assignments include, but are not limited to:

1. Development of a Statewide Greenways Plan;

2. Development of greenways financial/funding strategies and practices;

3. Development of public relations and public education and outreach strategies and practices including but not limited to organizing and conducting greenways workshops, forums, conferences, training, newsletters and brochures;

4. Development and operation, in accordance with Department policies of a greenways information clearinghouse including a website and monitoring/updating mechanisms;

5. Update/expand existing characteristics and GIS mapping for existing greenways, greenways under development, potential greenways, by reviewing current plans, surveying and linking to other existing Statewide databases and publishing hard copy atlas;

6. Prepare greenways program meeting minutes, brochures, reports, publications and maps;

7. Research state-of-the-art greenways program development and implementation techniques;

8. Coordination of greenways activities such as meetings, minutes, and other support functions;

9. Conduct surveys, research and analysis related to greenways programs including economic and other benefit assessments;

10. Identify methods to enhance economic development opportunities in communities as related to greenways programs.

The services identified above are the general work activities that can be expected under this Contract. Work activities will be coordinated with Greenways Partnership Program Planning being done by DCNR through an existing consultant Contract. A specific work assignment will be provided for individual work orders developed under this Open-End Contract.

The District's copy of the letter of interest and required forms (see general requirements and information section) shall be sent to: Mr. Wayne W. Kober, Director, Bureau of Environmental Quality, 7th Floor, Forum Place, 555 Walnut Street, Harrisburg, PA 17101-1900.

Any technical questions concerning the requirements for this project should be directed to: Ms. Danielle Shellenberger at (717) 783-6503.

Any questions concerning the submittal of the Letter of Interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Westmoreland County**  
**Project Reference No. 08430AG2300**

The Department of Transportation will retain an engineering firm to perform preliminary design, final design and services during construction (shop drawing review, construction consultation and plans recordation) for S.R. 4003, Section B02, the replacement of Brush Creek Bridge No. 2 spanning Brush Creek located in Hempfield Township, Westmoreland County, Engineering District 12-0. The estimated construction cost is \$400 thousand.

The selected firm will be required to provide the following: perform field surveys; plot topography and cross sections; prepare Design Field View Submission; prepare a Categorical Exclusion Evaluation; prepare submission for utility verification and relocations engineering; develop erosion control details and narrative; prepare right of way plans; hydrologic and hydraulic analysis; obtain all permits; complete structure designs including type, size and location reports, core boring layouts and foundation designs and reports; develop traffic control plans with narratives; conduct soils investigations and prepare soils reports; investigate utility involvement on projects; provide material for and participate in value engineering reviews; collect accident data and other traffic flow data; document engineering study findings and activities; alternative analysis to assess impacts and mitigation; roadway drainage design, prepare construction plans, specifications, and estimates; and to provide construction engineering services.

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

a. Ability to package and present the Letter of Interest in accordance with the "General Requirements and Information" section.

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

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

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

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

f. Method of controlling quality of projects and submissions. Consideration will be given to coordination between disciplines, subconsultant, etc.

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

The District's copy of the letter of interest and required forms (see general requirements and information section) shall be sent to: Mr. Michael H. Dufalla, P.E., District Engineer, Engineering District 12-0, at P. O. Box 459, North Gallatin Avenue Extension, Uniontown, PA 15401.

Any technical questions concerning the requirements for this project should be directed to: Mr. Jeff Thompson, P.E., District 12-0, at (724) 439-7134.

Any questions concerning the submittal of the Letter of Interest can be directed to the Consultant Agreement Division at (717) 783-9309.

### General Requirements and Information

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

The first copy of the Letter of Interest and required information must be submitted to:

Mr. Charles W. Allwein, P.E., Chief  
 Consultant Selection Committee  
 7th Floor, Forum Place  
 555 Walnut Street  
 P. O. Box 3060  
 Harrisburg, Pennsylvania 17105-3060

Note: The Zip Code for express Mailing is 17101-1900

The Letter of Interest and required information must be received within twenty (20) calendar days of this Notice. The Deadline for receipt of a Letter of Interest at the above address is 4:30 p.m. prevailing time of the twentieth day.

The second copy of the letter of interest and required information must be submitted to the appropriate District Engineer/Administrator or the Bureau Director as indicated in the individual advertisement. This copy must be postmarked or delivered on or before the deadline indicated above.

If an individual, firm, or corporation not authorized to engage in the practice of engineering desires to submit a Letter of Interest, said individual, firm, or corporation may do so as part of a Joint Venture with an individual, firm, or corporation which is permitted under the state law to engage in the practice of engineering.

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 maximum 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 Department requests that each Letter of Interest include the following information and that the information be packaged and presented in the order indicated below to facilitate the Department's review and evaluation.

The firm's ability and willingness to package and present the requested information in the above order to facilitate the Department's review and evaluation will be the first factor considered in the evaluation process.

1. Transmittal Letter (Maximum of two (2) 8 1/2 x 11" typed pages, one side)

2. A fact sheet that includes the project reference number for each project which the applicant wishes to be considered, the firm's legal name, fictitious name (if applicable), and the firm's federal identification number. If the project advertisement indicated the Department will retain an engineering firm for the project, the applicant should indicate on this fact sheet the names and Professional Engineer License Number of Individuals who are directing heads or employees of the firm who have responsible charge of the firm's engineering activities, and whose names and seals shall be stamped on all plans, specifications, plats, and reports issued by the firm. If the project advertisement indicated the Department will retain an Land Surveying firm for this project, the applicant should indicate on this fact sheet the names and Professional Land Surveyor Registration Number of individuals who are directing heads or employees of the firm who have responsible charge of the firm's land surveying activities, and whose names and seals shall be stamped on all plans, plats, and reports issued by the firm.

3. Project Organizational Chart (one page, one side, maximum size 11" x 17")

This Chart should show key staff from the prime and each subconsultant and their area of responsibility.

4. Standard Form 255, "Architect-Engineer and Related Services Questionnaire for Specific Project" (one Form 255 for the project team)

The Standard Form 255 should be signed, dated, and filled out in its entirety, including Item No. 6 listing the proposed subconsultants and the type of work and service they will perform on the project.

Under Item 4 of this form, Column A must specify only the number of subconsultant personnel and Column B should specify only the number of prime consultant personnel to be assigned to work on this project reference number. Do not include the total personnel for either the subconsultant or prime consultant under Item 4 unless the total personnel are necessary to provide the required work and services.

The prime and each subconsultant should not include more than one page each for Items 10 and 11.

If a Disadvantaged Business Enterprise (DBE) goal is specified for the project, the DBE must be currently certified by the Department of Transportation, and the

name of the DBE and the work to be performed must be indicated in Item No. 6. If a Woman Business Enterprise (WBE) firm is substituted for the DBE, the WBE firm must also be presently certified by the Department of Transportation and indicated in Item 6.

5. Standard Form 254, "Architect-Engineer for Related Services Questionnaire"

A Standard Form 254, not more than one (1) year old as of the date of this advertisement, should accompany each Letter of Interest for the firm, each party to a Joint Venture, and for each subconsultant the firm or Joint Venture is proposing to use for the performance of professional services regardless of whether the subconsultant is an individual, a college professor, or a Company, unless an acceptable Standard Form 254 for the prime and each subconsultant/subcontractor is on file in both the Bureau of Design and the Engineering District Office or Central Office Bureau identified in the individual project advertisement.

These Forms should be assembled with the prime's form first, followed by the form for each subconsultant in the same order as the subconsultants appear in Item 6 of Standard Form 255.

6. Authorization Letters (if required)

If the advertisement requires a letter signed by individuals giving their approval to use their name in the Letter of Interest, the letters from proposed prime employees should be first, followed by subconsultant employees, in the same order as shown in Item 6 of Standard Form 255.

7. Registration To Do Business

Firms with out-of-state headquarters or corporations not incorporated in Pennsylvania must include, with each Letter of Interest, a copy of their registration to do business in the Commonwealth as provided by the Department of State. Firms who are not registered to do business in Pennsylvania at the time of this advertisement must document that they have applied for registration to the Department of State, Corporation Bureau. The telephone number for the Corporation Bureau is (717) 787-1057 or (717) 787-2004.

8. Overhead Rates (one page)

A single page summary should indicate the latest audited overhead rate developed in accordance with Federal Acquisition Regulations (FAR) for the prime consultant and each subconsultant. If a FAR rate is not available, the latest rate available from a Certified Public Accountant must be indicated. New firms should indicate how long the firm has been in existence and when an audited overhead rate developed in accordance with FAR would be available.

Audited overhead rate information for the prime consultant and each subconsultant is not required for construction inspection services.

9. Additional Information

Additional information, not to exceed ten (10) one sided 8 1/2 x 11" pages or five (5) double sided 8 1/2 x 11" pages may be included at the discretion of the submitting firm.

Letters of Interest will be rejected for the following reasons:

1. Received after the cut-off time and date specified above.

2. Failure to identify a Disadvantaged Business Enterprise (DBE) if a DBE participation goal is identified in the advertised project.

3. Failure to include a copy of the registration to do business in the Commonwealth.

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. 99-277. Filed for public inspection February 19, 1999, 9:00 a.m.]

## HISTORICAL AND MUSEUM COMMISSION

### National Register Nominations to be Reviewed at the Historic Preservation Board Meeting

Following is a list of properties to be considered at the March 9, 1999 meeting of the Historic Preservation Board for nomination to the National Register of Historic Places. The meeting will start at 9:45 a.m. in Room 515, Pennsylvania Historical & Museum Commission, Third & North Streets, Harrisburg, PA.

*Allegheny Plateau*

1. *Coalport Historic District*, Main Street, roughly bounded by Mill, Railroad and Filbert Streets and Turtle Alley, Coalport, Clearfield County

2. *Ellen and Charles F. Welles House*, 1 Grovedale Lane, Wyalusing Township, Bradford County

*Anthracite Region and Poconos—no nominations*

*Great Valley and Piedmont Region*

3. *Steamship (S. S.) United States*, Pier 82, Philadelphia

4. *Weber/Weaver Farm*, 1835 Pioneer Road, West Lampeter Township, Lancaster County (Related to multiple property listing, Historic Farming Resources of Lancaster County)

5. *Fetter's Mill*, 2543 Fetter's Mill Drive, Bryn Athyn, Lower Moreland Township, Montgomery County

6. *Dykeman's Spring*, Dykeman Road, Shippensburg, Cumberland County

7. *Pennsylvania Railroad Station at Wayne*, North Wayne Avenue and Station Road, Radnor Township, Delaware County

8. *Rodale Organic Gardening Experimental Farm*, 2056 Minesite Road, Lower Macungie Township, Lehigh County

*Ridge and Valley*

9. *Bellefonte Forge House*, 4098 Axemann Road, Spring Township, Centre County



*Southwestern Pennsylvania*

10. *Thralls, Ernest, House*, Route 218 South at TR 353 and TR 522, Spraggs, Wayne Township, Greene County

11. *Academy Hill Historic District*, comprised of sections of North Main Street, North Maple Avenue, Walnut Avenue, Center Avenue, Mitinger Avenue, Park Street, Grant Street and Kenneth Street, Greensburg, Westmoreland County

12. *Oak Hill Estate*, North Side, U. S. Route 40, 0.25 mile west of U. S. Route 119, North Union Township, Fayette County

BRENT D. GLASS,  
*Executive Director*

[Pa.B. Doc. No. 99-278. Filed for public inspection February 19, 1999, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Notice of Filing of Final Rulemakings

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

#### *Final-Form*

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
7-320	Environmental Quality Board Control of VOCS from Gasoline Dispensing Facilities (Stage II)	2/9/99
7-326	Environmental Quality Board Equivalency Determinations and Aerospace Manufacturing and Rework—VOC Emission Limitations	2/9/99

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 99-279. Filed for public inspection February 19, 1999, 9:00 a.m.]

## INSURANCE DEPARTMENT

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

Universal American Financial Corp. has filed an application to purchase all the issued and outstanding stock of Pennsylvania Life Insurance Company. The filing was made under the requirements set forth under the Insurance Holding Company Act (40 P. S. §§ 991.1402 et seq.). Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written

statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Michael S. Graeff, Insurance Company Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120; fax (717) 787-8557; email <http://www.mgraeff@ins.state.pa.us>.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 99-280. Filed for public inspection February 19, 1999, 9:00 a.m.]

### Application for Nonassessable Authority of Philanthropic Mutual Fire Insurance Company

An application has been filed by Philanthropic Mutual Fire Insurance Company to issue nonassessable policies. The filing was made under the requirements set forth under the Insurance Company Law (40 P. S. § 916.1). Persons wishing to comment on the application are invited to submit a written statement to the Insurance Department (Department) within 15 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Cressinda Bybee, Insurance Company Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120; fax (717) 787-8557; e-mail <http://www.cbybee@ins.state.pa.us>.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 99-281. Filed for public inspection February 12, 1999, 9:00 a.m.]

## LEGISLATIVE REFERENCE BUREAU

### Documents Filed But Not Published

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

#### *Governor's Office*

Manual M 525.2—1998 Commonwealth Pay Plan—Amended September 11, 1998.

Management Directive No. 205.29—Commonwealth Internet Access—Amended January 5, 1999.

Management Directive No. 505.9—Standard Abbreviations for Use With the Compensation Plan and the Integrated Personnel Payroll System—Amended January 5, 1999.

Administrative Circular No. 98-37—Refueling of Commonwealth Automotive Fleet Vehicles—Dated December 30, 1998.

Administrative Circular No. 99-1—Computation of Interest Penalties, Act 1982-266 Amended—Dated January 4, 1999.

Administrative Circular No. 99-2—Meeting Room Facilities—Dated January 12, 1999.

Administrative Circular No. 99-3—Distribution of the 1999-2000 Commonwealth Budget—Dated January 14, 1999.

Administrative Circular No. 99-4—1999-2000 Budget Hearing Materials—Dated January 14, 1999.

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

[Pa.B. Doc. No. 99-282. Filed for public inspection February 19, 1999, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board leases will expire:

Bucks County, Wine & Spirits Shoppe #0903, 720 Easton Road, Riegelsville, PA 18077-0111.

*Lease Expiration Date:* September 30, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space in Durham Township on Route 611 near Route 412.

*Proposals due:* March 12, 1999 at 12 noon

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

Bucks County, Wine & Spirits Shoppe #0910, 766 Route 113, Souderton, PA 18964-1032.

*Lease Expiration Date:* February 28, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space in Hilltown Township on Route 113.

*Proposals due:* March 12, 1999 at 12 noon

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

Bucks County, Wine & Spirits Shoppe #0922, 2842 Street Road, Bensalem, PA 19020-2651.

*Lease Expiration Date:* October 31, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space in Bensalem Township.

*Proposals due:* March 12, 1999 at 12 noon

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

Chester County, Wine & Spirits Shoppe #1512, 245 Lancaster Avenue, Malvern, PA 19355-1859.

*Lease Expiration Date:* August 31, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space in East Whiteland Township.

*Proposals due:* March 12, 1999 at 12 noon

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

Delaware County, Wine & Spirits Shoppe #2305, 8 East State Street, Media, PA 19063-2904.

*Lease Expiration Date:* August 31, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space in Media.

*Proposals due:* March 12, 1999 at 12 noon

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

Delaware County, Wine & Spirits Shoppe #2313, 2012 Darby Road, Havertown, PA 19083-2305.

*Lease Expiration Date:* May 31, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space in Haverford Township.

*Proposals due:* March 12, 1999 at 12 noon

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

Delaware County, Wine & Spirits Shoppe #2322, 606 Baltimore Pike, Springfield, PA 19064-3030.

*Lease Expiration Date:* October 31, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space in Springfield Township.

Proposals due: March 12, 1999 at 12 noon

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

Delaware County, Wine & Spirits Shoppe #2325, 239 Concord Road, Chester, PA 19014-1920.

Lease Expiration Date: November 30, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space in Aston Township.

Proposals due: March 12, 1999 at 12 noon

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

Delaware County, Wine & Spirits Shoppe #2328, 1067 West Baltimore Pike, Media, PA 19063-5121.

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

Proposals due: March 12, 1999 at 12 noon

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

Montgomery County, Wine & Spirits Shoppe #4609, 55 Limekiln Pike, Glenside, PA 19038-2907.

Lease Expiration Date: March 31, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space in Cheltenham Township.

Proposals due: March 12, 1999 at 12 noon

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

Montgomery County, Wine & Spirits Shoppe #4621, Route 202, Center Square, PA.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space in Whitpain Township on Route 202.

Proposals due: March 12, 1999 at 12 noon

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

Philadelphia County, Wine & Spirits Shoppe #5145, 5917 Torresdale Avenue, Philadelphia, PA 19135-4126.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000

net useable square feet of new or existing retail commercial space in Philadelphia City on Frankford Avenue between Harrison Avenue to Harrison Street.

Proposals due: March 12, 1999 at 12 noon

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

Philadelphia County, Wine & Spirits Shoppe #9111, 6577 Roosevelt Boulevard, Philadelphia, PA 19149-2918.

Lease Expiration Date: October 31, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 5,000 net useable square feet of new or existing retail commercial space in Philadelphia City on the Roosevelt Boulevard between Cottman Avenue and Oxford Street.

Proposals due: March 12, 1999 at 12 noon

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

JOHN E. JONES, III,  
Chairperson

[Pa.B. Doc. No. 99-283. Filed for public inspection February 19, 1999, 9:00 a.m.]

## PENNSYLVANIA COUNCIL ON AGING

### Meeting Dates for 1999

In accordance with the Sunshine Act of 1986 (P. L. 388, No. 84), the Pennsylvania Council on Aging has established the following meeting dates for the calendar year 1999:

- Wednesday ..... January 6, 1999
- Wednesday ..... March 3, 1999
- Wednesday ..... May 12, 1999
- Wednesday ..... July 7, 1999
- Wednesday ..... September 15, 1999
- Thursday ..... October 28, 1999

All meetings of the Pennsylvania Council on Aging, except the October 28, 1999, meeting will be held in the Fifth Floor Conference Room, 555 Walnut Street, Harrisburg, PA. Meetings are from 9 a.m. to 1 p.m. Contact the Pennsylvania Council on Aging at (717) 783-1924 for the location of the October 28, 1999 meeting.

Persons with a disability who wish to attend the above-listed meetings and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Velma Carter-Dryer, Executive Direc-

tor at (717) 783-1924 to discuss how the Pennsylvania Council on Aging may best accommodate their needs.

VELMA E. CARTER-DRYER,  
*Executive Director*

[Pa.B. Doc. No. 99-284. Filed for public inspection February 19, 1999, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before March 15, 1999, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protests shall also indicate whether it applies to the temporary authority application or the permanent application or both.

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

**A-00115604. Luxury Limousine Service, Inc.** (P. O. Box 778, Broomall, Delaware County, PA 19008), a corporation of the Commonwealth of Pennsylvania—persons in limousine service, between points in the counties of Bucks, Chester, Delaware, Montgomery and Philadelphia, and from points in said territory, to points in Pennsylvania, and return.

**A-00115605. Perry Camerlengo, Jr.** (P. O. Box 778, Broomall, Delaware County, PA 19008)—persons upon call or demand in the counties of Bucks, Delaware, Chester and Montgomery.

**A-00115608. Khan Elite, Inc.** (139 Silverspur Drive, Apartment B-1, York, York County, PA 17402), a corporation of the Commonwealth of Pennsylvania—persons, in limousine service, between points in the city of York, York County, and within an airline distance of 25 statute miles of the limits thereof, and from points in said territory, to points in Pennsylvania, and return.

**A-00115608, F. 2. Khan Elite, Inc.** (139 Silverspur Drive, Apartment B-1, York, York County, PA 17402), a corporation of the Commonwealth of Pennsylvania—persons, in paratransit service, between points in the city of York, York County, and within an airline distance of 25 statute miles of the limits thereof, and from points in said territory, to points in Pennsylvania, and return.

**A-00115606. Altoona-Logan Township Mobile Medical Emergency Department Authority, t/d/b/a AMED** (1325 16th Street, Altoona, Blair County, PA 16601), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, between points in the

county of Blair, Bedford, Cambria, Centre and Huntingdon, and from points in said counties, to points in Pennsylvania, and vice versa; subject to the following condition: that all transportation service involving the city of Altoona and the township of Logan, Blair County, be rendered from the city of Altoona and the township of Logan, Blair County, to other points in Pennsylvania, and vice versa. *Attorney:* Patrick S. Healy, 11 Stanwix Street, 15th Floor, Pittsburgh, PA 15222-1319.

**Application of the following for amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for the transportation of household goods by transfer of rights as described under each application.**

**A-00106548, Folder 1, Am-E. Debo Moving and Storage, Inc.** (1508 B State Street W, Baden, Beaver County, PA 15005), a corporation of the Commonwealth of Pennsylvania—household goods and office furnishings in use, between points in the borough of New Brighton, Beaver County, and within 10 miles by the usually traveled highways of the limits of the said borough: *so as to permit:* the transportation of household goods in use, between points in the borough of Ambridge, Beaver County, and within an airline distance of 10 statute miles thereof, including the townships of Harmony and Economy, Beaver County, and from points in said area, to points in Pennsylvania, and vice versa; which is to be a transfer of all of the rights authorized under the certificate issued at A-00107012 to Green Transfer & Storage, Inc., a corporation of the Commonwealth of Pennsylvania, subject to the same limitations and conditions. *Attorney:* John A. Pillar, 1106 Frick Building, Pittsburgh, PA 15219.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-285. Filed for public inspection February 19, 1999, 9:00 a.m.]

### Telecommunications

**A-310204F0002. Bell Atlantic-Pennsylvania, Inc. and Full Service Computing Corporation.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Full Service Computing Corporation for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

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

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 20 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and Full Service Computing Corporation Joint Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection.

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

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-286. Filed for public inspection February 19, 1999, 9:00 a.m.]

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### Telecommunications

**A-310743F0002. Bell Atlantic-Pennsylvania, Inc. and Paetec Communications, Inc.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Paetec Communications, Inc., for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Paetec Communications, Inc. by its counsel, filed on January 26, 1999, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 20 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and Paetec Communications, Inc., Joint Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection.

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

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-287. Filed for public inspection February 19, 1999, 9:00 a.m.]

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### Telecommunications Interconnection Agreement

**A-310740. CCCPA, Inc. d/b/a CONNECT!** Application of CCCPA, Inc. d/b/a CONNECT! for approval of an Interconnection Agreement between CONNECT! and Bell Atlantic-Pennsylvania, Inc.

CCCPA, d/b/a CONNECT! and Bell Atlantic-Pennsylvania, Inc., by its counsel, filed on December 31, 1998, at the Pennsylvania Public Utility Commission (Commission), an application for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the application and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the CCCPA, Inc. d/b/a CONNECT! and Bell Atlantic-Pennsylvania, Inc. application are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-288. Filed for public inspection February 19, 1999, 9:00 a.m.]

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### Telecommunications Resale Agreement

**A-310754F0002. GTE North Incorporated and Omniplex Communications Group, LLC.** Joint Application for approval of a Resale Agreement between GTE North Incorporated and Omniplex Communications Group, LLC.

GTE North Incorporated and Omniplex Communications Group, LLC, by its counsel, filed on December 29, 1998, at the Pennsylvania Public Utility Commission (Commission), a Joint Application for approval of a Resale Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the application and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the GTE North Incorporated and Omniplex Communications Group, LLC Joint Application are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-289. Filed for public inspection February 19, 1999, 9:00 a.m.]

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### Telecommunications Interconnection Agreement

**A-310470F0002. Hyperion Telecommunications of Pennsylvania, Inc.; Hyperion Susquehanna Telecommunications; Hyperion Communications of Pennsylvania, L.L.C.; and The United Telephone Company of Pennsylvania.** Joint Application of Hyperion Telecommunications of Pennsylvania, Inc.; Hyperion Susquehanna Telecommunications; Hyperion Communications of Pennsylvania, L.L.C.; and The United Telephone Company of Pennsylvania for approval of an Interconnection Agreement under section 252(e) of The Communications Act of 1934 as amended.

Hyperion Telecommunications of Pennsylvania, Inc.; Hyperion Susquehanna Telecommunications; Hyperion Communications of Pennsylvania, L.L.C.; and The United Telephone Company of Pennsylvania, by its counsel, filed on January 5, 1999, at the Pennsylvania Public Utility Commission (Commission), a Joint Application for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the application and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harris-

burg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Joint Application are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-290. Filed for public inspection February 19, 1999, 9:00 a.m.]

**Water Service  
Without Hearing**

**A-210075F2001. Eagle Rock Utility Corp.** Application of Eagle Rock Utility Corp. for approval of abandonment or discontinuance of water service, in whole or in part, and the transfer of all tangible and intangible property used in the public service to Eagle Rock development in portions of Hazle and Black Creek townships in Luzerne County and North and East Union townships in Schuylkill County.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before March 8, 1999, under 52 Pa. Code (relating to public utilities).

*Applicant:* Eagle Rock Utility Corp.

*Through and By Counsel:* Jeff Schmidt, Attorney for Eagle Rock Utility Corp., 1031 Valley of Lakes, Hazleton, PA 18201.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 99-291. Filed for public inspection February 19, 1999, 9:00 a.m.]

**PUBLIC SCHOOL  
EMPLOYEES' RETIREMENT  
BOARD**

**Hearings Scheduled**

Hearings have been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's denial of claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

March 03, 1999	Sheila Garber (Purchase of Maternity Leave)	1 p.m.
	Esther Feingold (Purchase of Service—U.S. Gov.)	2:30 p.m.

March 17, 1999	Rick D. Mahonski (Purchase of Service)	1 p.m.
	John F. Massiolo (Purchase of Service—Private)	2:30 p.m.
March 31, 1999	Donald D'Amico (Final Average Salary)	1 p.m.
	Donna Bell (Multiple Service Membership)	2:30 p.m.

Persons with a disability who wish to attend the above-listed hearings, and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Arthur J. Granito, Assistant Executive Director, at (717) 783-5613 to discuss how the Public School Employees' Retirement System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code Part II unless specific exemption is granted.

DALE EVERHART,  
*Secretary*

[Pa.B. Doc. No. 99-292. Filed for public inspection February 19, 1999, 9:00 a.m.]

**TURNPIKE COMMISSION**

**Request for Proposals**

Sealed proposals will be received by Jeffrey L. Hess, Purchasing Manager, at the Administration Building, Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated for the following contract:

**Contract No. 94-002-FT12**—Construction of Mon/Fayette Expressway, State Route 0043, Section 52H between M.P. M-45.89 and M.P. M-49.01 in Washington County, PA

*Bid Opening Date*—March 24, 1999, 11 a.m.

*Bid Surety*—5%

Plans, specifications and contract documents will be available and open to public inspection on February 10, 1999, at the Administration Building. Copies may be purchased upon payment by check or P. O. Money Order (No Cash) to the Pennsylvania Turnpike Commission, Attention: Secretary-Treasurers Office, P. O. Box 67676, Harrisburg, PA 17106-7676. No refund for any reason will be made for plans, specifications and contract documents. Selection of desired materials should be by the following designations with proper respective remittance (Do not add State tax): A) Construction Plans including roadway, structures and subsurface profiles—\$135; B) Cross Sections—\$235; C) Specifications and Contract Bid Documents—\$25; Total Package—\$395.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the Pennsylvania Department of Transportation is a necessary prerequisite for bidding on this project.

A prebid meeting for the project under the direction of the engineer is scheduled for 10 a.m., March 3, 1999, at the field office of the project's Construction Manager, Trumbull Corporation, 600 Park Avenue, Monongahela, PA 15603, (724)258-9234.

Direct questions for this project to Kenneth Slippey, at (717) 939-9551, Ext. 5150 or fax (717) 986-8742 or e-mail kslippey@paturndpike.com.

Contact the Purchasing Manager for a listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III,  
*Chairperson*

[Pa.B. Doc. No. 99-293. Filed for public inspection February 19, 1999, 9:00 a.m.]

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# STATE CONTRACTS INFORMATION

## DEPARTMENT OF GENERAL SERVICES

Notices of invitations for bids and requests for proposals on State contracts for services and commodities for which the bid amount is reasonably expected to be over \$10,000, are published in the State Contracts Information Section of the *Pennsylvania Bulletin* prior to bid opening date. Information in this publication is intended only as notification to its subscribers of available bidding and contracting opportunities, and is furnished through the Department of General Services, Vendor Information and Support Division. No action can be taken by any subscriber or any other person, and the Commonwealth of Pennsylvania is not liable to any subscriber or any other person, for any damages or any other costs incurred in connection with the utilization of, or any other reliance upon, any information in the State Contracts Information Section of the *Pennsylvania Bulletin*. Interested persons are encouraged to call the contact telephone number listed for the particular solicitation for current, more detailed information.

**EFFECTIVE JULY 1, 1985, A VENDOR'S FEDERAL IDENTIFICATION NUMBER (NUMBER ASSIGNED WHEN FILING INCOME TAX DOCUMENTS) OR SOCIAL SECURITY NUMBER IF VENDOR IS AN INDIVIDUAL, MUST BE ON ALL CONTRACTS, DOCUMENTS AND INVOICES SUBMITTED TO THE COMMONWEALTH.**

Act 266 of 1982 provides for the payment of interest penalties on certain invoices of "qualified small business concerns". A qualified small business concern is an independently owned, operated for profit, business employing 100 or fewer employes and is not a subsidiary or affiliate of a corporation otherwise not qualified.

Such penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter. The small business concern must include on every invoice submitted to the Commonwealth: "(name of vendor) is a qualified small business concern as defined at 4 Pa. Code § 2.32".

For information on the required payment date and annual interest rate, please call the Pennsylvania Department of Commerce, Small Business Action Center, 483 Forum Building, 783-5700.

### Reader's Guide

#### Legal Services & Consultation—26

- ① Service Code Identification Number
- ② Commodity/Supply or Contract Identification No.
- ③ Contract Information
- ④ Department
- ⑤ Location
- ⑥ Duration
- ⑦ (For Commodities: Contact: Vendor Services Section 717-787-2199 or 717-787-4705)

#### REQUIRED DATA DESCRIPTIONS

- ① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.
- ② Commodity/Supply or Contract Identification No.: When given, number should be referenced when inquiring of contract of Purchase Requisition. If more than one number is given, each number represents an additional contract.
- ③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.
- ④ Department: State Department or Agency initiating request for advertisement.
- ⑤ Location: Area where contract performance will be executed.
- ⑥ Duration: Time estimate for performance and/or execution of contract.
- ⑦ Contact: (For services) State Department or Agency where vendor inquiries are to be made.  
(For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705



**GET A STEP AHEAD IN COMPETING FOR A STATE CONTRACT!**

The Treasury Department's Bureau of Contracts and Public Records can help you do business with state government agencies. Our efforts focus on guiding the business community through the maze of state government offices. The bureau is, by law, the central repository for all state contracts over \$5,000. Bureau personnel can supply descriptions of contracts, names of previous bidders, pricing breakdowns and other information to help you submit a successful bid on a contract. We will direct you to the appropriate person and agency looking for your product or service to get you "A Step Ahead." Services are free except the cost of photocopying contracts or dubbing a computer diskette with a list of current contracts on the database. A free brochure, "Frequently Asked Questions About State Contracts," explains how to take advantage of the bureau's services.

Contact: **Bureau of Contracts and Public Records**  
 Pennsylvania State Treasury  
 Room G13 Finance Building  
 Harrisburg, PA 17120  
 717-787-2990  
 1-800-252-4700

BARBARA HAFER,  
*State Treasurer*

**Online Subscriptions At <http://www.statecontracts.com> 1-800-334-1429 x340**

**Commodities**

- 0008-12** Annual Contract—Envelopes.  
**Department:** Various  
**Location:** Various  
**Duration:** 06/01—05/31  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 0038-02** Annual Contract—Emergency printing.  
**Department:** Various  
**Location:** Various  
**Duration:** 06/01—05/31  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 0041-01** Annual Contract—Safety inspection stickers.  
**Department:** Transportation  
**Location:** Dauphin County, PA  
**Duration:** 06/01—05/31  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 0044-02** Annual Contract—Snapset forms.  
**Department:** Various  
**Location:** Various  
**Duration:** 06/01—05/31  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 0062-03** Annual Contract—Welfare food stamps (DPW).  
**Department:** Public Welfare  
**Location:** Various  
**Duration:** 07/01—06/30  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 3610-02** Annual Contract—Xerox publisher contract.  
**Department:** Various  
**Location:** Various  
**Duration:** 06/01—05/31  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 3840-01** Annual Contract—Cutting edges for plows and grades (DOT).  
**Department:** Transportation  
**Location:** Various  
**Duration:** 06/01—05/31  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 5665-03** Annual Contract—Truck mounted attenuator (DOT).  
**Department:** Transportation  
**Location:** Various  
**Duration:** 05/01—04/30  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 5820-02** Annual Contract—Two-way radio communication equipment and accessory equipment.  
**Department:** Various  
**Location:** Various  
**Duration:** 07/01—06/30  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 6515-17** Annual Contract—Syringes and needles.  
**Department:** Various  
**Location:** Various  
**Duration:** 06/01—05/31  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 6530-08** Annual Contract—Ostomy supplies.  
**Department:** Various  
**Location:** Various  
**Duration:** 06/01—05/31  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 7110-06** Annual Contract—Furniture, systems and computer.  
**Department:** Various  
**Location:** Various  
**Duration:** 06/01—05/31  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 9905-15** Annual Contract—Aluminum coil stock, license plates.  
**Department:** Various  
**Location:** Various  
**Duration:** 05/01—04/30  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 9985-01** Annual Contract—Package delivery and overnight letter service.  
**Department:** Various  
**Location:** Various  
**Duration:** 04/01—03/31  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 9985-02** Annual Contract—Food catering service.  
**Department:** Various  
**Location:** Various  
**Duration:** 04/01—03/31  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 9985-03** Annual Contract—Cellular phone service.  
**Department:** Various  
**Location:** Various  
**Duration:** 04/01—03/31  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 1498118** Containers, packaging and packing supplies—4 mill milk cartons 1/2 pint 2% milk (light blue).  
**Department:** Correctional Industries  
**Location:** Graterford, Montgomery County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199
- 8504830** Maintenance and repair shop equipment—2,000 each shovel LH, B and C barn or cinder shovel (6 per bundle).  
**Department:** Transportation  
**Location:** Harrisburg, Dauphin County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199

**1516158** Paper and printing—2,600M STD-330 Request For Leave, no carbon required paper.

**Department:** General Services  
**Location:** Harrisburg, Dauphin County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199

**1512118** Refrigerator and AC equipment—1,200 linear feet cast iron baseboard radiation; 70 linear feet cast iron free standing radiation.

**Department:** Corrections  
**Location:** Dallas, Luzerne County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199

**1514388** Ships, small crafts, pontoons, floating docks—1 each patrol boat w/outboard motor.

**Department:** Beltzville State Park  
**Location:** Lehighton, Carbon County, PA  
**Duration:** FY 98—99  
**Contact:** Vendor Services, fax request to (717) 787-0725 or call (717) 787-2199

**735-122-98** Clothing and individual equipment—9,000 pair various sizes heels, men's rubber, nylux core, neutral, Crown brand or approved equal.

**Department:** Corrections  
**Location:** Graterford, Montgomery County, PA  
**Duration:** FY 98—99  
**Contact:** State Correctional Institution Graterford, Joseph P. Kankorski, (570) 773-2158, Ext. 560

**1999-02** Construction, mining, excavating and highway maintenance equipment—Impact Echo device—to assess the conditions of structural members, including voids, honeycombs, cracks, delamination and other damages in concrete, wood, stone and masonry materials where only one side of a structure may be accessible. May also be used to estimate early concrete strength.

**Department:** Transportation  
**Location:** Harrisburg, Dauphin County, PA  
**Duration:** FY 98—99  
**Contact:** Department of Transportation, Jeannie Platt, (717) 783-6717

**1999-01** Construction, mining, excavating and highway maintenance equipment—Freeze-thaw apparatus is used to measure resistance of concrete specimens to automatic cycles of freezing and thawing while surrounded by 1/8" of water.

**Department:** Transportation  
**Location:** Harrisburg, Dauphin County, PA  
**Duration:** FY 98—99  
**Contact:** Department of Transportation, Jeannie Platt, (717) 783-6717

**1248** Medical, dental and veterinarian equipment and supplies—Antimicrobial microclens wipes.

**Department:** Selingsgrove Center  
**Location:** Selingsgrove, Snyder County, PA  
**Duration:** FY 98—99  
**Contact:** Selingsgrove Center, Arletta K. Ney, (570) 372-5070

**23-2172299** Chemicals and chemical products—During February 1999, Indiana University of PA will be seeking bids for a portable emissions/combustion gas analyzer to meet EPA and PA Department of Environmental Protection regulatory requirement for S. W. Jack Cogeneration Plant. Request for bid packages should be made in writing and directions to Roxie M. Johnson, Purchasing Agent, IUP, 650 South 13th Street, Indiana, PA 15705, E-mail rmjohns@grove.iup.edu.

**Department:** Indiana University  
**Location:** Indiana, Indiana County, PA  
**Duration:** FY 98—99  
**Contact:** Indiana University, Roxie M. Johnson, (724) 357-3077, fax (724) 357-2670

**0400-RB** Construction and building materials—Reinforcement bars, grade 60, epoxy coated, 29,566 lbs. All bars to be fabricated to specifications designated by reinforcement bar schedule. Bars to be delivered to sites in counties in District 4-0: Lackawanna, Pike, Susquehanna, Wayne and Wyoming. Bars are to be bundled and tagged showing county name, SR number and mark number.

**Department:** Transportation  
**Location:** Various  
**Duration:** FY 98—99  
**Contact:** Department of Transportation, Gerald Pronko, (570) 963-4039

**SU-12200** Books—2,000 copies of a Doubleday/Bantam/Dell book to be used for Academic Day at Shippensburg University. Bid due date will be March 2, 1999 by 4 p.m. Bid opening will be held at 2 p.m. on March 3, 1999 in 207 Old Main Building.

**Department:** Shippensburg University  
**Location:** Shippensburg, Cumberland and Franklin Counties, PA  
**Duration:** FY 98—99  
**Contact:** Shippensburg University, Janet Neidigh, (717) 532-1350

**MN-98-0652** Electrical—Supply requirement catalog No. PWW142/26OD-12PA/25CP-120NPF-TX Holcar maximum security wall Luminaire or approved equal. To be 26 watt, 120 volt, torx screws and include two 26 watt lamps.

**Department:** Corrections  
**Location:** Cresson, Cambria County, PA  
**Duration:** FY 98—99  
**Contact:** Barbara A. Lloyd, (814) 886-8181, Ext. 166

**47** Electrical—2 each Kohler Model No. K-168341-0600 auto transfer switch to be furnished and unloaded at job site at North Central Secure Treatment Unit, 210 Clinic Road, Danville, PA 17821.

**Department:** Loysville Complex  
**Location:** Danville, Montour County, PA  
**Duration:** FY 98—99  
**Contact:** North Central Secure Treatment Unit, Mary Lou Auman, (717) 789-5508

**46** Electrical—Kohler Model No. K-164233-0255, Kohler Model No. K-164231-0104 and Kohler Model No. K-168341-0400 auto transfer switches to be furnished and unloaded at job site at Youth Forestry Camp No. 3, R. D. 1, Box 175, James Creek, PA 16657.

**Department:** Youth Forestry Camp No. 3  
**Location:** James Creek, Huntingdon County, PA  
**Duration:** FY 98—99  
**Contact:** Youth Forestry Camp No. 3, Mary Lou Auman, (717) 789-5508

**BAMR-007** Power equipment—Reinco TM-35X power mulcher.

**Department:** Environmental Protection  
**Location:** Wilkes-Barre, Luzerne County, PA  
**Duration:** FY 98—99  
**Contact:** Department of Environmental Protection/Bureau of Abandoned Mine Reclamation, Larry Bruch, (570) 830-3135

**X4141** Communication equipment—Provide Proxima multimedia projectors, rolling soft cases and replacement lamps for the Bureau of Abandoned Mine Reclamation.

**Department:** Environmental Protection  
**Location:** Harrisburg, Dauphin County, PA  
**Duration:** FY 98—99  
**Contact:** Department of Environmental Protection, Ally Hubler, (717) 787-2471

**X4485** Laboratory instruments and equipment—Provide 2 programmable air samplers.

**Department:** Environmental Protection  
**Location:** Harrisburg, Dauphin County, PA  
**Duration:** FY 98—99  
**Contact:** Department of Environmental Protection, Ally Hubler, (717) 787-2471

**Power Hydraulic Lift** Power equipment—Furnish and install one rotary lift, Model SP015 at District Maintenance Garage located 1/2 mile from Exit 18 of I-80 on Route 153, Pine Township, Clearfield County. Credit/trade of Weaver Corp. Model AFH-90-B lift to be included in invitation—bid proposal.

**Department:** Conservation and Natural Resources  
**Location:** Bureau of Forestry, Pine Township, Clearfield County, PA  
**Duration:** FY 98—99  
**Contact:** Department of Conservation and Natural Resources, Bureau of Forestry, Paul C. Augustine, (814) 765-0821

**3500-901734** Graphic service equipment—To provide Seal Image 400 (or equivalent). Large format ink jet or photo print finisher/laminator capable of handling materials up to 41 inches wide.

**Department:** Transportation  
**Location:** Harrisburg, Dauphin County, PA  
**Duration:** FY 98—99  
**Contact:** Transportation, Denny Schaffner, (717) 787-4271

**98-CI-010** Agricultural supplies—Seeds, snap beans, green and yellow.

**Department:** Corrections  
**Location:** Bellefonte, Centre County, PA  
**Duration:** FY 98—99  
**Contact:** State Correctional Institution Rockview, MaryAnn Ulrich, (717) 731-7134

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# SERVICES

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## Agricultural Services—02

**3800017** Services required for vegetation removal per herbicide application on approximately 1,080 acres in various State Forest areas throughout Pennsylvania. Herbicide application to be applied between July 1, 1999, and September 15, 1999.

**Department:** Conservation and Natural Resources  
**Location:** Bureau of Forestry, State Forest Management, Various areas throughout Pennsylvania  
**Duration:** July 1, 1999 through June 30, 1999  
**Contact:** Ruth DeWaelche, (717) 783-0760

## Audio/Video—04

**99-02** The contractor shall provide maintenance service for repairs to the Meridan SL-1RT telephone system at the State Correctional Institution at Waymart.

**Department:** Corrections  
**Location:** State Correctional Institution Waymart, Route 6, Waymart, Canaan Township, Wayne County, PA 18472  
**Duration:** July 1, 1999 to June 30, 2002  
**Contact:** John Ondash, (570) 488-2513

**CRE-0246** The contractor shall provide maintenance and servicing (labor and parts/materials), plus administrative and handling fees, as required, for various two-way radio equipment (low and high band)—to include but not limited to, portable units, mobile units, stationary units and pagers. Additional requirements and provisions contained on bid proposal which is on file in agency purchasing department.

**Department:** Corrections  
**Location:** State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16699-0001  
**Duration:** July 1, 1999 through June 30, 2002 (3 years)  
**Contact:** Barbara A. Lloyd, Purchasing Agent, (814) 886-8181, Ext. 166

## Construction—09

**DGS A 371-7.6** Project title: Repaint Elevated Water Tank. Brief description: Repaint elevated 1,000,000 gallon water tank. Estimated range: \$100,000—\$500,000. Miscellaneous construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of plans and specifications. Mail a separate check for \$5 per set or provide your express mail account number to the office listed. Mail requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, March 3, 1999 at 11 a.m.

**Department:** General Services  
**Location:** State Correctional Institution, Albion, Erie County, PA  
**Duration:** 90 calendar days from preconstruction conference date  
**Contact:** Contract Bidding Unit, (717) 787-6556

**DGS A 502-73.1** Project title: Install New Roof. Brief description: Install new foam stone roof system over existing built up roofing system. Estimated range: \$25,001—\$100,000. General construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Mail a separate check for \$5 per set or provide your express mail account number to the office listed. Mail requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, March 10, 1999 at 1 p.m.

**Department:** General Services  
**Location:** Recreation Building, Clarks Summit State Hospital, Clarks Summit, Lackawanna County, PA  
**Duration:** 90 calendar days from preconstruction conference date  
**Contact:** Contract Bidding Unit, (717) 787-6556

**DGS A 503-110.1** Project title: Replace Existing Gutters/Downspouts on Block Building and Replace Existing Roofing on Female Wing of the Block Building. Brief description: Remove all existing gutters and downspouts, all roofing on female ward of the block building. Install new shingle roofing system and the like. Modify existing roof edges/perimeters. Estimated range: \$100,000—\$500,000. General construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Mail a separate check for \$5 per set or provide your express mail account number to the office listed. Mail requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, March 10, 1999 at 1 p.m.

**Department:** General Services  
**Location:** Danville State Hospital, Danville, Montour County, PA  
**Duration:** 90 calendar days from preconstruction conference date  
**Contact:** Contract Bidding Unit, (717) 787-6556

**DGS A 589-44.4** Project title: Replace Underground High Voltage Primary Distribution Cable. Brief description: Replacement of aluminum 15 KV cable with new copper 15 KV cable. Estimated range: \$100,000—\$500,000. Electrical construction. Plans deposit: \$25 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Mail a separate check for \$5 per set or provide your express mail account number to the office listed. Mail requests to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid date: Wednesday, March 10, 1999 at 11 a.m.

**Department:** General Services  
**Location:** Youth Development Center, New Castle, Lawrence County, PA  
**Duration:** 150 calendar days from preconstruction conference date  
**Contact:** Contract Bidding Unit, (717) 787-6556

**Contract No. FDC-208-573** Furnish and install a complete and operational duplex sewage lift station with connections to the 2-inch HDPE force main and 4-inch PVC gravity line. Work is at Linn Run State Park.

**Department:** Conservation and Natural Resources  
**Location:** Cook Township, Westmoreland County, PA  
**Duration:** 120 days  
**Contact:** Construction Management Section, (717) 787-5055

**Contract No. FDC-211-571** Maintenance and protection of traffic; provide and place approximately 1,600 tons of 2A aggregate, 14,000 s. y. of bituminous prime coat and 26,000 s. y. of double application bituminous seal coat. Work is in Ohioypyle State Park.

**Department:** Conservation and Natural Resources  
**Location:** Stewart Township, Fayette County, PA  
**Duration:** 90 days  
**Contact:** Construction Management Section, (717) 787-5055

**Rebid FM07829802** This project covers the supplying of all labor, scaffolding, tools, materials, equipment and appurtenances to repair/replace portion of roof. Remove existing built-up roof. Furnish and install minimum 1 1/2" thick foam to roof. Apply foam at edges, penetrations and all flashings. Seal new foam with elastomeric coating and broadcast granular over the elastomeric coating. To receive specifications, submit fax to Beverly O. Epting, Hamburg Center, Hamburg, PA 19526, (610) 562-6025.

**Department:** Public Welfare  
**Location:** Hamburg Center, Hamburg, PA 19526  
**Duration:** 120 calendar days from effective date of contract  
**Contact:** Beverly O. Epting, Purchasing Agent, (610) 562-6031

**IN-771** Electrical and AC Upgrade and Floor Replacement Stright Hall Computer Center. Work under this project consists of removing existing access flooring, topsoil, EDPAC units, ductwork, controls, humidifiers, electrical equipment, light fixtures, conduit, wiring and the like to furnish and install new access flooring, concrete, joint sealers, paint, air handling units, piping, insulation, ductwork, fans, valves, light fixtures, conduit, wiring panelboards, electrical devices, and the like. Phone: (724) 357-2289; fax: (724) 357-6480; Internet: <http://www.iup.edu/engcons>

**Department:** State System of Higher Education  
**Location:** Indiana University of Pennsylvania, Indiana, PA 15705-1087  
**Duration:** Six (6) months  
**Contact:** Ronald E. Wolf, Procurement Specialist, (724) 357-4851

**KU 99-20** Kutztown University is seeking qualified contractors for Water Tower Vertical Reciprocating Conveyor Replacement at Kutztown University. Bid packages are available for a nonrefundable fee of \$10 from: Frank Garton, RPA Associates, Inc., 3 Park Plaza, Wyomissing, PA 19610, (610) 374-6144. Bid packages are available February 22, 1999 through prebid. A prebid meeting has been scheduled for March 4, 1999 at 10 a.m. in the Office of Planning and Construction. Bids are to be received on March 18, 1999 no later than 2 p.m. in the Office of Planning and Construction, Room 236. Bids will be opened on March 18, 1999 at 2 p.m. Nondiscrimination and Equal Opportunity are policies of the Commonwealth and the State System of Higher Education.

**Department:** State System of Higher Education  
**Location:** Kutztown University, Kutztown, PA 19530  
**Duration:** 90 days after Notice to Proceed  
**Contact:** Barbara Barish, (610) 683-4602

**LH-MNT-2177** Contractor to provide all materials, supplies, parts and labor necessary to rebuild three Riley Stokers, Model No. R-19-10 RD with five retorts installed by Contract R-5174 dated May 14, 1952. Work to be performed on one stoker at a time. Site visit is required. Complete bid information on file at the institution.

**Department:** Corrections  
**Location:** State Correctional Institution at Laurel Highlands  
**Duration:** April 01, 1999 through December 31, 1999  
**Contact:** Betsy Nightingale, Purchasing Agent II, (814) 445-6501, Ext. 347

**SMS-1** Foundation waterproofing, excavation and installation of stormwater catch basins, stormwater piping and connections at Landis Valley Museum, Lancaster, PA.

**Department:** Historical and Museum Commission  
**Location:** Landis Valley Museum, 2451 Kissel Hill Road, Lancaster, Lancaster County, PA 17601  
**Duration:** Ends June 30, 1999  
**Contact:** William Morrow, (717) 569-0401, Ext. 220

**08430AG2298** To provide right-of-way acquisition assistance services for S. R. 0022, Sections B01 and B02, the widening and reconstruction of S. R. 0022 from the Allegheny County Line eastward to the S. R. 0022/S. R. 0066 Interchange in the Municipality of Murrysville and Salem Township, Westmoreland County, Engineering District 12-0.

**Department:** Transportation  
**Location:** Engineering District 12-0  
**Duration:** Twenty-four (24) months  
**Contact:** Consultant Agreement Division, (717) 783-9309

**08430AG2299** Statewide open-end contract to provide services for development and implementation of a Statewide greenways plan and program.

**Department:** Transportation  
**Location:** Central Office  
**Duration:** Sixty (60) months  
**Contact:** Consultant Agreement Division, (717) 783-9309

**08430AG2300** To perform preliminary design, final design and services during construction for S. R. 4003, Section B02, the replacement of the Brush Creek Bridge No. 2 over Brush Creek in Hempfield Township, Westmoreland County, Engineering District 12-0.

**Department:** Transportation  
**Location:** Engineering District 12-0  
**Duration:** Forty-eight (48) months  
**Contact:** Consultant Agreement Division, (717) 783-9309

## Elevator Maintenance—13

**99-01** The contractor shall provide labor, equipment and parts to maintain and repair elevators located at the State Correctional Institution at Waymart.

**Department:** Corrections  
**Location:** State Correctional Institution Waymart, Route 6, Waymart, Canaan Township, Wayne County, PA 18472  
**Duration:** July 1, 1999 to June 30, 2002  
**Contact:** John Ondash, (570) 488-2513

**CRE-0247** The contractor shall provide full preventative maintenance, repair and inspection service as required to the institution's four freight elevators. Services to be performed by fully qualified elevator mechanics—additional requirements and provisions contained on bid proposal on file in agency's purchasing department.

**Department:** Corrections  
**Location:** State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16699-0001  
**Duration:** July 1, 1999 through June 30, 2002  
**Contact:** Barbara A. Lloyd, Purchasing Agent, (814) 886-8181, Ext. 166

## Engineering Services—14

**08430AG2296** Open-end contract for construction inspection services in Engineering District 1-0, that is, Crawford, Erie, Forest, Mercer, Venango and Warren Counties.

**Department:** Transportation  
**Location:** Engineering District 1-0  
**Duration:** Thirty (30) calendar months  
**Contact:** Consultant Agreement Division, (717) 783-9309

**08430AG2297** To provide right-of-way acquisition assistance services for S. R. 0022, Sections 06M, B07, B08, B09 and B10, the widening and reconstruction of S. R. 0022 from just east of the junction with S. R. 0022 and S. R. 0119 eastward to the Indiana County Line in Salem Township, the Borough of New Alexandria and Derry Township (Shieldsburg to Blairsville), Westmoreland County, Engineering District 12-0.

**Department:** Transportation  
**Location:** Engineering District 12-0  
**Duration:** Twenty-four (24) months  
**Contact:** Consultant Agreement Division, (717) 783-9309

**BF 349-101.1** Abandoned Mine Land Reclamation, Kittanning Coal Company, Inc. involves an estimated 39,450 c. y. of grading, 650 s. y. of rock lining w/filter material and 18 acres of seeding. Representatives from the Department will be at the project site on March 3, 1999, from 11 a.m. until 1 p.m. to answer questions prospective bidders may have. Although attendance at this prebid conference is not mandatory, it is strongly recommended.

**Department:** Environmental Protection  
**Location:** Washington Township, Armstrong County, PA  
**Duration:** 310 days after Notice to Proceed  
**Contact:** Construction Contracts Section, (717) 783-7994

**BOGM 98-06** Cleaning out and plugging one abandoned oil well and 15 orphan oil and gas wells estimated to 880 feet deep each. Donald Copeland and Cornplanter State Forest Properties.

**Department:** Environmental Protection  
**Location:** Harmony Township, Forest County, PA  
**Duration:** 220 days after Notice to Proceed  
**Contact:** Construction Contracts Section, (717) 783-7994

## Extermination Services—16

**CRE-0248** The contractor shall provide pest control extermination services to the State Correctional Institution at Cresson. Contractor to visit all buildings at least once every 3 weeks. Service to be provided within a 24-hour response time. Approximately 18 visits are being estimated for each contract period. It is recommended that interested contractors visit institution for scope of services to be provided. Bid information on file within agency's purchasing department.

**Department:** Corrections  
**Location:** State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16699-0001  
**Duration:** July 1, 1999 through June 30, 2002 (3 years)  
**Contact:** Barbara A. Lloyd, Purchasing Agent, (814) 886-8181, Ext. 166

**Firefighting Services—18**

**5229** Contractor to provide 24-hour service and repair equipment on a time and material basis covering a Spectronic Multiplex Model HX computerized fire alarm system to include all active electronic and related equipment.

**Department:** Public Welfare  
**Location:** Torrance State Hospital, State Route 1014, Torrance, PA 15779-0111  
**Duration:** July 1, 1999—June 30, 2003  
**Contact:** Linda J. Zoskey, Purchasing Agent, (724) 459-4547

**CRE-0250** The contractor shall provide annual fire alarm check and emergency repair services to our fire alarm system located at institution. Complete system check to include cleaning all system devices and panels, check all wiring and connectors, check system operations and programming, check batteries and recommend replacement where necessary, test battery back-up system (19) panels. Bidders must have trained technicians and provide proof of training at the request of institution. Complete bid specifications on file in agency purchasing department.

**Department:** Corrections  
**Location:** State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16699-0001  
**Duration:** July 1, 1999 to June 30, 2001 (2 years)  
**Contact:** Barbara A. Lloyd, Purchasing Agent, (814) 886-8181, Ext. 166

**018** The contractor shall provide preventative maintenance on the Berkshire fire suppression system located at the State Correctional Institution at Camp Hill.

**Department:** Corrections  
**Location:** State Correctional Institution Camp Hill, P. O. Box 8837—2500 Lisburn Road, Camp Hill, PA 17001-8837  
**Duration:** July 1, 1999 to June 30, 2002  
**Contact:** Delores Stephens, (717) 975-5200

**Food—19**

**8965-0200-000** Miscellaneous frozen foods: Contracts shall cover the months of March 1, 1999 through December 31, 1999 with issuance of bid proposals made on a quarterly (or more frequent) basis. Delivery of the products specified shall be made approximately one time each month, or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

**Department:** Corrections  
**Location:** State Correctional Institution Greene, 1030 East Roy Furman Highway, Waynesburg, PA 15370-8089  
**Duration:** March 1, 1999 through December 31, 1999  
**Contact:** Carol A. Teegarden, (724) 852-5515

**8970-2300-000** Bread, rolls and related products: To consist of the following but may include other items that may be required during this period: sliced white bread; rye bread; Italian bread; hamburger rolls; frankfurter rolls; hoagie/sub rolls; fruit filled rolls; various types of doughnuts. Delivery dates and quantities will be specified prior to each month's delivery. Bid on file at institution.

**Department:** Corrections  
**Location:** State Correctional Institution at Laurel Highlands, 5706 Glades Pike, P. O. Box 631, Somerset, PA 15501-0631  
**Duration:** July 01, 1999 to June 30, 2000  
**Contact:** Carole Kolesko, Purchasing Agent I, (814) 445-6501, Ext. 366

**M-873** Meat and meat products; poultry and poultry products; fish; cheeses. Quantities may be obtained from the facility upon request. Deliveries to be made only at request of facility.

**Department:** Labor and Industry  
**Location:** Hiram G. Andrews Center, FOB Shipping Platform, 727 Goucher Street, Johnstown, PA 15905  
**Duration:** April, May, June, 1999  
**Contact:** C. A. Sloan, Purchasing Agent, (814) 255-8228

**Hazardous Material Services—21**

**90872001** Asbestos waste disposal (pick-up, transport and disposal of asbestos waste).

**Department:** Public Welfare  
**Location:** Danville State Hospital, 200 State Hospital Drive, Danville, PA 17821  
**Duration:** Anticipated to begin July 1, 1999—June 30, 2001  
**Contact:** Pamela Bauman, Purchasing Agent, (570) 271-4578

**HVAC—22**

**0840** Electrical Repairs: Electrical maintenance and repairs at the York County Maintenance Building and at surrounding stockpile locations in various locations throughout York County. All requests for bid packages must be received by fax at (717) 854-6773 (Attn: Vicki Mays) or telephone (717) 848-6230, Ext. 312, 8 a.m. to 4:30 p.m., Monday through Friday.

**Department:** Transportation  
**Location:** Various locations throughout York County, PA  
**Duration:** 2 year period with an option to renew for an additional 2-year period  
**Contact:** Vicki Mays, (717) 848-6230, Ext. 312

**6110-000-000** The contractor shall maintain, adjust, calibrate, repair and or replace heat control regulating devices (such as motorized sensors and thermostats) and HVAC equipment for all buildings.

**Department:** Corrections  
**Location:** Training Academy, 1451 North Market Street, Elizabethtown, PA 17022  
**Duration:** 1—3 years  
**Contact:** Ruth Nagy/Don Dimeler, (717) 367-9070

**9999 2200 000** Contractor shall provide all required labor, supervision, materials, equipment, subcontractors and all other related costs to maintain and repair all underground pipe conduit systems for hot water heating and return and chilled water supply and return both being Ricwell piping systems. Request for bid to be made in writing.

**Department:** Corrections  
**Location:** State Correctional Institution Mahanoy, 301 Morea Road, Frackville, Schuylkill County, PA 17932  
**Duration:** July 1, 1999 to June 30, 2002  
**Contact:** Ann M. Gavala, Purchasing, (570) 773-2158, Ext. 422; fax (570) 621-3096

**Contract No. FDC-303-513** Electrical work—provide and install electrical services to campsites, restore roadways and landscaping. All work is in Caledonia State Park.

**Department:** Conservation and Natural Resources  
**Location:** Greene Township, Franklin County, PA  
**Duration:** Complete all work by May 26, 1999  
**Contact:** Construction Management Section, (717) 787-5055

**Janitorial Services—23**

**Bid No. 7865** Furnish all labor, equipment and materials to perform janitorial services including empty waste baskets, clean lavatories, sweep floors, machine buff tile floors, vacuum carpets, dust furniture, wash windows inside and outside, general housecleaning twice a year, and shampoo carpets at the Schuylkill Haven Station, 23 Meadowbrook Drive, Schuylkill Haven, PA 17971. Detailed work schedule and bid must be obtained from the Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Facility Management Division, Schuylkill Haven Station, 23 Meadowbrook Drive, Schuylkill Haven, PA 17972  
**Duration:** July 1, 1999 to June 30, 2002  
**Contact:** Joan Berkoski or Donna Enders, (717) 783-5484

**Bid No. 7866** Furnish all equipment, materials and labor to perform janitorial services including empty waste baskets, clean lavatories, sweep floors, machine buff tile floors, vacuum carpets, dust furniture, wash windows inside and outside, cut grass as required, semiannual housecleaning at the discretion of the Station Commander or his designated representative at the Lewistown Station, 13225 Ferguson Valley Road, Yeagertown, PA 17099. Detailed work schedule and bid must be obtained from the Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Facility Management Division, Lewistown Station, 13225 Ferguson Valley Road, Yeagertown, PA 17099  
**Duration:** July 1, 1999 to June 30, 2002  
**Contact:** Joan Berkoski or Donna Enders, (717) 783-5484

**Bid No. 7867** Furnish all equipment, materials and labor to perform janitorial services including empty waste baskets, clean lavatories, sweep floors, machine buff tile floors, vacuum carpets, dust furniture, wash windows inside and outside, semiannual housecleaning at the discretion of the Station Commander or his designated representative at the Embreeville Station, 1818 West Strasburg Road, Coatesville, PA 19320. Detailed work schedule and bid must be obtained from the Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Facility Management Division, Embreeville Station, 1818 West Strasburg Road, Coatesville, Chester County, PA 19320  
**Duration:** July 1, 1999 to June 30, 2002  
**Contact:** Joan Berkoski or Donna Enders, (717) 783-5484

**Bid No. 7868** Furnish all equipment, materials and labor to perform janitorial services including empty waste baskets, clean lavatories, sweep floors, machine buff tile floors, vacuum carpets, dust furniture, wash windows inside and outside, semiannual housecleaning at the discretion of the Crime Laboratory Manager, 100 North Westmoreland Avenue, Greensburg, PA 15601-0436. Detailed work schedule and bid must be obtained from the Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Facility Management Division, Greensburg Crime Lab/DNA/AFIS/Act 14 Buildings, 100 North Westmoreland Avenue, Greensburg, PA 15601-0436  
**Duration:** July 1, 1999 to June 30, 2002  
**Contact:** Joan Berkoski or Donna Enders, (717) 783-5484

**Bid No. 7869** Furnish all labor, equipment and materials to perform janitorial services including empty waste baskets, clean lavatories, sweep floors, vacuum carpets, dust furniture, wash windows inside and outside, general housecleaning twice a year and shampoo carpets at the Harrisburg Aviation Patrol Unit, Capital City Airport, New Cumberland, PA. Fixed Wing area to be included. Detailed work schedule and bid must be obtained from the Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Facility Management Division, Aviation Patrol Unit—Harrisburg, Capital City Airport, New Cumberland, PA  
**Duration:** July 1, 1999 to June 30, 2002  
**Contact:** Joan Berkoski or Donna Enders, (717) 783-5484

**Bid No. 7875** Furnish all materials, equipment and labor to perform janitorial services to include daily emptying of wastebaskets, sweeping and mopping all tile floors or vacuum carpets, wash walls, dust furniture, polish chrome fixtures, wash windows inside and outside, plus semiannual housecleaning at the PA State Police, Media Station, 1342 West Baltimore Pike, Media, PA 19063. Detailed work schedule and bid must be obtained from the Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Facility Management Division, Media Station, 1342 West Baltimore Pike, Media, PA 19063  
**Duration:** May 1, 1999 to June 30, 2001  
**Contact:** Joan Berkoski or Donna Enders, (717) 783-5484

**Bid No. 7876** Furnish all equipment, materials and labor to perform janitorial services four times a week, including empty waste baskets, clean lavatories, sweep floors, machine buff tile floors, vacuum carpets, dust furniture, wash windows inside and outside, general housecleaning twice a year and shampoo carpets. To include cutting grass and snow removal from sidewalks, as required at the Laporte Station. Detailed work schedule and bid must be obtained from the Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Facility Management Division, Laporte Station, P. O. Box 70, Laporte, PA 18626  
**Duration:** June 1, 1999 to June 30, 2002  
**Contact:** Joan Berkoski or Donna Enders, (717) 783-5484

**Bid No. 7877** Furnish all labor, equipment and materials to perform janitorial services including empty waste baskets, clean lavatories, sweep floors, machine buff tile floors, vacuum carpets, dust furniture, wash windows inside and outside, general housecleaning, twice a year, shampoo carpets. Detailed work schedule and bid must be obtained from the Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Facility Management Division, Shipperville Station, R. D. 2, Box 233A, Shipperville, PA 16254-8913  
**Duration:** June 1, 1999 to June 30, 2002  
**Contact:** Joan Berkoski or Donna Enders, (717) 783-5484

**Bid No. 7878** Furnish trash and rubbish removal services at the Pennsylvania State Police, Bethlehem Headquarters, Crime Lab and DNA Lab, 2930 Airport Road, Bethlehem, PA 18017-2149. Recyclable services rendered if applicable. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Facility Management Division, Bethlehem Headquarters, Crime Lab and DNA Lab, 2930 Airport Road, Bethlehem, PA 18017-2149  
**Duration:** July 1, 1999 to June 30, 2002  
**Contact:** Joan Berkoski or Donna Enders, (717) 783-5484

**90872004** Window washing. Site visit required.

**Department:** Public Welfare  
**Location:** Danville State Hospital, 200 State Hospital Drive, Danville, PA 17821  
**Duration:** Anticipated to begin July 1, 1999—June 30, 2001  
**Contact:** Pamela Bauman, Purchasing Agent, (570) 271-4578

**Mailing Services—28**

**9999-3100-000** Overnight/express mail or courier services to be provided to the Department of Corrections for payroll checks and other priority letters and packages to be delivered within the Commonwealth of PA. Occasional deliveries may be required outside Pennsylvania.

**Department:** Corrections  
**Location:** Central Office, Various (generally within the Commonwealth of PA)  
**Duration:** July 1, 1999—June 30, 2002 (anticipated)  
**Contact:** Patricia J. Cassell, (717) 975-4999

**Medical Services—29**

**90872002** Portable x-rays to patients of Danville State Hospital.

**Department:** Public Welfare  
**Location:** Danville State Hospital, 200 State Hospital Drive, Danville, PA 17821  
**Duration:** Anticipated to begin July 1, 1999—June 30, 2001  
**Contact:** Pamela Bauman, Purchasing Agent, (570) 271-4578

**90872003** Respiratory exams for employees required to wear respirators in the performance of their duties.

**Department:** Public Welfare  
**Location:** Danville State Hospital, 200 State Hospital Drive, Danville, PA 17821  
**Duration:** Anticipated to begin July 1, 1999—June 30, 2002  
**Contact:** Pamela Bauman, Purchasing Agent, (570) 271-4578

**CRE-0245** The contractor shall provide dental laboratory services for inmate dental prosthesis requirements as prescribed by the institutional dentist at the State Correctional Institution at Cresson. Bid prices will be from vendor's fee schedule which becomes part of bid proposal. Vendor to supply postage paid labels to institution dental clinic. Bid requirements on file in agency purchasing department.

**Department:** Corrections  
**Location:** State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16699-0001  
**Duration:** July 1, 1999 through June 30, 2001 (2 years)  
**Contact:** Barbara A. Lloyd, Purchasing Agent, (814) 886-8181, Ext. 166

### Property Maintenance—33

**NSH-03** Supply all labor, scaffolding, tools, materials, equipment and appurtenances to repair/replace portion of roof. Remove existing slag and dirt by vacuuming and scraping. Furnish and install minimum 1 1/2" thick foam to roof. Apply foam at edges, penetrations and existing flashing on parapet walls. Seal all new foam exposed to sun light with an elastomeric coating and broadcast granular over the elastomeric coating.

**Department:** Public Welfare  
**Location:** Norristown State Hospital, 1001 Sterigere Street, Norristown, PA 19401  
**Duration:** April 1, 1999 to June 30, 1999  
**Contact:** Gary Raisner, Facility Maintenance Manager, (610) 313-5465

**Bid No. 7870** Furnish all labor, materials and equipment to cut, trim and maintain grass area and fertilization at the PA State Police, Girard Station, 5950 Meadville Road, Girard, PA 16417. Supply all equipment to perform service and remove all clippings, trimmings and debris from premises. Detailed work schedule and bid must be obtained from the Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Facility Management Division, Girard Station, 5950 Meadville Road, Girard, PA 16417  
**Duration:** July 1, 1999 to June 30, 2002  
**Contact:** Joan Berkoski or Donna Enders, (717) 783-5484

**Bid No. 7871** Furnish all labor, materials and equipment to cut, trim and maintain grass area and fertilization at the PA State Police, Erie Headquarters and Crime Lab, 4320 Iroquois Avenue, Erie, PA 16514-0607. Supply all equipment to perform services and remove all clippings, trimmings and debris from premises. Detailed work schedule and bid specification must be obtained from the Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Facility Management Division, Erie Headquarters and Crime Lab, 4320 Iroquois Avenue, Erie, PA 16514-0607  
**Duration:** July 1, 1999 to June 30, 2002  
**Contact:** Joan Berkoski or Donna Enders, (717) 783-5484

**Bid No. 7872** Furnish all labor, materials and equipment to cut, trim and maintain grass area, including fertilize and trim shrubs one time per year at the Gettysburg Station, 3033 Old Harrisburg Pike, Gettysburg, PA 17325. Detailed work schedule and bid must be obtained from the Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Facility Management Division, Gettysburg Station, 3033 Old Harrisburg Pike, Gettysburg, PA 17325  
**Duration:** July 1, 1999 to June 30, 2002  
**Contact:** Joan Berkoski or Donna Enders, (717) 783-5484

**Bid No. 7873** Furnish all labor, materials and equipment required to cut, trim, fertilize, weed and maintain grass area, including fertilize, vegetation control. Vendor will supply all necessary equipment to perform services and remove from premises all clippings, trimmings and debris from the Swiftwater Station, P. O. Box 949, Swiftwater, PA 18370. Detailed work schedule and bid must be obtained from the Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Facility Management Division, Swiftwater Station, P. O. Box 949, Swiftwater, PA 18370  
**Duration:** July 1, 1999 to June 30, 2002  
**Contact:** Joan Berkoski or Donna Enders, (717) 783-5484

**Bid No. 7874** Furnish all labor, materials and equipment required to cut, trim, fertilize, shrub care and maintain grass areas at the following: Rockview Station, 745 South Eagle Valley Road, Bellefonte, PA 16823. Detailed work schedule and bid must be obtained from the Facility Management Division, (717) 783-5484.

**Department:** State Police  
**Location:** Facility Management Division, Rockview Station, 745 South Eagle Valley Road, Bellefonte, PA 16823  
**Duration:** July 1, 1999 to June 30, 2002  
**Contact:** Joan Berkoski or Donna Enders, (717) 783-5484

### Real Estate Services—35

**98** Lease Office Space to The Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Public School Employees' Retirement System with 1,796 useable square feet of new or existing office space in Wilkes-Barre, Luzerne County, PA, with minimum parking for three vehicles, within the following boundaries: North: Route 309, South: Blackman Street in Wilkes-Barre, East: Route 81 and West: Route 11. In areas where street or public parking is not available, an additional 25 parking spaces are required. The PA Public School Employees' Retirement System will occupy the space. Proposals due: March 15, 1999. Solicitation No.: 92784.

**Department:** General Services  
**Location:** Real Estate, 505 North Office Building, Harrisburg, PA 17105  
**Duration:** Indeterminate 1998—99  
**Contact:** Cynthia T. Lentz, (717) 787-4394

### Sanitation—36

**Project No. 655** One—2 cubic yard container, weekly pick-up, monthly billing.

**Department:** Military and Veterans Affairs  
**Location:** PAARNG Armory, 1300 Penn Street, Williamsport, Lycoming County, PA  
**Duration:** July 1, 1999—June 30, 2002  
**Contact:** Emma Schroff, (717) 861-8518

**CRE-0249** Sanitation services (garbage removal services) for institution. Biweekly pickups for one each 30 cubic yard compactor dumpster (Tuesday and Friday are days anticipated), and biweekly pickups for two each 6 cubic yard dumpsters (to be provided by vendor). Compactor is institutional owned. Dumpsters to be air tight and have lids. Bid price will be per pickup/per day for each dumpster and unit compactor. Turnaround time for unit compactor shall be 3 hours (pickup 9 a.m.—return 12 noon). Contractor must also have accommodations to thaw dumpsters in the event of freeze up due to inclement weather conditions. Pickup time for compactor/dumpsters shall be 9 a.m. on days specified. Bid requirements on file within agency's purchasing department.

**Department:** Corrections  
**Location:** State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16699-0001  
**Duration:** July 1, 1999 to June 30, 2001 (2 years)  
**Contact:** Barbara A. Lloyd, Purchasing Agent, (814) 886-8181, Ext. 166

**SP3863008006** Solid waste collection and disposal at Canoe Creek State Park.

**Department:** Conservation and Natural Resources  
**Location:** Canoe Creek State Park, R. R. 2, Box 560, Hollidaysburg, PA 16648  
**Duration:** July 1, 1999 to June 30, 2002  
**Contact:** Terry Wentz, (814) 695-6807

**SP 3863008007** Solid waste collection and disposal at Greenwood Furnace State Park.

**Department:** Conservation and Natural Resources  
**Location:** Greenwood Furnace State Park, R. R. 2, Box 118, Huntingdon, PA 16652-9006  
**Duration:** July 1, 1999 to June 30, 2004  
**Contact:** Barry Wolfe, (814) 667-1800

**Vehicle, Heavy Equipment—38**

**CRE-0251** The contractor shall furnish all labor, equipment, materials, repair parts and replacement components necessary to repair Insinger tray machine, Model Master RC20 RPW-W, as needed and requested. Bid on file in agency purchasing department.

**Department:** Corrections  
**Location:** State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16699-0001  
**Duration:** July 1, 1999—June 30, 2001 (2 years)  
**Contact:** Barbara A. Lloyd, Purchasing Agent, (814) 886-8181

**Miscellaneous—39**

**5534** Contractor to provide chaplaincy services for inmates of the Muslim faith at the State Correctional Institution, Muncy.

**Department:** Corrections  
**Location:** State Correctional Institution, Route 405, P. O. Box 180, Muncy, PA 17756  
**Duration:** July 1, 1999 through June 30, 2002  
**Contact:** W. Voeckler, Purchasing Agent, (717) 546-3171

**040106** Complete operation and maintenance of wastewater and drinking water systems at two Safety Roadside East Areas in Pike County. Site 61, I-84 Westbound and Site 62, I-84 Westbound. Both sites are between Exits 6 and 7. Specifications can be obtained from District 4 Roadside Specialist, Monday through Friday, 8 a.m. to 4 p.m. or by faxing company name, address and bid information requested at (570) 963-4245.

**Department:** Transportation  
**Location:** District 4-0, Pike County, PA  
**Duration:** Two (2) year with renewal  
**Contact:** Martha Spaide, (570) 963-4016

**236003115** GEAR UP (Gaining Early Awareness and Readiness for Undergraduate Programs). The Pennsylvania Department of Education (PDE), in collaboration with the Pennsylvania Higher Education Assistance Agency (PHEAA) solicits proposals from 2 and 4-year colleges and universities to join with the PDE and PHEAA in applying for a competitive GEAR UP State Grant from the United States Department of Education. Proposals are solicited to provide college awareness activities, improved academic support, information on paying for college and scholarships to students at selected high-poverty school districts/schools. It is the intent that PHEAA administer the GEAR UP scholarship component in coordination with PDE and the selected school districts/schools. A listing of participating high-poverty school districts will be posted at <http://www.pde.psu.edu> by February 19th. If awarded by the United States Department of Education, project will be funded for a period of 5 years.

**Department:** Education  
**Location:** Collegiate Approvals and Research Unit, 333 Market Street, 12th Floor  
**Duration:** July 1, 1999—June 30, 2004  
**Contact:** John J. Kehoe, 705-4389

**Contract No. FDC-210-572** Television inspection of approximately 3,000 l. f. of gravity sewer lines at Moraine State Park.

**Department:** Conservation and Natural Resources  
**Location:** Franklin Township, Butler County, PA  
**Duration:** 60 days  
**Contact:** Construction Management Section, (717) 787-5055

**SO-175** The contractor shall provide Muslim chaplaincy services for the Muslim inmate population at the State Correctional Institution at Somerset and the State Correctional Institution at Laurel Highlands. The contract will cover a 3-year period and will be approximately 20 hours a week at each location. Institutions are located approximately 3 miles apart.

**Department:** Corrections  
**Location:** State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001  
**Duration:** July 1, 1999—June 30, 2002  
**Contact:** Theresa Solarczyk, Purchasing Agent II, (814) 443-8100, Ext. 311

**038** Woven wire fence installation. Site preparation, installation and materials for woven wire fencing around a future timber sale along PA Route 26 in Jackson Township, Huntingdon County, on Rothrock State Forest. Perimeter is approximately 7,000 linear feet.

**Department:** Conservation and Natural Resources  
**Location:** Rothrock Forest District No. 5, Rothrock Lane, Huntingdon, PA 16652  
**Duration:** Upon final execution/approval through June 30, 1999  
**Contact:** Randall D. White, Forester, (814) 643-2340

[Pa.B. Doc. No. 99-294. Filed for public inspection February 19, 1999, 9:00 a.m.]



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## DESCRIPTION OF LEGEND

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| <p><b>1</b> Advertising, Public Relations, Promotional Materials</p> <p><b>2</b> Agricultural Services, Livestock, Equipment, Supplies &amp; Repairs: Farming Equipment Rental &amp; Repair, Crop Harvesting &amp; Dusting, Animal Feed, etc.</p> <p><b>3</b> Auctioneer Services</p> <p><b>4</b> Audio/Video, Telecommunications Services, Equipment Rental &amp; Repair</p> <p><b>5</b> Barber/Cosmetology Services &amp; Equipment</p> <p><b>6</b> Cartography Services</p> <p><b>7</b> Child Care</p> <p><b>8</b> Computer Related Services &amp; Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting</p> <p><b>9</b> Construction &amp; Construction Maintenance: Buildings, Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.</p> <p><b>10</b> Court Reporting &amp; Stenography Services</p> <p><b>11</b> Demolition—Structural Only</p> <p><b>12</b> Drafting &amp; Design Services</p> <p><b>13</b> Elevator Maintenance</p> <p><b>14</b> Engineering Services &amp; Consultation: Geologic, Civil, Mechanical, Electrical, Solar &amp; Surveying</p> <p><b>15</b> Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core &amp; Exploratory Drilling, Stream Rehabilitation Projects and Installation Services</p> <p><b>16</b> Extermination Services</p> <p><b>17</b> Financial &amp; Insurance Consulting &amp; Services</p> <p><b>18</b> Firefighting Services</p> <p><b>19</b> Food</p> <p><b>20</b> Fuel Related Services, Equipment &amp; Maintenance to Include Weighing Station Equipment, Underground &amp; Above Storage Tanks</p> <p><b>21</b> Hazardous Material Services: Abatement, Disposal, Removal, Transportation &amp; Consultation</p> | <p><b>22</b> Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental &amp; Repair</p> <p><b>23</b> Janitorial Services &amp; Supply Rental: Interior</p> <p><b>24</b> Laboratory Services, Maintenance &amp; Consulting</p> <p><b>25</b> Laundry/Dry Cleaning &amp; Linen/Uniform Rental</p> <p><b>26</b> Legal Services &amp; Consultation</p> <p><b>27</b> Lodging/Meeting Facilities</p> <p><b>28</b> Mailing Services</p> <p><b>29</b> Medical Services, Equipment Rental and Repairs &amp; Consultation</p> <p><b>30</b> Moving Services</p> <p><b>31</b> Personnel, Temporary</p> <p><b>32</b> Photography Services (includes aerial)</p> <p><b>33</b> Property Maintenance &amp; Renovation—Interior &amp; Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning &amp; Planting, etc.)</p> <p><b>34</b> Railroad/Airline Related Services, Equipment &amp; Repair</p> <p><b>35</b> Real Estate Services—Appraisals &amp; Rentals</p> <p><b>36</b> Sanitation—Non-Hazardous Removal, Disposal &amp; Transportation (Includes Chemical Toilets)</p> <p><b>37</b> Security Services &amp; Equipment—Armed Guards, Investigative Services &amp; Security Systems</p> <p><b>38</b> Vehicle, Heavy Equipment &amp; Powered Machinery Services, Maintenance, Rental, Repair &amp; Renovation (Includes ADA Improvements)</p> <p><b>39</b> Miscellaneous: This category is intended for listing all bids, announcements not applicable to the above categories</p> |
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GARY E. CROWELL,  
*Secretary*

**Contract Awards**

The following awards have been made by the Department of General Services, Bureau of Purchases:

<b>Requisition or Contract No.</b>	<b>Awarded On</b>	<b>To</b>	<b>In the Amount Of</b>
7440-01	02/10/99	White Rose Paper Co.	100,000.00
7440-01	02/10/99	G. I. Tech, Inc.	14,000.00
7440-01	02/10/99	Verse Data Products, Inc.	33,000.00
7440-01	02/10/99	Total Media, Inc.	1,000.00
7440-01	02/10/99	Frank Parsons Paper Co., Inc.	100,000.00
7440-01	02/10/99	Media Recovery, Inc.	1,700.00
7440-01	02/10/99	Unisys Corp.	1,600.00
7440-01	02/10/99	G. A. Blanco & Sons	1,140.00
1195118-01	02/08/99	GNR Health Systems, Inc.	12,740.00
1195118-02	02/08/99	Recreation Equipment Unlimited, Inc.	3,124.00

<b>Requisition or Contract No.</b>	<b>Awarded On</b>	<b>To</b>	<b>In the Amount Of</b>
1291218-01	02/08/99	Presbycare/ Life Home Healthcare Services	41,523.00
1332048-01	02/08/99	Energy Plus Scientific	21,574.00
1337228-01	02/08/99	Hoffman Ford Sales, Inc.	16,397.00
1390118-01	02/08/99	Wacor Electronic Systems	16,053.59
1454158-01	02/08/99	Morehouse Instruments, Inc.	3,900.00
8249090-01	02/08/99	Furnival Machinery Co.	134,084.00
8249730-01	02/08/99	Bull International, Inc.	23,846.00
8250010-01	02/08/99	Mack Trucks, Inc.	362,496.00

GARY E. CROWELL,  
*Secretary*

[Pa.B. Doc. No. 99-295. Filed for public inspection February 19, 1999, 9:00 a.m.]