

# NOTICES

## DEPARTMENT OF BANKING

### Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending March 28, 2000.

### BANKING INSTITUTIONS

#### Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
2-16-00	F & A Financial Corporation, Kittanning to acquire 96% of the voting shares of The Farmers National Bank of Kittanning, Kittanning	Kittanning	Effective

#### New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-10-00	Aligned Partners Trust Company Pittsburgh Allegheny County	3010 Gulf Tower 707 Grant Street Pittsburgh Allegheny County	Commenced Operations

#### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-15-00	New Century Bank Phoenixville Chester County	3557 West Chester Pike Newtown Square Delaware County	Opened
3-16-00	Northwest Savings Bank Warren Warren County	45 Williamson Road Greenville Mercer County	Opened
3-16-00	First County Bank Doylestown Bucks County	3 Friends Lane Newtown Bucks County	Opened
3-20-00	Northern State Bank Towanda Bradford County	120 W. Fourth Street Williamsport Lycoming County	Opened
3-22-00	Mifflin County Savings Bank Lewistown Mifflin County	101 East Market St. Lewistown Mifflin County	Filed
3-23-00	The Peoples Bank of Oxford Oxford Chester County	900 W. Cypress St. Kennett Square New Garden Twp. Chester County	Approved

### SAVINGS INSTITUTIONS

No activity.

### CREDIT UNIONS

No activity.

DAVID E. ZUERN,  
*Secretary*

[Pa.B. Doc. No. 00-604. Filed for public inspection April 7, 2000, 9:00 a.m.]

## DEPARTMENT OF EDUCATION

### Application of Pennsylvania College of Optometry for Approval of the Amendment of Articles of Incorporation

#### *Notice of Opportunity for Hearing and Invitation to Protest*

Under 24 Pa.C.S.A. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application of Pennsylvania College of Optometry for a Certificate of Authority approving the institution's amendments to its Articles of Incorporation.

In accordance with § 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).

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 Dr. Evans at (717) 787-7572 to discuss how the Department may best accommodate their needs.

EUGENE W. HICKOK,  
*Secretary*

[Pa.B. Doc. No. 00-605. Filed for public inspection April 7, 2000, 9:00 a.m.]

### Professional Standards and Practices Commission; Application of Sandra Spicer-Sharp for Reinstatement of Teaching Certificate; Doc. No. RE-00-01

#### *Notice of Opportunity for Hearing and Invitation to Protest*

Under the Teacher Certification Law (24 P. S. §§ 2070.1—2070.18) (Law), the Professional Standards and Practices Commission (Commission) will consider the application of Sandra Spicer-Sharp for reinstatement of her teaching certificate.

Sandra Spicer-Sharp filed an application for reinstatement of her teaching certificate as stated under section 16 of the Teacher Certification Law (24 P. S. § 2070.16) (1 Pa. Code §§ 35.1 and 35.2) (relating to the General Rules of Administrative Practice and Procedure) and 22 Pa. Code § 233.14 (relating to reinstatements). Under section 16 of the Law, the Department of Education, on March 22, 2000, does not oppose reinstatement.

In accordance with the 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).

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. 00-606. Filed for public inspection April 7, 2000, 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 standard and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge subject to certain effluent limitations and special conditions. These proposed determinations are tentative.

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

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

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

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

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

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

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

**PA 0051951.** Sewage, **David Chapman**, 51 Grays Lane, Elverson, PA 19520.

This application is for renewal of an NPDES permit to discharge treated sewage from a single residence treatment plant in Warwick Township, **Chester County**. This is an existing discharge to unnamed tributary of French Creek.

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

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

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

The EPA waiver is in effect.

**PA 0057983.** Sewage, **Paul and Carole Sabatine**, 1344 Old Route 17, Windsor, NY 13865.

This application is for issuance of an NPDES permit to discharge treated sewage from the Sabatine Residence Sewage Treatment Plant in Lower Frederick Township, **Montgomery County**. This is a new discharge to a dry swale tributary to Goshenhoppen Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 500 gpd are as follows:

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

*Other Conditions:*

The EPA waiver is in effect.

Conditions for future permit modification.

Effective disinfection.

**PA 0057991.** Sewage, **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976.

This application is for issuance of an NPDES permit to discharge treated sewage from Rothstein sewage treatment plant located in Doylestown Township, **Bucks County**. This is a new discharge to Neshaminy Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 3,000 gallons per day 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
Total Residual Chlorine	0.5		1.3
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		

The EPA waiver is in effect.

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

**PA 0047325.** Industrial waste, SIC: 4911, **Pennsylvania Power and Light Company**, Susquehanna Steam Electric Station, Two North Ninth Street, Allentown, PA 18101.

This proposed action is for renewal of an NPDES permit to discharge treated process wastewater cooling water sewage and stormwater into the Susquehanna River in Salem Township, **Luzerne County**.

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

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

*Outfall 001*

The proposed effluent limits are as follows:

*Outfall 070—S-2 Sedimentation Pond—stormwater only.* There are no limitations for this discharge.

*Outfall 071—Cooling tower blowdown (7.93 mgd).*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Free Available Chlorine		.20	.50
Total Chromium		.20	
Total Zinc		1.0	
pH	6.0 to 9.0 standard units at all times		

Neither Free Available Chlorine nor total residual chlorine may be discharged from any unit for more than 2 hours in any one day and not more than one unit in any plant may discharge free available or total residual chlorine at any one time unless the utility can demonstrate to the Regional Administrator or State that the units in a particular location cannot operate at or below this level of chlorination.

*Outfall 072—Service and Administration Building Low Volume Waste Sump*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	30.0	100.0	
Oil and Grease	15.0	20.0	30.0
pH	6.0 to 9.0 standard units at all times		

*Outfall 073—Unit I Turbine Building Low Volume Waste Sump*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	30.0	100.0	
Oil and Grease	15.0	20.0	30.0
pH	6.0 to 9.0 standard units at all times		

*Outfall 074—Unit 2 Turbine Building Low Volume Waste Sump*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	30.0	100.0	
Oil and Grease	15.0	20.0	30.0
pH	6.0 to 9.0 standard units at all times		

*Outfall 075—Peach Stand Pond*

Stormwater only. There are no limitations for this discharge.

*Outfall 079—Sewage Treatment Plant (.08 mgd)*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25.0	50.0
Total Suspended Solids	30.0	60.0
Total Residual Chlorine	1.0	2.0
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	
pH	6.0 to 9.0 standard units at all times	

*Outfall 080—C-1 Pond*

Stormwater only. There are no limitations for this discharge.

*Outfall 171—Radwaste Treatment*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>
Total Suspended Solids	30.0	100.0
Oil and Grease	15.0	20.0

*Outfall 371—Neutralization Basin*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>
Total Suspended Solids	30.0	100.0
Oil and Grease	15.0	20.0

*Outfall 571—Circulating Water Pumphouse Sump*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>
Total Suspended Solids	30.0	100.0
Oil and Grease	15.0	20.0

For Outfall 071, except for Total Zinc and Total Chromium, there shall be no detectable levels of the remaining priority pollutants in this discharge due to the addition of chemicals for cooling tower maintenance.

There shall be no discharge of Polychlorinated BiPhenyl compounds such as those commonly used for transformer fluid.

The pH of all discharges, except once through cooling water, shall be within the range of 6.0 to 9.0.

The EPA waiver is not in effect.

**PA 0063894-A1.** Industrial waste, SIC: 4941, **Municipal Authority of the Borough of Minersville**, 2 East Sunbury Street, Minersville, PA 17954.

This proposed action is for amendment of an NPDES permit to discharge treated/process wastewater into Dyer Run Reservoir in Cass Township, **Schuylkill County**.

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

This permit amendment lowers the pH effluent limitation. This is an existing discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.110 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	30.0	60.0	
Total Aluminum	4.0	8.0	
Total Iron	2.0	4.0	
Total Manganese	1.0	2.0	
pH (Effluent)*	within limits of 6.0 to 9.0 standard units at all times.*		
pH (Influent)	monitoring and report		

\*If the intake pH is less than 6.0, the minimum pH limit shall be the intake pH.

The EPA waiver is in effect.

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

**PA 0115304.** SIC: 4952, **Litchfield Township Supervisors**, R. R. 1, Box 144-J, Sayre, PA 18840.

This proposed action is for renewal of an NPDES permit for discharge of treated sewage to Satterlee Creek in Litchfield Township, **Bradford County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the downstream potable water supply (PWS) considered during the evaluation is the PA/NY border located approximately 10 miles below the discharge on the Susquehanna River.

The proposed effluent limits for Outfall 001 based on a design flow of 0.001 mgd are:

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

The EPA waiver is in effect.

**PA 0035777.** Sewerage and industrial waste, SIC: 3399, **Hoeganaes Corp.**, 1001 Taylors Lane, Cinnaminson, NJ 08077.

This proposed action is for amendment of an NPDES permit for existing discharges of treated sewage and noncontact cooling water and proposed discharge of treated backwash wastewater to unnamed tributaries of Muddy Run in Delaware Township, **Northumberland County**.

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

#### *Outfall 001 Sewage*

The proposed effluent limits, based on a design flow of 0.011 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		50
TSS	30		60
Ammonia-N (5-1 to 10-31)	20		40
(11-1 to 4-30)	no limit		no limit
Oil and Grease	15		30
Total Cl <sub>2</sub> Residual <sup>1</sup>	1.0 <sup>1</sup>		2.3 <sup>1</sup>
Fecal Coliforms (5-1 to 9-30)	200 col/100 ml as a geometric mean		
(10-1 to 4-30)	2,000 col/100 ml as a geometric mean		
pH	6.0 to 9.0 at all times		

<sup>1</sup> Effective February 1, 2002

#### *Outfall 002 Noncontact Cooling Water*

The proposed effluent limits, based on a design flow of 0.0085 mgd, are:

<i>Parameter</i>	<i>Concentration (mg/l)</i>			<i>Mass (lbs/day)</i>	
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>
Temperature		110°F			
Oil and Grease	15		30		
pH	6.0—9.0 at all times				

*Outfall 003 Backwash Wastewater*

The proposed effluent limits, based on a design flow of 0.009 mgd, are:

<i>Parameter</i>	<i>Concentration (mg/l)</i>			<i>Mass (lbs/day)</i>	
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>
TSS	30	60			
Total Iron	2	4			
Total Manganese	1	2			
Total Copper	0.118	0.184			
pH	6.0—9.0 at all times				

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

**PA 0094111.** Sewage, **Rimco Properties, Inc.**, 772 Pine Valley Drive, Pittsburgh, PA 15239-2841.

This application is for renewal of an NPDES permit to discharge treated sewage from Wellington Estates Mobile Home Park STP in Washington Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of Thorn Run, which are classified as a high quality cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Westmoreland County Municipal Authority on Beaver Run Reservoir.

*Outfall 001:* existing discharge, design flow of 0.03 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	3			6
(11-1 to 4-30)	9			18
Nitrite-Nitrate	10			20
Phosphorus	2			4
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine				
(1st month—36th month)	monitor and report			
(37th month—expiration)	1.4			3.3
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA 0096903.** Sewage, **G & G Mobile Home Sales**, 23 Oakridge Heights Drive, Oakdale, PA 15071.

This application is for renewal of an NPDES permit to discharge treated sewage from the Hidden Valley Estates MHP STP in Robinson Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of Little Raccoon Creek, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Midland Water Authority.

*Outfall 001:* existing discharge, design flow of .009 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)	15			30
(11-1 to 4-30)	25			50
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	15,000/100 ml as a geometric mean			

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Total Residual Chlorine	1.4			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA 0204048.** Sewage, **Conemaugh Township Municipal Water and Sewer Authority**, R. D. 1, Box 206, Saltsburg, PA 15681.

This application is for renewal of an NPDES permit to discharge treated sewage from the Tunnelton STP in Conemaugh Township, **Indiana County**.

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

*Outfall 001:* existing discharge, design flow of .0095 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	38		50
Suspended Solids	30	45		60
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	50,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA 0216224.** Sewage, **Richard Prostejovsky**, 1083 Manor Drive, Ebensburg, PA 15931.

This application is for renewal of an NPDES permit to discharge treated sewage from the Prostejovsky Single Residence STP in Cambria Township, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of North Branch Little Conemaugh River, which are classified as a cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Saltsburg Municipal Waterworks on the Conemaugh River.

*Outfall 001:* existing discharge, design flow of 0.0004 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
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	monitor and report			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA 0218235.** Sewage, **Russell W. Smith**, 101 Spruce Hill Lane, Fombell, PA 16123.

This application is for amendment of an NPDES permit to discharge treated sewage from the Smith SRSTP in Marion Township, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Connoquenessing Creek, 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 Beaver Falls Municipal Authority.

*Outfall 001:* new discharge, design flow of .004 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			30
Suspended Solids	30			60



Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric mean			
Total Residual Chlorine	2,000/100 ml as a geometric mean			
pH	monitor and report 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 0222861.** Industrial waste, SIC: 2493. **Temple Inland Forest Products Corp.**, R. R. 1, Box 268, Hutchins Road, Kane, PA 16735-9305.

This application is for a new NPDES Permit, to discharge Group 1 Stormwater to Seven Mile Run in Sergeant Township, **McKean County**. This is a new discharge.

The receiving water is classified for the following uses: HQ-CWF, 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 Western PA American Water Company on the Clarion River located at Clarion, approximately 66 miles below point of discharge.

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

Parameter	Average Monthly (mg/l)	Maximum Daily (mg/l)	Instantaneous Maximum (mg/l)
Flow	XX		
Ammonia-Nitrogen	XX		
Oil and Grease	XX		
Chemical Oxygen Demand	XX		
Total Suspended Solids	XX		
pH	XX		

XX—Monitor and report on monthly DMRs.

The EPA waiver is in effect.

**PA 0098529.** Industrial waste, SIC: 4941. **Hawthorn Area Water Authority**, P. O. Box 241, Hawthorn, PA 16230-0241.

This application is for renewal of an NPDES Permit, to discharge treated industrial waste (filter backwash water) to Redbank Creek in Redbank Township, **Armstrong County**. This is an existing discharge.

The receiving water is classified for the following uses: trout stock fishery, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Western PA Water Company on the Allegheny River located at Kittanning, approximately 39 miles below point of discharge.

The proposed discharge limits for Outfall No. 001 based on a design flow of 0.0105 mgd, are:

Parameter	Average Monthly (mg/l)	Maximum Daily (mg/l)	Instantaneous Maximum (mg/l)
Flow (mgd)	monitor and report		
TSS	30	60	75
Aluminum (T)	4	8	10
Iron (T)	2	4	5
Manganese (T)	1	2	2.5
Total Residual Chlorine (TRC)	1.4		3.3
pH	6.0 to 9.0 at all times		

The EPA waiver is in effect.

**PA 0103403.** Sewage. **Sligo Borough Authority**, Borough of Sligo, P. O. Box 241, Sligo, PA 16255.

This application is for renewal of an NPDES Permit to discharge treated sewage to Licking Creek in Sligo Borough, **Clarion 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 Parker City Water System on the Allegheny River located at Parker, approximately 24 miles below point of discharge.

The proposed effluent limits for Outfall No. 001 based on a design flow of 0.017 mgd, are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report		
Iron	2	4	5
Aluminum	4	8	10
Manganese	1	2	2.5
Total Suspended Solids	30	60	75
Total Residual Chlorine	0.5		1.2
pH	within limits of 6.0 to 9.0 standard units at all times		

The EPA waiver is in effect.

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

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

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

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

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

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

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

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA-0061077	Lake Winola Municipal Authority P. O. Box 59 Lake Winola, PA 18625	Wyoming County Overfield Township	Osterhout Creek (Mill Run)	TRC
PA-0023736	Tri-Boro Municipal Authority 216 East Main Street Susquehanna, PA 18847	Susquehanna County Susquehanna Borough	North Branch of Susquehanna River	TRC
PA-0060577	Shohola Falls Trails End P.O.A. R. R. 1, Box 1373 Shohola, PA 18458	Pike County Shohola	Tributary of Shohola Creek	TRC
PA-0044466	Lake Bryn Mawr Camp Inc. R. R. 5, Box 410 Honesdale, PA 18431	Wayne County Oregon Township	Dyberry Creek	TRC

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

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0032034	Shamrock MHP Frank Perano Box 278 King of Prussia, PA 19406	Blair County Juniata Township	Tributary to Blair Gap Run	TRC

<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 0085171	Lyons Borough Municipal Authority P. O. Box 131 316 South Kemp Street Lyon Station, PA 19536-0131	Berks County Borough of Lyons Maxatawney Township	Sacony Creek	TRC
PA 0024384	Carlisle Suburban Authority 240 Clearwater Drive Carlisle, PA 17013-1100	Cumberland County North Middleton Township	Conodoguinet Creek	TRC

### DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

#### Applications under the Pennsylvania Clean Streams Law

##### (Part II Permits)

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

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

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

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

**A. 3500401.** Sewerage. **Lackawanna River Basin Sewer Authority**, P. O. Box 9068, Dickson City, PA 18519. Application to control a new chemical feed building at the existing Throop Wastewater Plant, located in Throop Borough, **Lackawanna County**. Application received in the Regional Office March 17, 2000.

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

**WQM Permit No. 4600410.** Sewerage. **Robert Falkenstein**, 2898 Upper Ridge Road, Pennsburg, PA 18073. Applicant is requesting approval for the construction and operation of a single family residential STP to

serve the Falkenstein Residence located in Marlborough Township, **Montgomery County**.

**WQM Permit No. 4600411.** Sewerage. **Perkiomen Township Municipal Authority**, 1 Trappe Road, Collegeville, PA 19426. Applicant is requesting approval for the construction and operation of a sewer extension to serve Cranberry PRD Phase VIII, residential development located in Perkiomen Township, **Montgomery County**.

**WQM Permit No. 2300404.** Sewerage. **White Horse Village Associates**, 535 Gradyville Road, Newtown Square, PA 19073-2814. Applicant is requesting approval for the construction and operation to expand the White Horse Village Retirement Community WWTP located in Edgmont Township, **Delaware County**.

**WQM Permit No. 1500409.** Sewerage. **Little Washington Wastewater Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489. Applicant is requesting approval for the construction and operation to modify the existing treatment plant to increase the flow to serve Willistown Woods (Chesterdale) WWTP located in Willistown Township, **Chester County**.

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

**A. 0200405.** Sewerage. **Plum Borough Municipal Authority**, 4555 New Texas Road, Pittsburgh, PA 15239. Application for the construction and operation of sewers and appurtenances to serve Plum Creek located in Plum Borough, **Allegheny County**.

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

**WQM Permit No. 2098404.** Sewage. **Meadville Area Sewer Authority**, 984 Water Street, Meadville, PA 16335. This project is for the installation of emergency bypassing piping at the Meadville Wastewater Treatment Plant in the City of Meadville, **Crawford County**.

### INDIVIDUAL PERMITS

#### (PAS)

#### NPDES Individual

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

tative. Limitations are provided in the permit as erosion and sedimentation control measures and facilities which restrict the rate and quantity of sediment discharged.

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

Persons wishing to comment on the proposed permit are invited to submit a statement to the office noted above the application within 30 days from the date of this public notice. Comments reviewed within this 30-day 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-G412.** Stormwater. **Landview Property Group, LLC**, 64 East Uwchland Avenue, Exton, PA 19341, has applied to discharge stormwater from a construction activity located in Uwchlan Township, **Chester County**, to Shamona Creek (HQ).

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

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

**NPDES Permit PAS10S058-1.** Stormwater. **Pocono Mountains Industries, Inc.**, Pocono Mountains Industrial Park Authority, 556 Main St., Stroudsburg, PA 18360, has applied to discharge stormwater from a construction activity located in Coolbaugh Township, **Monroe County**, to Red Run, HW-CWF.

*Pike County Conservation District, District Manager, HC 6, Box 6770, Hawley, PA 18428, (570) 226-8220.*

**NPDES Permit PAS10V030.** Stormwater. **Clarence W. & David J. Schrenk**. "Whispering Pines Subdivision at Lake Wallenpaupack," 130 Buck Rd., Suite 201, Holland, PA 18966, has applied to discharge stormwater from a construction activity located in Palmyra Township, **Pike County**, to Lake Wallenpaupack, HQ-WWF.

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

**NPDES Permit PAS102306.** Stormwater. **Hayden and Lillian Smallenberger**, 12821 Conneaut Lake Road, Conneaut Lake, PA 16316, has applied to discharge stormwater from a construction activity located in Sadsbury Township, **Crawford County**, to Conneaut Lake Conneaut Outlet.

## 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. 1500502.** Public water supply. **Philadelphia Suburban Water Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010. This proposal involves the construction of a new well, chemical feed facilities and a pump station to serve the Deer Run Development in Honey Brook Township, **Chester County**.

**A. 4600502.** Public water supply. **Collegeville Trappe Joint Public Works**, 220 West First Avenue, Trappe, PA 19426. This proposal involves the construction of a potable water supply well with chlorination facilities in Collegeville Borough, **Montgomery County**.

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

**Permit No. 0600502.** Public water supply. **Cornell Corrections, Inc.**, New Morgan Borough, **Berks County**. *Responsible Official:* Thomas Rathjen, 4801 Woodway, Suite 100E, Houston, TX 77056-1805. *Type of Facility:* Public water supply Well No. 5 as a second source with disinfection and pH adjustment. *Consulting Engineer:* Daniel R. Hudson, P.E., Evans Mill Environmental, Inc., P. O. Box 735, 101 Fellowship Road, Uwchland, PA 19480-0735. Application received March 13, 2000.

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

**A. 4700501.** The Department has received a permit application from **Pennstate Geisinger Health System**, 100 North Academy Avenue, Danville, PA 17822, Danville Borough, **Montour County**. The application is for modification of disinfectant feed system to convert from chlorine gas to chlorine dioxide as a residual disinfectant at the medical center. Also the addition of a sodium hypochlorite feed at the approved, in site, well no. 3 as a back-up to the chlorine dioxide feed system.

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

**5600501. Municipal Authority of the Borough of Somerset**, 340 West Union Street, Somerset, PA 15501. Addition of two groundwater wells (Walker Farm Wells 4 and 5) to serve as supplemental sources of supply serving Jefferson Township, **Somerset County**.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

### Preamble 1

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

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

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

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

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

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

**Reichard Residence**, Whitehall Township, **Lehigh County**. David R. Crowther, Geologist, Hydrocon Services, Inc., 2945 South Pike Avenue, Allentown, PA 18103 has submitted a Notice of Intent to Remediate (on behalf of his clients, Mr. and Mrs. Lorenz Reichard, Roosevelt Street, Whitehall, PA 18052) concerning the remediation of site soils suspected to be contaminated with no. 2 home heating oil compounds. The applicant proposes to remediate the site to meet the Statewide health standard. A Final Report was simultaneously submitted. Please refer to additional *Pennsylvania Bulletin* notice.

**Spirax Sarco, Inc.**, City of Allentown, **Lehigh County**. William K. Ahlert, Manager, Lawler, Matusky & Skelly Engineers, 609 Hamilton Mall, Allentown, PA 18101 submitted a Notice of Intent to Remediate (on behalf of his client, Spirax Sarco, Inc., 1150 Northpoint Boulevard, Blythewood, SC 29106) concerning the remediation of site soils and groundwater found or suspected to have been contaminated with solvents. The applicant proposes to remediate the site to meet the site-specific standard. A summary of the notice was published in *The Morning Call* on March 13, 2000.

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

**Wyckoff Steel Plant (Former)**, Ambridge Borough, **Beaver County**. Waste Management of Pennsylvania, Inc., 2197 Duss Avenue, Ambridge, PA 15003, Koppel Steel Corporation, 2101 Duss Avenue, Ambridge, PA 15003, Value Ambridge Associates, L. P., 3201 Duss Avenue, Ambridge, PA 15003, Ampco-Pittsburgh Corporation, 600 Grant Street, Suite 4600, Pittsburgh, PA 15219 and Melody A. Hamel, Esq., Kirkpatrick & Lockhart, LLP, Henry W. Oliver Building, 535 Smithfield Street, Pittsburgh, PA 15222 have submitted a Notice of Intent to Remediate soil and groundwater contaminated with BTEX and PAHs. The applicants propose to remediate the site to meet the Site Specific. A summary of the Notice of Intent to Remediate was reported to have been published in the *Beaver County Times* on March 17, 2000.

**Whitehall Tire, Inc.**, Whitehall Borough, **Allegheny County**. Richard J. DeLuca, Jr., P.G., Aurora Environmental, Inc., 1031 Third Avenue, New Brighton, PA 15066 and William Coleman, Vanderbilt Surf Colony, 11 Bluebill Ave. No. 905, Naples, FL 34108 have submitted a Notice of Intent to Remediate soil contaminated with solvents. The applicant proposes to remediate the site to meet the Statewide health standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *South Hills Record* on March 9, 2000.

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

**Bradford Refinery—Foster Brook Plant**, 77 North Kendall Avenue, Bradford, PA 16701, **County of McKean**, City of Bradford and Foster Township, has submitted a notice of intent to remediate soil, groundwater, surface water and sediment. The site has been found to be contaminated with lead, heavy metals, solvents, BTEX, PHCs and PAHs. The applicant proposes to remediate the site to meet the background, Statewide health and site specific standards. The Notice of Intent to remediate was published in the *Bradford Era* on March 17, 2000.

**Bradford Refinery—Main Refinery**, 77 North Kendall Avenue, Bradford, PA 16701, **County of McKean**, City of Bradford, has submitted a notice of intent to remediate soil, groundwater, surface water and sediment. The site has been found to be contaminated with lead, heavy metals, solvents, BTEX, PHCs and PAHs. The applicant proposes to remediate the site to meet the background, Statewide health and site specific standards. The Notice of Intent to remediate was published in the *Bradford Era* on March 17, 2000.

**Bradford Refinery—Crude Tank Farm**, 77 North Kendall Avenue, Bradford, PA 16701, **County of McKean**, City of Bradford and Foster Township, has submitted a Notice of Intent to Remediate soil, groundwater, surface water and sediment. The site has been found to be contaminated with lead, heavy metals, solvents, BTEX, PHCs and PAHs. The applicant proposes to remediate the site to meet the background, Statewide health and site specific standards. The Notice of Intent to Remediate was published in the *Bradford Era* on March 17, 2000.

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

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

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

**General Permit Application No. WMGR067. Scrubgrass Generating Company, L. P.**, R. R. 1, Box 238, Kennerdell, PA 16374. General Permit Application Number WMGR067 for the beneficial use of drying pond sediment consisting of filter backwash and coal pile runoff and other wastes, as a soil additive when mixed with coal ash. Comments on the general permit application may be submitted to Ronald C. Hassinger, Chief, General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, P. O. Box 8472, Harrisburg, PA 17105-8472. Persons interested in examining the application may make arrangements by calling the Division of Municipal and Residual Waste at (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984. Arrangements can also be made for persons with disabilities who wish to inspect the application. Public comments must be submitted to the Department within 60 days of the date of this notice and may recommend conditions upon, revisions to, and approval or denial of the application.

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

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

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

**A. 301300 and 301297. Brunner Island & Holtwood Ash Basins, PP&L, Inc.** (Two North Ninth

Street, Allentown, PA 18101-1179). Application for permit reissuance for a site in Martic Township, **Lancaster County** and East Manchester Township, **York County**. Application determined to be administratively complete in the Regional Office March 21, 2000.

## **AIR QUALITY**

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

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

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

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

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

Persons wishing to file protests or comments on the proposed plan approval and/or operating permits must submit the protest or comment within 30 days from the date of this notice. Interested 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 the date of the hearing.

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

### **OPERATING PERMITS**

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

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

**06-03071: Wolfe Dye & Bleach Works, Inc.** (25 Ridge Road, Shoemakersville, PA 19555) for a Natural Minor Operating Permit for a dyeing and bleaching facility in Perry Township, **Berks County**. One boiler is subject to 40 CFR Part 60, Subpart Dc—Standards of Performance for New Stationary Sources.

**06-03087: Elf Atochem North America, Inc.** (1112 Lincoln Road, Birdsboro, PA 19580) for a Natural Minor Operating Permit for a plastic manufacturing facility in Exeter Township, **Berks County**.

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

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

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

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

**V95-019: Exxon Co., USA—Philadelphia Marketing Terminal** (6850 Essington Avenue, Philadelphia, PA 19153) for a Title V Operating Permit for operation of a gasoline loading terminal. The facility's emission sources include ten internal floating roof storage tanks and a loading rack with a carbon absorption vapor recovery unit in the City of Philadelphia, **Philadelphia County**.

**V95-023: Kurz-Hastings, Inc.** (10901 Dutton Road, Philadelphia, PA 19154) for a Title V Operating Permit for operation of rotogravure printing (non-publication) operations for lamination-type materials referred to as hot stamping foils. These products decorate surfaces such as wood furniture or television sets. The facility's air emission sources include eight rotogravure printing presses, eight significant combustion units each less than 4 MMBTU/hr, an emergency generator, mixing and cleaning operations, remediation system, and six cold solvent wash tanks. The facility's air emissions control devices include three recuperative oxidizers and one regenerative oxidizer in the City of Philadelphia, **Philadelphia County**.

**V95-042: Philadelphia Gas Works—Richmond Plant** (3100 East Venango Street, Philadelphia, PA 19134) for a Title V Operating Permit for operation of a natural gas utility. Activities include liquefied natural gas (LNG) storage and distribution of natural gas to the city of Philadelphia. The facility's air emission sources include two 4.2 MMBTU/hr boilers, four LNG 2,350 HP process compressors, two LNG 2,350 HP stand-by process compressors, two 800 HP LNG boiloff compressors, six vaporization heaters each approximately 100 MMBTU/hr, six heaters each <10 MMBTU/hr, three 295 HP engines, three turbines each <15 MMBTU/hr and two emergency generators in the City of Philadelphia, **Philadelphia County**.

**V95-025: Sea Gull Lighting Products, Inc.** (25th and Wharton Streets, Philadelphia, PA 19145) for a Title V Operating Permit for operation of a lighting fixtures manufacturing facility. The facility's emission sources include a vapor degreaser, three paint booths, a bake oven, three  $\leq$ 2.8 MMBTU/hr boilers, and a polishing dust collector in the City of Philadelphia, **Philadelphia County**.

**S95-059: E. I. DuPont de Nemours—Marshall Laboratory** (3401 Grays Ferry Avenue, Philadelphia, PA

19146) for a Synthetic Minor Operating Permit for operation of a research and development facility in the DuPont high performance coatings business, specializing in the development of refinish automotive coatings. The facility's air emission sources include two boilers, 24 air handling units, one firewater pump, and research and development sources consisting of 21 spray booths, five dust collectors, one sand parts prep station, resin production including six reactors and four kettles, eight dispersion semiworks mix tanks and one high speed disperser in the City of Philadelphia, **Philadelphia County**.

**S95-041: Philadelphia Gas Works—Passyunk Plant** (3100 Passyunk Avenue, Philadelphia, PA 19145) for a Synthetic Minor Operating Permit for operation of a natural gas utility. Activities include liquefied natural gas (LNG) storage and distribution of natural gas to the City of Philadelphia. The facility's air emission sources include three heaters each <10 MMBTU/hr, two emergency generators, three 58.8 MMBTU/hr boilers with low NOx burners, four 8.25 MMBTU/hr turbines, and a firewater pump in the City of Philadelphia, **Philadelphia County**.

**N97-005: Cramco, Inc.** (2200 East Ann Street, Philadelphia, PA 19134) for a Natural Minor Operating Permit for operation of a facility that manufactures casual dining furniture. The facility's air emission sources include a 2.5 MMBTU/hr curing oven, a 6.1 MMBTU/hr woodburning boiler with multicyclone, a 10.043 MMBTU/hr No. 2 oil-fired boiler, a 350,000 BTU/hr paint strip oven with afterburner, a manual powder spray booth, two electrostatic powder spray booths, and two baghouses in the City of Philadelphia, **Philadelphia County**.

**N96-014: Transmontaigne Terminating Inc.—Philadelphia Terminal** (58th Street and Schuylkill River, Philadelphia, PA 19142) for a Natural Minor Operating Permit for operation of a bulk petroleum storage facility. The facility's air emission sources include a 300 HP distillate fuel-burning boiler, a 1.228 MMBTU/hr distillate fuel-burning boiler, and loading of petroleum products including a truck loading rack and barge loading. All tanks contain Kerosene/Distillate or lower vapor pressure petroleum product.

**N97-004: Baptist Home of Philadelphia** (8301 Roosevelt Boulevard, Philadelphia, PA 19152) for a Natural Minor Operating Permit for operation of a residential care and nursing home which includes seven boilers rated at 5.5 MMBTU/hr or less and two emergency generators. The operating permit issued on October 14, 1999, has been modified to allow emergency testing for each generator to be limited to 30 minutes per week in the City of Philadelphia, **Philadelphia County**.

**N96-020: Fox Chase Cancer Center** (7701 Burholme Avenue, Philadelphia, PA 19111) for a Natural Minor Operating Permit for operating of a comprehensive cancer center including hospital and research facility which includes three 3.5 MMBTU/hr boilers and eight emergency generators. The operating permit issued on October 14, 1999, has been modified to allow emergency testing for each generator to be limited to 2 hours per month and recordkeeping requirements for the three boilers to be recorded as a combined fuel usage.

#### PLAN APPROVALS

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

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

**PA-09-0039A: Atlas Roofing Corp.** (60 Pacific Drive, Quakertown, PA 18951) for installation of three process vessels in Quakertown Borough, **Bucks County**.

**PA-46-0203: Limerick Partners, LLC** (3298 Sanatoga Road, Pottstown, PA 19464) for construction of a 500-MW Combined Cycle Power Plant in Limerick Township, **Montgomery County**.

**PA-15-0020A: Columbia Gas Transmission Corp.** (1470 Poorhouse Road, Downingtown, PA 19335) for construction of a Natural Gas Compressor Engine in West Bradford Township, **Chester County**.

**PA-15-0086A: Bakery Feeds, Inc.** (97 Westbrook Drive, Honey Brook, PA 19344) for installation of a Regenerative Thermal Oxidizer (RTO) in West Brandywine Township, **Chester County**.

**PA-23-0034: Villanova University** (800 Lancaster Avenue, Villanova, PA 19085) for modification of heating hot water boilers in Radnor Township, **Delaware County**.

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

**67-05016A: R. H. Sheppard Co., Inc.** (P. O. Box 877, Hanover, PA 17331-0877) for construction of a sand handling system for Lines A & B controlled by a fabric collector at Plant No. 3 in Hanover Borough, **York County**.

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

**OP-55-0005B: Wood-Mode, Inc.** (1 Second Street, Kreamer, PA 17833) for modification of a wood cabinet molding/rail finishing operation in Middlecreek Township, **Snyder County**. The modification is an increase in production throughput such that the resultant volatile organic compound emissions will increase to a level (9.85 tons per year) which no longer allows the respective finishing operation to be considered a minor air contamination source which is exempt from plan approval. Some of the volatile organic compound emissions (6.26 tons per year) will also be hazardous air pollutants. The air contaminant emissions from the respective finishing operation will be controlled by an existing air cleaning device (a regenerative thermal oxidizer).

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

**PA-26-120A: Vacuum Ceramics, Inc.** (P. O. Box 318, Mt. Braddock, PA 15465) for operation of insulating and refractory boards production at Insulite Board Plant in North Union Township, **Fayette County**.

**PA-65-920A: Amerikohl Mining Inc.** (P. O. Box 427, Acme, PA 15601) for operation of portable coal crusher at Hoffer Surface Mine in Mt. Pleasant Township, **Westmoreland County**.

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

**61-00004: Electralloy, a G. O. Carlson, Inc. Co.** (175 Main Street, Oil City, PA 16301-1038) for construction of a granular metal production process in Oil City, **Venango County**. This construction will result in an associated potential air emissions increase of 16.4 tons/year NO<sub>x</sub>, 1.0 tons/year SO<sub>2</sub>, 23.3 tons/year CO, 12.3 tons/year VOC, and 10.7 tons/year PM<sub>10</sub>. Conditions defined in the permit will include a 21,900 ton/year granular metal production limit. The Plan Approval and Operating Permit will

contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. This plan approval will be incorporated into the Title V Operating Permit through an administrative amendment at a later date in accordance with 25 Pa. Code § 127.450.

## MINING

### APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (Department). A copy of the application is available for inspection at the District mining office indicated above each application. Where a 401 water quality certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for the certification.

Written comments or objections, or requests for informal conferences on applications, may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the same address within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34 (relating to public notices of filing of permit applications, opportunity for comment and informal conferences).

Where any of the following mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. The NPDES permits will contain, at a minimum, technology-based effluent limitations (as described in the Department's regulations—25 Pa. Code §§ 77.522, 87.102, 88.92, 88.187, 88.242, 89.52 and 90.102) for iron, manganese, suspended solids, settleable solids, alkalinity and pH. In addition, more restrictive effluent limitations, restrictions on discharge volume, or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit when necessary for compliance with water quality standards (in accordance with 25 Pa. Code Chapters 93 and 95). Persons or agencies which have requested review of the NPDES permit requirements for a particular mining activity within the mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

Written comments or objections should contain the name, address and telephone number of persons submitting comments or objections; application number; and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts



upon which it is based. Requests for an informal conference must contain the name, address and telephone number of requestor; application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

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

#### *Coal Applications Received*

**02743004. Deep Valley Coal & Disposal, Inc.** (711 Steubenville Pike, Oakdale, PA 15071). Renewal application received for continued operation and reclamation of a bituminous surface mine located in North Fayette Township, **Allegheny County**, affecting 35.0 acres. Receiving streams: Pinkerton Run to Robinson Run to Charles Creek. Renewal application received: March 21, 2000.

**63813210. PA Coal Reclamation, Inc.** (P. O. Box 136, 619 Millers Run Road, Cuddy, PA 15031). Renewal application received for continued operation and reclamation of a coal refuse reprocessing site located in Deemston Borough, **Washington County**, affecting 51.3 acres. Receiving streams: unnamed tributary to Ten Mile Creek to the Monongahela River. Renewal application received: March 24, 2000.

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

#### *Noncoal Applications Received*

**6775SM1A1C2. National Limestone Quarry, Inc.** (P. O. Box 397, Middleburg, PA 17842), renewal of NPDES Permit # PA0613819 in Franklin Township, **Snyder County**, receiving stream—unnamed tributary to Middle Creek. Application received March 20, 2000.

**19810302T2. Sokol, Inc.** (P. O. Box 336, Bloomsburg, PA 17815), transfer of an existing quarry operation from Clair C. Hock in Benton and Fishing Creek Townships and Stillwater Borough, **Columbia County** affecting 152.0 acres, receiving stream—none. Application received March 20, 2000.

## 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.

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

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

**E15-640. Encroachment. Applebrook Associates**, 200 Eagle Road, # 118, Wayne, PA 19087. To perform the following activities associated with the proposed Applebrook Golf Course located on the southwest corner of Paoli Pike and Line Road (West Chester, PA Quadrangle N: 22.5 inches; W: 4.8 inches) in East Goshen Township, **Chester County**. 1. To install and maintain a 255 linear foot long cart bridge over the East Ridley Creek (CWF) associated with hole # 15 (Malvern, PA Quadrangle N: 1.2 inches; W: 4.85 inches); 2. To install and maintain an 84 linear foot long cart bridge over the unnamed tributaries of East Ridley Creek (CWF) associated with hole # 16 (Malvern, PA Quadrangle N: 1.1 inches; W: 4.7 inches); 3. To install and maintain a 226 linear foot long cart bridge over the unnamed tributaries to East Ridley Creek (CWF) associated with hole # 16 (Malvern, PA Quadrangle N: 0.82 inch; W: 4.55 inches); 4. To install and maintain a 311 linear foot long cart bridge over the East Ridley Creek (CWF) associated with hole # 14 (Malvern, PA Quadrangle N: 0.6 inch; W: 4.85 inches); 5. To install and maintain a 49 linear foot long cart bridge over an unnamed tributary to East Ridley Creek (CWF) associated with holes # 4 and # 5 (West Chester, PA Quadrangle N: 22.5 inches; W: 4.2 inches).

**E46-860. Encroachment. Jones Bros. Contractors Inc.**, 310 W. 21st St., Conshohocken, PA 19428. To place fill in and along the 100 year floodway of Plymouth Creek for the construction of a 7,000 square foot storage warehouse and parking area. This site is located approximately 1,800 feet north of the intersection of Elm Street and Colwell Lane, (Norristown, PA USGS Quadrangle N: 14.4 inches; W: 8.5 inches) in Conshohocken Borough, **Montgomery County**.

**E46-864. Encroachment. Souderton Borough**, 31 West Summit Street, Souderton, PA 18964. To remove an existing deteriorated stone arch bridge, and to construct and maintain a 13-foot wide x 6-foot high precast box culvert with wingwalls in and along an unnamed tributary to Skipack Creek beneath West Street. The site is located approximately 500 feet northwest of the intersection of West Street and Chestnut Street (Telford, PA USGS Quadrangle N: 10.50 inches; W: 10.90 inches) in Souderton Borough, **Montgomery County**.

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

**E21-308. Encroachment. Mark Burkhead**, 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 12-foot by

3.5-foot concrete box culvert at the channel of Bulls Head Branch on SR 4002, Section 004, Segment 0040, Offset 0000 located about 1.6 miles north of Spring Hill School (Walnut Bottom, PA Quadrangle N: 21.68 inches; W: 13.8 inches) in North Newton Township, **Cumberland County**.

**E21-309.** Encroachment. **Deborah Steffee**, North Middleton Township, 2051 Spring Road, Carlisle, PA 17013. To remove the existing structure and to construct and maintain a 13.08-foot by 8.3-foot aluminum structural arch culvert in the channel of an unnamed tributary to Conodoguinet Creek in order to improve the alignment of Creek Road located about 1,000 feet from its confluence with Conodoguinet Creek (Carlisle, PA Quadrangle N: 20.8 inches; W: 10.0 inches) in North Middleton Township, **Cumberland County**.

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

**E17-347.** Encroachment. **Copper Township Municipal Authority**, P. O. Box 446, Winburne, PA 16879. To construct and maintain a sewer line across Grassflat Run (CWF) at three locations, Browns Run (CWF) at two locations an unnamed tributary to Browns Run (CWF), Sulfur Run (CWF) at five locations, an unnamed tributary to Sulfur Run (CWF) at two locations, a sewer line along Browns Run (CWF), and a sewer line outfall at Moshannon Creek (CWF) and at Grassflat Run (CWF). The sewer lines will discharge to the Winburne STP (Philipsburg, PA Quadrangle N: 15.1 inches; W: 1.9 inches) and to the Grassflat STP (Karthaus, PA Quadrangle N: 0.7 inch; W: 13.8 inches) in Copper Township, **Clearfield County**. Estimated stream disturbance is 210 feet.

**E41-463.** Encroachment. **Clinton Township**, 2106 S. R. 0054, Montgomery, PA 17752. To operate and maintain an existing twin cell public road crossing that carries Middle Road across an unnamed tributary to the West Branch Susquehanna River: Warm Water Fishery. The public road crossing consists of two reinforced concrete pipes. Each pipe has a diameter of 48 inches and a length of 20 feet. The existing crossing will not impact wetlands while impacting 125 feet of waterway. The project is located along the northern right-of-way of S. R. 0054 approximately 200 feet east of Brose Road and Middle Road intersection (Muncy, PA Quadrangle N: 14.2 inches; W: 16.2 inches) in Clinton Township, **Lycoming County**. This permit solely authorizes operation and maintenance of the existing twin cell public road crossing, which shall be conducted in accordance with the Department's "Standards for Channel Cleaning at Bridges and Culverts." Maintenance efforts that result in a change to the hydraulic capacity of the public road crossing must be authorized by the permittee applying for and receiving a written permit of the Department of Environmental Protection.

**E49-234.** Encroachment. **Thomas Zamboni, President**, Shamokin Creek Restoration Alliance, P. O. Box 263, Mount Carmel, PA 17851-0263. To construct and maintain three settlement ponds, not to exceed 0.75 total acre, for precipitation of iron from acid mine water discharge on the west side of Venn Access Road in and adjacent to an unnamed tributary to Carbon Run approximately 0.75 mile south of the Shamokin High School Building (Shamokin, PA Quadrangle North: 5.5 inches;

West: 11.6 inches) in Coal Township, **Northumberland County**. The project will not impact on wetlands while impacting approximately 450 feet of waterway. Carbon Run is a Cold Water Fisheries stream.

**E55-162.** Encroachment. **Kevin H. Hahn**, Conestoga Wood Specialties, 441 West Market Street, Beavertown, PA 17813. To construct and maintain a 7 foot wide by 45 foot long pedestrian bridge and a 36 foot long ramp across Lupher's Run 200 feet north of Route 522 between Hetrick Avenue and Vanhoorheis Avenue (Beavertown, PA Quadrangle N: 0.3 inch; W: 7.2 inches) in Beavertown Borough, **Snyder County**. The project will not impact wetlands while impacting approximately 15 feet of waterway. Lupher's Run is a cold water fisheries stream.

**E57-087.** Encroachment. **Pennsylvania Game Commission**, P. O. Box 220, Dallas, PA 18612. To construct, operate and maintain a rock-based ford crossing Bloody Run (High Water-Cold Water Fishery) to provide access for timber management operations in State Game Lands No. 13. The ford crossing shall be constructed and perpetually maintained with R-4 rip-rap on graded stream bank approaches and R-7 rip-rap within the stream channel to provide a maximum wearing elevation of 12-inches. Installation of the R-7 rip-rap within the channel shall be conducted in dry work conditions by diverting stream flow through the use of dams and pumping or flumes. The project will not impact wetlands while impacting 20 feet of waterway. The project is located along the northern right-of-way of S. R. 2003 approximately 0.75 mile east of Shingle Mill Road and MSR 2003 intersection (Elk Grove, PA Quadrangle N: 10.5 inches; W: 7.3 inches) in Davidson Township, **Sullivan County**.

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

**E02-1301.** Encroachment. **J. A. Jones/Traylor Brothers, Inc.**, J. A. Jones Drive, Charlotte, NC 28287. To construct and maintain a temporary casting basin facility along the right bank of the Ohio River (WWF) for the purpose of fabricating precast float-in concrete dam segments for the new Braddock Dam, Lock # 2 as part of the USACE lower Mon Project. The casting facility will be located near river mile 15 at the Leetsdale Industrial Park (Ambridge, PA Quadrangle N: 12.6 inches; W: 13.6 inches) in the Borough of Leetsdale, **Allegheny County**. This permit also includes temporary impacts to 0.05 acre of wetlands (PFO1/EM1/SS1F).

**E04-270.** Encroachment. **Connoquenessing Country Club**, 1512 Mercer Road, Ellwood City, PA 16117-9335. To remove the existing pump house and to construct and maintain a new 20' x 20' pump house along the left bank of the Connoquenessing Creek (WWF). The pump house will provide irrigation water for the Connoquenessing Country Club. The project is located on the west side of Country Club Road approximately 500 feet east of its intersection with SR 0065 (Beaver Falls, PA Quadrangle N: 15.7 inches; W: 3.1 inches) in North Sewickley Township, **Beaver County**.

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

**E10-310.** Encroachment. **Butler County Commissioners**, 124 W. Diamond St., P. O. Box 1208, Butler, PA 16003-1208. To remove the existing structure and to construct and maintain a prestressed concrete or steel

beam bridge having two clear spans of 21.5 meters and a minimum underclearance of 4.57 meters on a 75 degree skew across Connoquenessing Creek on T-332 (Textor Hill Road) approximately 1.1 kilometers north of SR 68 (Evans City, PA Quadrangle N: 9.6 inches; W: 13.1 inches) in Jackson Township, **Butler County**. Project includes installation of a temporary causeway extending from the right bank to approximately mid channel.

**E25-604.** Encroachment. **PA Dept. of Transportation District 1-0**, 255 Elm Street, Oil City, PA 16301-1499. To install concrete paving one foot below the existing streambed in the invert of the existing concrete arch in Horton Run on SR000 Segment 0200 Offset 1853 approximately 2 miles west of Union City (Lake Canadohta, PA Quadrangle N: 22.6 inches; W: 16.4 inches) in Union Township, **Erie County**.

**E25-605.** Encroachment. **PA Department of Transportation, District 1-0**, 255 Elm Street, Oil City, PA 16301-1499. To remove the existing bridge and to construct and maintain a precast spread box beam bridge having a clear span of 42 feet and an average underclearance of 9.4 feet on a 60 degree skew across Sevenmile Creek on S. R. 0005, Segment 0770, Offset 0000 approximately 2,000 feet east of Troupe Road (Harborcreek, PA Quadrangle N: 10.1 inches; W: 13.3 inches) in Harborcreek Township, **Erie County**.

**E43-281.** Encroachment. **PA Dept. of Transportation District 1-0**, 255 Elm Street, Oil City, PA 16301. To install concrete paving 1 foot below the existing streambed under the existing concrete arch in a tributary to Little Shenango River on SR 0019 Segment 0420 Offset 0000 approximately 0.75 mile south of SR 358 (Hadley, PA Quadrangle N: 2.2 inches; W: 12.6 inches) in Perry Township, **Mercer County**.

**E43-282.** Encroachment. **PA Dept. of Transportation District 1-0**, 255 Elm Street, Oil City, PA 16301. To install concrete paving 1 foot below the existing streambed through the existing 19-foot-wide by 10-foot-high concrete arch in Booth Run on SR 0358 Segment 0030 Offset 0134 approximately 0.9 mile west of SR 4001 (Kinsman OH-PA Quadrangle N: 3.0 inches; W: 0.1 inch) in West Salem Township, **Mercer County**.

**E43-283.** Encroachment. **PA Dept. of Transportation District 1-0**, 255 Elm Street, Oil City, PA 16301. To install concrete paving 1 foot below the existing streambed under the existing 12-foot-wide by 9.75-foot-high concrete arch on a tributary to Otter Creek on SR 0019 Segment 0340 Offset 0000 approximately 0.5 mile north of SR 1002 at Fairview (Jackson Center, PA Quadrangle N: 16.1 inches; W: 14.3 inches) in Fairview Township, **Mercer County**.

**E62-363.** Encroachment. **Allegheny Partners LP**, 312 West Main Street, P. O. Box 1474, Smethport, PA 16749. To place and maintain four 36-inch-diameter steel pipe culverts and associated fill in the South Branch of State Line Run (CWF) for access to the Allegheny Partners LP Warren Tract 4. This project is located across south Branch State Line Run approximately 3,700 feet north of the intersection of SR 1016 and SR 1013 at Lounsbury Corners (Scandia, PA Quadrangle N: 17.1 inches; W: 1.9 inches) located in Elk Township, **Warren County**.

## DAM SAFETY

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

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

**D25-058.** Dam. **Millcreek Township** (3608 West 26th Street, Erie, PA 16505). To construct, operate and maintain a flood control dam across a tributary to Lake Erie (CW, MF), impacting 990 feet of stream channel, for the purpose of providing flood control to residential and commercial areas downstream (Swanville, PA Quadrangle N: 16.2 inches; W: 4.7 inches) in Millcreek Township, **Erie County**.

## WATER QUALITY CERTIFICATION

**Initial Notice of Request for Certification under section 401 of the Federal Water Pollution Control Act.**

The following requests have been made to the Department of Environmental Protection (Department) under section 401(a) of the Federal Clean Water Act (act) (33 U.S.C.A. § 1341(a)), for certification that the construction and operation herein described will comply with the applicable provisions of sections 301—303, 306 and 307 of that act, and that the construction will not violate applicable Federal and State water quality standards.

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

*Regional Office: Regional Manager, Waste Management Program Northwest Region, 230 Chestnut Street, Meadville, PA 16335.*

*Certification Request Initiated by: US Army Corps of Engineers, Pittsburgh District, 1000 Liberty Avenue, Pittsburgh, PA 15222.*

*Project Description:* To install approximately 430 linear feet of rock riprap bank protection along the right bank of French Creek to provide erosion protection for Nickel Plate Road approximately 3,400 feet downstream of the S. R. 173 bridge (Cochranon, PA Quadrangle N: 1.6 inches; W: 6.8 inches) in Fairfield Township, Crawford County.

## ACTIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

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

##### (Part I Permits)

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

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

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

##### Permits Issued

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

**WQM Permit No. 1599415.** Sewage. **Hideaway Mobile Home Park, LP**, 215 West Church Road, Suite 105, King of Prussia, PA 19406. Applicant is granted approval construction of a sewage treatment plant; seepage beds and associated dosing pump station to serve Hideaway Mobile Home Park located in West Caln Township, **Chester County**.

**WQM Permit No. 0999419.** Sewage. **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976. Applicant is granted approval for the construction and operation of a STP to serve the

Green Street sewage treatment plant located in Doylestown Borough, **Bucks County**.

**NPDES Permit No. PA0021181.** Sewage. **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976, is authorized to discharge from a facility located at Green Street STP in Doylestown Township, **Bucks County** to an unnamed tributary of Neshaminy Creek.

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

**Permit No. 4500401.** Sewerage. **Elaine T. Willis**, 189 Old New London Road, Salem, CT 06420. Permit to construct a sewage treatment plant for a single family residence, located in Tobyhanna Township, **Monroe County**.

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

**Permit No. PAG053531.** General Permit—Groundwater Cleanup. **SAC, Inc.**, 4588 Business 220, Bedford, PA 15522 is authorized to discharge from a facility located in Fairview Township, **York County** to the receiving waters named Yellow Breeches Creek.

**Permit No. PA0088021.** Sewerage. **Dennis C. Christman**, (Christmas Lake), 102 South Shore Drive, Lenhartsville, PA 19534 is authorized to discharge from a facility located in Windsor Township, **Berks County** to the receiving waters named unnamed tributary to Maiden Creek.

**Permit No. PAG043630.** Sewerage—Single Family Residence. **Lorne J. Bowser**, 279 Mitzler Road, Alum Bank, PA 15521 is authorized to discharge from a facility located in West St. Clair Township, **Bedford County** to the receiving waters named unnamed tributary to Barefoot Creek.

**Permit No. 0699410.** Sewage. **Dennis C. Christman**, 102 South Shore Drive, Lenhartsville, PA 19534. This permit approves the construction of sewage treatment facilities, sewer and appurtenances and grinder pumps in Windsor Township, **Berks County**.

**Permit No. 0500402.** Sewage. **Lorne J. Bowser**, 279 Mitzer Road, Alum Bank, PA 15521. This permit approves the construction of sewage treatment facilities in West Saint Clair Township, **Bedford County**.

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

**WQM Permit No. 1499401.** Sewerage. **Spring Benner Walker Joint Authority**, 170 Irish Hollow Road, Bellefonte, PA 16823. Construction granted for sewer extension to operate and maintain a sanitary sewer extension to serve Spring Creek Road area of Benner Township. Location is Benner Township, **Centre County**.

**WQM Permit No. 1400403.** Sewerage. **Nancy R. Tipton**, Martha Furnace Mobile Home Park, 107 Peppermint Lane, Julian, PA 16844. The construction approved in this permit will correct the operational problems with regards to handling capabilities. The facility is located at Huston Township, **Centre County**.

**WQM Permit No. 1700401.** Sewerage. **Pamela Gaines**, R. R. 2, Box 38, Clearfield, PA 16830. Permission granted to construct and maintain a single residence small flow treatment facility. Facility located at Lawrence Township, **Clearfield County**.

**WQM Permit No. 1988408.** Sewerage transfer. **Randy S. and Donna K. Nevius**, 204 Legion Road, Millville, PA 17846. Transfer approved for a single resident treatment system to discharge from facility located at Madison Township, **Columbia County**.

**WQM Permit No. 1400401.** Sewerage. **University Area Joint Authority**, 1576 Spring Valley Road, State College, PA 16801. Permit issued to rerate the influent organic loading of the treatment plant. Facility located at Benner Township, **Centre County**.

**WQM Permit No. 1900401.** Sewerage. **George Hoze**, 6010 Old Berwick Road, Bloomsburg, PA 17815. Permission granted to construct and maintain a small flow treatment facility, located at Hemlock Township, **Columbia County**.

**NPDES Permit PA0009032.** Industrial waste. **GTE Operation Support Inc.**, 1255 Corporate Drive, Irving, TX 75038. Renewal granted for existing groundwater extraction system discharge for hydraulic containment. Facility located at Muncy Township, **Lycoming County**.

**NPDES Permit PA0112771.** Sewerage. **Port Matilda Borough Authority**, Municipal Building, Port Matilda, PA 16870. Permit was re-rated to the existing facility. This re-rate established the annual average flow and the maximum monthly average flow. Facility located at Worth Township, **Centre County**.

**NPDES Permit PA0114596.** Industrial waste. **Avery Dennison Chemical Division US**, Draketown Road, Mill Hall, PA 17751-9601. Renewal granted to discharge noncontact cooling water to Bald Eagle Creek. Facility located at Bald Eagle Township, **Clinton County**.

**NPDES Permit PA0113221.** Sewerage. **Youth Challenge International Bible Institute, Inc.**, R. R. 2, Box 33, Sunbury, PA 17801. Renewal granted to discharge treated sewage from facility located at Upper Augusta Township, **Northumberland County**.

**NPDES Permit PA0209066.** Sewerage. **Roulette Township**, R. R. 1, Station Blvd., Roulette, PA 16746. Permission granted to discharge treated wastewater from facility located at Roulette Township, **Potter County**.

**NPDES Permit PA0112615.** Industrial waste. **Viking Energy of Northumberland**, R. D. 2, Box 482D, Northumberland, PA 17857-9622. Permission granted to discharge noncontact cooling water to West Branch Susquehanna River. Facility located at Point Township, **Northumberland County**.

**NPDES Permit PA0008923-A4 Amendment.** Industrial waste. **Corning Asahi Video Products Company**, P. O. Box P-9, State College, PA 16801-0009. Amendment approved to use Nalco Product 2513 in plunger systems, which are not currently treated with any chemistry at the plant. The process treatment is to minimize corrosion. Facility located at College Township, **Centre County**.

**NPDES Permit PA0027049-A1 Amendment.** Sewerage. **Williamsport Sanitary Authority West Plant**, 253 West Fourth Street, Williamsport, PA 17701. Amendment approved to revise the compliance date for the submission

of the Combined Sewer Overflow Hydraulic Characterization Report and Documentation of Implementation of the based controls. Justification for request is that the authority was updating the Industrial Flow and the industrial waste pretreatment information for the calendar year 99 chapter 94 report. Facility located at City of Williamsport, **Lycoming County**.

**NPDES Permit PA0209155.** Sewerage. **Sandro Sorge**, 344 College Hill Road, Bloomsburg, PA 17815. Renewal granted to apartment complex to discharge treated wastewater to facility located at Madison Township, **Columbia County**.

**NPDES Permit PA0110116.** Sewerage. **Reynold Feger**, 97 Powells Ridge Road, Halifax, PA 17032. Renewal granted for discharge of treated waste to Hut Restaurant. Facility located at Lower Mahanoy Township, **Northumberland County**.

**NPDES Permit PA0020800.** Sewerage. **White Deer Township Municipal Authority**, P. O. Box 90, New Columbia, PA 17856. Renewal granted for existing discharge of treated sewage from facility located at White Deer Township, **Union County**.

**NPDES Permit PA0113361.** Sewerage. **Sandy Township**, P. O. Box 267, Dubois, PA 15801. Renewal granted to Sandy Township to receive treated sewage from facility located at Sandy Township, **Clearfield County**.

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

**NPDES Permit No. PA0094960.** Sewage. **William Barnes**, Box 337, Eighty Four, PA 15330 is authorized to discharge from a facility located at Barnes Sewage Treatment Plant, Somerset Township, **Washington County** to receiving waters named Little Chartiers Creek.

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

**NPDES Permit No. PA0223018.** Sewage. **Farmington Township**, R. D. 2, Box 2265, Russell, PA 16345 is authorized to discharge from a facility located in Farmington Township, **Warren County** to an unnamed tributary to Kiantone Creek.

**NPDES Permit No. PA0102792.** Sewage. **Bernie's Mobile Home Park**, 347 Edgewood Drive, Cabot, PA 16023-9704 is authorized to discharge from a facility located in Winfield Township, **Butler County** to an unnamed tributary to Little Buffalo Creek.

**NPDES Permit No. PA0103021.** Sewage. **Bear Lake Inn and Trading Place**, P. O. Box 132, Bear Lake, PA 16402 is authorized to discharge from a facility located in Bear Lake Borough, **Warren County** to an unnamed tributary to Pine Valley Creek.

**WQM Permit No. 2000401.** Sewage. **Vernon Township**, 16678 McMath Avenue, Meadville, PA 16335. This project is for the construction of a pump station and sewer extension to serve the Conneaut Drive Area in Vernon Township, **Crawford County**.

**WQM Permit No. 2500402.** Sewage. **Glenwood Park Avenue Relief Sewer**, City of Erie, 62a6 State Street, Erie, PA 16501-1128. This project is for the construction of relief sewers in the Glenwood Park area in the City of Erie, **Erie County**.

**INDIVIDUAL PERMITS  
(PAS)**

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

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

<i>NPDES Permit No.</i>	<i>Applicant's Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream or Body of Water</i>
PAS10-G400	Anthony Rossi P. O. Box 201 Lionville, PA 19353	Uwchlan Township Chester County	Unnamed Tributary of Shamona Creek (HQ)
PAS10-J045	White Horse Village, Inc. 535 Gradyville Road Newtown Square, PA 19531	Edgmont Township Delaware County	Ridley Creek (HQ)

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10Q068-R	Estates at Trexler Park, Inc. P. O. Box 509 Allentown, PA 18104	Lehigh County City of Allentown	Little Lehigh Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS101912	J. Philip Adams CFJ Properties 50 W. 900 South Brigham City, UT 84302	Porter Township Clinton County	Unt. Fishing Creek

**INDIVIDUAL PERMITS  
(PAR)**

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

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

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

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

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

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

*List of*

*General Permit Type*

PAG-1	General Permit For Discharges From Stripper Oil Well Facilities
PAG-2	General Permit For Discharges of Stormwater From Construction Activities
PAG-3	General Permit For Discharges of Stormwater From Industrial Activities
PAG-4	General Permit For Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit For Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit For Wet Weather Overflow Discharges From Combined Sewer Systems

*List of  
General Permit Type*

PAG-7	General Permit For Beneficial Use of Exceptional Quality Sewage Sludge By Land Application
PAG-8	General Permit For Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-9	General Permit For Beneficial Use of Residential Septage By Land Application to Agricultural Land, Forest or a Land Reclamation Site
PAG-10	General Permit For Discharges Resulting From Hydrostatic Testing of Tanks and Pipelines

*General Permit Type—PAG-2*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
City of Philadelphia Philadelphia County	PAR10-5329	Philadelphia Housing Authority South 23rd Street, 5th Floor Philadelphia, PA 19103	Schuylkill River (WWF)	Department of Environmental Protection Suite 6010, Lee Park, 555 North Lane Conshohocken, PA 19428 (610) 832-6130
City of Philadelphia Philadelphia County	PAR10-5330	Dept. Conservation and Natural Res. State Park Regional Office No. 4 2808 Three Mile Run Road Perkasie, PA 18944-2065	Poquessing Creek (WWF)	Department of Environmental Protection Suite 6010, Lee Park, 555 North Lane Conshohocken, PA 19428 (610) 832-6130
East Lampeter Township Lancaster County	PAR-10-O-409	PennDOT—District 8 2140 Herr Street Harrisburg, PA 17103-1639	Conestoga River and Mill Creek	Lancaster County CD 1383 Arcadia Road Rm. 6 Lancaster, PA 17601 (717) 299-5361
Clay Township Lancaster County	PAR-10-O-430	Ephrata Church of the Nazarene 901 Dawn Avenue Ephrata, PA 17522	Meadow Run	Lancaster County CD 1383 Arcadia Road Rm. 6 Lancaster, PA 17601 (717) 299-5361
Chanceford Township York County	PAR-10-Y446	Chanceford Crossings Phase V Cornerstone Dev. Group. Inc. P. O. Box 179 Felton, PA 17322	UNT to North Branch of Muddy Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Manchester Township York County	PAR-10-Y445	Sinking Springs Elem. School Central York School District 775 Marion Road York, PA 17402	UNT to Codorus Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Franklin Township York County	PAR-10-415	Jerry Morrison 153 Locust Grove Road Dillsburg, PA 17019	UNT to North Branch of Bermudian Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
West Manchester Township York County	PAR-10-Y457	Allen Depay Yorktowne Golf Club Inc. 1605 Louck Road York, PA 17404	Willis Run	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Windsor Township York County	PAR-10-Y431	Windsor Commons Blackford Realty 1891 Santa Barbara Drive Suite 202 Lancaster, PA 17601	Kreutz Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430

## NOTICES

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<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Springettsbury Township York County	PAR-10-Y452	First Baptist Church Frank Butler 1000 South Queen Street York, PA 17403	UNT to Codorus Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Fairview Township York County	PAR-10-Y426	Olde Orchard Hill Development Richard Yingst 4712 Smith Street Harrisburg, PA 17109	Fishing Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Mercer County Delaware and Hempfield Townships	PAR104347	Northeastern Industrial Manufacturing, Inc. 640 Keystone Road Greenville, PA 16125	Unnamed Tributary of Shenango River	Mercer Conservation District 747 Greenville Road Mercer, PA 16137 (724) 662-2242

*General Permit Type—PAG 3*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Bucks County Falls Township	PAR140019	Bredero Price Company 2350 N. Sam Houston Parkway East, Suite 500 Houston, TX 77032	Biles Creek	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Lebanon County Mill Creek Township	PAR213523	North American Refractories Company 415 East Memorial Avenue Womelsdorf, PA 19567-9605	UNT to Tulpehocken Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Clearfield County Brady Township	PAR604812	Chapman Auto Parts Inc. R. R. 1, Box 322 & 219 Dubois, PA 15801	UNT to Pentz Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Beaver County Center Township	PAR606151	Jerry S. Szuch R. D. 5 Flaugherty Run Road Coraopolis, PA 15108	Ohio River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Allegheny County Moon Township	PAR606152	Jerry S. Szuch R. D. 5 Flaugherty Run Road Coraopolis, PA 15108	Flaugherty Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

*General Permit Type—PAG 04*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Bedford County Kimmel Township	PAG043637	Dorothy Crosby 2926 Schellsburg Road Claysburg, PA 16625	UNT to Beaverdam Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707



<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
York County Felton Borough	PAG043634	George H. Hake 31 High Street Felton, PA 17322	Pine Run	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Columbia County Madison Township	PAG045033	Randy S. & Donna K. Nevius 204 Legion Rd. Millville, PA 17846	UNT to Little Fishing Ck.	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Clearfield County Lawrence Township	PAG045087	Pamela Gaines R. R. 2, Box 38 Clearfield, PA 16830	UNT to Moose Ck.	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Columbia County Hemlock Township	PAG045088	George Hoze 6010 Old Berwick Road Bloomsburg, PA 16815	West Hemlock Creek	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Allegheny County Marshall Township	PAG046203	Gary A. Jones 2562 Wexford Bayne Road Sewickley, PA 15143	UNT to Big Sewickley Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

*General Permit Type—PAG 05*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Lancaster County Manheim Township	PAG053532	Sunoco, Inc. (R&M) 1801 Market Street 13/10 Penn Center Philadelphia, PA 19103-1699	UNT to Conestoga River	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Fayette County Bullskin Township	PAG056141	Graft Oil Company Rts. 119 & 982, P. O. Box 899 Connellsville, PA 15425	Mounts Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Westmoreland County Unity Township	PAG056142	PA Dept. of Transportation P. O. Box 429, Rt. 286 S Indiana, PA 15701	Crooked Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

**SEWAGE FACILITIES ACT  
PLAN APPROVAL**

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

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

**Hazle Township, Luzerne County.**

The Department has reviewed the Official Sewage Facilities Special Study (Special Study) dated March 1999 (received by the Department on March 19, 1999), revised December 15, 1999 (revisions received by the Department on December 17, 1999) with additional documentation/information dated February 10, 2000 (received by the Department on February 11, 2000) as submitted by

**Schumacher Engineering, Inc.**, on behalf of Hazle Township (Township) and the Municipal Authority of Hazle Township (Authority).

The Department's review has found that the Special Study is acceptable and hereby grants planning approval.

The Special Study calls for the construction of a new wastewater collection and conveyance system as outlined in Option 1-C of the Special Study. The proposed wastewater collection/conveyance system will serve approximately 586 Equivalent Dwelling Units (EDU's) in the following areas of Hazle Township: Harleigh Terrace, Ebervale, Oakmont Acres, Oakdale, Middletown, Japan, Drifton, Youngstown and Forest Hill Acres. The conveyance system will also provide additional capacity to transport wastewater from 55 EDU's to be serviced by the proposed Jeddo Borough Wastewater Collection System.

Wastewater from the planning area will be conveyed through approximately 69,100 feet of gravity sewer line varying from 8 inches to 15 inches in diameter. The conveyance system will also utilize three wastewater pumping stations and approximately 5,600 feet of 6 inch and 10 inch force main to transport wastewater from the planning area to an existing 12 inch interceptor line located along S. R. 0940 in the Village of Harleigh. All of the planning area's wastewater, with the exception of the Forest Hill Acres Area, will be conveyed to this tie-in point for transmission to the Greater Hazleton Joint Sewer Authority's Wastewater Treatment Facility for treatment and discharge. Wastewater from the Forest Hill Acres Area will be conveyed to a proposed, privately-owned wastewater collection system in the Hazle Springs area for eventual transmission to the Greater Hazleton Joint Sewer Authority's Diamond Avenue Pump Station.

Financing for the proposed wastewater collection/conveyance system will be provided by the United States Department of Agriculture's Rural Utilities Service.

With the approval of the Special Study, Hazle Township will limit new or replacement wastewater disposal systems in the planning area to holding tanks. These holding tanks will be used only as an interim/temporary wastewater disposal method until the proposed wastewater collection/conveyance system is constructed and operational in all portions of the planning area. In accordance with the provisions of the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20(a)) (Act 537), and Chapter 71 of the Department's regulations (25 Pa. Code Ch. 71), the Department will hold Hazle Township and its municipal Authority responsible for the complete and timely implementation of Option 1-C, as listed in the Special Study and its corresponding schedule of implementation.

Any additional wastewater-related improvements, additions, deletions or changes outside of those explicitly described in the Special Study and its correspondence must be in compliance with the Department's regulations and be submitted to and approved by the Department in writing.

This approval correspondence covers only the wastewater planning aspects of the selected wastewater disposal alternative as it relates to the Township's Official Sewage Facilities Plan. Implementation of the selected wastewater disposal alternative will require a Water Management Part II Permit for the construction and operation of the proposed sewage facilities. The permit application must be submitted in the name of the Township or Authority as appropriate. Issuance of a Part II Permit will be based upon a technical evaluation of the permit application and supporting documentation. Starting construction prior to

obtaining a Part II Permit is a violation of The Clean Streams Law. Please include a copy of this approval correspondence with the Water Management Part II Permit Application when it is submitted to this office.

Other Departmental permits may be required for construction if encroachment to streams or wetlands will result. Information regarding the requirements for such permits or approvals can be obtained from the Northeast Regional Office's Soils and Waterways Section at the letterhead address or by telephone at (570) 826-2511.

*Northcentral Regional Office: Department of Environmental Protection, Water Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 327-0530.*

*Location: Borough of Beavertown, Snyder County. Project Description: The approved plan calls for the Beavertown Municipal Authority to construct a new and expanded wastewater treatment facility to replace the existing aged and overloaded facility. The new 160,000 gallon per day aerated lagoon type facility will be built in the northern portion of the Borough and will discharge treated effluent to Kerns Run via a new outfall line to be constructed through Beaver Township. The approval plan also calls for the systematic replacement of the Borough's existing sewage collection system, which is subject to significant amounts of infiltration and inflow, over a 20 year period. Leaky private laterals will be replaced in conjunction with the replacement of the public collection lines. The Department's review of the sewage facilities update revision has not identified any significant negative environmental impacts resulting from this proposal.*

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

**The Orangeville Pump Station**, Sharpsville Borough, South Pymatuning Township, Hermitage, **Mercer County**. Joseph Augustine, Executive Director, Upper Shenango Valley Water Collection Control Authority, P. O. Box 1449, Hermitage, PA 16148. *Project Description: This approved project proposes an upgrade and expansion of the pump station to eliminate sanitary sewer overflows to the Shenango River. The pump station and its overflow are upstream of the intake for the Consumers Pennsylvania Water Company Treatment Plant. The pump station will be expanded to handle a peak hourly flow of 11.4 mgd. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal.*

## SAFE DRINKING WATER

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

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

**Permit No. 1500501.** Public water supply. **Philadelphia Suburban Water Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010. A permit has been issued to the Philadelphia Suburban Water Company granting permission to construct a water standpipe in West Bradford Township, **Chester County**. *Type of Facility: Public Water Supply System. Consulting Engineer: Philadelphia Suburban Water Company, 762 West Lancaster Avenue, Bryn Mawr, PA 19010. Permit to Construct Issued: March 20, 2000.*

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

**Permit No. 1400501.** The Department issued a construction permit to **Aaronsburg Water Pipes Inc.**, Box 234, Aaronsburg, PA 16820, Haines Township, **Centre County**. This permit authorizes construction of a diatomaceous earth pressure filtration system with related appurtenances, pH adjustment (sodium hydroxide) facilities a 184,000 gallon glass coated, bolted steel finished water storage tank, transmission and distribution lines.

**Permit No. 1400502.** Innovative Technology Construction Permit. The Department issued an Innovative Technology Construction Permit to **Aaronsburg Water Pipes, Inc.**, Box 234, Aaronsburg, PA 16820, Haines Township, **Centre County**. This permit authorizes the construction of a ClorTec onsite sodium hypochlorite generation system.

**Permit No. 4900501.** Innovative Technology Construction Permit. The Department issued an Innovative Technology Construction Permit to **Turbotville Borough Municipal Authority**, R. D. 2, Box 33, 280 Pine Street, Turbotville, PA 17772, Turbotville Borough, **Northumberland County**. This permit authorizes construction of an Environmental Products Division (EPD) water storage tank, renovation to the springhouse and approximately 650 feet of distribution main.

**Permit No. MA.** The Department issued an operation permit to **Pike Township Municipal Authority**, P. O. Box 27, Curwensville, PA 16833, Pike Township, **Clearfield County**. This permit authorizes operation of the McNaul Street finished water storage tank #2 and related transmission line.

**Permit No. 5500502.** The Department issued a construction permit to **Adams Township Municipal Authority**, P. O. Box 1, Troxelville, PA 17882, Adams Township, **Snyder County**. This permit authorizes construction of the storage tank, transmission line, distribution line, rehabilitation of the well, disinfection and corrosion treatment.

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

**Permit No. 2600501.** Public water supply. **The Municipal Authority of the Township of Washington**, 1390 Fayette Avenue, Belle Vernon, PA 15012. *Type of Facility:* Lynwood Water Storage Tank. *Permit issued for Construction:* March 14, 2000.

**Permit No. 6598505.** Public water supply. **Wilkinsburg-Penn Joint Water Authority**, 2200 Robinson Boulevard, Pittsburgh, PA 15221-1193. *Type of Facility:* Trafford Water Storage Tank. *Permit issued for Operation:* March 15, 2000.

**Permit No. 3200501.** Public water supply. **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701. *Type of Facility:* Heilwood Well #2. *Permit issued for Construction:* March 20, 2000.

**Permit No. 5687502-A1.** Public water supply. **Ligonier Highlands Water System**, 120 West Hutchinson Avenue, Pittsburgh, PA 15218. *Type of Facility:* Liquid caustic soda feed equipment to replace limestone inlet. *Permit issued for Construction:* March 21, 2000.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 2

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

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

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

The Department has received the following final reports:

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

**Reichard Residence**, Whitehall Township, **Lehigh County**. David R. Crowther, Geologist, Hydrocon Services, Inc., 2945 South Pike Avenue, Allentown, PA 18103 has submitted a Final Report (on behalf of his clients, Mr. and Mrs. Lorenz Reichard, Roosevelt Street, Whitehall, PA 18052) concerning the remediation of site soils found or suspected to have been contaminated with no. 2 home heating oil compounds. The report was submitted to document remediation of the site to meet the Statewide health standard. A Notice of Intent to Remediate was simultaneously submitted. Please refer to additional *Pennsylvania Bulletin* notice.

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

**Pittsburgh Forging Company Site** (former American Bridge Corporation property), Borough of Coraopolis, **Allegheny County**. American Bridge Corporation, 3 Gateway Center, Suite 1100, Pittsburgh, PA 15222 and AMPCO Pittsburgh Corporation/Old Forgings, Rose Hoover, 600 Grant Street, Suite 4600, Pittsburgh, PA 15219 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with lead, solvents, BTEX and PHCs. The report is intended to document remediation of the site to meet the Site Specific Standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

### Preamble 3

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

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

For further information concerning the plans and reports, please contact the Environmental Cleanup Program Manager in the Department's Regional Office under which the notice of the plan or report appears. If information concerning a plan or 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:

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

**Duferco Farrell**, 15 Roemer Boulevard, Farrell, PA, City of Farrell, **County of Mercer**, has submitted a Baseline Environmental Report concerning the remediation of groundwater and site soils. The site had been found to be contaminated with PCBs, lead, heavy metals, solvents BTEX, PHCs and PAHs. The report was disapproved and did not demonstrate attainment of the State-wide Health and Site Specific Standard and was disapproved by the Department on March 17, 2000.

## SOLID AND HAZARDOUS WASTE

### BENEFICIAL USE DETERMINATIONS

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

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

**General Permit Determination of Applicability No. WMGR017D009. Western Berks Water Authority**, 91 Water Road, Sinking Springs, PA 19608-9362 on permit No. WMGR017 issued to the City of Lebanon Authority for the beneficial use of drinking water treatment plant sludge as a soil additive on agricultural lands.

### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

**Permit No. 602733. Richard Weaver Farm, City of Lebanon Authority** (250 Dairy Road, Box 2210, Lebanon, PA 17042). This permit has been revoked at the request of the permittee for a site in North Annville Township, **Lebanon County**. Permit determined to be administratively complete in the Regional Office March 9, 2000.

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

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

**Permit ID No. 100081. Southern Alleghenies Landfill, Inc.**, Westpointe Corporate Center I, Suite 200, 1550 Coraopolis Heights Road, Moon Township, PA 15108. Operation of a municipal waste landfill in Conemaugh Township, **Somerset County**. Permit renewal approving additional municipal waste operations at the site until April 18, 2007 issued in the Regional Office on March 21, 2000.

*Northwest Regional Office: Regional Solid Waste Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6848.*

A permit to modify the permit boundary, revise the groundwater monitoring system, and utilize alternate daily cover materials was issued by the Regional Office on March 23, 2000, to Seneca Landfill, P. O. Box 1080, Mars, PA 16046, (**Permit No. 100403**), located in Jackson and Lancaster Townships, **Butler County**.

## AIR QUALITY OPERATING PERMITS

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

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

**GP1-36-03109: Thaddeus Stevens College of Technology** (750 East King Street, Lancaster, PA 17602) authorized use of a general permit for construction/operation of one natural gas/No. 2 fuel oil Unilux boiler in Lancaster City, **Lancaster County**.

**GP3-07-3014: New Enterprise Stone & Lime Co. Inc.** (P. O. Box 77, New Enterprise, PA 16664) authorized use of a general permit for construction/operation of a portable nonmetallic mineral processing plant in Taylor Township, **Blair County**.

## AIR QUALITY OPERATING PERMITS

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

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

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

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

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

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

**TVOP-11-00370: Laurel Highlands Landfill, Inc.** (a subsidiary of USA Waste Services, Inc.) (R. D. 1, Box 10, Wagner Road, Vintondale, PA 15961) for operation of a municipal solid waste landfill in Jackson Township, **Cambria County**. The design capacity of this landfill

makes it subject to the operating permit requirements of Title V of the Federal Clean Air Act, and 25 Pa. Code Chapter 127, Subchapter G (relating to Title V operating permit requirements). The Department also intends to incorporate the applicable requirements of Plan Approval 11-370A into the Title V Operating Permit. Plan Approval 11-370A is for construction and operation of a gas collection and control system (enclosed flare) at this landfill. This notice shall also serve as notice of public availability of Plan Approval 11-370A.

**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.**

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

**OP-65-00061: R.A.M. Terminals, Inc.** (1 Fifth Street, New Kensington, PA 15068) due to typo error for a plant in New Kensington, **Westmoreland 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.**

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

**21-317-005B: Purina Mills, Inc.** (P. O. Box 66812, St. Louis, MO 63166) on March 24, 2000, for operation of a truck dump unloading facility controlled by a cyclone and fabric collector at the Camp Hill Feed Mill in Hampden Township, **Cumberland County**.

**21-317-013C: Purina Mills, Inc.** (P. O. Box 66812, St. Louis, MO 63166) on March 24, 2000, for operation of six mineral storage bins each controlled by a fabric collector at the Camp Hill Feed Mill in Hampden Township, **Cumberland County**.

**67-03045A: FKI Industries, Inc., ACCO Chain and Lifting Products Division** (76 ACCO Drive, York, PA 17402) on March 20, 2000, for operation of a 5/6 wire draw controlled by a Clean American, Inc. cartridge collector in York Township, **York County**.

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

**OP-65-00089: Wyano Foundry** (P. O. Box 352, Somerset, PA 15501) for operation of foundry at Wyano Facility in South Huntingdon, **Westmoreland County**.

**OP-56-00024: Somerset Foundry and Machine** (P. O. Box 352, Somerset, PA 15501) for operation of foundry at Somerset Facility in Somerset Borough, **Somerset County**.

## PLAN APPROVALS

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

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

**21-05031A: Community Refuse Service, Inc.** (142 Vaughn Road, Shippensburg, PA 17257) on March 24, 2000, for construction of an enclosed ground flare at the Cumberland County Landfill in Hopewell & North Newton Townships, **Cumberland County**. This source is subject to 40 CFR Part 60, Subpart WWW—Standards of Performance for Municipal Solid Waste Landfills.

**67-304-044: R. H. Sheppard Co., Inc.** (P. O. Box 877, Hanover, PA 17331-0877) on March 24, 2000, for installation of a fabric collector at Plant No. 7 in Hanover Borough, **York County**.

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

**PA-03-206B: Rosebud Mining Co.** (R. D. 9, Box 379-A, Kittanning, PA 16201) on March 23, 2000, for operation of coal handling at Tracy Lynne Mine in Kiskiminetas Township, **Armstrong County**.

## MINING

### APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

Under Section 224-A of the Pennsylvania Bituminous Coal Mine Act (52 P. S. § 701-224-A), the Department of Environmental Protection has approved any diesel particulate filter or any ceramic particulate filter which does not exceed the manufacturer's back pressure for that specific engine, shall be considered "clean" and "new" and may be used to conduct the required testing of Section 217-A(b)(6).

For further information either contact Allison Gaida at (724) 439-7469 or visit the Department of Environmental Protection, Bureau of Deep Mine Safety web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

Under Section 224-A of the Pennsylvania Bituminous Coal Mine Act (52 P. S. § 701-224-A), the Department has approved the alternate test procedure for carbon monoxide (CO) sampling submitted by Brookville Mining Equipment Corporation dated December 7, 1999. This alternate test is approved only for the C240 Isuzu 56HP Diesel Engine and DST Management System that is used to power the Brookville Model 5M57D personnel carrier.

For further information either contact Allison Gaida at (724) 439-7469 or visit the Department of Environmental Protection, Bureau of Deep Mine Safety web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

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

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

#### Coal Applications Issued

**56703107. Permit Revision. Hoffman Mining, Inc.** (P. O. Box 130, 118 Runway Road, Friedens, PA 15541) for a stream variance for the purpose of using an existing crossing of Kaufman Run in Paint Township, **Somerset County**, affecting 863.0 acres, receiving streams unnamed tributary to Paint Creek; to Kaufman Run; to unnamed tributaries to Kaufman Run; to Stony Creek; and to Shade Creek, application received December 28, 1999, issued March 16, 2000.

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

#### Coal Permits Issued

**65890107R. Heritage Mining Co., Inc.** (P. O. Box 126, Cresson, PA 16630). Permit renewed for continued reclamation only of a bituminous surface mine located in Unity Township, **Westmoreland County**, affecting 46.1 acres. Receiving streams: unnamed tributaries to Loyalhanna Creek. Application received: December 16, 1999. Reclamation only renewal issued: March 22, 2000.

**03900103R. Thomas J. Smith, Inc.** (R. D. 1, Box 260D, Shelocta, PA 15774). Permit renewed for continued reclamation only of a bituminous surface/auger mine located in South Bend Township, **Armstrong County**, affecting 79.2 acres. Receiving streams: unnamed tributary to Crooked Creek, and Sugar Run to Crooked Creek. Application received: December 21, 1999. Reclamation only renewal issued: March 22, 2000.

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

**17940124. Ed Hanslovan Coal Company, Inc.** (R. D. 2, Box 230, Morrisdale, PA 16858), renewal of an existing bituminous surface mine permit in Morris Township, **Clearfield County** affecting 68.3 acres. Receiving streams: unnamed tributary of Emigh Run to Emigh Run; Emigh Run to Moshannon Creek; Moshannon Creek to West Branch Susquehanna River; and unnamed tributary of Alder Run to Alder Run; Alder Run to West Branch Susquehanna River. Application received January 12, 2000. Permit issued March 3, 2000.

**17820129. Kasubick Brothers Coal Company** (501 David Street, Houtzdale, PA 16651), renewal of an existing bituminous surface mine-auger permit in Woodward Township, **Clearfield County** affecting 161.8 acres. Receiving streams: unnamed tributary to Upper Morgan Run and North Branch to Morgan Run to Clearfield Creek to West Branch Susquehanna River. Application received February 16, 1999. Permit issued March 9, 2000.

**17860134. Ryan Brothers Coal Company** (P. O. Box 177, Hyde, PA 16843), major revision to an existing bituminous surface mine permit for a change in land use from forestland to cropland/land occasionally cut for hay, on a portion of a 52.3 acre permit located in Knox Township, **Clearfield County**. Application received January 13, 2000. Permit issued March 21, 2000.

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

**16753059. R.E.M. Coal Co., Inc.** (10 Edgewood Drive, Brookville, PA 15825). Renewal of an existing bituminous strip and tipple refuse disposal operation in Limestone Township, **Clarion County** affecting 962.0 acres. This renewal is issued for reclamation only. Receiving streams:

Two unnamed tributaries to Poe Run and Poe Run, five unnamed tributaries to Glade Run. Application received: January 14, 2000. Permit issued: March 20, 2000.

**33773143. C & K Coal Company** (P. O. Box 69, Clarion, PA 16214). Renewal of an existing bituminous strip and tippie refuse disposal operation in Union Township, **Jefferson County** affecting 279.5 acres. This renewal is issued for reclamation only. Receiving streams: Unnamed tributaries to Welch Run, Unnamed tributaries to Cedar Run. Application received: January 14, 2000. Permit issued: March 20, 2000.

**33813001. Original Fuels, Inc.** (P. O. Box 343, Punxsutawney, PA 15767). Renewal of an existing bituminous strip, auger and tippie refuse disposal operation in Oliver & Ringgold Townships, **Jefferson County** affecting 507.6 acres. This renewal is issued for reclamation only. Receiving streams: Two unnamed tributaries of an unnamed tributary to Big Run and unnamed tributary to Big Run. Application received: January 6, 2000. Permit issued: March 20, 2000.

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

**49870201R2. Susquehanna Coal Company** (P. O. Box 27, Nanticoke, PA 18634), renewal of an existing coal refuse reprocessing operation in Mt. Carmel Township, **Northumberland County** affecting 206.0 acres, receiving stream—none. Renewal issued March 20, 2000.

**35840203R3. CSY, Inc.** (1000 South State Street, Clarks Summit, PA 18411), renewal of an existing coal refuse reprocessing operation in the City of Scranton and Taylor Borough, **Lackawanna County** affecting 61.5 acres, receiving stream—none. Renewal issued March 20, 2000.

**54880201R2. Blaschak Coal Corp.** (P. O. Box 12, St. Nicholas, Mahanoy City, PA 17948), renewal of an existing coal refuse reprocessing operation in Pine Grove Township, **Schuylkill County** affecting 61.4 acres, receiving stream—none. Renewal issued March 20, 2000.

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

*Small Industrial Minerals Permits Issued*

**08970821. Thomas J. Bolles** (R. R. 2, Box 2319, Hallstead, PA 18822), transfer of an existing Small Industrial Minerals (Bluestone) permit from Kenneth W. Stanley, located in Warren Township, **Bradford County** affecting 5 acres. Receiving streams: unnamed tributary to unnamed tributary to Wappasening Creek. Application received September 17, 1999. Permit issued March 9, 2000.

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

*Small Noncoal (Industrial Minerals) Permits Issued*

**16990803. David E. Mealy** (R. R. 1, Box 107, Tionesta, PA 16353). Commencement, operation and restoration of a small noncoal sandstone operation in Washington Township, **Clarion County** affecting 1.0 acres. Receiving streams: None. Application received: August 11, 1999. Permit issued: March 2, 2000.

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

**58000802. P. Scott Baldwin** (R. R. 1, Box 340G, Kingsley, PA 18826), commencement, operation and restoration of a bluestone quarry operation in New Milford Township, **Susquehanna County** affecting 3.0 acres, receiving stream—none. Permit issued March 23, 2000.

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

*Large Industrial Minerals Permits Issued*

**14990301. Glenn O. Hawbaker, Inc.** (P. O. Box 135, State College, PA 16804), commencement, operation and restoration of large industrial minerals (sandstone) permit in Rush Township, **Centre County** affecting 78.52 acres. Receiving streams: unnamed tributary to Moshannon Creek. Application received November 15, 1999. Permit issued March 14, 2000.

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

### ENCROACHMENTS

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

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

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

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

**E45-381. Encroachment. Jackson Township,** P. O. Box 213, Reeders, PA 18352. To construct and maintain two 6-inch diameter PVC water intake structures in Lake Akiba to be used as dry hydrants for fire protection. The project is located along the eastern and southern shores of Lake Akiba (Saylorsburg, PA Quadrangle N: 20.5 inches; W: 16.8 inches) in Jackson Township, **Monroe County**.

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

**E08-351. Encroachment. Donna Strobe Esposito,** R. R. 3, Box 83A, Towanda, PA 18848. To construct, operate and maintain a single span bridge across an unnamed tributary to Sugar Creek for private single dwelling access. The bridge construction shall consist of constructing a single span bridge that shall have a minimum span of 40-feet, minimum underclearance of 4-feet, and minimum width of 12-feet. The project is located along the southern right-of-way to SR 0006 approximately 0.76 mile south of SR 0006 and Lynch Road intersection (Ulster, PA Quadrangle N: 5.0 inches; W: 4.1 inches) in Burlington Township, **Bradford**

**County.** This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E17-340.** Encroachment. **Pennsylvania Electric Company d/b/a GPU Energy**, 2800 Pottsville Pike, P. O. Box 16001, Reading, PA 19640-0001. To install a fiber optic cable on an existing electrical transmission line across Moshannon Creek located 0.26 mile east of Troy (Philipsburg, PA Quadrangle N: 7.3 inches; W: 12.0 inches) in Rush Township, **Centre County** and Morris Township, **Clearfield County**. This permit was issued under section 105.13(e) "Small Projects."

**17-341.** Encroachment. **Pennsylvania Electric Company d/b/a GPU Energy**, 2800 Pottsville Pike, P. O. Box 16001, Reading, PA 19640-001. To install a fiber optic cable on an existing electrical transmission line across the West Branch Susquehanna River located 0.4 mile west of the intersection of Route 879 and Route 970 (LeContes Mills, PA Quadrangle N: 12.1 inches; W: 16.4 inches) in Goshen Township, **Clearfield County**. This permit was issued under section 105.13(e) "Small Projects."

**E18-292.** Encroachment. **Lamar Township Supervisors**, R. R. 1, Box 135A-1, Mill Hall, PA 17751. To remove the existing bridge deck and to construct and maintain a new superstructure consisting of steel I-beams with a nail-laminated timber deck and bituminous paving on new reinforced concrete bearing seats with a clear span of 8170 mm on a skew of 75° left ahead and a curb-to-curb width of 4100 mm and an underclearance of 1630 mm over Long Run (Mill Hall, PA Quadrangle N: 1.35 inches; W: 10.15 inches) in Lamar Township, **Clinton County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

**E02-1288.** Encroachment. **South Park School District**, 2178 Ridge Road, Library, PA 15128-8806. To place and maintain fill in approximately 0.11 acre of wetlands (PEM) adjacent to Catfish Run (TSF) for the purpose of constructing a new elementary school located approximately 1,300 feet northeast from the intersection of Brownsville Road and Wallace Road (Glassport, PA Quadrangle N: 9.5 inches; W: 16.0 inches) in South Park Township, **Allegheny County**. The permittee has met their wetland replacement obligation by contributing to the Wetland Replacement Fund.

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

**E62-359.** Encroachment. **Pennsylvania Electric Company d/b/a GPU Energy**, 2800 Pottsville Pike, P. O. Box 16001, Reading, PA 19640-0001. To install a fiber optic cable and to operate and maintain the existing WD aerial electric distribution and transmission line supported by H-pole towers across Brokenstraw Creek approximately 3,000 feet downstream of S. R. 6 at Columbus (Columbus, PA-NY Quadrangle N: 10.3 inches; W: 12.1 inches) in Columbus Township, **Warren County**.

#### DAM SAFETY

**Actions on applications filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and sections 5 and 402 of The Clean Streams Law (35 P. S. §§ 691.5 and 691.402) and notice of final action for certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).**

#### *Permits Issued and Actions on 401 Certification*

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

**D33-003A.** DEP. **Brookville Municipal Authority** (3 Jefferson Court, Brookville, PA 15825). To modify, operate and maintain Brookville Waterworks Dam located across North Fork Redbank Creek in Brookville Borough, **Jefferson County**.

#### ENVIRONMENTAL ASSESSMENT

#### *Environmental Assessment Approval and Actions on 401 Certification*

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

**D39-009CO.** Environmental Assessment. **Pointe West Associates II, L.P.** (P. O. Box 86, Bath, PA 18014). To construct a nonjurisdictional dam across a tributary to Iron Run (HQ-CWF) to control stormwater runoff at the proposed Hilltop Acres subdivision. Construction of the dam will directly and indirectly impact approximately 350 linear feet of the stream channel and 0.1 acre of wetland (PSS). The proposed dam will be located approximately 900 feet southwest of the intersection of Hilltop Road (S. R. 4002) and Hickory Lane (T-574) (Allentown West, PA Quadrangle, N: 18.15 inches; W: 15.95 inches), in Upper Macungie Township, **Lehigh County**.

## STORAGE TANKS

### SITE SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site Specific Installation Permit under the authority of the Storage Tank and Spill Prevention Act (35 P. S. §§ 6021.304, 504, 1101 and 1102) and 25 Pa. Code Chapter 245, Subchapter C has been issued by the Bureau of Watershed Conservation, Director, P. O. Box 8555, Harrisburg, PA 17105-8555, (717) 787-5267.

<i>SSIP Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Tank Type and Capacity</i>
00-67-001	David Baker Koch Materials Company 1194 Zinns Quarry Road York, PA 17404	York County York	1 AST Storing Catatonic Emulsions at 80,000 gallon



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**SPECIAL NOTICES**


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

Emission reduction credits (ERCs) are surplus, permanent, quantified and Federally enforceable emission reductions used to offset emission increases of oxides of nitrogen (NO<sub>x</sub>), volatile organic compounds (VOCs) and the following criteria pollutants: carbon monoxide (CO), lead (Pb), oxides of sulfur (SO<sub>x</sub>), particulate matter (PM), PM-10 and PM-10 precursors.

The Department of Environmental Protection (DEP) maintains an ERC registry in accordance with the requirements of 25 Pa. Code § 127.209. The ERC registry system provides for the tracking of the creation, transfer and use of ERCs. Prior to registration of the credits, ERC Registry Applications are reviewed and approved by the Department to confirm that the ERCs meet the requirements of 25 Pa. Code §§ 127.206—127.208. Registration of the credits in the ERC registry system constitutes certification that the ERCs satisfy applicable requirements and that the credits are available for use. The following registered, and certified ERCs in the ERC Registry are currently available for use as follows:

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

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

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

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
American National Can Company County: Lehigh, PA Nonattainment status: Moderate Contact Person: R. M. Rivetna (312) 399-3392	VOCs	166.7	11/06/2002	Trading
National Fuel Gas Supply Corp. Knox Compressor Station County: Jefferson, PA Nonattainment status: Moderate Contact Person: Gary A. Young (814) 871-8657	NO <sub>x</sub>	95.7	06/30/2002	Internal Use and Trading
National Fuel Gas Supply Corp. Roystone Compressor Station County: Warren, PA Nonattainment status: Moderate Contact Person: Gary A. Young (814) 871-8657	NO <sub>x</sub>	103.3	12/28/2002	Internal Use and Trading
U. S. Naval Hospital County: Philadelphia Nonattainment Status: Severe Contact Person: Mark Donato (215) 897-1809	NO <sub>x</sub>	30.5	3/31/2005	Trading
United States Steel Group County: Bucks Nonattainment Status: Severe Contact Person: Nancy Hirko (412) 433-5914	NO <sub>x</sub>	805.7	8/01/2001	Trading
Lord Corporation Source: Two coal fired boilers County: Erie Ozone nonattainment status: Moderate Contact Person: Robert E. Nipper (814) 868-0924	NO <sub>x</sub>	9.5	12/20/2004	Trading

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*Facility information*

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
Julian B. Slevin, Inc. Recipient/Holder: Ronald W. Lockhart Sandra S. Lockhart Source Location: Lansdowne County: Delaware Ozone nonattainment status: Severe Contact Person: Seth Cooley (215) 979-1838	VOCs	85.22	12/20/2005	Trading
R. R. Donnelley & Sons Co. County: Lancaster Ozone nonattainment status: Moderate Contact Person: David A. York (717) 293-2056	VOCs	33.0		Internal Use
Kurz Hastings Inc. County: Philadelphia Nonattainment Status: Severe Contact Person: Robert Wallace (215) 632-2300	VOCs	323.0	ERCs will be proportionally reduced to comply with MACT standards for rotogravure and flexographic facilities.	Trading
Pennsylvania Electric Company (Penelec) Source Location: Williamsburg Station County: Blair Ozone nonattainment status: Moderate Contact Person: Tim McKenzie (814) 533-8670	NOx VOCs	452.0 3.0	1/18/2001	Trading
Sharon Steel Corp. Source Location: Farrell County: Mercer Ozone nonattainment status: Moderate Contact Person: Robert Trbovich (412) 983-6161	VOCs	10.7	11/30/2002	Trading
Pennsylvania Power Company (PA Power) Source Location: New Castle Plant County: Lawrence Ozone nonattainment status: Moderate Contact Person: Donald R. Schneider (412) 652-5531	NOx	214.0	4/02/2003	Trading
Ford New Holland, Inc. Source Location: Mountville County: Lancaster Ozone nonattainment status: Moderate Contact Person: William E. Knight (717) 355-4903	NOx VOCs	4.0 78.0	1/22/2003	Trading
Mercersburg Tanning Company Source Location: Mercersburg County: Franklin Ozone nonattainment status: Moderate Contact Person: David W. Warne (717) 765-0746	VOCs	20.0	10/1/2004	Trading
I.H.F.P., Inc. Source Location: Milton Borough County: Northumberland Ozone nonattainment status: Moderate Contact Person: Michael West (717) 742-6639	NOx VOCs	24.45 12.88	4/1/2006	Trading

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
3M Minnesota Mining & Manufacturing Plant Location: Bristol, Bucks Ozone nonattainment status: Severe Contact Person: Jeff Muffat (651) 778-4450	VOCs	641.95	Varies from 4/16/2001 to 10/18/2001	Trading
Scranton-Altoona Terminal Corporation Source Location: Pittston Township County: Luzerne Ozone nonattainment status: Moderate Contact Person: John M. Arnold (717) 939-0466	VOCs	18.36	1/1/2003	Trading
Metallized Paper Corporation of America Recipient/Holder: PNC Bank, National Association, assignee (by private lien foreclosure) from Metallized Paper Corp. Source Location: McKeesport County: Allegheny Ozone nonattainment status: Moderate Contact Person: Martin Mueller (412) 762-5263	VOCs	41.7	06/30/2006	Trading
PPG Industries, Inc. Source Location: Springdale Complex County: Allegheny Ozone nonattainment status: Moderate Contact Person: Lori Burgess (412) 274-3884	VOCs	171.82		Trading
York International Corporation Sources: Trichloroethylene Vapor Degreaser (151) Trichloroethylene Vapor Degreaser (152) Source Location: Spring Garden Township County: York Ozone nonattainment status: Moderate Contact Person: Garen Macdonald (717) 771-7346	VOCs VOCs	12.2 2.7	06/01/2006 10/01/2005	Trading
Pennzoil Products Company Source Location: Rouseville County: Venango Ozone nonattainment status: Moderate Contact Person: Lee E. Wilson (814) 678-4649	NOx	31.6	04/15/2002	Trading
REXAM DSI Source Location: Muhlenberg Township County: Berks Ozone nonattainment status: Moderate Contact Person: LeRoy H. Hinkle (610) 916-4248	NOx SO <sub>x</sub>	9.42 51.05	11/22/2005	Trading
Avery Dennison Corporation Fasson Roll North America Source Location: Quakertown County: Bucks Ozone nonattainment status: Severe Contact Person: Roy R. Getz (215) 538-6271	VOCs	108.53		Trading

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*Facility information*

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
ERC Generating Facility: Fasson Div. of Avery Dennison Corp. Recipient/Holder of ERC: Coastal Aluminum Rolling Mills Inc. ERC-generating facility location: Quakertown, Bucks Ozone nonattainment status: Severe Contact Person: Jesse Hackenberg (570) 323-4430	VOCs	3.62		Internal Use/ Trading
Baldwin Hardware Corporation Source Location: Reading County: Berks Ozone nonattainment status: Moderate Contact Person: D. David Hancock, Jr. (215) 777-7811	VOCs	18.0	7/28/2005	Trading
Magee Rieter Automotive Systems Source Location: Bloomsburg County: Columbia Ozone nonattainment status: Moderate Contact Person: Tim Bergerstock (717) 784-4100	NOx VOCs	0.39 0.02	4/17/2006	Internal Use
Congoleum Corporation Source Location: Marcus Hook County: Delaware Ozone nonattainment status: Severe Contact Person: Theresa C. Garrod (609) 584-3000	VOCs NOx	0.9 5.2		Trading
CNG Transmission Corporation Source Location: Leidy Township County: Clinton Ozone nonattainment status: Moderate Contact Person: Sean R. Sleigh (304) 623-8462	NOx VOCs	39.28 0.55	10/27/2004	Internal use and Trading
Bethlehem Structural Products Corp. Source Location: Bethlehem County: Northampton Ozone nonattainment status: Moderate Contact Person: Joseph E. Schindler (610) 694-5104	NOx VOCs	963.0 21.0	Varies from 11/18/2005 to 3/3/2007	Trading
Morgan Adhesives Company (MACtac) Source Location: Scranton County: Lackawanna Ozone nonattainment status: Moderate Contact Person: Tim Owens (330) 688-1111	VOCs	75	6/30/2008	Trading
Pennsylvania Electric Company (Penelec) Source Location: Front St. Station County: Erie Ozone nonattainment status: Moderate Contact Person: Tim McKenzie (814) 533-8670	NOx	1477.90	1/18/2001	Trading
Crown Cork & Seal Co. Inc. Source: Sheet Coating and Decorating Lines Ozone nonattainment status: Severe Contact Person: Robert G. Vatistas (215) 698-5308	VOCs	36.5	2/27/2008	Trading

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
SUPERPAC, Inc. Source Location: Southampton County: Bucks Ozone nonattainment status: Severe Contact Person: Robert Stull (215) 322-1010	VOCs	26.91	Varies from 3/29/2001 to 9/30/2003	Trading
ICI Paints North America Source Location: Reading, Glidden Plant County: Berks Ozone nonattainment status: Moderate Contact Person: Bruce F. Maco (610) 376-8320	VOCs	35.0	12/18/2005	Trading
Meritor Heavy Vehicle Systems LLC Source Location: New Castle County: Lawrence Ozone nonattainment status: Moderate Contact Person: Harry Klodowski (412) 281-7997	NOx	64.2	5/31/2003	Trading
National Fuel Gas Supply Corporation Sources: Generators, # 1 Source Location: Ellisburg Station County: Potter Ozone nonattainment status: Moderate Contact Person: Gary A. Young (814) 871-8657	NOx VOCs	16.14 1.80	2/1/2009	Internal Use
General Electric Company Source Location: Lawrence Park County: Erie Ozone nonattainment status: Moderate Contact Person: Scott Gowdy (814) 875-2427	VOCs	44.2	Varies from 12/31/2003 to 12/31/2005	Internal Use/ Trading
Occidental Chemical Corp., Vinyls Division Source Location: Lower Pottsgrove Township County: Montgomery Ozone nonattainment status: Severe Contact Person: Bradley A. Okoniewski (610) 327-6505	NOx	2	2/28/2007	Trading
Sun Company, Inc. Source: API Separator 10 & 1-F Source Location: Marcus Hook County: Delaware Ozone nonattainment status: Severe Contact Person: John A. Rossi	VOCs	47.13	9/30/2004	Internal Use

#### Quarterly Summary of ERC Transactions

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

##### *ERC Generating Facility Information*

ERC Generating Facility Name: USX Corporation, United States Steel Group  
Location of Source: Fairless Works, Bucks County  
Certified ERCs (tpy): 1101.7 tpy of NOx and 18.1 tpy of VOCs  
Amount of ERCs traded to Purchaser/Recipient: 296 tpy of NOx and 18.1 tpy of VOCs  
Date of ERCs Transfer: 12/30/1999  
ERCs available for future use: 805.7 tpy of NOx

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

Purchaser/Recipient of ERCs: Liberty Electric Power, LLC  
Location of Source: Eddystone, Delaware County, PA  
NOx credits used: 0  
VOCs credits used: 0  
NOx credits available for future use: 296 tpy  
VOC credits available for future use: 18.1 tpy

*ERC Generating Facility Information*

ERC Generating Facility Name: River Power Machinery, LLC Megan-Racine Cogen Facility  
 Location of Source: St. Lawrence County, New York  
 Certified ERCs (tpy): 32.5 tpy of VOCs  
 Amount of ERCs traded to Purchaser/Recipient: 32.5 tpy of VOCs  
 Date of ERCs Transfer: 12/30/1999  
 ERCs available for future use: 0

*Purchaser/Recipient of ERCs*

Purchaser/Recipient of ERCs: Consol Pennsylvania Coal Company  
 Location of Source: Bailey Prep Plant, Greene County, PA  
 Plan Approval Number: 30-072B  
 VOC credits used: 0  
 VOC credits available for future use: 32.5 tpy

*ERC Generating Facility Information*

ERC Generating Facility Name: Occidental Chemical Corporation  
 Location of Source: Lower Pottsgrove Township, Montgomery County, PA  
 Certified ERCs (tpy): 163.10 tpy of NOx  
 Amount of ERCs traded to Purchaser/Recipient: 50 tpy of NOx  
 Date of ERCs Transfer: 1/11/2000  
 ERCs available for future use: 113.10 tpy of NOx

*Purchaser/Recipient of ERCs*

Purchaser/Recipient of ERCs: Kvaener Philadelphia Shipyard, Inc.  
 Location of Source: Philadelphia Naval Business Center, Philadelphia, PA  
 Plan Approval Number: 99-038  
 NOx credits used: 50 tpy

*ERC Generating Facility Information*

ERC Generating Facility Name: National Fuel Gas Supply Corporation  
 Location of Source: Knox Compressor Station, Jefferson County, PA  
 Certified ERCs (tpy): 145.7 tpy of NOx  
 Amount of ERCs traded to Purchaser/Recipient: 50 tpy of NOx  
 Date of ERCs Transfer: 1/24/2000  
 ERCs available for future use: 95.7 tpy of NOx

*Purchaser/Recipient of ERCs*

Purchaser/Recipient of ERCs: AES Ironwood, L.L.C.  
 Location of Source: Lebanon County, PA  
 NOx credits used: 0  
 NOx credits available for future use: 50 tpy

*ERC Generating Facility Information*

ERC Generating Facility Name: TRW Inc.  
 Location of Source: Suffolk County, NY  
 Certified ERCs (tpy): 48 tpy of VOCs  
 Amount of ERCs traded to Purchaser/Recipient: 48 tpy of VOCs  
 Date of ERCs Transfer: 3/17/2000  
 ERCs available for future use: 0

*Purchaser/Recipient of ERCs*

Purchaser/Recipient of ERCs: Liberty Electric Power, LLC  
 Location of Source: Eddystone, Delaware County, PA  
 VOCs credits used: 0  
 VOC credits available for future use: 48 tpy

*ERC Generating Facility Information*

ERC Generating Facility Name: Crown Cork & Seal Company, Inc.  
 Location of Source: Ashton Road, Philadelphia  
 Certified ERCs (tpy): 36.5 tpy of VOCs and 10.1 tpy of NOx  
 Amount of ERCs traded to Purchaser/Recipient: 10.1 tpy of NOx  
 Date of ERCs Transfer: 3/23/00  
 ERCs available for future use: 36.5 tpy of VOCs

*Purchaser/Recipient of ERCs*

Purchaser/Recipient of ERCs: United States Military Academy  
 Location of Source: West Point, West Chester County, NY  
 NOx credits used: 0  
 NOx credits available for future use: 10.1 tpy

[Pa.B. Doc. No. 00-607. Filed for public inspection April 7, 2000, 9:00 a.m.]

### Availability of Technical Guidance

Technical Guidance Documents are on DEP's World Wide Web site ([www.dep.state.pa.us](http://www.dep.state.pa.us)) at the Public Participation Center. The "2000 Inventory" heading is the Governor's List of Non-regulatory Documents. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

DEP will continue to revise its documents, as necessary, throughout 2000.

#### *Downloading/Ordering Paper Copies of DEP Technical Guidance*

Persons can download all guidance documents from our website at [www.dep.state.pa.us](http://www.dep.state.pa.us). We strongly encourage utilizing Internet access if possible. If you do not have access to the Internet, copies of the latest Inventory or an unbound paper copy of any of the final documents listed on the Inventory can be ordered 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 are listed with each document. Persons who have questions or comments in general should call Joe Sieber at (717) 783-8727.

#### *Final Guidance*

DEP ID: 580-2219-002. Title: Section 247—Guidelines to Approve Ventilation Plans for Abandoned and Unused Mine Areas Description: This guidance provides consistency of enforcement through guidelines thus ensuring adequate ventilation of abandoned and unused areas. In general, mine operators can ventilate abandoned or unused workings with adequate quantities of air directed past caved and sealed areas or through unused areas to dilute and render harmless gases escaping from these areas. Effective Date: April 8, 2000 Contact: Allison Gaida at (724) 439-7469.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 00-608. Filed for public inspection April 7, 2000, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

### State Surplus Property

The Department of General Services, State Surplus is selling an IBM and Unisys Main Frame Computers. For more information, call (717) 787-4085 or write to the Department of General Services, State Surplus, Room G-48, 2221 Forster St., Harrisburg, PA 17125 or E-mail

[dmartz@state.pa.us](mailto:dmartz@state.pa.us) prior to the bid opening on April 19, 2000.

The State Surplus is seeking contractors to remove mixed scrap metals and scrap drum from state agencies throughout PA. Contracts begin on July 1, 2000. For more information, call (717) 787-4085 or write to the Department of General Services, State Surplus, Room G-48, 2221 Forster St., Harrisburg, PA 17125 or E-mail [dmartz@state.pa.us](mailto:dmartz@state.pa.us) before the bid opening on April 24, 2000.

The State Surplus is selling the contents of Shirey's Garage located at Rt. 22 W. of Lewistown. Contents to be sold are the following: Approximately 19 old vehicles, some of which are cannibalized and good for parts only. Chief E-Z liner, frame chains, assorted welders with attachments, air impact wrench, engine stands and hoists, power saws and other assorted tools, battery chargers, air compressor, 12x50 mobile home (used for storage), office furniture and much more. For more information, call (717) 787-4085 or E-mail [dmartz@state.pa.us](mailto:dmartz@state.pa.us) before the bid opening on April 13, 2000.

GARY E. CROWELL,  
*Secretary*

[Pa.B. Doc. No. 00-609. Filed for public inspection April 7, 2000, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Application of Aestique Ambulatory Surgical Center, Inc. for Exception to 28 Pa. Code § 551.21(a)(1) and (2)

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Aestique Ambulatory Surgical Center, Inc., has requested an exception to the requirements of 28 Pa. Code § 551.21(a)(1) and (2) which requires that surgical procedures which may be performed in an ambulatory surgical facility are limited to those that do not exceed a total of 4 hours of operating time and a total of 4 hours directly supervised recovery.

The request is on file with the Department. Persons may receive a copy of the request for exception by requesting a copy from: Pennsylvania Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, telephone: (717) 783-8980, Fax: (717) 772-2163, E-Mail Address: [mvia@state.pa.us](mailto:mvia@state.pa.us).

Those persons who wish to comment on this exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed above.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact, Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or

the Pennsylvania AT&T Relay Service at (800) 654-5984 {TT}.

ROBERT S. ZIMMERMAN, Jr.,  
Secretary

[Pa.B. Doc. No. 00-610. Filed for public inspection April 7, 2000, 9:00 a.m.]

### Application of Canonsburg General Hospital for Exception to 28 Pa. Code § 153.1

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Canonsburg General Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 10.15.(a)(5) that requires handwashing facilities in the patient rooms; and 10.15.(a)(6) which requires each toilet room shall be of sufficient size to ensure that wheelchair users will have access.

The request is on file with the Department. Persons may receive a copy of the request for exception by requesting a copy from: Pennsylvania Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, telephone: (717) 783-8980, Fax: (717) 772-2163, E-Mail Address: mvia@state.pa.us.

Those persons who wish to comment on this exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed above.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact, Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 {TT}.

ROBERT S. ZIMMERMAN, Jr.,  
Secretary

[Pa.B. Doc. No. 00-611. Filed for public inspection April 7, 2000, 9:00 a.m.]

### Application of Children's Hospital of Pittsburgh for Exception to 28 Pa. Code § 551.22(1) and (2)

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Children's Hospital of Pittsburgh has requested an exception to the requirements of 28 Pa. Code § 551.22(1) which requires a child under 6 months of age may not be treated in an ambulatory surgery facility; and § 551.22(2) which requires that the medical record shall include documentation that the child's primary care provider was notified by the surgeon in advance of the

performance of a procedure in an ambulatory surgery center and that an opinion was sought from the primary care provider regarding the appropriateness of the use of the facility for the proposed procedure.

The request is on file with the Department. Persons may receive a copy of the request for exception by requesting a copy from: Pennsylvania Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, telephone: (717) 783-8980, Fax: (717) 772-2163, E-Mail Address: mvia@state.pa.us.

Those persons who wish to comment on this exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed above.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact, Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 {TT}.

ROBERT S. ZIMMERMAN, Jr.,  
Secretary

[Pa.B. Doc. No. 00-612. Filed for public inspection April 7, 2000, 9:00 a.m.]

### Application of Grand View Hospital for Exception to 28 Pa. Code § 153.1(b)

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Grand View Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1(b) which require compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. Specifically, Grand View requests exemption from the following standards contained in this publication: Section 9.9(a)(1) which requires that endoscopy rooms contain a minimum clear area of 200 square feet.

The request is on file with the Department. Persons may receive a copy of the request for exception by requesting a copy from: Pennsylvania Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, telephone: (717) 783-8980, Fax: (717) 772-2163, E-Mail Address: mvia@state.pa.us.

Those persons who wish to comment on this exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed above.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact, Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717)



783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 00-613. Filed for public inspection April 7, 2000, 9:00 a.m.]

### Application of Lankenau Hospital for Exception to 28 Pa. Code §§ 119.41(6) and 123.14(4)

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Lankenau Hospital has requested an exception to the requirements of 28 Pa. Code § 119.41(6) which requires post operative evaluations which shall meet the same standards as apply to inpatient surgery; including a requirement that any outpatient who has received anesthesia shall be examined by a qualified practitioner prior to discharge. Lankenau also requests an exception from 28 Pa. Code § 123.14(4) requiring that following a procedure where anesthesia is administered, the anesthetist or his designate shall remain with the patient as long as necessary.

The request is on file with the Department. Persons may receive a copy of the request for exception by requesting a copy from: Pennsylvania Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, telephone: (717) 783-8980 Fax: (717) 772-2163, E-Mail Address: mvia@state.pa.us.

Those persons who wish to comment on this exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed above.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact, Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 00-614. Filed for public inspection April 7, 2000, 9:00 a.m.]

## DEPARTMENT OF PUBLIC WELFARE

### Notice of Intent to Procure Enrollment Assistance Program Contract

The Department of Public Welfare (Department) is announcing its intent to procure one Enrollment Assistance Program (EAP) contract for all three of its

HealthChoices zones. Currently, the Department has two separate contracts for its EAP: one for the HealthChoices Program in the Southeast zone and one for the HealthChoices Program in the Southwest zone. Shortly the Department will be expanding HealthChoices into the Lehigh/Capital zone. Under this new Enrollment Assistance procurement the successful contractor will provide enrollment assistance services to eligible Medical Assistance (MA) members in the Southeast, Southwest and Lehigh/Capital zones, which are defined as follows.

- *Southeast Zone:* Bucks, Chester, Delaware, Montgomery and Philadelphia Counties.
- *Southwest Zone:* Allegheny, Armstrong, Beaver, Butler, Fayette, Greene, Indiana, Lawrence, Washington and Westmoreland Counties.
- *Lehigh/Capital Zone:* Adams, Berks, Cumberland, Dauphin, Lancaster, Lebanon, Lehigh, Northampton, Perry and York Counties.

The major responsibilities of the successful contractor will include, but will not be limited to:

- Educating eligible MA recipients about their choice of health plans and primary care practitioners (PCPs), and enrolling MA recipients with their health plan and PCP choice.
- Providing adequate enrollment assistance staffing in the County Assistance Offices.
- Operating and maintaining a HealthChoices Hotline.
- Providing community outreach and increasing public awareness of HealthChoices.
- Developing appropriate materials for use by the enrollment assistants and consumers to meet the goals of the programs.

The Request for Proposal will be released in May 2000. The contract will be signed December 1, 2000. Additional information will be provided at a later date in the *Pennsylvania Bulletin*.

FEATHER O. HOUSTOUN,  
*Secretary*

[Pa.B. Doc. No. 00-615. Filed for public inspection April 7, 2000, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Retention of Engineering Firms

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

#### Project Reference No. 08430AG2526

The Department will retain two (2) engineering firms for two (2) Open-End Contracts for various engineering and/or environmental services on various projects located in Engineering District 9-0, that is Bedford, Blair, Cambria, Fulton, Huntingdon, & Somerset Counties. Each contract will be for a sixty (60) month period with projects assigned on an as-needed basis. The maximum amount of each Open-End Contract will be \$1.5 million.

The Department will establish an order of ranking of a minimum of five (5) firms for the purpose of negotiating two (2) Open-End Contracts based on the Department's evaluation of the 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) Past record of performance with respect to cost control, work quality, ability to meet schedules, and previous experience on Open-end Contracts. The specific experience of individuals employed by the firm shall be considered.
- b) Available staffing for this assignment and the ability to meet the Department's needs.
- c) Specialized experience and technical competence of firm.
- d) Location of Consultant in respect to the District.

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

The engineering work and services which may be required under these Contracts include, but are not limited to, perform field surveys; plot topography and cross sections; prepare submission for utility verification and relocations engineering; prepare all pertinent submissions and materials necessary for the Department to prepare the application to PUC and for the PUC field conference; attend and supply any required information for all PUC meetings and hearings during the design of the project; develop erosion control details and narrative; prepare right of way plans; complete structure designs including type, size and location reports, core boring layouts and foundation designs 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; coordinate contacts with railroad officials and procure railroad related costs, permits, and insurance; collect signal timing, accident data and other traffic flow data; document engineering study findings and activities; alternative analysis to assess impacts and mitigation; and prepare construction plans, specifications, and estimates.

The areas of environmental study required under these Contracts may include, but are not limited to: air quality; noise; energy; vibration; hazardous waste; surface water and ground water quality; surface water and ground water hydrology; terrestrial ecology including threatened and endangered species; wetlands; soils; geology; farmlands; visual quality; socio-economic resources; cultural resources; Section 4(f) Evaluations; early coordination and; scoping correspondence; meeting minutes; public meeting and hearing presentations; visualization materi-

als, handouts and displays; technical basis reports (TBRs) and/or technical files; NEPA environmental documents; Section 106 documents; mitigation plans and reports; wetland and floodplain findings; and preliminary engineering plans, and remote sensing/mapping innovations; The format and content of all documents will be consistent with applicable State and Federal regulations, policies and guidelines.

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

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and no more than three (3) additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

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

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the tenth (10th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to David L. Sherman, P.E., phone number (814) 696-7172, fax number (814) 696-7173.

### **Bucks County**

#### **Project Reference No. 08430AG2527**

The Department will retain an engineering firm to provide final design and services during construction on the following project:

S. R. 0001, Section 03S, Bucks County Local Name: Lincoln Highway in Bensalem Township, Middletown Township, and Langhorne Manor Borough, Bucks County from Trevoise Road to Route 213

This project involves rehabilitation of seven (7) structures, widening a section of the roadway between Street Road and Rockhill Road, installation of concrete median barrier throughout the length of the project, guiderail update, and new roadway signing.

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) Past record of performance with respect to cost control, work quality, ability to meet schedules, and previous experience. The specific experience of individuals employed by the firm shall be considered.
- b) Available staffing for this assignment and the ability to meet the Department's needs.
- c) Specialized experience and technical competence of firm.
- d) Location of Consultant with respect to the District.

The firm selected may be required to provide the following engineering and design services: surveys; roadway design; drainage design; preparation of cross sections; erosion and sedimentation control design; right of way investigation and plan preparation, structure design; subsurface boring, sampling, and testing; preparation of traffic control, pavement marking, and signing plans; traffic signal design; traffic analysis; utility coordination; coordination with PUC, PennDEP, US Army Corps of Engineers, public agencies, municipal officials, and the public; preparation of final plans, specifications and estimates; shop drawing reviews; alternate design review; construction consultation, and any other duties required to complete the expected deliverables for this project.

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

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

The Letter of Interest submission shall be sent to:

Mr. Andrew L. Warren  
District Administrator  
Engineering District 6-0  
7000 Geerdes Boulevard  
King of Prussia, PA 19406

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

Any technical questions concerning the requirements for this project should be directed to Mr. Timothy R. O'Brien, P.E., District 6-0, phone number (610) 205-6850, fax number (610) 205-6903 or Ms. Madeleine C. Fausto, District 6-0, at (610) 205-6848, fax number (610) 205-6903.

### **Pike County**

#### **Project Reference No. 08430AG2528**

The Department will retain an engineering firm to perform preliminary design and services during construction for Pennsylvania State Route 0434, Section 470, the replacement of The New York-Pennsylvania Joint Bridge Commission—Bridge Number Three over the Delaware River in Shohola Township, Pike County, Pennsylvania and the town of Highland, Sullivan County, New York.

The existing bridge is a three (3) span thru truss with a girder end span on one side and has an overall length of 227.0 M (744.6 feet) with a roadway width of 7.0 M (23.0 feet). The proposed bridge will be approximately 245.4 M (805 feet) in length and consist of two (2) lanes with shoulders and sidewalks right and left. The new bridge will have a slight upstream centerline shift. Once traffic is switched to the new bridge the existing bridge will be removed and the remainder of the new bridge will be completed. The estimated construction cost of this project is \$5.05 million.

The Department intends to use a Modified Turn-Key Concept for this project. The successful consultant will

have both Pennsylvania and New York licensed professional engineers on staff to design work in their respective states and will prepare conceptual plans, which will include:

1) Complete Preliminary and Final Right of Way Plans for the Pennsylvania and New York portions of the project respectively, Line and Grade Approval, conceptual Erosion and Sedimentation Control Plan Approval and Design Field View (Preliminary Roadway Plans) approval. The Department will provide Environmental Clearance for the project.

2) Type Size & Location, 105 Permits, and Foundation Approvals.

The Department will advertise for a contractor to complete the design and construct the project based on the conceptual design approvals.

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

a. Specialized experience and technical competence of the firm. The specific experience of individuals who make up the firm.

b. The specific experience of individuals from the firm who are available to be assigned directly to this project, for the duration of this agreement.

c. Understanding of the Commonwealth of Pennsylvania and State of New York 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. Method of controlling quality of products and submissions. Consideration will be given to coordination between disciplines, subconsultants, etc.

The firm selected may be required to perform field surveys; plot topography and cross sections; prepare Design Field View Submission; prepare submissions for utility verification and relocations engineering; develop erosion control plans, details and narratives; prepare right-of-way plans; prepare hydraulic and hydrologic analysis; prepare permit applications; prepare type, size and location reports; prepare/inspect core boring layouts; prepare foundation designs and reports; develop traffic control plans; participate in value engineering and constructability reviews; conduct traffic counts; prepare preliminary signal plans; prepare Modified Turn-Key bidding documents, including specifications and estimates; and provide project management and any other work and services required to complete the required deliverables.

Services during construction may include review/approval of the contractor's final design plans, shop drawing reviews, and consultation during construction.

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

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organiza-

tional chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

<i>Over Night Address</i>	OR	<i>Mailing Address</i>
Mr. Charles M. Mattei, P.E. District Engineer Engineering District 4-0 O'Neill Highway Dunmore, PA 18512		Mr. Charles M. Mattei, P.E. District Engineer Engineering District 4-0 P. O. Box 111 Scranton, PA 18501

The Letter of Interest Submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the tenth (10th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to Mr. Bernard Walko, PE, phone number 570-963-4253, fax number 570-963-4014.

**Berks, Carbon, Lehigh, Monroe,  
Northampton and Schuylkill Counties**

**Project Reference No. 08430AG2529**

The Department will retain an engineering firm to provide design review assistance on Highway Occupancy Permit Applications. This contract will be a Specific Project Engineering Agreement for a period of thirty-six (36) months for a total of \$1.0 million dollars (\$1,000,000).

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating this contract based on the Department's evaluation of the 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 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) Past record of performance with respect to cost control, work quality, ability to meet schedules, and previous experience on Highway Occupancy Permit Review Contracts (if any). The specific experience of individuals employed by the firm shall be considered.
- b) Available staffing for this assignment and the ability to meet the Department's needs.
- c) Specialized experience and technical competence of firm.
- d) Location and availability of Consultant with respect to the District Office.
- e) Avoidance of potential conflict of interest in review tasks.

The selected consultant must use its own offices when performing review work under this contract. The selected consultant will not be permitted to work on any assignment for which it may have a conflict of interest.

The firm selected may be required to provide assistance with design reviews of Highway Occupancy Permit Applications for low, medium, and high volume driveways or road improvements submitted to the District 5-0 Permit Office. The nature of the reviews requires that the selected consultant be able to perform review tasks and

furnish review comments within a very short time frame (usually 10 business days from assignment of the permit application review to the consultant). Tasks required under this contract may include, but are not limited to: technical review of submitted applications (review of plans and supporting documentation); drainage review; traffic and signal design review (in conjunction with the District Traffic Unit); attendance at meetings with municipalities and applicants (and their consulting engineers if applicable). The number of personnel required for this contract are approximately one project manager and four to seven support personnel working part-time from the consultant's office(s) and one permit clerk working full-time in the District 5-0 Permit Office.

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

The Letter of Interest submission shall be sent to:

Mr. Walter E. Bortree, P.E.  
District Engineer  
Engineering District 5-0  
1713 Lehigh Street  
Allentown, PA 18103  
Attn: James R. McGee, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the tenth (10th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to James R. McGee, P.E., phone number (610) 798-4158, fax number (610) 798-4116 or Francis J. Hanney, phone number (610) 798-4173, fax number (610) 798-4116.

**General Requirements and Information**

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

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

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

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

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

By submitting a letter of interest for the projects that request engineering services, the consulting firm is certifying that the firm is qualified to perform engineering services in accordance with the laws of the Commonwealth of Pennsylvania. A firm not conforming to this

requirement may submit a letter of interest as a part of a joint venture with an individual, firm or corporation which is permitted under State law to engage in the practice of engineering.

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

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

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

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

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

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

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

The assignment of the agreement/contract for the above advertisement(s) will be made to one of the firms who submitted an acceptable Letter of Interest in response to the project advertisement. The assignment will be made based on the Department's evaluation of the firm's qualification and capabilities. The Department reserves the right to reject all letters submitted, to cancel the solicita-

tions requested under this Notice, and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 00-616. Filed for public inspection April 7, 2000, 9:00 a.m.]

### Wetland Banking Memorandum of Agreement

The purpose of this notice is to solicit comments from the public about the attached proposed wetland banking memorandum of agreement for the Pennsylvania Department of Transportation.

*Summary:* The purpose of this proposed wetland banking agreement is to establish a wetland banking system to provide effective advanced compensatory mitigation for unavoidable, minimized impacts to wetlands of the United States and the Commonwealth of Pennsylvania resulting from transportation-related construction or maintenance activities. The document will serve as an umbrella banking instrument for developing site specific subordinate instruments.

*Coordinating Agencies:* Federal Highway Administration, Pennsylvania Division (federal); U. S. Army Corps of Engineers Baltimore, Philadelphia, and Pittsburgh Districts (federal); U. S. Environmental Protection Agency, Region III (federal); U. S. Fish and Wildlife Service (federal); U. S. Department of Agriculture, Natural Resource Conservation Service (federal); Pennsylvania Department of Transportation (state); Pennsylvania Department of Environmental Protection (state); Pennsylvania Game Commission (state); Pennsylvania Fish and Boat Commission (state).

Please communicate the enclosed information to any persons known by you to be interested in this matter. Address comments to either:

Ms. Susan McDonald  
Pennsylvania Department of Transportation  
Bureau of Environmental Quality  
555 Walnut Street—7th Floor  
Forum Place Building  
Harrisburg, PA 17101-1900

or

Mr. Paul Wettlaufer  
Regulatory Branch  
Baltimore District Corps of Engineers  
P. O. Box 1715  
Baltimore, Maryland 21203-1715

or

Mr. Daniel W. Johnson  
Federal Highway Administration  
Pennsylvania  
228 Walnut Street—Room 536  
Harrisburg, Pennsylvania 17101-1720.

*For Further Information Contact:* Susan McDonald, Acting Division Chief, Pennsylvania Department of Transportation, Bureau of Environmental Quality, Environmental Analysis Division (717-772-3083).

*Supplementary Information:***Memorandum of Agreement**

between

Commonwealth of Pennsylvania, Department of  
Transportation (PennDOT)

and

Commonwealth of Pennsylvania, Department of  
Environmental Protection (DEP)

and

Commonwealth of Pennsylvania, Fish and Boat  
Commission (PAFBC)

and

Commonwealth of Pennsylvania, Game Commission  
(PGC)

and

U. S. Army Corps of Engineers, North Atlantic Division

and

U. S. Army Corps of Engineers, Ohio Division

and

U. S. Environmental Protection Agency, Region III (EPA)

and

U. S. Fish and Wildlife Service, Pennsylvania Field Office  
(USFWS)

and

Natural Resource Conservation Service, Pennsylvania  
State Office (NRCS)

and

Federal Highway Administration, Pennsylvania Division  
(FHWA)

For the purposes of

Establishing a Statewide Umbrella Wetland Banking  
Instrument

This MEMORANDUM is entered into this \_\_\_\_\_ day  
of \_\_\_\_\_, 2000, between the above listed parties.

WHEREAS, Sections 501 and 502 of the Administrative  
Code of 1929, as amended, 71 P. S. §§ 181-182 require the  
Commonwealth Departments and agencies to cooperate  
with one another and coordinate their work; and,

WHEREAS, Section 2002(a)(7) of the Pennsylvania  
Administrative Code of 1929, as amended, 71 P. S.  
§ 512(a)(7), requires The Pennsylvania Department of  
Transportation to cooperate with appropriate Federal  
agencies in the coordination of plans and policies in the  
development of transportation facilities; and,

WHEREAS, The Pennsylvania Department of Transpor-  
tation, in pursuit of its mission to provide an improved  
transportation system for the citizens of the Common-  
wealth of Pennsylvania, is required to consider the im-  
pacts of its projects on wetlands pursuant to the National  
Environmental Policy Act of 1969 42 U.S.C. §§ 4321 et  
seq. and the Clean Water Act of 1977, 33 U.S.C. §§ 1251  
et seq., as amended; and,

WHEREAS, the federal government has set forth guid-  
ance for the Establishment, Use and Operation of Mitiga-  
tion Banks at 60 FR 58605, 1995.

NOW, THEREFORE, these parties set forth the follow-  
ing as terms and conditions of this agreement:

**I. INTRODUCTION****A. Purpose**

The purpose of this wetland banking agreement (Agree-  
ment) is to establish a wetland banking system to provide  
effective compensatory mitigation for unavoidable, mini-  
mized impacts to wetlands of the United States and the  
Commonwealth resulting from transportation construc-  
tion or maintenance activities. This document serves as

an umbrella banking instrument for developing site spe-  
cific subordinate instruments. Site specific development  
plans will be appended to this banking instrument as  
they are developed. Wetland compensatory mitigation is  
appropriate only after it has been demonstrated to the  
satisfaction of the permitting agencies that there is no  
practicable alternative to construction in a wetland and  
that all practicable measures to avoid and minimize  
impacts to wetlands have been incorporated into the  
project.

When minimized project impacts total one acre or less,  
wetland bank debiting is appropriate when it has been  
demonstrated to the satisfaction of the permitting agen-  
cies that:

- 1) On-site mitigation is not practicable or
- 2) Compensation through wetland bank debiting is of  
greater environmental benefit than on-site mitigation.

When minimized project impacts total over one acre,  
wetland bank debiting is appropriate compensatory miti-  
gation when it has been demonstrated to the satisfaction  
of the permitting agencies that:

- 1) On-site mitigation is not practicable, and
- 2) Other off-site mitigation is not practicable, or
- 3) Compensation through wetland bank debiting is of  
greater environmental benefit than either on-site mitiga-  
tion or other off-site mitigation.

**B. Goal**

The goal of the wetland banking system put forth in  
this Agreement is to provide an efficient and effective  
means to replace wetland functions and values in advance  
of their loss or alteration by the authorized construction  
or maintenance of transportation facilities. Wetland  
banks should be designed to ensure the maintenance,  
restoration, and, when feasible, improvement of the  
physical, chemical, and biological integrity of wetlands.

**C. Authority**

This agreement is established in consideration of the  
following federal and state laws, regulations, policies, and  
guidance:

**Federal:**

- Clean Water Act (33 USC 1251 et seq.)
- Rivers and Harbors Act of 1899 (33 USC 403)
- National Environmental Policy Act (42 USC 4321 et  
seq.)
- Executive Order 11990—Protection of Wetlands
- Regulatory Programs of the Corps of Engineers (33  
CFR Parts 320 through 330)
- Section 404 (b)(1) Guidelines for the Specification of  
Disposal Sites for Dredged or Fill Material (40 CFR  
Part 320)
- Memorandum of Agreement between the EPA and the  
Department of the Army Concerning the Determi-  
nation of Mitigation under the Clean Water Act, Section  
404(b)(1) Guidelines, February 6, 1990
- Department of Transportation Order 5660.1A—Preser-  
vation of the Nation's Wetlands
- Mitigation of Environmental Impacts to Privately  
Owned Wetlands (23 CFR 777)
- Fish and Wildlife Coordination Act (16 USC 661)
- U. S. Fish and Wildlife Service Mitigation Policy (46 FR  
7644, 1981)
- Endangered Species Act of 1973 (16 USC 1531 et seq.)
- Magnuson Fisheries Conservation and Management Act  
(16 USC 1801 et seq.)

National Marine Fisheries Habitat Conservation Policy (48 FR 53142, 1983)

Transportation Equity Act for the 21st Century (codification pending)

Coastal Zone Management Act (16 USC 1451 et seq.)  
Federal Guidance for the Establishment, Use, and Operation of Mitigation Banks (60 FR 58605, 1995)

#### State:

Constitution of the Commonwealth of Pennsylvania, Section 27, Article 1

Pennsylvania Act 120 of 1970

Dam Safety and Encroachments Act (32 P. S. §§ 693.5 et seq.)

Pennsylvania Clean Streams Law (35 P. S. §§ 691.5 et seq.)

25 Pa. Code Chapter 82—Conservation of Pennsylvania Native Wild Plants

25 Pa. Code Chapter 93—Water Quality Standards

25 Pa. Code Chapter 105—Dam Safety and Waterway Management

Pa. Title 30—The Fish and Boat Code

Pa. Title 34—The Game and Wildlife Code

Pennsylvania State Water Plan

#### D. Benefits

The advantages of mitigation banking include, but are not limited to:

Compensatory mitigation efforts are in place and functioning prior to impacts, thereby reducing the temporal loss of functions and ensuring successful replacement.

Mitigation banks can be monitored and maintained with greater ease than numerous small mitigation sites.

Mitigation banking can improve agency coordination in mitigation planning.

Mitigation banking can reduce permit preparation and evaluation time for qualifying projects.

Mitigation banks may be more resilient to natural environmental cycles and may provide increased ecological benefit in comparison to numerous small mitigation sites of equal area.

Mitigation banking can result in decreased cost and increased application of sound wetland science in design and construction.

#### E. Definitions

*Permitting Agencies*—Any federal or state agency empowered by regulation to authorize the particular use of a mitigation bank as compensation for a permitted activity. As it pertains to this agreement the permitting agencies are specifically the U. S. Army Corps of Engineers (Philadelphia, Baltimore, and Pittsburgh Districts) and the Pennsylvania Department of Environmental Protection.

*Bank Sponsor*—An organization within the Pennsylvania Department of Transportation (such as an Engineering District) assigned the responsibility for the establishment and operation of a mitigation bank in a given service area.

*Consensus*—A process by which a group synthesizes its concerns and ideas to form a common collaborative agreement acceptable to all members. While the primary goal of consensus is to reach an agreement on an issue by all parties, unanimity may not always be possible.

*Creation*—The establishment of a wetland where one did not formerly exist.

*Credit*—A unit of measure representing the accrual or attainment of wetland functions at a mitigation bank.

*Debit*—A unit of measure representing the loss of wetland functions at an impact or project site.

*Development Plan*—A site-specific plan prepared for each mitigation bank site which details the particulars of bank establishment and operation.

*Enhancement*—Activities conducted in existing wetlands that increase one or more wetland functions.

*Environmental Clearance Documentation*—Documentation prepared with the purpose of compliance with the National Environmental Policy Act and/or Pennsylvania Act 120 of 1970. Such documentation is reviewed and approved by the Federal Highway Administration and/or the Pennsylvania Department of Transportation.

*In-kind replacement*—Compensation that provides essentially the same set of interrelated wetland functions as those lost at the impacted wetlands. This is typically established through classification of wetland type.

*Mitigation Bank*—A site where wetlands have been restored, created, enhanced, or, in exceptional circumstances, preserved expressly for the purpose of providing compensatory mitigation in advance of authorized impacts to wetlands.

*Mitigation Bank Criteria*—Site specific parameters under which a bank is operated. These parameters form site specific portions of this wetland banking instrument and will be appended hereto as sites are developed. These criteria include the approved Development Plan, monitoring reports, transaction reports, mitigation bank site accounting, and other such documentation as may affect banking operations.

*Mitigation Banking Review Team (MBRT)*—A group consisting of one representative from each of the following agencies (which are signatory to this agreement) that oversees the establishment, use and operation of banks established under this agreement:

The appropriate U. S. Army Corps of Engineers District (co-chair)

Philadelphia District (Phil. Corps)

Baltimore District (Balt. Corps)

Pittsburgh District (Pbgh. Corps)

U. S. Environmental Protection Agency (EPA)

Natural Resource Conservation Service (NRCS)

U. S. Fish and Wildlife Service (USFWS)

Federal Highway Administration (FHWA)

The Pennsylvania Department of Environmental Protection (DEP) (co-chair)

Pennsylvania Fish & Boat Commission (PAFBC)

Pennsylvania Game Commission (PGC)

Pennsylvania Department of Transportation, Bureau of Environmental Quality (BEQ)

*On-site replacement*—Wetland creation, restoration, enhancement or preservation to compensate for impacts within the same watershed (defined by United States Geological Survey's twelve-digit Hydrologic Unit Code) as such impacts occur.

*Out-of-kind replacement*—Compensation which is not in-kind replacement.

*Participant*—An entity obtaining credits from a wetland bank to compensate for authorized impacts resulting from that entity's activities. Specifically in this agreement, approved Participants are limited to the Pennsylvania Department of Transportation and the Pennsylvania Turnpike Commission. Other state agencies, county or

municipal governments, transit authorities, ports, airports and others may be deemed appropriate participants by decision of both the Bank Sponsor and the Permitting Agencies on a case by case basis when such entities impact wetlands directly as a result of delivering transportation infrastructure or services.

*Practicable*—Available and capable of being done after taking into consideration cost, existing technology, and logistics in light of overall project purposes.

*Preservation*—The protection of ecologically important wetlands in perpetuity through the implementation of appropriate legal and physical mechanisms. Preservation will only be considered appropriate compensatory mitigation in exceptional circumstances.

*Restoration*—Re-establishment of previously existing wetland characteristics and functions at a site where they have ceased to exist.

*Service Area*—A set geographic region, based on watershed and ecoregion concepts, wherein a bank can reasonably be expected to provide appropriate compensation for impacted wetlands within which a mitigation bank's debits and credits can be exchanged. Specifically, within this agreement these areas are based on Pennsylvania State Water Plan subwatersheds that have been correlated to approximate ecosystem boundaries. See also the Map of Service Areas, Appendix A.

*Wetland Functions*—Natural processes of wetlands that include but are not limited to:

- Supporting the food chain,
- Meeting the general habitat needs of nesting, spawning, rearing and resting sites for aquatic and terrestrial species,
- Providing areas for the study of the environment,
- Providing environmental sanctuary or refuge,
- Maintaining natural drainage characteristics including sedimentation patterns, salinity distribution, flushing characteristics, and natural water filtration,
- Shielding other areas from wave action, erosion, or storm damage,
- Serving as a storage area for storm and flood waters,
- Providing groundwater discharge that supports minimum baseflows,
- Serving as a recharge area where surface water and groundwater are directly interconnected,
- Preventing or reducing pollution impacts (e.g. toxicant retention, nutrient Transformation),
- Providing recreation

*Wetland Type*—The characterization and categorization of a wetland according to an accepted classification system (i.e. Cowardin, HGM or other system as deemed appropriate).

*Wetlands*—Those areas that are inundated or saturated by surface or groundwater at frequency and duration to support, and that under normal circumstances do support, a prevalence of vegetation typically adapted for life in saturated soil conditions.

## II. DUTIES AND RESPONSIBILITIES OF SIGNATORIES AND PARTICIPANTS

### A. Duties and Responsibilities of the Bank Sponsor

The bank sponsor will:

1. Establish the mitigation bank in accordance with Article III below.

2. Operate the mitigation bank in accordance with Articles IV and V below.

### B. Duties and Responsibilities of the MBRT

The MBRT oversees bank development and crediting. All decisions made by the MBRT with respect to mitigation bank establishment and operation, as outlined in this agreement, shall be reached by consensus except as provided for in Article II Section D.1. below. In exercising this authority, the MBRT will:

1. Field view each potential mitigation banking site and recommend development of such sites as are appropriate and practicable.
2. Review, provide comments, and as appropriate, approve bank development plans.
3. Establish available credits for mitigation banks in accordance with Section IV.A.6. below.

4. Advise the Sponsor and Permitting Agencies on maintenance and remediation activities.

### C. Duties and Responsibilities of the Mitigation Banking Participant

The Mitigation Bank Participant is responsible to the Permitting Agencies and must:

1. Comply with applicable regulatory processes.
2. Demonstrate that use of the bank is practicable and appropriate.
3. Arrange and document the exchange of credits with the Sponsor to the satisfaction of the Permitting Agencies.
4. Participants with known project programs are strongly encouraged to annually consult with the Permitting Agencies by providing a list of projects that the participant anticipates may qualify for use of a mitigation bank.

### D. Duties and Responsibilities of Permitting Agencies

1. As permitting agencies for wetlands, these agencies will co-chair the MBRT. These co-chair agencies will have the final determination on any banking issue with respect to their particular regulatory programs in the event that the MBRT cannot reach consensus.

2. As permitting agencies for wetlands the Permitting Agencies have sole authority over the transfer of credits, notwithstanding any other decision-making requirements bearing upon them by law or regulation. As such they will:

- a. Determine if and when the transfer of credits from a bank is appropriate and practicable for compensatory mitigation.

- b. Ensure that in the interest of achieving functional replacement, in-kind compensation of aquatic resource impacts should generally be required. Out-of-kind compensation may be acceptable if it is determined to be practicable and environmentally preferable to in-kind compensation (e.g. of greater ecological value to a particular region).

- c. Establish, on a case by case basis, the number of bank credits necessary for appropriate compensatory mitigation, within a framework that includes areal extent, landscape position, and ecological function.

- d. Ensure that a Participant has effected a proper exchange of credits.



e. Ensure compliance with the Mitigation Banking Criteria.

3. Approve transfers of legal interests in closed wetland banks as appropriate.

### III. PROCEDURES FOR ESTABLISHING A WETLAND MITIGATION BANK

The Bank Sponsor will take the following steps in developing a mitigation bank. The development effort should occur in conjunction with an appropriate public and agency coordination process that is initiated early and is continuous in nature.

A. Identify sites within a service area with the potential for the development of a mitigation bank. Location of anticipated transportation program projects should be considered in locating such sites. When a watershed assessment has been conducted for a service area or a portion thereof, the sponsor should also give consideration to the recommendations therein.

B. Schedule and conduct a field view to assist the MBRT in their review and approval of a site for mitigation bank development. The field view should include dissemination and discussion of appropriate background material concerning the potential bank site. Appropriate background material may include such data as a project location map, aerial photography, soil survey data, site soil data, preliminary site hydrology and rudimentary concepts of potential compensatory mitigation options for the site.

C. Prepare a draft Development Plan. The plan will contain, at a minimum, the following information:

1. The geographic location of the mitigation bank site
2. Identification of the applicable service area and anticipated need for wetland banking
3. A description of existing site conditions including:
  - a. A wetland delineation and jurisdictional determination where appropriate
  - b. Cultural Resource Issue Identification
  - c. Threatened and Endangered Species Issue Identification
  - d. Soils data
  - e. Hydrologic data
  - f. Natural communities
  - g. Land Use and Land Cover
4. Draft Environmental Clearance Documentation
5. Conceptual Mitigation Design including proposed future conditions
6. Proposed method of securing legal interest

D. Conduct an appropriate public involvement effort that, at a minimum, consists of a public notice publication.

E. Submit the Draft Development Plan and the results of the public involvement effort to the MBRT for review and approval.

F. Gain approval of Environmental Clearance Documentation for mitigation bank development from FHWA and PennDOT Central Office.

G. Secure legal interest in the site sufficient to protect the site in perpetuity. Such legal interest may be either in

the form of fee-simple interest or a permanent conservation easement.

H. Conduct final site design as necessary.

I. Prepare and submit to the MBRT for review and approval the final Development Plan. In addition to including all data in the draft Development Plan it should include:

1. Project goals and objectives including anticipated benefits to the service area,
2. Plans, specifications and estimates for construction including excavation, grading, hydrologic alteration, soil and planting issues as appropriate,
3. Proposed maintenance program,
4. Proposed monitoring protocol,
5. Anticipated final credit accrual,
6. Any site specific accounting procedures,
7. A closure plan, and,
8. Any refinements to the data presented in the draft Development Plan

J. Obtain all needed contracts and permits.

K. Ensure that an individual technically competent in the construction of compensatory mitigation sites is present during construction.

L. Construct the site.

M. Submit as-built plans including vegetative plantings to the MBRT.

### IV. PROCEDURES FOR THE ADMINISTRATIVE OPERATION OF A MITIGATION BANK

A. Establishment of Credits and Timing of Withdrawals

1. Establishment of credits at a wetland bank will be based on the use of an appropriate functional assessment methodology as adopted in the Development Plan. If an appropriate functional assessment methodology is impracticable to employ, acreage may be used as a surrogate for measuring function for the determination of credits.

2. When using a functional assessment methodology to establish credits, credits will be based on the net functional increase over baseline conditions and the area over which such increase has occurred at the time of debiting.

3. When using acreage and classification as the basis for establishing credits, credits resulting from wetland restoration or creation will be established at a rate of one credit per acre per type. Credits from wetland enhancement or preservation will be accrued at a rate based on acreage and type established by the MBRT in advance of construction and specific to the bank's development plan and compensatory mitigation techniques used.

4. Upon completion of construction and submission of the as-built plans to the MBRT as required in Section III.M, ten percent of the anticipated final credits of the bank will be immediately available for transfer.

5. Periodically following construction, upon request of the Sponsor or a permitting agency, the MBRT will review the monitoring data and establish the new total of credits available for transfer. This crediting process will be based on the site's demonstrated progress toward the project goals as established in the development plan. This

process will be continued until the bank site is closed. Final credit accrual may exceed the amount anticipated in the original development plan when a site exceeds the project goals as established in that development plan.

6. So long as site conditions are maintained in accordance with the project goals as established in the development plan, credits remain valid. There is no date of expiration beyond which accrued credits are discounted due to lack of debiting.

#### B. Transferring Credits and Accounting Procedures

1. The Sponsor may transfer credits to any participant specifically defined in this agreement for the purposes of the participant's permit compliance.

2. The Sponsor will determine the conditions of credit transfer to the participant. The Sponsor retains the right to deny the transfer of credits to any potential participant outside of the Pennsylvania Department of Transportation.

3. The Sponsor will provide documentation of the transfer of credits to a participant.

4. The Sponsor will enter the details of credit transfer (participant, number and type of credits transferred, date, and remaining bank credit balance) into the accounting record.

5. When PennDOT is the participant, it will provide mitigation for impacts less than 0.05 acres at a 1:1 ratio through the transfer of bank credits when the impact occurs in the service area of a bank having available credits.

6. Except as provided for in IV.B.5, ratios for the bank debiting to provide compensatory mitigation will be determined during the permit review process.

7. The Sponsor will submit to the MBRT a yearly summary of all credit transfers from banks operational in that year.

#### V. PROCEDURES FOR THE PHYSICAL OPERATION OF A MITIGATION BANK

##### A. Monitoring

The Sponsor will monitor the mitigation bank in accordance with the protocol established in the Development Plan and provide a yearly report of such monitoring to the MBRT. Such monitoring and reporting will continue until bank closure.

##### B. Maintenance

The Sponsor will maintain the site until bank closure to promote the attainment of project goals in accordance with the Development Plan. Following bank closure, the Sponsor will maintain the mitigation bank as directed by the Permitting Agencies.

##### C. Remediation

Once credits are transferred from a bank, the Sponsor is responsible for preserving the performance of project goals and objectives that caused such credits to accrue. The Sponsor shall take all appropriate and practicable measures to ensure this preservation. These measures may include remediation at the bank; wetland restoration, creation, enhancement or preservation at a new location; or other efforts as directed by the permitting agencies.

##### D. Closure

The bank will be considered closed after the longer period of the following: a.) the monitoring program set forth in the Development Plan is complete, or, b.) when the Sponsor requests and the MBRT approves closure. Following closure, and as provided for by regulation, the Sponsor continues to hold the responsibility to maintain the site as a wetland in perpetuity, except as provided for in Section V.E. below. Routine maintenance and monitoring will not be required after closure. However, as appropriate and practicable, the Permitting Agencies may direct the performance of specific maintenance or remediation efforts.

##### E. Transfer of Legal Interest

Upon bank closure, the Sponsor may propose, and the MBRT may approve, the transfer of legal interest in the site to any public or private entity so long as the site will continue to be protected in perpetuity. The proposal for transfer of interest must specifically stipulate which responsibilities of sponsorship are to be transferred to the entity as well as document the entity's awareness and willingness to accept such responsibilities.

#### VI. RATIFICATION, MODIFICATION, AND TERMINATION OF THIS AGREEMENT

Nothing in this agreement is intended to diminish, modify, or otherwise affect the statutory or regulatory authorities of signatory agencies.

The previously existing mitigation banking interagency agreement between PennDOT Engineering District 9-0, the Baltimore Corps District, the Pittsburgh Corps District, the DEP Southwest Regional Office, and the DEP Southcentral Regional Office and the previously existing mitigation banking interagency agreement between PennDOT Engineering District 3-0, the Baltimore Corps District, and the DEP Northcentral Regional Office, are hereby integrated into and superceded by this agreement. All existing plans, permits, negotiations and approvals made under these agreements specific to District 9-0 banks sites in Fulton, Huntingdon, and Cambria County sites and District 3-0 bank site at the former Hoffman Farm in Tioga County are validated under this agreement.

This agreement will take effect one (1) day after the date of the last signature. Periodic review of this agreement by signatory agencies will occur every five (5) years following ratification unless waived. This agreement may be modified with the approval of all signatories. Modifications of this agreement may be proposed by one or more signatories. The originator(s) of the modification shall circulate such draft modification(s) to all signatories for a sixty (60) day period of review. Approval of the modification(s) will be indicated by written acceptance. A signatory may terminate participation in this agreement upon a ninety (90) day written notice to all other signatories.

BRADLEY MALLORY,  
*Secretary*

[Pa.B. Doc. No. 00-617. Filed for public inspection April 7, 2000, 9:00 a.m.]

# FISH AND BOAT COMMISSION

## Organizations that Offer Boating Safety Education Courses that are Acceptable to the Commission

Under 58 Pa. Code § 91.6 (relating to certificates), a Boating Safety Education Certificate is one issued by, among others, organizations approved by the Executive Director of the Fish and Boat Commission (Commission). The Commission's Executive Director has found that the following organizations offer boating safety education courses that are acceptable to the Commission:

American Marine Training/Stratford, Ct.  
 American Sailing Association  
 Boating Safety School of Florida  
 Boatwise  
 Canadian Power & Sail Squadrons  
 Ceeri (Florida)  
 Chelsea Sailing, Inc.  
 Coast Boating School  
 Connecticut Marine Services  
 Corcaran, Raymond  
 Empire Safety Council  
 Garden State Safety Council  
 Longshore Sailing School/Westport, Ct  
 N.A.S.I.S.S.: Middletown, NJ  
 New England School of Boating  
 Personal Watercraft Rescue Specialists  
 Safe Boating Institute, Inc.  
 Safety Resources  
 Sound Environment Associates  
 U. S. Coast Guard Auxiliary  
 U. S. Sailing Assoc./Newport, RI  
 Watercraft Training Center (Canada)

American Power Boating Association  
 Boating Ed & Charter Ser. Beacon Falls, Ct.  
 Boating Safety Institute of America  
 Boating Safety Educators of America  
 Capt. Craig Haims: Greenwich, Ct.  
 Chapman School of Seamanship; Stuart, Fl.  
 City of Bridgeport Harbor Master's Office  
 Coastline Sailing School  
 Connecticut Safe Boating, LLC  
 Don Fleming Yacht Services  
 Florida School of Safe Boating  
 Green Marine Services  
 Mosby Lifeline  
 New England Maritime  
 Northeast Marine Services of Pawcatuck, Ct  
 Rhode Island Maritime School  
 Safe Boating School  
 Safe-Sea Marine Services  
 Toledo Comm. Boating Ed. Ctr./Toledo, OH  
 U. S. Power Squadrons  
 Univ. of NC Wilmington/Wilmington, NC  
 Westrec Yachting Center

PETER A. COLANGELO,  
*Executive Director*

[Pa.B. Doc. No. 00-618. Filed for public inspection April 7, 2000, 9:00 a.m.]

## HEALTH CARE COST CONTAINMENT COUNCIL

### Mandated Benefits

Section 9 of Act 34 of 1993 requires that the Health Care Cost Containment Council (Council) review proposed mandated health benefits on request of the executive and legislative branches of government. The Council has been requested by Senator Edwin G. Holl, Chairperson of the Senate Banking and Insurance Committee, to review Senate Bill 1291, Printers Number 1668 (Hart), the Access to Dental Care Act. Senate Bill 1291 would require health insurance policies to provide coverage for general anesthesia and associated medical costs to eligible dental patients. Eligible patients include: 1) individuals who are severely disabled mentally, physically, or developmentally and are extremely fearful or uncooperative, whose dental needs are deemed important enough that dental care cannot be deferred and 2) children under 5 years of age.

The Council is requesting that anyone supporting or opposing these mandated insurance benefits provide six copies of documentation to the Council no later than June 8, 2000. The documentation should be mailed to Flossie Wolf, Health Care Cost Containment Council, 225 Market Street, Suite 400, Harrisburg, PA 17101.

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

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

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

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

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

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

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

(vii) the results of any other relevant research.

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

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

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

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

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

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

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

MARC P. VOLAVKA,  
*Executive Director*

[Pa.B. Doc. No. 00-619. Filed for public inspection April 7, 2000, 9:00 a.m.]

These changes will enable animal and pet owners to make more informed decisions at the time they have to seek emergency veterinary care. Some veterinarians may incur additional expenses to change their current advertisements if they do not conform to these new requirements.

This regulation meets the criteria of the Regulatory Review Act.

*Therefore, It Is Ordered That:*

1. Regulation No. 16A-576 from the State Board of Veterinary Medicine, as submitted to the Commission on March 1, 2000, is approved; and

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

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 00-620. Filed for public inspection April 7, 2000, 9:00 a.m.]

# INDEPENDENT REGULATORY REVIEW COMMISSION

## Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, March 23, 2000, and took the following actions:

### *Regulations Approved:*

State Board of Veterinary Medicine # 16A-576: Professional Conduct; Advertising (amends 49 Pa. Code § 31.21).

*Commissioners Voting:* Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held  
March 23, 2000

*State Board of Veterinary Medicine—Professional Conduct; Advertising; Regulation No. 16A-576*

### Order

On June 17, 1998, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Veterinary Medicine. This rulemaking amends 49 Pa. Code § 31.21. The authority for this regulation is section 5(a) and (b) of the Veterinary Medicine Practice Act (63 P. S. § 485.5(1) and (2)). The proposed regulation was published in the *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on March 1, 2000.

This rulemaking adds a new standard for advertising emergency veterinary services to the existing Rules of Professional Conduct for Veterinarians. It will require veterinarians to disclose in all advertisements the specific hours when the emergency services will be available, whether the veterinarian is on the premises or on call, and whether the emergency services available are limited to particular types of animals.

## Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (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>
52-010	Pennsylvania Human Relations Commission Housing Accommodations/Commercial Property	3/23/00
16A-693	State Board of Social Work Examiners Verification Fees	3/27/00
16A-477	State Board for Professional Engineers, Land Surveyors and Geologists Verification and Certification Fees	3/27/00
16A-578	State Board of Veterinary Medicine Fees	3/27/00
16A-672	State Board of Occupational Therapy, Education and Licensure Fees	3/27/00
16A-469	State Board of Dentistry Verification/Certification Fees	3/27/00
7-339	Department of Environmental Protection Bureau of Air Quality Surface Coating Processes (RBI # 4)	3/28/00

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 00-621. Filed for public inspection April 7, 2000, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Pennland Insurance Company; Private Passenger Auto Insurance Rate and Rule Revision

On March 27, 2000, the Insurance Department (Department) received from Pennland Insurance Company a filing for a proposed rate level and rule change for Private Passenger Auto insurance.

The company requests an overall 4.2% increase amounting to \$1,719,000 annually to be effective July 1, 2000 for new business and August 1, 2000 for renewal business.

Unless formal administrative action is taken prior to May 26, 2000, the subject filing may be deemed approved by operation of law.

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

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, (E-mail: xlu@ins.state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 00-622. Filed for public inspection April 7, 2000, 9:00 a.m.]

shall bring enough copies for the record and for each opposing party.

In some cases, the Commissioner may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

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

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 00-623. Filed for public inspection April 7, 2000, 9:00 a.m.]

### Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) in connection with the termination of the insured's automobile policy. The hearings will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). This administrative hearing will be held in the Insurance Department's Regional Offices in Harrisburg, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The hearing will be held in Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102.

Appeal of Elizabeth Liggon; file no. 00-181-01499; American International Insurance Company; doc. no. P00-03-023; April 26, 2000, at 10 a.m.

Appeal of Linda and Earl Kean; file no. 00-181-01574; Erie Insurance Exchange; doc. no. P00-03-024; April 26, 2000, at 1 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board lease will expire:

Cumberland County, Wine & Spirits Shoppe #2108, 443 North Enola Road, Enola, PA 17025-2128.

Lease Expiration Date: March 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space within East Pennsboro Township, between Valley Road to the North, U. S. Routes 11 and 15 to the East, the Conodoguinet Creek to the south and the Hampden Township line to the west.

*Proposals due:* April 28, 2000 at noon

**Department:** Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Charles D. Mooney, (717) 657-4228

JOHN E. JONES, III,  
*Chairperson*

[Pa.B. Doc. No. 00-624. Filed for public inspection April 7, 2000, 9:00 a.m.]

# PENNSYLVANIA PUBLIC UTILITY COMMISSION

## Abandonment of Service Without Hearing

**A-121850F2023. National Fuel Gas Distribution Corporation.** Application for Approval of Abandonment of Service by National Fuel Gas Distribution Corporation for five natural gas service customers located in Washington Township, Butler County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before April 24, 2000, under 52 Pa. Code (relating to public utilities).

*Applicant:* National Fuel Gas Distribution Corporation

*Through and By Counsel:* Gwen M. Ralph, Esquire, National Fuel Gas Distribution Corporation, P. O. Box 2081, 1100 State Street, Erie, PA 16512.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 00-625. Filed for public inspection April 7, 2000, 9:00 a.m.]

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## Railroad With Hearing

**C-00992585. Duryea Borough.** Duryea Borough v. Reading, Blue Mountain and Northern Railroad, Delaware and Hudson Railway Company, Pennsylvania Department of Transportation and Luzerne County.

Complainant states Duryea Borough Council has received numerous complaints regarding the railroad crossings in Duryea Borough. The crossings are uneven, loose railroad ties and potholes and the conditions are deteriorating constantly. Site includes crossings on Coxton Road, Foote Avenue, Phoenix Street, Marcy Street and York Avenue. They would like crossings inspected and appropriate action taken. Additional respondents are PENNDOT, Duryea County Solicitor and Luzerne County Solicitor.

An Initial Hearing on this matter will be held Thursday, May 18, 2000 at 10 a.m. in Room 318, Scranton State Office Building, 100 Lackawanna Avenue, Scranton, PA when and where interested persons may appear and be heard, if they so desire.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 00-626. Filed for public inspection April 7, 2000, 9:00 a.m.]

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## Railroad With Hearing

**C-00992850. Mount Carmel Township v. Reading, Blue Mountain and Northern Railroad, Northumberland County, and Commonwealth of Pennsylvania Department of Transportation.** Complainant states railroad crossings in the village of Locust Gap, PA

are in deplorable condition; crossings are located at Railroad and Marshall Streets, Railroad and 1st, Railroad and 2nd, and Railroad and 5th Street. The railroad company in question has been contacted by telephone and in writing. Complainant wants railroad officials to repair the railroad crossings so that they present no dangerous situation for citizens. Crossing at 2nd and Railroad Street is utilized by a handicapped individual who is confined to a wheelchair causing an extremely dangerous situation.

An Initial Hearing on this matter will be held Tuesday, May 16, 2000 at 10 a.m. in an available hearing room, Ground Floor, North Office Building, North Street and Commonwealth Avenue, Harrisburg, PA when and where interested persons may appear and be heard, if they so desire.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 00-627. Filed for public inspection April 7, 2000, 9:00 a.m.]

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## Transfer by Sale Without Hearing

**A-212285F0073. Pennsylvania-American Water Company and Sandy Ridge Water Authority.** Application of Pennsylvania-American Water Company and Sandy Ridge Water Authority for approval of (1) the transfer by sale of the waterworks property and rights of the Sandy Ridge Water Authority to Pennsylvania-American Water Company, and (2) the right of Pennsylvania-American Water Company to begin to offer or furnish water service to the public in additional portions of Rush Township, Centre County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before April 24, 2000, under 52 Pa. Code (relating to public utilities).

*Applicant:* Pennsylvania-American Water Company

*Through and By Counsel:* Velma A. Redmond, Esquire, Susan D. Simms, Esquire, Corporate Counsel, Pennsylvania-American Water Company, 800 West Hersheypark Drive, Hershey, PA 17033.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 00-628. Filed for public inspection April 7, 2000, 9:00 a.m.]

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## Transfer by Sale Without Hearing

**A-212285F0072. Pennsylvania-American Water Company and West Decatur Authority.** Application of Pennsylvania-American Water Company and West Decatur Authority for approval of (1) the transfer by sale of the waterworks property and rights of the West Decatur Authority Water Systems to Pennsylvania-American Water Company, and (2) the right of Pennsylvania-American Water Company to begin to offer or furnish water service to the public in additional portions of Boggs Township and Decatur Township, Clearfield County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before April 24, 2000, under 52 Pa. Code (relating to public utilities).

*Applicant:* Pennsylvania-American Water Company

*Through and By Counsel:* Velma A. Redmond, Susan D. Simms, Corporate Counsel, Pennsylvania-American Water Company, 800 West Hersheypark Drive, Hershey, PA 17033.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 00-629. Filed for public inspection April 7, 2000, 9:00 a.m.]

### 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 May 1, 2000, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

**Applications of the following for approval of the beginning of the exercise of the right and privilege of operating as common carriers for transportation of persons as described under each application.**

**A-00115605, Folder 3. Perry J. Camerlengo, Jr.** (P. O. Box 778, Broomall, Delaware County, PA 19008)—persons in limousine service, using vehicles seating no more than 15 passengers including the driver, between points in the counties of Delaware, Philadelphia, Chester, Montgomery and Bucks, and from points in said counties, to points in Pennsylvania, and vice versa. By the instant application, applicant is seeking waiver of the Commission's regulations at 52 Pa. Code § 29.333(a), vehicle and equipment requirements.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 00-630. Filed for public inspection April 7, 2000, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Invitation for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Proj. # 0002.1—General Construction, # 0002.2 Heating, Ventilation and Air Conditioning, # 0002.3 Plumbing Construction and # 0002.4 Electrical

Construction for renovation of office space at Tioga Administration Building until 2 p.m. on Thursday, April 27, 2000.

The bid documents can be obtained from the Director of Procurement, 210 W. Washington Sq., 13th Floor, Philadelphia, PA 19106, (215) 928-9100 and will be available April 17, 2000. The cost of the bid document is \$35 (includes 7% PA Sales Tax). The cost is nonrefundable. The PRPA is an equal opportunity employer. Contractor will be required to comply with all applicable equal employment opportunity laws and regulations. Mandatory prebid job site meeting will be held April 24, 2000 at 10 a.m. at the Tioga Administration Building, Room 107.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 00-631. Filed for public inspection April 7, 2000, 9:00 a.m.]

## TURNPIKE COMMISSION

### Retention of Two Engineering Firms

#### Full Depth Roadway Reconstruction and Widening Montgomery County, PA Reference No. 4-054

The Turnpike Commission (Commission) will retain two engineering firms for the design of the full depth roadway reconstruction and widening by one lane directional between the Valley Forge (# 24) and Norristown (# 25) Interchanges in Montgomery County. Project also includes the replacement of the S. R. 202 bridge over the Turnpike at Milepost 328.1. The selected firms will be responsible for the prefinal and final design of this project.

The engineering services required will include supplemental field surveys, cross sections, evaluation of utility conflicts and potential relocations, development of erosion and sedimentation control plans and specifications, preparation of hydraulic reports for waterway approvals, preliminary and final traffic control plans, structural foundation reports, preparation of Type Size and Location and final bridge plans, preparation of preliminary and any needed final right-of-way plans, geotechnical investigations, preparation of preliminary and final construction plans and specifications for the Commission to bid three construction contracts. The construction contracts will be as follows: from the Valley Forge Interchange to Flint Hill Road bridge; from Ridge Pike bridge to the Norristown Interchange; and the replacement of the S. R. 202 bridge. The intent is to rebuild the roadway and widen the Turnpike based upon the Feasibility Study prepared for widening the Turnpike. Preliminary Noise Studies indicate that barriers will be further considered in the preliminary and final design.

The design contracts will be split as follows:

*Contract One*—This will include the preliminary design of the overall segment of Turnpike between the Valley Forge and Norristown Interchanges and final design of the segment from the Valley Forge Interchange to the Flint Hill Road bridge.

*Contract Two*—This will include the preliminary and final design of the replacement of DB-106 (S. R. 202), Milepost 328.1 and final design of the segment from the Ridge Pike bridge to the Norristown Interchange.

A copy of the Feasibility Study for widening the Turnpike between the Valley Forge and Norristown Interchanges prepared in metric units will be available at the Commission's Central Office and Eastern and Western Regional Offices to be viewed by engineering firms prior to the submission of Letters of Interest.

In addition, low-level photography will be available in this area to an accuracy of  $\pm 0.05$  feet. Hard copies of the mapping and a disk will be provided to the consultant for their use. A digital terrain model in AutoCADD DWG format will also be provided. The consultant will be required to perform supplemental surveys and re-establish the existing centerline of the Turnpike. Also, cross sections will be cut and plotted from the available information. The design for this project will be performed in English Units. Plans (drawings), including cross-sections, profiles, and the like, will be prepared utilizing AutoCADD DWG format. Translation of the plans into AutoCADD DWG format is not acceptable.

Direct inquires to Jeffrey C. Davis, P.E., at (717) 939-9551, Ext. 5160; or by E-mail at jdavis@paturndpike.com.

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

a. Specialized experience and technical competence of prime consultant and subconsultants. The team must clearly demonstrate an ability to analyze available data to make decisions and develop plans to complete the project in a timely and cost effective manner.

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

c. The specific experience and number of individuals who constitute the firm.

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

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

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

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

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

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

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

3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Any

deviation from the subconsultant's listed in the letter of interest will require written approval from the Commission.

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

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

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

- Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, not more than 1 year old as of the date of the advertisement.
- Resumes of key personnel expected to be involved in the project. (Limit to one 8 1/2 x 11 page, one side, per person.) Only resumes of key personnel should be included.
- Copy of the firm's registration to do business in the Commonwealth as provided by the Department of State for firms with out-of-state headquarters or corporations not incorporated in this Commonwealth.
- A copy of the Department's DBE/WBE Certification, if applicable.

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

The Commission is committed to the inclusion of disadvantaged, minority and women-owned firms in contracting opportunities. The minimum participation level for DBE/MBE/WBEs in these contracts will be 10% each. Responding firms shall clearly identify DBE/MBE/WBE firms, expected to participate in this contract, in their letter of interest. If the selected firm does not meet the minimum requirement for DBE/MBE/WBE participation, they will be required to demonstrate good faith efforts to achieve the required level. Proposed DBE/MBE/WBE firms must be certified by the Department of Transportation at the time of the submission of the letter of interest. If further information is desired concerning DBE/MBE/WBE participation, direct inquiries to the Office of Equal Opportunity Development, Turnpike Commission by calling (717) 939-9551, Ext. 4241.

Firms interested in performing the previously-mentioned services are invited to submit a letter of interest and required information to Barry L. Troup, P.E., Assistant Chief Engineer for Design, at the Turnpike Commission Administration Building located at 176 Kost Road, Carlisle, PA 17103-0779. (FedEx address: 176 Kost Road, Carlisle, PA 17103-0779) (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676)

The letter of interest and required information must be received by noon, local time, Friday, April 28, 2000.



Letters of interest received after this date and time will be time-stamped and returned.

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

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

JAMES F. MALONE, III,  
*Chairperson*

[Pa.B. Doc. No. 00-632. Filed for public inspection April 7, 2000, 9:00 a.m.]