

# NOTICES

## DEPARTMENT OF AGRICULTURE

### Fertilizer Nutrient Values

The Secretary of Agriculture, under the authority of section 8 of the Pennsylvania Fertilizer, Soil Conditioner and Plant Growth Substance Law (3 P. S. §§ 68.1—68.9) hereby establishes the commercial values per pound of nitrogen, phosphoric acid and potash.

The values are established as follows:

nitrogen	\$0.22 per pound
phosphoric acid	\$0.25 per pound
potash	\$0.15 per pound

#### *Further Information*

Further information is available by contacting John W. Breitsman, Program Specialist, Division of Agronomic and Regional Services, Bureau of Plant Industry, Department of Agriculture, 2301 N. Cameron Street, Harrisburg, PA 17110-9408, (717) 787-4843.

#### *Effective Date*

These commercial values are effective commencing July 1, 2000, and shall remain effective until further notice.

SAMUEL E. HAYES, Jr.,  
*Secretary*

[Pa.B. Doc. No. 00-892. Filed for public inspection May 26, 2000, 9:00 a.m.]

## DEPARTMENT OF BANKING

### Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending May 16, 2000.

#### BANKING INSTITUTIONS

##### New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-16-00	The Peoples Interim Bank of Oxford Chester County	Oxford	Approved

##### Conversions

<i>Date</i>	<i>Name of Institution</i>	<i>Location</i>	<i>Action</i>
5-15-00	Tioga-Franklin Savings Association Philadelphia Philadelphia County <i>To:</i> Tioga-Franklin Savings Bank Philadelphia Philadelphia County	Philadelphia	Approved

Represents conversion from a State-chartered mutual savings association to a State-chartered mutual savings bank.

##### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-16-00	The Peoples Bank of Oxford, Oxford, and The Peoples Interim Bank of Oxford, Oxford Surviving Institution— The Peoples Bank of Oxford, Oxford	Oxford	Filed

Application for merger is solely to facilitate the acquisition of The Peoples Bank of Oxford, Oxford, by Peoples First, Inc., Oxford, a bank holding company in organization.

## NOTICES

**Branch Applications**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-20-99	Merchants Bank of Pennsylvania Shenandoah Schuylkill County	Maplewood Plaza Humboldt Industrial Park Hazle Township Luzerne County	Opened
4-28-00	Summit Bank Bethlehem Northampton County	Pathmark Supermarket 5005 Edgemont Ave. Brookhaven Delaware County	Opened
5-12-00	S & T Bank Indiana Indiana County	820 S. Aiken Avenue Pittsburgh Allegheny County	Filed
5-12-00	S & T Bank Indiana Indiana County	Messenger Service Branch to Serve Area Within Five-Mile Radius of Aiken Avenue Branch in Pittsburgh	Filed

**Branch Relocations**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-3-99	Royal Bank of Pennsylvania Narberth Montgomery County	<i>To:</i> 655 West DeKalb Pk. King of Prussia Upper Merion Twp. Montgomery County  <i>From:</i> 1030 DeKalb Pike King of Prussia Upper Merion Twp. Montgomery County	Effective
5-15-00	Pennview Savings Bank Souderton Montgomery County	<i>To:</i> 500 Harleysville Pike Franconia Montgomery County  <i>From:</i> 503 Harleysville Pike Franconia Montgomery County	Filed
5-16-00	Harris Savings Bank Harrisburg Dauphin County	<i>Into:</i> Camp Hill Mall Camp Hill Cumberland County  <i>From:</i> 3100 Market Street Camp Hill Cumberland County	Approved
5-16-00	Harris Savings Bank Harrisburg Dauphin County	<i>To:</i> 449 Eisenhower Blvd. Harrisburg Swatara Township Dauphin County	Approved

**SAVINGS INSTITUTIONS**

No activity.

**CREDIT UNIONS**

No activity.

DAVID E. ZUERN,  
*Secretary*

[Pa.B. Doc. No. 00-893. Filed for public inspection May 26, 2000, 9:00 a.m.]

# DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

## Weatherization Assistance Program; Public Hearing

The Department of Community and Economic Development (Department) hereby publishes notice of a public hearing to be held at 10 a.m. on June 13, 2000, in Room 321 of the Forum Building, Commonwealth Avenue and Walnut Street, Harrisburg, PA 17120. The purpose of this hearing is to receive comments on the Weatherization Assistance Program's proposed State Plan to be submitted to the United States Department of Energy for the program year 2000-2001.

A copy of this plan may be obtained by contacting the Department of Community and Economic Development, Community Empowerment Office, Room 352 Forum Building, Harrisburg, PA 17120, (717) 787-1984. A copy may also be obtained at the following Department Regional Offices:

Central Regional Office  
Room 578 Forum Building  
Harrisburg, PA 17120  
(717) 720-7302

Southwest Regional Office  
1405 State Office Building  
300 Liberty Avenue  
Pittsburgh, PA 15222  
(412) 565-5002

Southeast Regional Office  
908 State Office Building  
Broad and Spring Garden  
Streets  
Philadelphia, PA 19130  
(215) 560-2256

Northeast Regional Office  
201 Samters Building  
101 Penn Avenue  
Scranton, PA 18503-2025  
(717) 963-4571

Northwest Regional Office  
Third Floor, Rothrock  
Building  
212 Lovell Place  
Erie, PA 16503  
(814) 871-4241

Written comments may be submitted to Dennis Darling, Director, Community Empowerment Office, Room 352 Forum Building, Harrisburg, PA 17120 until 5 p.m. on June 13, 2000.

Persons with a disability who wish to attend this hearing and require an auxiliary aid, services or other accommodations to participate in the proceedings, should contact Dennis Darling at (717) 787-1984 to discuss how the Department may accommodate their needs. Alternative formats of the document (for example, large print or cassette tape) can be made available to the public upon request.

SAMUEL A. MCCULLOUGH,  
*Secretary*

[Pa.B. Doc. No. 00-894. Filed for public inspection May 26, 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, Regional Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.6E.

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

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

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

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

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

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

**PA 0028584. Amendment No. 3, Sewage, West Goshen Sewer Authority, 520 Veronica Road, West Chester, PA 19380.**

This application is for amendment of an NPDES permit to discharge treated sewage from West Goshen Sewage Treatment Plant in West Goshen Township, **Chester County**. This is an existing discharge to Chester Creek (Goose Creek).

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

The proposed effluent limits for Copper for Outfall 001 and 002, based on an average flow of 6.0 mgd and a site-specific water effect ratio of 5.7 are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Copper	monitor	monitor	monitor

*Other Conditions:*

The EPA waiver is not in effect.

**PA 0057835, Sewage, Robert Falkenstein, 2898 Upper Ridge Road, Pennsburg, PA 18073.**

This application is for issuance of an NPDES permit to discharge treated sewage from a small flow treatment plant in Marlborough Township, **Montgomery County**. This is a new discharge to an unnamed tributary to Macoby 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 0.0004 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
Ammonia (as N)		
(5-1 to 10-31)	3	6
(11-1 to 4-30)	9	18
Total Residual Chlorine	monitor/report	monitor/report
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 3.0 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 Region: Environmental Protection Manager, Water Management, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2553.*

**PA 0053261, Industrial Waste, SIC 2813, Praxair Incorporated, S. M. Young, P. O. Box 99, Stockertown, PA 18083.**

This proposed action is for renewal of an NPDES permit to discharge untreated noncontact cooling water, and uncontaminated stormwater into Bushkill Creek in Stockertown Borough, **Northampton County**.

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

Effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics were evaluated at the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.0288 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Temperature			110°F
Total Dissolved Solids	1,000	2,000	2,500
Total Residual Chlorine	0.50	1.00	1.25
pH	6.0 to 9.0 standard units at all times		

Outfall 002 is permitted to discharge uncontaminated stormwater only.

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

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	xx		
COD	xx		
Oil and Grease	xx		
pH	xx		
Total Suspended Solids	xx		
Total Kjeldah Nitrogen	xx		
Total Phosphorus	xx		
Iron (Dissolved)	xx		

Monitor and report on DMRs or perform an annual inspection of the facility.

*Other conditions:* thermal requirements, chemical additive requirements.

The EPA waiver is in effect.

*Northcentral Region: Environmental Program Manager, Water Management, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 321-6574.*

**PA 0046167.** SIC 4952. **Crown Lycoming Service Associates**, Pasquerilla Plaza, Johnstown, PA 15907-0879.

This proposed action is for renewal of a NPDES permit for discharge of treated sewage to Carpenters Run in Muncy Township, **Lycoming County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the downstream potable water supply (PWS) considered during the evaluation is the PA American Water Company located approximately 18 miles below the discharge on the West Branch Susquehanna River.

The proposed effluent limits for Outfall 001 based on a design flow of 0.1 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
Suspended Solids	30	60
NH <sub>3</sub> -N		
(5-1 to 10-31)	7	14
(5-1 to 10-31)	21	42
Total Residual Chlorine	0.6	1.9
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2000/100 ml as a geometric average	
pH	6.0—9.0 su at all times	

*Special Conditions:* Compliance with Total Residual Chlorine (TRC) within 3 years of Permit Effective Date.

The EPA waiver is in effect.

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

**PA 0001562.** Industrial Waste, SIC: 3316. **Wheeling Pittsburgh Steel Corporation**, 1134 Market Street, Wheeling, WV 26003.

This application is for renewal of an NPDES permit to discharge treated processed water, cooling water and stormwater from the Allenport Plant in Allenport Borough, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, Monongahela River, classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is Washington Township Municipal Authority, located at 1390 Fayette Avenue, Belle Vernon, PA 15012, 0.95 mile below the discharge point.

Outfall 001: existing discharge.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
This outfall shall consist solely of uncontaminated stormwater runoff from the AMROX Plant exiting the north end of the plant into the municipal storm sewer.					

Other Conditions:

The EPA waiver is not in effect.

Outfall 202: existing discharge, design flow of 1.28 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	monitor and report				
Suspended Solids	483	1040	30	70	88
Oil and Grease	161	439	10	30	
Lead	2.41	7.24	0.15	0.45	0.56
Zinc	2.36	7.08	0.1	0.3	0.38
Naphthalene		0.86		0.85	0.11
Tetrachloroethylene		1.29		0.13	
pH	not less than 6.0 nor greater than 10.0				

Outfall 002: existing discharge, design flow of 6.43 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	monitor and report				
Temperature (°F)			monitor and report		
Oil and Gas			15		30
pH	not less than 6.0 nor greater than 9.0				

Outfall 003: existing discharge, design flow of 1.19 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	monitor and report				
Temperature (°F)			monitor and report		
Fecal Coliform (# /100 ml)			monitor and report		
pH	not less than 6.0 nor greater than 9.0				

Outfall 004: existing discharge, design flow of 0.13 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	monitor and report				
Temperature (°F)			monitor and report		
Zinc			monitor and report		
pH	not less than 6.0 nor greater than 9.0				

Outfall 005: existing discharge.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Fecal Coliform (# /100 ml)			monitor and report		
Aluminum			monitor and report		
Iron			monitor and report		
Zinc			monitor and report		

Outfall 007: existing discharge, design flow of 5.62 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	monitor and report				

Outfall 010: existing discharge.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum

All material (solids and other debris) collected on the water intake screens shall be collected and disposed of in a manner to prevent said material from reentering the surface waters.

**PA 0094846.** Sewage, **John C. Bishop**, 212 Hickory Hollow Road, Somerset, PA 15501.

This application is for renewal of an NPDES permit to discharge treated sewage from the Bishop Mobile Home Court No. 2 Sewage Treatment Plant in Somerset Township, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of East Branch Coxes 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 Ohiopyle Borough Municipal Water Works on the Youghiogheny River.

Outfall 001: existing discharge, design flow of 0.02 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	4			8
(11-1 to 4-30)	12			24
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	6000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
pH	not less than 6.0 nor greater than 9.0			

*Other Conditions:* The above listed flow and corresponding effluent limitations will be in effect until expiration of the permit unless the proposed facility expansion is accomplished and in operation prior to the expiration date.

Outfall 001: proposed expansion discharge, design flow of 0.065 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>	25				50
Suspended Solids	30				60
Ammonia Nitrogen					
(5-1 to 10-31)	2.5				5
(11-1 to 4-30)	7.5				15
Fecal Coliform					
(5-1 to 9-30)	200/100 ml as a geometric mean				
(10-1 to 4-30)	2000/100 ml as a geometric mean				
Total Residual Chlorine	0.7				1.6
pH	not less than 6.0 nor greater than 9.0				

*Other Conditions:* The above listed flow and corresponding effluent limitations would be applicable upon expansion of the existing facility. Before the facility can be expanded, the applicant must obtain an amendment to his Water Quality Management Permit No. 5672411.

The EPA waiver is in effect.

**PA 0218481.** Sewage, **Contour Development, Inc.**, 470 Old Frankstown Road, Monroeville, PA 15146.

This application is for issuance of an NPDES permit to discharge treated sewage from the Chapeldale Sewage Treatment Plant in Upper Burrell, **Westmoreland County**.

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

*Outfall 001*: new discharge, design flow of .025 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	3.7			7.4
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2000/100 ml as a geometric mean			
Total Residual Chlorine	.05			.11
Dissolved Oxygen	not less than 6.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

*Other Conditions*: None

The EPA waiver is in effect.

*Northwest Regional Office: Regional Manager, Oil and Gas Management, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6860.*

**PA 0105341**. Industrial Waste, SIC 1311. **PennzEnergy Exploration and Production**, L.L.C., P. O. Box 5519, Vienna, WV 26105.

This application is for renewal of an NPDES Permit to discharge treated groundwater to Foster Brook in Foster Township, **McKean 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 PA/NY state border on Tunungwant Creek, approximately 5.4 miles below the point of discharge.

The proposed discharge limits for Outfall No. 001 based on a design flow of 0.014 mgd are:

Parameter	Average Monthly (mg/l)	Maximum Daily (mg/l)	Instantaneous Maximum (mg/l)
Flow (mgd)		monitor and report	
Total Suspended Solids	30		60
Oil and Grease	15		30
Chloride	monitor and report		
pH	6.0 to 9.0 at all times		

The EPA waiver is in effect.

**PA 0034312**. Sewage. **Cris Andy Mobile Home Park**, R. D. 1, Box 1024L, Weldban, PA 16313.

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

The receiving water is classified for the following uses: Cold Water Fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Emlenton Water Company on the Allegheny River located at Rivermile 90.0 and is located 0.0 miles below the discharge.

The proposed discharge limits for Outfall No. 001 based on a design flow of 0.005 mgd, are:

Parameter	Average Monthly (mg/l)	Instantaneous Maximum (mg/l)
CBOD <sub>5</sub>	25	50
TSS	30	60
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	100,000/100 ml as a geometric average	
Total Residual Chlorine	0.5	1.2
pH	6.0—9.0 at all times	

The EPA waiver is in effect.



**PA 0098329.** 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:

<i>Parameter</i>	<i>Average Monthly (mg/l) monitor and report</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)			
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.

**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). Any major changes to or deviations from the terms of the existing permit will be documented and published with the final Department actions.

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

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

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

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

*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-0033669	Martin Oley t/a Valley View Park R. R. 4, Box 297C Dallas, PA 18612	Luzerne County Dallas Township	Unnamed Tributary of Abraham's 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>
PA0053198	John D. Koenig Jr. P. O. Box 296 Boyertown, PA 19512	Berks County Douglass Township	Ironstone Creek	TRC
PA0082201	Letterkenny Municipal Authority 4924 Orrstown Road Orrstown, PA 17244-9503	Franklin County Letterkenny 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 following name, address and telephone number; identification of the plan or application to which the protest is addressed; and a concise statement in sufficient detail to inform the Department of the exact basis of the protest and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given protest or protests. Each commentator will be notified in writing of the time and place if a hearing or conference concerning the plan or action or application to which the protest relates is held. To insure consideration by the Department prior to final action on permit applications and proposed plans, initial protests and additions or amendments to protests already filed should be filed within 15 calendar days from the date of this issue of the *Pennsylvania Bulletin*. A copy of each permit application and proposed plan is on file in the office indicated and is open to public inspection.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the 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.

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

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

**WQM Permit No. 4600414.** Sewerage. **Hatfield Township Municipal Authority**, 3200 Advance Lane, Colmar, PA 18915. Applicant is requesting approval to rerate the maximum monthly flow of 6.43 mgd to 8.37 mgd to serve the Hatfield Township Municipal Authority sewage treatment plant located in Hatfield Township, **Montgomery County**.

**WQM Permit No. 4600415.** Sewerage. **Terry Schnable**, 3234 Rockhill Road, Perkiomenville, PA 18074. Applicant is requesting approval for the construction and operation of a STP to serve a single-family residence located in Upper Frederick Township, **Montgomery County**.

**WQM Permit No. 4600416.** Sewerage. **HPC Associates**, Two Neshaminy Interplex, Suite 301, Trevoze, PA 19053. Applicant is requesting approval for the construction and operation to replace the existing system with a sodium hypochlorite (NaOCl) solution system for disinfection to serve Korman suites at Meadowbrook located in Abington Township, **Montgomery County**.

**WQM Permit No. 1500414.** Sewerage. **Little Washington Wastewater Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489. Applicant is requesting approval for the construction and operation to expand

the existing spray irrigation field to increase the treatment plant capacity to serve Brandywine River Estates located in East Brandywine Township, **Chester County**.

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

**A. 5800401.** Sewerage. **New Milford Municipal Authority**, 175 Main Street, P. O. Box 1111, New Milford, PA 18834. Application to construct a sewage collection system and wastewater treatment plant, located in New Milford Township, **Susquehanna County**. Application received in the Regional Office—May 4, 2000.

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

**A. 2200401.** Sewage, submitted by **Stephanie Rider**, 1144 Piketown Road, Harrisburg, PA 17112, West Hanover Township, **Dauphin County** to construct a small flow treatment system to serve a single family residence was received in the Southcentral Region on May 3, 2000.

**A. 2800404.** Sewage, submitted by **Quincy Sewer Authority**, 7575 Mentzer Gap Road, Waynesboro, PA 17268, Quincy Township, **Franklin County** to construct a collection system consisting of gravity sewers with one pump station and a wastewater treatment plant was received in the Southcentral Region on May 4, 2000.

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

**A. 0400202.** Industrial Waste. **Municipal Water Authority of Aliquippa**, 160 Hopewell Avenue, Aliquippa, PA 15001. Application for the construction and operation of a water treatment plant to serve the Aliquippa Water Authority located in the City of Aliquippa, **Beaver County**.

**A. 0400203.** Industrial Waste. **Alex E. Paris Contracting Company, Inc.**, Route 18, P. O. Box 369, Atlasburg, PA 15004. Application for the construction and operation of a leachate treatment facility to serve the Paris Flyash Landfill located in Hanover Township, **Beaver County**.

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

**WQM Permit No. 1600402.** **St. Petersburg Borough/Richland Regional Authority**, P. O. Box 134, St. Petersburg, PA 16054. This project is for the construction of one main pump station, two grinder pump stations, force main, gravity sewers and appurtenances in St. Petersburg and Richland Township, **Clarion County** to discharge to the existing Foxburg area collection and treatment system.

**WQM Permit No. 2700401.** **Abraxas Group, Inc.**, Blue Jay Village, Forest Road, Box 59, Marienville, PA 16239. This project is for plans to expand an already existing sewage treatment facility in Howe Township, **Forest County**.

**WQM Permit No. 3700402.** **Borough of Ellwood City**, 525 Lawrence Avenue, Ellwood City, PA 17117. This project is for the installation of a new chlorination system at an existing wastewater treatment facility in the Borough of Ellwood City, **Lawrence 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 tentative. Limitations are provided in the permit as erosion and sedimentation control measures and facilities which restrict the rate and quantity of sediment discharged.

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

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

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

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

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

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

**NPDES Permit PAS10-5310.** Stormwater. **Delaware River Port Authority**, One Port Center, 2 Riverside Drive, Camden, NJ 08101-1949, has applied to discharge stormwater from a construction activity located in the City of Philadelphia, **Philadelphia County**, to Delaware River (WWF and MF).

**NPDES Permit PAS10-5311.** Stormwater. **City of Philadelphia**, The Aramark Tower, 1101 Market Street, Philadelphia, PA 19107-2994, has applied to discharge stormwater from a construction activity located in City of Philadelphia, **Philadelphia County**, to Pennypack Creek (WWF and MF).

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

*Bedford County Conservation District, District Manager, Bedford County CD, 702 West Pitt Street, Suite 4, Bedford, PA 15009, (814) 623-6706.*

**NPDES Permit PAS-10-0418.** Stormwater. **South Woodbury Township**, 125 North Road, New Enterprise, PA 16664 has applied to discharge stormwater from a construction activity located in South Woodbury Township, **Bedford County**, to Yellow Creek. (HQ-CWF)

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

**NPDES Permit PAS-10-4508.** Stormwater. **Municipal Authority of the Borough of Lewistown**, 70 Chestnut Street, P. O. Box 68, Lewistown, PA 17044 has applied to discharge stormwater from a construction activity located in Granville Township, **Mifflin County** to UNTs to the Juniata River. (HQ-CWF)

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

**NPDES Permit PAS10B013.** Stormwater. **The Bauer Company, Inc.**, P. O. Box 1022, Kittanning, PA 16201 has applied to discharges stormwater from a construction site located in West Franklin Township, **Armstrong County** to Buffalo Creek, HQ-TSF.

## 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. 0900503.** Public Water Supply. **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrenton, PA 18976. This proposal involves the development of an additional well known as Well 2C and construction of 240 feet of transmission main in New Hope Borough, **Bucks County**.

**A. 1500504.** Public Water Supply. **Real Homes**, 1040 Stoney Hill Road, Suite 100, Yardley, PA 19067. This proposal involves the construction of a new public water supply system to serve the proposed Ridgela Farms Development. The project includes two wells, 244,000-gallon storage tank and a sodium hypochlorite solution feed system for disinfection in South Coventry Township, **Chester County**.

## SOLID AND HAZARDOUS WASTE RESIDUAL WASTE PROCESSING FACILITIES

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

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

**A. 301338.** **Waterlink Barnebey Sutcliffe**, 1055 Boot Road, Downingtown, PA 19355. Application submitted for a residual waste transfer facility located in East Caln Township, **Chester County**. The transfer facility will manage nonhazardous spent carbons from liquid and

vapor control systems. Application received by the Southeast Regional Office on May 10, 2000.

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

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

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

**A. 600025. City of Philadelphia**, 1101 Market Street, Philadelphia, PA 19107. Application received to modify the closure plan and closure permit for the Philadelphia Northeast Airport trenching site. Application received in the Southeast Regional Office on May 5, 2000.

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

**A. 100281. Republic Services Group of Pennsylvania IV, LLC**, Box 717, East Huntingdon Landfill Road, Scottdale, PA 15683. Greenridge Reclamation, R. D. 1, Box 717, East Huntingdon Landfill Road, Scottdale, PA 15683. An application for a major permit modification to revise the average and maximum daily tonnage at a municipal waste landfill in East Huntingdon Township, **Westmoreland County** was received in the Regional Office on May 5, 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.

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

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

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

filed with the Department Regional Offices must include a concise statement of the objections to the issuance of the plan approval or operating permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior to the date of the hearing.

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

**OPERATING PERMITS**

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

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

**39-313-029E: Carpenter Co.** (57 Olin Way, P. O. Box 129, Fogelsville, PA 18051) for operation of a polystyrene foam manufacturing plant with associated air cleaning device in Upper Macungie Township, **Lehigh County**.

**54-399-027: ITT Industries** (Goulds Pumps—Pennsylvania, Inc., 500 East Centre Street, Ashland, PA 17921) for operation of an argon oxygen decarburization unit with associated air cleaning device in Ashland Borough, **Schuylkill County**.

**ER-48-0010A and 48-0013: Bethlehem Structural Products Corp.** (1805 East Fourth Street, Bethlehem, PA 18016) for Emission Reduction Credit (ERC) Approval for 1,312 tons per year (tpy) of nitrogen oxides and 1,011.8 tpy of volatile organic compounds (VOCs) resulting from the shutdown of sources in Bethlehem, **Northampton County**.

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

**01-05019: Colonial Fiberglass Industries, Inc.** (262 Church Street, Hanover, PA 17331) for a Synthetic Minor Operating Permit for fiberglass layup operations, molding presses and cleanup solvents at the Hanover Plant in Conewago Township, **Adams County**.

**36-05092: Greiner Industries, Inc.** (1650 Steel Way, Mount Joy, PA 17552) for a Synthetic Minor Operating Permit for painting and sandblasting operations in Mount Joy Township, **Lancaster County**.

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

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

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

Interested persons may submit written comments, suggestions or objections concerning the proposed Title V permit to the regional office within 30 days of publication of this notice. Written comments submitted to the Department during the 30-day public comment period shall include the name, address and telephone number of the 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.

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

**TVOP-41-00010: Andritz Inc., Muncy Foundry** (35 Sherman Street, Muncy, PA 17756) for their steel foundry and special industry machinery manufacturing facility in Muncy Borough, Lycoming County. The facility's major sources are the molding operations that have the potential to emit major quantities of particulate matter, volatile organic compounds (VOCs) and hazardous air pollutants (HAPs). As a result of the potential emissions, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments. The facility is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code, Chapter 127, Subchapter G. The facility emits carbon monoxide (CO), nitrogen oxides (NO<sub>x</sub>) and sulfur oxides (SO<sub>x</sub>) below the major emission thresholds. The facility is also subject to Reasonably Available Technology Requirements (RACT) for VOC emissions.

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

**TV-63-0023: Allegheny Ludlum Corp.**, Washington Plant (100 River Road, Brackenridge, PA 15014) in Washington, **Washington County**. The facility's major sources of emissions include annealing and pickling operations which primarily emit major source levels of NO<sub>x</sub> compounds.

#### PLAN APPROVALS

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

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

**54-304-013: Leed Foundry, Inc.** (Wade Road, P. O. Box 98, St. Clair, PA 17970) for installation of an air cleaning device to existing foundry equipment in St. Clair Borough, **Schuylkill County**.

**48-318-129B: CF Martin & Co., Inc.** (510 Sycamore Street, Nazareth, PA 18064) for increase in coating usage in Upper Nazareth Township, **Northampton County**.

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

**07-03034A: Fry Metals, Inc** (4100 6th Avenue, Altoona, PA 16602) for installation of a pin mixer, to

process fabric collector dust, controlled by an existing fabric collector in the City of Altoona, **Blair County**.

**38-318-036: Aerial Innovations, Inc.** (64 Cocalico Creek Road, Ephrata, PA 17522) for installation of a paint booth at their plant (18th and Lehman Streets, Lebanon, PA 17046) in West Lebanon Township, **Lebanon County**.

**67-03089: John W. Keffer Funeral Home, Inc.** (371 Kings Mill Road, York, PA 17403) for installation of a human cremator controlled by a built-in afterburner in York City, **York County**.

**38-05011B: Plain 'n Fancy Kitchens, Inc.** (P. O. Box 519, Oak Street and Route 501) to modify their RACT Operating Permit No. 38-318-019C in Heidelberg Township, **Lebanon County**.

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

**08-313-027D: OSRAM SYLVANIA Products, Inc.** (Hawes Street, Towanda, PA 18848) for installation of an air cleaning device (a cartridge collector) on various pieces of tungsten carbide powder processing equipment in Department 43, Building 28 in North Towanda Township, **Bradford County**.

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

**PA-65-016E: Latrobe Steel Co.** (2626 Ligonier Street, Latrobe, PA 15650-0031) for operation of a stainless and other alloy specialty steel production plant in Latrobe, **Westmoreland County**. The facility is a major facility for emissions of volatile organic compounds, carbon monoxide and nitrogen oxides. This plan approval is for the replacement of a transformer in electric arc furnace (EAF) B. Subsequently, the transformer from EAF B will be installed in EAF A.

#### Notice of Intent to Issue a Plan Approval

Notice is hereby given, in accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), that the Department of Environmental Protection (Department) intends to issue a plan approval to **Handsome Lake Energy LLC**. (111 Market Place, Suite 200, Baltimore, MD 21202) for their plant to be located in Rockland Township, **Venango County**.

Plan Approval No. PA-61-198A is for construction of a simple cycle combustion turbine peaking generating facility. The facility will consist of five Pratt & Whitney FT-8 Twin Pac combustion turbines with a total generating capacity of approximately 250 megawatts. The facility will fire natural gas only. The turbines will use water injection to minimize NO<sub>x</sub> formation and oxidation catalysts to control CO and VOC emissions. This construction will result in potential air emissions of 95 tons/year of NO<sub>x</sub>, 60.4 tons/year of CO, 7.5 tons/year of VOC, 2.6 tons/year of SO<sub>2</sub>, and 10.9 tons/year of PM<sub>10</sub>. The Plan Approval will contain conditions as follows:

1. The sources are to be constructed in accordance with the plan submitted with the application (as approved herein).

2. If construction cannot be completed before the expiration date of this plan approval, then to continue construction, an extension of the expiration date must be obtained. Request for extensions must be postmarked at least 30 days prior to the expiration date. The Department cannot issue an extension after the expiration date.

3. This Plan Approval authorizes temporary operation of the sources covered by this Plan Approval provided the following conditions are met:

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

b. Operation is authorized only to facilitate the startup and shakedown of sources and air cleaning devices, to permit operations pending the issuance of an operating permit or to permit the evaluation of the sources for compliance with all applicable regulations and requirements.

c. This condition authorizes temporary operation of the sources for a period of 180 days from the date of startup, provided the Department receives notice from the operator under paragraph (a); and provided this Plan Approval does not expire prior to the end of the 180 day period.

d. The owner/operator may request an extension if compliance with all applicable regulations and Plan Approval requirements has not been established. The extension request shall be submitted in writing at least 15 days prior to the end of this period of temporary operation and include a detailed schedule for establishing compliance, and the reasons why compliance was not established.

e. The notice submitted by the Owner/Operator under paragraph (a), prior to the expiration of this Plan Approval, shall modify the Plan Approval expiration date. The new Plan Approval expiration date shall be 180 days from the commencement of operation.

4. The combustion turbines are subject to 40 CFR Part 60, Subparts A and GG Standards of Performance for New Stationary Sources and shall comply with all applicable provisions of the Subpart. In accordance with 40 CFR § 60.4, copies of all requests, reports, applications, submittals, and other communications related to 40 CFR Part 60 compliance shall be forwarded to both the Department and the US EPA. The EPA copies shall be forwarded to Director, Air Protection Division (3AP00), United States EPA, Region III, 1650 Arch Street, Philadelphia, PA 19103-2029.

5. The combustion turbines are subject to the Title IV Acid Rain Program of The Clean Air Act Amendments of 1990 and shall comply with all applicable provisions of that Title, to include the following:

40 CFR Part 72	Permits Regulation
40 CFR Part 73	Sulfur Dioxide Allowance System
40 CFR Part 75	Continuous Emission Monitoring
40 CFR Part 77	Excess Emissions

6. The combustion turbines are subject to the NO<sub>x</sub> Budget Program established in 25 Pa. Code §§ 123.102–123.120 and shall comply with all applicable requirements. NO<sub>x</sub> Budget Program requirements shall include, but are not limited to the following:

*§ 123.102. Source NO<sub>x</sub> allowance requirements and NO<sub>x</sub> allowance control period—NO<sub>x</sub> Budget.*

a) For each NO<sub>x</sub> affected source identified in this permit, the permittee shall hold a quantity of NO<sub>x</sub> allowances meeting the requirements of § 123.110(a) (relating to source compliance requirements) in the source's current year NATS account by December 31 of each

calendar year. The NO<sub>x</sub> allowances shall be equal to or greater than the total NO<sub>x</sub> emitted from the source during that year's NO<sub>x</sub> allowance control period.

b) The initial NO<sub>x</sub> allowance control period begins on May 1, of the year in which operations commence.

*Monitoring Requirements—NO<sub>x</sub> Budget*

*§ 123.108. Source emissions monitoring requirements.*

c) The NO<sub>x</sub> emissions from each NO<sub>x</sub> affected source at this facility shall be monitored as specified in 25 Pa. Code § 123.108 and in accordance with the procedures contained in the document titled, "Guidance for Implementation of Emission Monitoring Requirements for the NO<sub>x</sub> Budget Program."

d) As referenced in 25 Pa. Code § 123.108(2), the permittee shall submit to the Department and the NO<sub>x</sub> Budget Administrator a monitoring plan in accordance with the procedures outlined in the document titled, "Guidance for Implementation of Emission Monitoring Requirements for the NO<sub>x</sub> Budget Program."

e) New and existing unit emission monitoring systems, as required and specified by 25 Pa. Code § 123.108(4) and the NO<sub>x</sub> affected source's monitoring plan approved by the Department, shall be installed and operational. The installed emissions monitoring systems shall have met all of the certification testing requirements in accordance with the procedures and deadlines specified in the document titled, "Guidance for Implementation of Emission Monitoring Requirements for the NO<sub>x</sub> Budget Program" in a manner consistent with Chapter 139 (relating to sampling and testing).

f) Sources subject to 40 CFR Part 75 shall demonstrate compliance with § 123.108 by using a certified Part 75 monitoring system.

g) During a period when valid data is not being recorded by devices approved for use to demonstrate compliance with the NO<sub>x</sub> Allowance Requirement subchapter, the permittee shall replace missing or invalid data with representative default data in accordance with 40 CFR Part 75 (including any applicable requirements of Appendix E) and the document titled, "Guidance for Implementation of Emission Monitoring Requirements for the NO<sub>x</sub> Budget Program." The permittee shall continue to report submissions as required under 25 Pa. Code Chapter 139 to the Department.

*Testing Requirements—NO<sub>x</sub> Budget*

*§ 123.108. Source emissions monitoring requirements.*

h) Monitoring systems for each NO<sub>x</sub> affected source shall comply with the initial performance testing and periodic calibration, accuracy testing and quality assurance/quality control testing as specified in the document titled "Guidance for Implementation of Emission Monitoring Requirements for the NO<sub>x</sub> Budget Program."

*Reporting Requirements—NO<sub>x</sub> Budget*

*§ 123.109. Source emissions reporting requirements.*

i) The authorized account representative shall submit to the NO<sub>x</sub> Budget Administrator, electronically, emissions and operations information for each calendar quarter of each year in accordance with the document titled, "Guidance for Implementation of Emission Monitoring Requirements for the NO<sub>x</sub> Budget Program." The emissions and operations information shall be submitted in a format which meets the requirements of EPA's Electronic Data Reporting convention.

*Compliance Requirements—NO<sub>x</sub> Budget*

§ 123.110. *Source compliance requirements.*

j) Beginning with the year of commencement of operation and every year thereafter, from November 1 through December 31, inclusive, the authorized account representative shall request the NO<sub>x</sub> Budget Administrator to deduct, consistent with § 123.107 (relating to NO<sub>x</sub> allowance transfer procedures) a designated amount of NO<sub>x</sub> allowances by serial number, from the NO<sub>x</sub> affected source's compliance account in an amount equivalent to the NO<sub>x</sub> emitted from the NO<sub>x</sub> affected source during that year's NO<sub>x</sub> allowance control period. The designated NO<sub>x</sub> allowances shall be used in accordance with the requirements specified in 25 Pa. Code § 123.110.

k) For each NO<sub>x</sub> allowance control period, the authorized account representative for the NO<sub>x</sub> affected source shall submit an annual compliance certification to the Department no later than the NO<sub>x</sub> allowance transfer deadline (December 31) of each year.

l) At a minimum, the compliance certification shall contain the information and statements required under 25 Pa. Code § 123.110(e)(1)–(6).

*Recordkeeping Requirements NO<sub>x</sub> Budget*

§ 123.113. *Source recordkeeping requirements.*

m) The owner or operator shall maintain for each NO<sub>x</sub> affected source at this facility, the measurements, data, reports and other information required by 25 Pa. Code §§ 123.101–123.120. The records shall be maintained for 5 years or any other period consistent with the terms of the NO<sub>x</sub> affected source's operating permit.

**Fuel Usage Limitations**

7. The approved fuel for this facility is pipeline quality natural gas. Changes in fuel type shall require permit modification.

8. Facility natural gas usage shall be limited to no more than 1,871 MMSCF fired per year, to be calculated daily as the sum of each consecutive 365 day period. The method of monitoring natural gas usage shall be through the use of an approved, properly calibrated fuel flowmeter. The burden of ensuring that the monitor is properly calibrated and certified in accordance with 40 CFR Part 75, Appendices D and E, shall be with the Handsome Lake facility.

9. Under the requirements of 40 CFR Part 60, Subpart GG, the fuel-bound nitrogen content of the natural gas to be burned in the turbines shall not exceed 0.015% by weight. The fuel-bound nitrogen shall be determined in accordance with 40 CFR Part 60, Subpart GG, 60.335(a). The permittee shall monitor the nitrogen content of the natural gas being fired in each turbine in accordance with 40 CFR 60.334(b). Fuel monitoring for the nitrogen content of the natural gas fuel may be waived by the Administrator of the EPA Program.

10. Under the requirements of 40 CFR Part 60, Subpart GG, the facility shall comply with one of the following:

a. No owner or operator subject to the provisions of Subpart GG shall cause to be discharged into the atmosphere from any stationary gas turbine, any gases which contain sulfur dioxide in excess of 0.015% by volume at 15% O<sub>2</sub> and on a dry basis, or

b. No owner or operator subject to the provisions of Subpart GG shall burn in any stationary gas turbine any fuel which contains sulfur in excess of 0.8% by weight.

**Maximum Allowable Emissions**

11. Air emissions from the combustion turbines and associated sources shall be limited as follows (except during startup, shutdown and malfunction conditions for concentration and emission rate):

<i>Pollutant</i>	<i>Concentration</i>	<i>Emission Rate</i> (per turbine basis)	<i>*Facility Total</i> (tons/year, to be defined as any consecutive 12 monthrolling total)
NO <sub>x</sub>	25 ppmvd at 15% O <sub>2</sub>	30.1 lbs/hr	95.0 tons/year (not to exceed 90 tpy without additional monitoring per Condition No. 22)
CO	25 ppmvd at 15% O <sub>2</sub>	18.3 lbs/hr	60.4 tons/year
VOC	—	3.2 lbs/hr	7.5 tons/year
SO <sub>2</sub>	—	0.7 lbs/hr	2.6 tons/year
PM <sub>10</sub>	—	3.0 lbs/hr	10.9 tons/year

\*Facility Total Annual and Hourly Emissions Include Startup, Shutdown and Malfunction Emissions

12. The duration of start-up and shutdown of each of the combustion turbines shall not exceed 30 minutes per occurrence.

13. The sources shall comply with 25 Pa. Code § 123.41 as follows: A person may not permit the emission into the outdoor atmosphere of visible air contaminants in such a manner that the opacity of emission is either of the following:

a. Equal to or greater than 20% for a period or periods aggregating more than 3 minutes in any 1 hour.

b. Equal to or greater than 60% at any time.

14. The sources shall comply with 25 Pa. Code §§ 123.1 and 123.31 for fugitive and odor emissions, respectively.

**Best Available Technology**

15. Under 25 Pa. Code § 127.12, Best Available Technology for combustion turbine (CT), emission control shall be as follows:

a. NO<sub>x</sub> emissions from each CT shall be controlled by the utilization of water injection. When natural gas is

fired in a natural gas-fired CT, water shall be injected into the CT to control NO<sub>x</sub> formation. At a minimum, the rate of water injection shall be at least the rate established during emissions testing to meet the emissions standard set forth in this permit.

b. SO<sub>2</sub> emissions from each CT shall be controlled by the use of low sulfur fuel (pipeline quality natural gas).

c. Particulate matter emissions from each CT shall be controlled by the use of clean burning fuel (pipeline quality natural gas), and good combustion operating practices.

d. Volatile organic compounds and carbon monoxide emissions from each CT shall be controlled by the use of oxidation catalysts.

#### Testing Requirements

16. Within 60 days after achieving the maximum production rate at which the facility will be operated, but not later than 180 days after initial startup of the facility, each CT shall be stack tested for NO<sub>x</sub> (oxides of nitrogen), and CO (carbon monoxide) emissions. Stack testing shall be performed in accordance with methods defined in section 60.335 of the NSPS, Subpart GG, for NO<sub>x</sub>, and in accordance with 25 Pa. Code, Chapter 139 for CO and NO<sub>x</sub>. In the third year of operation, at least half of the CTs shall be re-tested for NO<sub>x</sub> emissions. During the fifth year of operation, the remaining CTs shall be re-tested for NO<sub>x</sub> emissions.

17. At least 60 days prior to the stack test, a test protocol, including procedures and a sketch with dimensions indicating the location of sampling ports and other data to ensure the collection representative samples, shall be submitted to the Department.

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

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

20. The oxidation catalyst material shall be sampled and analyzed for catalyst activity, surface area and contamination. Sampling shall occur at least annually. Sampling reports shall be provided to the Department.

#### Monitoring and Recordkeeping Requirements

21. Total emissions of NO<sub>x</sub> are restricted on a rolling 365-day basis to ensure that the facility operates as a synthetic minor source, thus avoiding applicability to New Source Review requirements for major sources. To ensure that emissions will be less than the 100 ton/year New Source Review applicability threshold, the following provisions will apply:

a. Total actual emissions of NO<sub>x</sub> from the facility, based on Part 75 Appendix E fuel monitoring and the continuous monitoring system required under 40 CFR 60.334, shall be maintained at no more than 90 tons/year unless notification is provided to the Department and additional stack monitoring is performed.

b. At a minimum, the composite Facility NO<sub>x</sub> emission rate shall be confirmed by testing on a quarterly basis, provided that the turbine is operated during that quarter, each turbine stack using a Department approved portable NO<sub>x</sub> emission analyzer. For the purposes of this monitoring requirement, the composite Facility NO<sub>x</sub> emission rate shall be defined as the sum of the steady-state NO<sub>x</sub> emission rates measured from the operating turbines (at

full load), divided by the number of operating turbines. Should the composite Facility NO<sub>x</sub> emission rate calculated using the data from at least nine measurements obtained from each turbine during three testing periods, including initial stack testing and two quarterly portable analyzer tests, exceed 0.1016 lbs NO<sub>x</sub>/MCF, or if fewer than nine measurements have been made by the end of three quarters after commencement of operations, further operations during subsequent weeks shall be limited so that the annual fuel consumption shall not exceed 1,684 MMSCF/yr (equivalent to  $\leq 90$  tpy using the emission rate of 0.1064 lbs NO<sub>x</sub>/MCF). Should the composite Facility NO<sub>x</sub> emission be determined to be equal to or less than 0.1016 lbs NO<sub>x</sub>/MCF, the annual fuel cap of 1,871 MMSCF ( $\leq 95$  tons/yr), shall be used to restrict operations.

c. The company shall submit specifications to the Department for the portable exhaust gas analyzer it proposes to use to comply with condition 22(b) herein by at least 60 days prior to the compliance performance stack required by condition 17.

d. In addition to the testing required by conditions 17 and 22(b) herein, the Department reserves the right to alter the frequency of such testing upon the respective engines based on the data gathered during the first year or subsequent testing as it may deem necessary to determine compliance with any condition contained herewith.

e. The results of all testing performed using portable gas analyzers under condition 22(b) herein, shall be submitted to the Department within 30 days of test performance.

f. The exhaust volumetric flow rate shall be measured during initial summer and winter tests to confirm estimated airflows. The methodology of measuring the flow rate shall be defined in the pretest protocol.

g. In no event shall total emissions of NO<sub>x</sub> from the facility exceed 95 tons/year in any rolling 365 day period.

h. In the event that any turbine is operated at an average capacity factor exceeding 10% during any three calendar year period, or 20% in any calendar year, that turbine shall be retrofitted with a continuous NO<sub>x</sub> emissions monitoring system, per the provisions of 40 CFR Part 75.

22. Under 40 CFR 60.334, the owner or operator of this source shall install and operate a continuous monitoring system to monitor and record the fuel consumption and the ratio of water to fuel being fired in the turbine. This system shall be accurate to within  $\pm 5.0$  percent and shall be approved by the Administrator. The monitoring system shall be operated at all times that water is being injected into the CTs. The monitoring system shall be maintained and calibrated in accordance with the manufacturer's specifications. A 30-day notification prior to the demonstration of the continuous monitor's performance and subsequent notification requirements shall be submitted to the Department. The permittee shall maintain records of CT fuel consumption and the ratio of water injected to fuel being fired. The records shall be maintained on file for a minimum of 5 years, and shall be made available for Department inspection upon request.

23. The company shall install and maintain instrumentation and have available a back-up method to indicate and record hourly fuel consumption of each CT.

24. Under 40 CFR Part 60, Subpart GG, § 60.334, the owner or operator of this source shall monitor sulfur



content and nitrogen content of the fuel being fired in the turbine. The frequency of determination of these values shall be as follows:

a. If the turbine is supplied its fuel without intermediate bulk storage, the values shall be determined and recorded daily. Owners, operators or fuel vendors may develop custom schedules for determination of the values based on the design and operation of the affected facility and the characteristics of the fuel supply. These custom schedules shall be substantiated with data and must be approved by the Administrator before they can be used to comply with the daily monitoring requirements.

b. For the purposes of reports required under 40 CFR 60, § 60.7(c), periods of excess emissions that shall be reported are defined as follows:

i. *Nitrogen Oxides*: Any 1-hour period during which the average water-to-fuel ratio, as measured by the continuous monitoring system, falls below the water-to-fuel ratio determined to demonstrate compliance with 40 CFR 60, § 60.332 by the performance test required in 40 CFR 60, § 60.8 or any period during which the fuel bound nitrogen of the fuel is greater than the maximum nitrogen content allowed by the fuel-bound nitrogen allowance used during the performance test. Each report shall include the average water-to-fuel ratio, average fuel consumption, ambient conditions, gas turbine load, and nitrogen content of the fuel during the period of excess emissions, and the graphs and figures developed under 40 CFR 60, § 60.335(a).

ii. *Sulfur Dioxide*: Any daily period during which the sulfur content of the fuel being fired in the gas turbine exceeds .08%.

25. The company shall submit quarterly excess emissions to the Department, to be postmarked within 30 days after the end of each calendar quarter. Quarterly reports shall contain, at a minimum:

a. Each hour in which the water injection system malfunctions or is not operated (except for defined periods of start-up and shutdown).

b. Any 1 hour period during which the average water-to-fuel ratio, as measured by the continuous monitoring system, falls below the average water-to-fuel ratio determined to demonstrate compliance with the NO<sub>x</sub> limits during performance testing.

c. Operating hours when monitoring data is not available.

d. Any 365 day rolling period when facility natural gas consumption exceeds 1,871 MMSCF.

e. Any daily period in which the natural gas sulfur content limitation is exceeded.

f. The report shall include the following for each excess emission:

i. Start time, duration, equipment involved, estimated actual NO<sub>x</sub> emissions in ppmvd at 15% O<sub>2</sub> and lb/hr, average water-to-fuel ratio of the CT, fuel consumption rate, actual weather conditions (temperature and barometric pressure) and CT load.

ii. If no excess emissions are noted during the calendar quarter, the quarterly report shall state that no excess emissions were observed.

26. Variances from the requirements of Subpart GG, as obtained by the facility from the US EPA Administrator shall be reported to the Department and shall be adopted as part of this Plan Approval.

27. The company shall maintain records of all emission data and operating parameters sufficient to demonstrate compliance with conditions defined in this Plan Approval. Records shall be maintained on file for a minimum of 5 years and shall be made available to the Department upon request.

28. Any information required to be submitted as part of the above conditions shall be submitted to the attention of Devendra Verma, Chief, Engineering Services, Air Quality Control, Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335.

29. Issuance of an Operating Permit is contingent upon satisfactory compliance with condition numbers 1—28, upon the source being constructed and operated as stated within the application, and upon satisfactory demonstration that the emissions from the source will not be in violation of applicable Rules and Regulations of the Department.

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.

Copies of the application, draft Plan Approval, the Department's analysis, and other documents used in the evaluation of the application are available for public review during normal business hours at the Department, Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335.

Persons wishing to provide the Department with additional information which they believe should be considered prior to the issuance of this permit may submit the information to the address shown in the preceding paragraph. The Department will consider any written comments received within 30 days of the publication of this notice. Each written comment must contain the following: name, address and telephone number of the person submitting the comments; identification of the proposed permit [Permit No. PA61198A]; a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department, in its discretion, decides that a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where the Department determines notification is sufficient. Written comments or requests for a public hearing should be directed to Robert Huston, P.E., Air Pollution Control Engineer, 230 Chestnut St., Meadville, PA 16335, (814) 332-6940.

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

#### **Notice of Intent to Issue a Plan Approval and Amend a Title V Operating Permit**

Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), that the Department of Environmental Protection (Department) intends to issue two plan approvals to International Paper Co.—Erie Mill (1540 East Lake Road, P. O. Box 10050, Erie, PA 16335) in Erie, **Erie County**. The facility currently has a Title V Operating Permit No. TV-25-00028. The plan approvals will, in accordance with 25 Pa. Code § 127.450, be incor-

porated into the Title V Operating Permit through an administrative amendment at a later date.

Plan Approval No. PA-25-028C is for modification of the particulate matter emission limit defined in Air Quality Permit No. 25-315-005 from 0.02 gr/dscf to 0.04 gr/dscf. This emission limit modification will not result in a pollutant emission increase. Plan Approval No. 25-306-010B is for modification to the carbon monoxide (CO) and oxides of nitrogen (NO<sub>x</sub>) emission limits defined in Air Quality Permit No. 25-306-010A. The CO emission limit will be removed. The short term NO<sub>x</sub> limit of 150 lbs/hour will be removed. The NO<sub>x</sub> RACT limit of 0.55 lbs/mmBtu, 30-day rolling average, will replace the 150 lbs/hr limit. This emission limit modification will not result in a pollutant emission increase. Plan Approval No. 25-306-010B will also define a 21.0 ton/hour limit on the burning of wood waste. The Plan Approvals and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

## MINING

### APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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

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

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

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. These 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 above-mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

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

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

#### *Coal Applications Received*

**33723006. Maud Mining Company** (P. O. Box 219, Shelocta, PA 15774). Renewal of an existing bituminous surface strip and auger operation in Winslow Township, **Jefferson County**, affecting 450.2 acres. Receiving streams: Unnamed tributaries to Soldier Run and Soldier Run. Application received May 8, 2000.

**33900105. Hepburnia Coal Company** (P. O. Box I, Grampian, PA 16838). Renewal of an existing bituminous strip and auger operation in Snyder Township, **Jefferson County**, affecting 650.2 acres. Receiving streams: Unnamed tributaries to Little Toby Creek and unnamed tributaries to Mill Creek. Application received May 8, 2000.

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

**32841303. Helvetia Coal Co.** (P. O. Box 219, Shelocta, PA 15774), to renew the permit for the Lucerne No. 6 Mine in Center Township, **Indiana County** to renew the existing Lucerne No. 6 mine permit for reclamation only, no additional discharges. Application received April 10, 2000.

**03753705. Keystone Coal Mining Corp.** (P. O. Box 219, Shelocta, PA 15774), to renew the permit for the Urling No. 3 Coal Refuse Disposal Area in Plumcreek Township, **Armstrong County** to renew the existing permit for the Urling No. 3 Coal Refuse Disposal Area, no additional discharges. Application received April 10, 2000.

**11733701. BethEnergy Mines, Inc.** (Martin Tower, 1170 8th Ave., Bethlehem, PA 18016), to renew the permit for reclamation only for the Cambria Mine No. 33 Slope Refuse Area in Cambria Township, **Cambria County**, renewal for reclamation only, no additional discharges. Application received May 10, 2000.

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

**54733020R3. Lehigh Coal & Navigation Company** (P. O. Box 311, Tamaqua, PA 18252), renewal of an existing anthracite surface mine, coal refuse reprocessing, disposal and preparation plant operation in Tamaqua, Coaldale, Lansford, Summit Hill and Nesquehoning Boroughs, **Schuylkill and Carbon Counties** affecting

7,596.4 acres, receiving stream—Nesquehoning Creek. Application received May 2, 2000.

**49803201R3. Reading Anthracite Company** (200 Mahantongo Street, Pottsville, PA 17901), renewal of an existing coal refuse reprocessing operation in Zerbe Township, **Northumberland County** affecting 17.6 acres, receiving stream—Zerbe Run. Application received May 3, 2000.

**49803202R3. Reading Anthracite Company** (200 Mahantongo Street, Pottsville, PA 17901), renewal of an existing coal refuse reprocessing operation in Zerbe Township, **Northumberland County**, affecting 45.0 acres, receiving stream—Zerbe Run. Application received May 3, 2000.

**35000201. Northampton Fuel Supply Co., Inc.** (7500 Old Georgetown Road, 13th Floor, Bethesda, MD 20814), commencement, operation and restoration of a coal refuse reprocessing, preparation plant facility and fly ash disposal operation in Carbondale Township and Mayfield Borough, **Lackawanna County** affecting 414.0 acres, receiving stream—Lackawanna River. Application received May 4, 2000.

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

**32900101**, Permit Renewal for reclamation only, **Hepburnia Coal Company** (P. O. Box 1, Grampian, PA 16838), for continued restoration of a bituminous surface mine in East Mahoning and Grant Townships, **Indiana County**, affecting 65.1 acres, receiving stream Pickering Run and unnamed tributary to Little Mahoning Creek, application received May 5, 2000.

**11980103**, Permit Revision, **Laurel Land Development, Inc.** (P. O. Box 629, Carrolltown, PA 15722), to add auger mining in Blacklick Township, **Cambria County**, affecting 148.6 acres, receiving stream South Branch Blacklick Creek, unnamed tributary to South Branch Blacklick Creek, application received May 8, 2000.

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

**17000105. Hilltop Coal Company** (R. D. 1, Box 347, Houtzdale, PA 16651), commencement, operation and restoration of a bituminous surface mine permit in Gulich Township, **Clearfield County**, affecting 48 acres. Receiving streams: East Branch of Little Muddy Run and unnamed tributary to East Branch. Application received May 3, 2000.

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

#### *Noncoal Applications Received*

**6774SM1C4. National Limestone Quarry, Inc.** (P. O. Box 397, Middleburg, PA 17842), renewal of NPDES Permit PA0594695 in Perry Township, **Snyder County**, receiving stream—North Branch Mahantongo Creek. Application received May 4, 2000.

**74740303A4C3. Eastern Industries, Inc.** (4401 Camp Meeting Road, Center Valley, PA 18034), correction to an existing quarry operation in Lower Mt. Bethel Township, **Northampton County**, affecting 359.8 acres, receiving stream—Martin's Creek and Delaware River. Application received May 5, 2000.

**7174SM1C3. Hempt Bros., Inc.** (205 Creek Road, Camp Hill, PA 17011), renewal of NPDES Permit No. PA0009407 in Steelton Borough and Swatara Township, **Dauphin County**, receiving stream—Susquehanna River. Application received May 8, 2000.

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

**37980304. Quality Aggregates, Inc.** (200 Neville Road, Pittsburgh, PA 15225). Revision to an existing sand and gravel operation in Slippery Rock Township, **Lawrence County**, affecting 53.0 acres. Receiving streams: Unnamed tributary to Slippery Rock Creek. Revision to add limestone. Application received May 8, 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.

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

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

**E15-643.** Encroachment. **PA DOT**, 7000 Geerdes Blvd., King of Prussia, PA 19406-1525. To remove an existing deteriorated two-span, steel girder bridge which carries S. R. 3004 (State Road), Section 55 S over Big Elk Creek (WWF), and to construct and maintain, a single span prestressed adjacent box beam bridge having a clear span of 74-foot and an average underclearance of 9.5-foot at the same location and the same horizontal alignment. Work also includes minor approach roadway work for a distance of 35 feet north and south of the bridge. This work is located (Oxford, PA Quadrangle N: 0.25 inch; W: 3.62 inches) in Elk and New London Townships, **Chester County**.

**E23-397.** Encroachment. **Federal Aviation Administration, JFK International Airport**, Federal Building No. 111, Jamaica, NY 11430. To extend and maintain an existing base building, approximately 10,000 square foot within the 100 year floodplain of the Delaware River, (WWF, MF) at the Airport Traffic Control Tower/Terminal Radar Approach Facility for the Philadelphia Interna-

tional Airport, located (Woodbury, NJ-PA USGS Quadrangle N: 20.95 inches; W: 15.3 inches) in Tinicum Township, **Delaware County**.

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

**E35-323.** Encroachment. **Keystone Property Associates, L.L.C.**, 2 Heathcote, Avon, CT 06001. To place fill in the de minimis area of PFO wetlands equal to 0.03 acre to facilitate commercial development on a 6-lot subdivision. The project is located northeast of the intersection of S. R. 0006 (Scranton-Carbondale Highway) and Commerce Boulevard (Scranton, PA Quadrangle N: 17.3 inches; W: 1.8 inches), Borough of Dickson City, **Lackawanna County** (Baltimore District, U. S. Army Corps of Engineers).

**E40-548.** Encroachment. **Sun Pipeline Company, Inc.**, 1801 Market Street, 26th Floor, Philadelphia, PA 19103. To place and maintain approximately 75 linear feet of flexible grout matting on the streambed of Hunlock Creek (CWF) for the purpose of providing mechanical cover over a partially exposed 6-inch diameter gas pipeline. The project is located north of Township Road T-518, just east of T-532 (Nanticoke, PA Quadrangle N: 14.8 inches; W: 9.1 inches), Hunlock Township, **Luzerne County** (Baltimore District, U. S. Army Corps of Engineers).

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

**E07-330.** Encroachment. **Antis Township**, 909 N. Second St., Bellwood, PA 16617. To remove an existing stone masonry arch culvert and to construct and maintain a single span concrete bridge having a normal clear span of 18.32 feet and an underclearance of 4.5 feet across Riggles Gap Run located on Township Road T-489 about 300 feet from its intersection with Township Road T-483 (Altoona, PA Quadrangle N: 14.5 inches; W: 1.6 inches) in Antis Township, **Blair County**.

**E07-331.** Encroachment. **Norfolk Southern Railway Co.**, 99 Spring Street, Bldg. Box 142, Atlanta, GA 30303. To construct and maintain a 12.0-inch thick concrete slab in the bottoms of two existing stone masonry arch bridges, a 22.0-foot wide by 155-foot long, 12.0-inch thick concrete slab at the arch bridge across Mill Run (WWF) and a 14.0-foot wide by 120-foot long, 12.0-inch thick concrete slab at the arch bridge in an unnamed tributary to the Juniata River (WWF) to mitigate channel scour at the bridge abutments located at the railroad crossing at 31st Street in the City of Altoona and at the railroad crossing in Fostoria, Antis Township (Altoona and Bellwood PA Quadrangle N: 0.3 inches; W: 6.8 inches and N: 21.8 inches; W: 10.0 inches; respectively) in the City of Altoona and Antis Townships, **Blair County**.

**E07-332.** Encroachment. **Daniel Zimmerman**, R. D. 1, Box 503B, Roaring Spring, PA 16673. To remove an existing bridge and to construct and maintain a single span bridge having a clear span of 26.0 feet and an underclearance of 6.5 feet across Plum Creek located on a private drive located about 2,200 feet southwest of SR 164 and 1.0 mile southeast of East Sharpsburg (Martinsburg, PA Quadrangle N: 13.2 inches; W: 15.7 inches) in Taylor Township, **Blair County**.

**E22-414.** Encroachment. **DSG Development Corp.**, 2015B Southpoints Drive, Hummelstown, PA 17036. To construct and maintain a pedestrian footbridge and two

outfall swales along and across a tributary to Swatara Creek (WWF) at a point along Swatara Creek Road (Middletown, PA Quadrangle N: 19.5 inches; W: 13.4 inches) in Derry Township, **Dauphin County**.

**E22-415.** Encroachment. **Jeffrey Keiser**, Derry Township, 235 Hockersville Road, Hershey, PA 17033. To extend an existing 41-foot long, 54-inch corrugated metal pipe culvert by 25 feet in the channel of a tributary to Swatara Creek (WWF) at a point along Swatara Creek Road (Middletown, PA Quadrangle N: 91.5 inches; W: 13.4 inches) in Derry Township, **Dauphin County**.

**E31-160.** Encroachment. **PennDot District 9-0**, 1620 Juniata Street, Hollidaysburg, PA 16648. To construct and maintain a 6-inch thick concrete slab with a width extending from both abutments and a length extending from inlet to outlet in the bottom of an existing stone masonry bridge across the West Branch of Roaring Run (HQ-CWF) located on SR 3021, Segment 0090, Offset 0000 (Saltillo, PA Quadrangle N: 11.72 inches; W: 9.69 inches) in Wood Township, **Huntingdon County**.

**E31-161.** Encroachment. **PA Department of Transportation, Engineering District 9-0**, 1620 Juniata Street, Hollidaysburg, PA 16648. To (1) construct and maintain a three-span prestressed concrete adjacent box beam bridge having three spans of 477.6 feet and an underclearance of 16.5 feet over an unnamed tributary to the Frankstown Branch of the Juniata River (WWF); (2) remove an existing bridge and construct and maintain a single span bridge having a clear span of 31.31 feet and a minimum underclearance of 5.08 feet over an unnamed tributary to the Frankstown Branch of the Juniata River (WWF); (3) remove an existing box culvert and construct and maintain a 12-foot wide, 7.0-foot high, 113-foot long stream enclosure in an unnamed tributary to the Frankstown Branch of the Juniata River (WWF); and (4) place fill in 0.01 de minimis acre of associated wetlands in conjunction with the construction of the relocation of SR 6002, Section 005 and SR 0022, Section 011 located at Water Street (Spruce Creek, PA Quadrangle N: 13.0 inches; W: 2.0 inches) in Morris Township, **Huntingdon County**.

**E44-100.** Encroachment. **Norfolk Southern Railway Co.**, 99 Spring Street, Bldg. Box 142, Atlanta, GA 30303. To construct and maintain a 7.0-foot wide by 270-foot long, 12.0-inch thick concrete slab in the bottom of an existing stone masonry arch culvert in an unnamed tributary to the Juniata River (HQ-CWF) to mitigate channel scour at the culvert abutments located on the railroad right of way about 0.7 mile northeast of the Borough of Newton Hamilton (New Hamilton, PA Quadrangle N: 4.2 inches; W: 10.75 inches) in Wayne Township, **Mifflin County**.

**E67-685.** Encroachment. **Izaak Walton League of America**, York County Chapter 97, 7131 Ironstone Hill Rd., Dallastown, PA 17313. To construct and maintain a stream restoration project in and along the South Branch Codorus Creek (WWF). The project purpose is to stabilize severely eroded banks, improve water quality and improve fisheries habitat. The project will implement a natural channel design approach and construction activities will include the installation of various in stream rock structures (rock vanes, cross rock vanes and rock toe protection), removal of a debris jam, minor bank grading and planting a riparian buffer.

The first two restoration sites are located on the Raymond K. Smith property. The first site involves 100 feet of channel restoration located immediately down-

stream of the New Freedom Borough Sewage Treatment Plant. The second site will include about 800 feet of restoration located downstream of the SR 0616 bridge (Glen Rock, PA Quadrangle N: 2.5 inches; W: 11.0 inches) in Shrewsbury Township, **York County**.

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

**E17-337.** Encroachment. **Clearfield Borough Council**, 14 Front Street, Clearfield, PA 16830. To construct and maintain eight intake structures for dry hydrants in the West Branch of the Susquehanna River located at various locations along the east and west river banks from 422 feet north of the Nichols Street bridge to 3,695 feet south of the Market Street bridge (Clearfield, PA Quadrangle N: 4.0 inches; W: 9.2 inches) in the Borough of Clearfield, **Clearfield County**. Estimated stream disturbance is 80 feet; stream classification is WWF.

**E41-467.** Encroachment. **Glenn L. Powell**, 160 Powell Rd., Butler, PA 16002-8890. To 1) remove selected submerged old growth timber logs, not including the log cribs, from the West Branch Susquehanna River bed within an 18.8 mile bank-to-bank upstream reach from a point 300 feet upstream of the Hepburn Street Dam, 2) to place and maintain one anchored root-ball with a minimum diameter of 4-feet in water having a depth exceeding 10 feet for every 5 logs removed by the applicant, to improve fish habitat in the river (Williamsport, PA Quadrangle, N: 18.80 inches; W: 2.99 inches to Jersey Shore, PA Quadrangle N: 8.18 inches; W: 2.74 inches) in the City of Williamsport, Loyalsock Township, South Williamsport Borough, Duboistown Borough, Armstrong Township, Susquehanna Township, Nipponose Township, Piatt Township and Woodward Township, **Lycoming County**. This project proposes to permanently impact 18.8 miles of the West Branch Susquehanna River, which is classified as a Warm Water Fishery.

**E55-163.** Encroachment. **Pennsylvania Department of Transportation, Engineering District 3-0**, P. O. Box 218, Montoursville, PA 17754-0218. To remove the existing super structure and to construct and maintain a single span concrete adjacent box beam bridge on existing abutments with a span of 83.5 feet and underclearance of 15 feet across Middle Creek and to place fill along 51 feet of the upstream channel bank to widen the roadway embankment. This project is located on SR 35 approximately 100 feet west of its intersection with SR 2009 (Freeburg, PA Quadrangle N: 4.80 inches; W: 3.40 inches) in Washington and Penn Townships, **Snyder County**. This project also includes a temporary one lane bridge to maintain traffic during construction. Estimated stream disturbance is 200 feet; stream classification is TSF.

**E59-399.** Encroachment. **Phillip and Ellen Krajewski**, R. R. 1, Box 48C, Liberty, PA 16930. To construct and maintain a single dwelling private access bridge across Little Fall Creek which intends to have a width of 12 feet, a span of 28 feet and a clearance of 3.6 feet. The bridge will be constructed on concrete abutments and have a wooden superstructure. This site is located 1/2 mile south of T-642 from the intersection with SR 414 (Nauvoo, PA Quadrangle N: 13.1 inches; W: 10.7 inches) in Liberty Township, **Tioga County**. This project proposes to impact 15 lineal feet of the Little Falls Creek which is designated a High Quality Cold Water Fishery and does not propose to impact any wetlands.

**E60-143.** Encroachment. **Larry Showver**, R. R. 1, Box 478, Lewisburg, PA 17837. To construct and maintain two

steel culvert pipes, 5 feet in diameter by 20 feet long, in an unnamed tributary to Turtle Creek for a private driveway located off Mountain Creek Lane approximately 0.2 mile south of Furnace Road (Lewisburg, PA Quadrangle N: 8.00 inches; W: 7.70 inches) in East Buffalo Township, **Union County**. Estimated stream disturbance is 60 feet; stream classification is WWF.

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

**E32-417.** Encroachment. **Pennsylvania Department of Transportation, Engineering District 10-0**, P. O. Box 429, Indiana, PA 15701. To remove the existing structure and to construct and maintain a 1.0 foot depressed 16.0 foot x 4.0 foot concrete box culvert in an unnamed tributary to Crooked Creek (CWF) for the purpose of improving transportation safety and roadway standards. The project is located on S. R. 954, Section 451 (Ernest, PA Quadrangle N: 8.4 inches; W: 12.0 inches) in Washington Township, **Indiana County**.

*Resubmittal:* The following was published on April 19, 2000, with the address listed incorrectly. Please note the corrected address.

**E63-486.** Encroachment. **Pennsylvania Department of Transportation, Engineering District 12-0**, P. O. Box 459, Uniontown, PA 15401. To remove the existing structure and to construct and maintain a prestressed concrete box beam bridge having a normal span of 32.0 feet and an underclearance of 7.5 feet over Enlow Fork (TSF). Also, to conduct channel cleaning within 50 feet upstream of the bridge; to construct and maintain a temporary stream crossing; and to construct and maintain an 18-inch diameter outfall in Enlow Fork (TSF). The project is located on S. R. 4013 approximately 500 feet southeast of its intersection with S. R. 3026. (Wind Ridge, PA Quadrangle N: 18.7 inches; W: 3.0 inches) in Morris Township, **Greene County** and East Finley Township, **Washington County**.

**E02-1307.** Encroachment. **County of Allegheny, Department of Public Works**, 501 County Office Building, 542 Forbes Avenue, Pittsburgh, PA 15219-2951. To operate, maintain and perform perpetual maintenance dredging to an existing 580 feet long by 110 to 160 feet wide in stream sedimentation basin located with Turtle Creek (WWF). The basin was constructed by the United States Army Corp of Engineers for the purpose of collecting sediment in Turtle Creek. The project is located on the south side of Broadway Boulevard approximately 500 feet southeast of its intersection with Wall (Braddock, PA Quadrangle N: 4.5 inches; W: 3.8 inches) in the Borough of Pitcairn, North Versailles Township and the Municipality of Monroeville, **Allegheny County**.

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

**E10-312.** Encroachment. **Jeremy J. Thrower**, 234 Westminster Road, Sarver, PA 16055. To place and maintain three 36-inch-diameter plastic culvert pipes and associated fill in a tributary to Davis Run (CWF) for a private driveway crossing and to place fill within the floodway of a tributary to Davis Run for a private driveway approximately 3,000 feet southeast of the intersection of Tower Road and SR 2012 (Curtisville, PA Quadrangle N: 20.75 inches; W: 12.5 inches) in Clinton Township, **Butler County**.

**E25-610.** Encroachment. **Engelhard Corporation**, 1729 East Avenue, Erie, PA 16503. To place and maintain a chain link fence and support posts through a wetland area (PEM/PSS) for approximately 200 linear feet to provide security fencing around the existing Engelhard Corporation Industrial Facility. This project is located at 1729 East Avenue in the City of Erie approximately 2,600 feet southeast of the intersection of SR 5 (12th Street) and East Avenue (Erie North, PA Quadrangle N: 1.2 inches; W: 6.5 inches) in the City of Erie, **Erie County**.

**ENVIRONMENTAL ASSESSMENT**

**The following Environmental Assessment and request for Water Quality Certification is being processed under section 105.12(a)(16) and 105.15(b), restoration activities undertaken and conducted under a restoration plan approved by the Department.**

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

**D18-056EA.** Environmental Assessment. **William Charles** (R. D. 1, Jersey Shore, PA 17740). To breach and remove the Welfare Dam across Paddy Run (EV) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 2,000 feet upstream from the confluence of Paddy Run with West Branch Susquehanna River (Renovo East, PA Quadrangle N: 15.5 inches; W: 14.3 inches) in Renovo Borough, **Clinton County**.

<i>SSIP Application Number</i>	<i>Applicant Name and Address</i>
00007	Stephen Dahm AES Ironwood, L.L.C. 305 Prescott Rd. Lebanon, PA 17042

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

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

**EA63-002CO.** Environmental Assessment. **Don Blackert** (485 Horne Run Road, Amity, PA 15311). To construct a nonjurisdictional dam across a tributary to Horne Run (TSF) for recreation impacting approximately 420 linear feet of stream channel. The dam will be located approximately 3,200 feet southeast of the intersection of (S. R. 19) and Horne Run Road (Amity, PA Quadrangle N: 13.1 inches; W: 12.5 inches), in Amwell Township, **Washington County**.

**STORAGE TANKS**

**SITE SPECIFIC INSTALLATION PERMITS**

The following Storage Tank Site Specific Installation Permit application has been received by the Department and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Watershed Conservation, Division of Storage Tanks, P. O. Box 8762, Harrisburg, PA 17105-8762, within 30 days from the date of this publication. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the enact basis of the comment and the relevant facts upon which it is based.

<i>County and Municipality</i>	<i>Tank Type and Capacity</i>
Lebanon County South Lebanon Township	1 AST storing Low Sulfur Distillate Oil 2,300,000 gallon

**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, Market Street State Office Building, 400 Market Street, P. O. Box

8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

**NPDES Permit No. PA00051951.** Sewage, **David Chapman**, 51 Grays Lane, Elverson, PA 19520, Warwick Township, **Chester County**.

The following notice reflects changes to the notice published in the April 8, 2000, *Pennsylvania Bulletin*:

This application is for the 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 an unnamed tributary of French Creek.

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*Parameter*

CBOD<sub>5</sub>  
(5-1 to 10-31)  
(11-1 to 4-30)  
Suspended Solids  
Total Residual Chlorine  
(years 1 and 2)  
(years 3 and 5)  
Fecal Coliform  
pH

The EPA waiver is in effect.

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**Industrial waste and sewerage 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.*

**NPDES Permit No. PA00578868.** Industrial waste. **Mushroom Canning Company**, 401 Birch Street, Kennett Square, PA 19348 is authorized to discharge from a facility located in Kennett Square Borough, **Chester County** into the East Branch of Red Clay Creek.

**NPDES Permit No. PA0057932.** Sewage. **John Replogle, Sr.**, 516 Hunsicker Road, Telford, PA 18969 is authorized to discharge from a facility located at Replogle Subdivision Lot No. 1 in Haycock Township, **Bucks County**, into an unnamed tributary of Dimple Creek.

**NPDES Permit No. PA0057941.** Sewage. **John Replogle, Sr.**, 516 Hunsicker Road, Telford, PA 18969, is authorized to discharge from a facility located at Replogle Subdivision Lot No. 2 in Haycock Township, **Bucks County**, into an unnamed tributary of Dimple Creek.

**NPDES Permit No. PA0057959.** Sewage. **John Replogle, Sr.**, 516 Hunsicker Road, Telford, PA 18969, is authorized to discharge from a facility located at Replogle Subdivision Lot No. 3 in Haycock Township, **Bucks County**, into an unnamed tributary of Dimple Creek.

**NPDES Permit No. PA0054933.** Industrial waste. **Quebecor Printing Atglen, Inc.**, P. O. Box 465, Lower Valley Road, Atglen, PA 19310 is authorized to discharge from a facility located in West Sadsbury Township, **Chester County**, to an unnamed tributary to Valley Creek.

**WQM Permit No. 0900404.** Sewerage. **Borough of Dublin**, 119 Maple Avenue, P. O. Box 52, Dublin, PA 18917. Applicant is granted approval for the construction and operation of a chlorination and dechlorination system at the Dublin Borough WWTP located in Bedminster Township, **Bucks County**.

**WQM Permit No. 1500202.** Industrial waste. **Sunoco, Inc.**, 4041 Market Street, P. O. Box 2060, Aston, PA 19014. Applicant is granted approval for the construction and operation of an industrial wastewater treatment

The receiving stream is classified for the following uses: exceptional value waters, 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>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
10	20
20	40
10	20
monitor/report nondetect	monitor/report nondetect
200 colonies/100 ml as a geometric average within limits of 6.0—9.0 standard units at all times	

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plant and well injection of treated effluent from Sunoco Service Station No. 0363-1025 located in East Whiteland Township, **Chester County**.

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

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

**Permit No. PA-0064033.** Sewerage. **Pusti Margiya Vashnav Samaj of North America**, 347 Highway 35, Eatontown, NJ 07724, is authorized to discharge from a facility located in Wayne Township, **Schuylkill County**, to an unnamed tributary to the Lower Little Swatara Creek.

**Permit No. 1300201.** Industrial waste. **Lehightron Electronics, Inc.**, First and South Streets, Lehightron, PA 18235. Permit to construct new wastewater facilities at their plant, located in Mahoning Township, **Carbon County**.

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

**Permit No. PA0088421.** Sewerage. **Carolyn Schofield**, Six Park Drive, LaVale, MD 21502 is authorized to discharge from a facility located in Southampton Township, **Bedford County** to the receiving waters named tributary to Town Creek.

**Permit No. PAG103503.** General Permit—Hydrostatic Testing. **Fisher Tank Company**, 3131 West Fourth Street, Chester, PA 19013 is authorized to discharge from a facility located in Tuckerton Terminal, Muhlenberg Township, **Berks County** to the receiving waters named Laurel Creek.

**Permit No. PAG043636.** Sewerage—Single Family Residence. **Broad Top Township**, (Andrew E. and Mary J. Banco), 187 Municipal Road, P. O. Box 57, Defiance, PA 16633 is authorized to discharge from a facility located in

Broad Top Township, **Bedford County** to the receiving waters named unnamed tributary to Six Mile Run.

**Permit No. PAG043637.** Sewerage. **Dorothy Crosby**, 2926 Schellsburg Road, Claysburg, PA 16625 is authorized to discharge from a facility located in Kimmel Township, **Bedford County** to the receiving waters named unnamed tributary to Beaverdam Creek.

**Permit No. 050045.** Sewerage. **Carolyn Schofield**, Six Park Drive, LaVale, MD 21502. This permit approves the construction of Sewage Treatment Facilities in Southampton Township, **Bedford County**.

**Permit No. 6799406.** Sewerage. **Northeastern York County Sewer Authority**, P. O. Box 516, Mount Wolf, PA 17347. This permit approves the construction of Pump Station in East Manchester Township, **York County**.

**Permit No. 0683201-001.** Sewerage. **Glen-Gery Corporation, Mid-Atlantic Plant**, 423 South Pottsville Pike, Shoemakersville, PA 19555. This permit amendment approves the modification to the construction/operation of Impoundments and Liner System and Groundwater Monitoring Wells in Perry Township, **Berks County**.

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

**NPDES Permit PA0209007.** Sewerage. **Pine View Realty, Apex Homes Inc.**, 247 US Highway 522N, Middleburg, PA 17842. Renewal granted to discharge treated sewage from facility located at Washington Township, **Snyder County**.

**NPDES Permit PA0043681.** Sewerage. **Valley Joint Sewer Authority**, One South River Street, Athens, PA 18810-1701. Renewal granted to make the discharge consistent with the Water Quality Management Permit which rerated the sewage treatment plant. The facility is located at Athens Township, **Bradford County**.

**NPDES Permit Number PA0003565.** Industrial Waste. **Morgan Advanced Materials and Technology, Inc.**, 441 Hall Avenue, St. Marys, PA 15857. Renewal granted to discharge treated industrial wastewater from facility located at Eulalia Township, **Potter County**. All stormwater discharges have been included in this permit renewal.

**WQM Permit No. 5399402.** Sewerage. **Coudersport Area Municipal Authority**, P. O. Box 820, Coudersport, PA 16915-0829. Approval granted for facility improvements at the existing sewage treatment plant. The facility is located at Eulalia Township, **Potter County**.

**WQM Permit No. 5900402.** Sewerage. **Craig Summers**, 16311 Monica Circle, Cerritos, CA 90703. Approval granted to construct and maintain single residence sewer facility located at Delmar Township, **Tioga County**.

**WQM Permit No. 1700402.** Sewerage. **Scott Hoover**, P. O. Box 59, Sandy Ridge, PA 16877. Approval granted to construct and maintain a single residence sewage treatment facility located at Decatur Township, **Clearfield County**.

**WQM Permit No. 4784401-T1.** Sewerage Transfer. **David L. Martin**, 209 Baldtop Road, Danville, PA 17821. Approval granted to transfer a small flow treatment facility for single residence. Facility located at Mahoning Township, **Montour County**.

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

**NPDES Permit No. PA0005011. Amendment No. 4.** Industrial Waste. **GPU Generation**, 1001 Broad Street, Johnstown, PA 15907 is authorized to discharge from a facility located at Conemaugh Generating Station, West Wheatfield Township, **Indiana County** to receiving waters named Conemaugh River.

**NPDES Permit No. PA0005037.** Industrial. **EME Homer City Generation, LP**, 18101 Von Karman Avenue, Suite 1700, Irvine, CA 92612-1046 is authorized to discharge from a facility located at Homer City Generating Station, Center Township, **Indiana County** to receiving waters named Tributaries of Two Lick Creek, Tributary of Blacklick Creek and Cherry Run.

**NPDES Permit No. PA0218472.** Industrial waste. **Duquesne Light Company**, 411 Seventh Avenue, P. O. Box 1930, Pittsburgh, PA 15230-1930 is authorized to discharge from a facility located at Emergency Flyash Impoundment, Springdale Borough, **Allegheny County** to receiving waters named Tawney Run.

**NPDES Permit No. PAS506101.** Industrial. **Duquesne Light Company**, 411 Seventh Avenue, P. O. Box 1930, Pittsburgh, PA 15230-1930 is authorized to discharge from a facility located at Kissick Landfill, Indiana Township, **Allegheny County** to receiving waters named Unnamed Tributary to Little Deer Creek.

**NPDES Permit No. PA0026336.** Sewerage. **Township of Hopewell**, 1700 Clark Boulevard, Aliquippa, PA 15001 is authorized to discharge from a facility located at Wickham Village Sewage Treatment Plant, Hopewell Township, **Beaver County** to receiving waters named Tributary of Boggs Run.

**NPDES Permit No. PA0090905.** Sewerage. **Kittanning Associates**, R. D. 1, Box 27-C, Route 422 East, Kittanning, PA 16201 is authorized to discharge from a facility located at Kittanning Care Center Sewage Treatment Plant, Manor Township, **Armstrong County** to receiving waters named Tributary of Rupp Run.

**NPDES Permit No. PA0096903.** Sewerage. **G&G Mobile Home Sales**, 23 Oakridge Heights Drive, Oakdale, PA 15071 is authorized to discharge from a facility located at Hidden Valley Estates MHP STP, Robinson Township, **Washington County** to receiving waters named unnamed tributary of Little Raccoon Creek.

**NPDES Permit No. PA0204048.** Sewerage. **Conemaugh Township Municipal Water and Sewer Authority**, R. D. 1, Box 206, Saltsburg, PA 15681 is authorized to discharge from a facility located at The Tunnelton STP, Conemaugh Township, **Indiana County** to receiving waters named Conemaugh River.

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

**NPDES Permit No. PA0005592.** Industrial Waste. **Owens-Brockway Glass Container, Inc.**, Cherry Street, Brockway, PA 15824 is authorized to discharge from a facility located in Brockway Borough, **Jefferson County** to Little Toby Creek.

**NPDES Permit No. PA0028428.** Sewerage. **Borough of Brockway**, 501 Main Street, Brockway, PA 15824 is authorized to discharge from a facility located in Brockway Borough, **Jefferson County** to Toby Creek.

**NPDES Permit No. PA0030821.** Sewerage. **Poplar White Thruway Services, Inc., Green Shingle Restaurant**, 6468 Sterrettania Road, Fairview, PA 16415 is



authorized to discharge from a facility located in McKean Township, **Erie County** to an unnamed tributary to Elk Creek.

**WQM Permit No. 4200401.** Sewage. **Port Allegany Borough**, 1 Maple Street, Port Allegany, PA 16743-1318. This project is for the construction of an in-stream diffuser to convey the discharge from the existing pipe to the approximate mid-point of the Allegheny River in Port Allegany Borough, **McKean County**.

**WQM Permit No. 6200402.** Sewage. **Hickory Creek Wilderness Ranch**, P. O. Box 93, Tidioute, PA 16351. This project is for the construction and operation of a

small flow treatment facility located in Limestone Township, **Warren 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.*

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<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream or Body of Water</i>
PAR10-G412	Landview Property Group, LLC 64 East Uwchlan Avenue Exton, PA 19341	Uwchlan Township Chester County	Shamona 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 or Body of Water</i>
PAS10U027-R	Forks Land Assoc., Inc. 496 Lone Lane Allentown, PA 18104	Northampton County Forks Township	Bushkill Creek HQ-CWF
PAS10U128	CMC Development Corp. 4511 Falmer Rd. Bethlehem, PA 18017	Northampton County Forks Township	Bushkill Creek HQ-CWF
PAS107418	Richard Dimmitt Bury Group 25191 U. S. Hwy. 19N Clearwater, FL 33763	Wayne County Damascus Township	Calkins Creek HQ-CWF
PAS10Q068-R	Estates at Trexler Park, Inc. P. O. Box 509 Allentown, PA 18104	Lehigh County City of Allentown	Little Lehigh Creek HQ-CWF
PAS10S085	Lake Swiftwater Club, Inc. R. R. 1, Box 62 Henryville, PA 18332	Monroe County Paradise Township	Swiftwater Creek HQ-CWF

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

**PAS-10-C011-R.** Individual NPDES. **Grande Construction**, 424 Miller Road, Sinking Spring, PA 19608. To implement an Erosion and Sedimentation Control Plan for the construction of the French Creek Woods subdivision on 107 acres in Union Township, **Berks County**. The project is located approximately 2,000 feet northwest of Scotty Run Lake (Elverson, PA Quadrangle N: 16.7 inches; W: 8.3 inches). Drainage will be to French Creek. (HQ-CWF)

**INDIVIDUAL PERMITS**

**(PAR)**

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

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

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

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

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

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

*List of*

*General Permit Type*

PAG-1	General Permit For Discharges From Stripper Oil Well Facilities
PAG-2	General Permit For Discharges of Stormwater From Construction Activities
PAG-3	General Permit For Discharges of Stormwater From Industrial Activities
PAG-4	General Permit For Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit For Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit For Wet Weather Overflow Discharges From Combined Sewer Systems
PAG-7	General Permit For Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit For Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-9	General Permit For Beneficial Use of Residential Septage By Land Application to Agricultural Land, Forest or a Land Reclamation Site
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>
Bridgeport Borough and Various Other Municipalities Montgomery County	PAR10-T625	Metromedia Fiber Network (MFN) One North Lexington Avenue White Plains, NY	Multi (WWF)	Department of Environmental Protection Suite 6010, Lee Park, 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Lehigh County Upper Saucon Township	PAR10Q137	Matt Sorrentino 428 N. 15th St. Allentown, PA 18102	Saucon Creek	Lehigh CD (610) 391-9583
South Woodbury Township Bedford County	PAR-10-0448	New Enterprise Stone & Lime Co., Inc. Town Hill Road P. O. Box 77 New Enterprise, PA 16664	Three Springs Run	Bedford County CD 702 West Pitt Street, Suite 4 Bedford, PA 15009 (814) 623-6706
Upper Allen Township Cumberland County	PAR-10-H222	GLS Fifteen West Inc. Winding Hill Corporate Center P. O. Box 72 New Kingston, PA 17072	Cedar Run	Cumberland County CD 43 Brookwood Avenue Suite 4 Carlisle, PA 17013 (717) 240-7812
Quincy Township Franklin County	PAR-10-M204	Quincy Sewer Authority 7575 Mentzer Gap Road Waynesboro, PA 17268	East and West Branches of Antietam Creek	Franklin County CD 550 Cleveland Avenue Chambersburg, PA 17201 (717) 264-8074
Borough of Chambersburg Franklin County	PAR-10-M205	Conewago Ent. Inc. P. O. Box 407 Hanover, PA 17331	Conococheague Creek	Franklin County CD 550 Cleveland Avenue Chambersburg, PA 17201 (717) 264-8074
Centre County Patton College Twps.	PAR10F011	Village at Penn State Pinnacle Development 501 Rolling Ridge Dr. State College, PA 16801	Unt. Big Hollow	Centre County CD 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817

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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>
Lycoming County Loyalsock Township	PAR103935	Poco Hills Estates Phase 3 378 Madden Road Montoursville, PA 17754	Unt. McClures Run and Unt. Grafius Run	Lycoming County CD 542 County Farm Road Suite 202 Montoursville, PA 17754 (570) 433-3003
Fairview Township Erie County	PAR10K166	P.H.B., Inc. 7900 West Ridge Road Fairview, PA 16415	Trout Run (CWF/MF)	Erie Conservation Dist. 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-4203
Pine Township Mercer County	PAR104348	CBF Contracting P. O. Box 186 Sligo, PA 16255	Unnamed Tributary of Barmore Run (CWF)	Mercer Conservation District 747 Greenville Road Mercer, PA 16137 (724) 662-2242
Rockland Township Venango County	PAR107014	Steven E. Morris Handsome Lake Energy, LLC 111 Market Place Suite 200 Baltimore, MD 21202-7110	Unnamed Tributaries to Allegheny River and Pine Hill Run (CWF)	Venango Conservation District R. D. 2, Box 108 Franklin, PA 16323 (814) 676-2832

*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>
Philadelphia County City of Philadelphia	PAR200036	The Budd Company Phila., Plant 2450 Hunting Park Avenue Philadelphia, PA 19129-1397	Little Schuylkill River	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Northampton County East Allen Township	PAR702215	Eastern Industries, Inc. 4401 Camp Meeting Road Center Valley, PA 18034	Monocacy Creek	Northeast Office 2 Public Sq. Wilkes-Barre, PA 18711-0790 (570) 826-2511
Luzerne County City of Hazleton	PAR112221	Hazleton Pumps, Inc. P. O. Box 488 Hazleton, PA 18201	Black Creek	Northeast Office 2 Public Sq. Wilkes-Barre, PA 18711-0790 (570) 826-2511
Luzerne County Hanover Township	PAR232232	American Rock Salt Co. LLC P. O. Box 190 Mt. Morris, NY 14510	Solomon Creek	Northeast Office 2 Public Sq. Wilkes-Barre, PA 18711-0790 (570) 826-2511
Schuylkill County Pottsville City	PAR802222	United Parcel Service, Inc. 1821 South 19th Street Harrisburg, PA 17104	Mill Creek	Northeast Office 2 Public Sq. Wilkes-Barre, PA 18711-0790 (570) 826-2511
Lackawanna County City of Scranton	PAR802223	United Parcel Service, Inc. 1821 South 19th Street Harrisburg, PA 17104	Unnamed Tributary to the Lackawanna River	Northeast Office 2 Public Sq. Wilkes-Barre, PA 18711-0790 (570) 826-2511

<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>
Luzerne County Pittston Township	PAR802224	United Parcel Service, Inc. 1821 South 19th Street Harrisburg, PA 17104	Mill Creek	Northeast Office 2 Public Sq. Wilkes-Barre, PA 18711-0790 (570) 826-2511
Schuylkill County Rush Township	PAR802225	United Parcel Service, Inc. 1821 South 19th Street Harrisburg, PA 17104	Unnamed tributary to the Little Schuylkill River Unnamed tributary to the Nesquehoning Creek	Northeast Office 2 Public Sq. Wilkes-Barre, PA 18711-0790 (570) 826-2511
Northampton County Williams Township	PAR232233	Polytek Development Corp. 55 Hilton Street Easton, PA 18042	Unnamed tributaries to Lehigh River	Northeast Office 2 Public Sq. Wilkes-Barre, PA 18711-0790 (570) 826-2511
Mifflin County Derry Township	PAR503502	Mifflin County Solid Waste Authority 87 Landfill Road P. O. Box 390 Lewistown, PA 17044	Kishacoquillas and Jack Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Blair County Antis Township	PAR603548	Robert Forshey Forshey's Garage and Auto Parts R. D. 2, Box 179 Tyrone, PA 16686	Little Juniata Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County Rapho Township	PAR603549	Leroy Stanley Agreeable Auto Salvage, Inc. 865 Milton Grove Road Mt. Joy, PA 17522	Back Run	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Mifflin County Armagh Township	PAR803541	Michael Ryan Ryan's Auto Parts 138 Colonial Drive Milroy, PA 17063	UNT to Laurel Run	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Mifflin County Burnham Borough	PAR603551	Kovalchick Corporation P. O. Box 279 Indiana, PA 15701	Kishacoquillas Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Mifflin County Decatur Township	PAR603550	Louie Parson Parsons Auto Salvage R. R. 1, Box 2385 McClure, PA 17841	UNT to Meadow Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Wyalusing Township Bradford County	PAR124808	Taylor Packing Company, Inc. P. O. Box 188 Wyalusing, PA 18853	Wyalusing Creek and Brewer Creek	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Cambria County Richland Township	PAR706102	Whitaker Roads Corporation P. O. Box 5657 Johnstown, PA 15904	Solomon Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

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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>
Cambria County Richland Township	PAR806155	United Parcel Service, Inc. 521 North Center Avenue New Stanton, PA 15672	Sams Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Beaver County Rochester Township	PAR806156	United Parcel Service, Inc. 521 North Center Avenue New Stanton, PA 15672	UNT to the Beaver River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Indiana County White Township	PAR806157	United Parcel Service, Inc. 521 North Center Avenue New Stanton, PA 15672	UNT to the Two Lick	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Armstrong County North Apollo Borough	PAR806158	United Parcel Service Inc. 521 North Center Avenue New Stanton, PA 15672	Kiskiminetas River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Allegheny County City of Pittsburgh	PAR806159	United Parcel Service, Inc. 521 North Center Avenue New Stanton, PA 15672	Chartiers Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Fayette County Menallen Township	PAR806160	United Parcel Service, Inc. 521 North Center Avenue New Stanton, PA 15672	Redstone Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Washington County South Strabane Township	PAR806161	United Parcel Service Inc. 521 North Center Avenue New Stanton, PA 15672	Chartiers Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Westmoreland County New Stanton Borough	PAR806162	United Parcel Service Inc. 521 North Center Avenue New Stanton, PA 15672	UNT to the Sewickley Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Butler Township Butler County	PAR70832	United Refining Company 15 Bradley Street P. O. Box 780 Warren, PA 16365	Thorn Creek	Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
<i>General Permit Type—PAG-4</i>				
<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Berks County Cumru Township	PAG043650	Robert M. Heist 500 Heist Lane Mohnton, PA 19540	Angelica Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Dauphin County West Hanover Township	PAG043651	Stephanie Rider 1144 Piketown Road Harrisburg, PA 17112	Beaver Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York County Windsor Township	PAG043520	Barry Vitz 209 S. Main Street Red Lion, PA 17356	UNT to Kreutz Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Delmar Township Tioga County	PAG045091	Craig Summers 16311 Monica Circle Cerritos, CA 90703	UNT to Wilson Creek	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Mahoning Township Montour County	PAG045057	David L. Martin 209 Baldtop Rd. Danville, PA 17821	UNT to Susquehanna River	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Decatur Township Clearfield County	PAG045092	Scott Hoover P. O. Box 59 Sandy Ridge, PA 16877	Big Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
<i>General Permit Type—PAG-8</i>				
<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Spring Township Centre County	PAG084814	Borough of Bellefonte WWTP 236 West Lamb Street Bellefonte, PA 16823	Valley Farm Sites	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664

**SEWAGE FACILITIES ACT  
PLAN APPROVAL**

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

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

*Location:* Lower Mahanoy Township, Northumberland County

*Project Description:* This sewage facilities plan update proposes the construction of an 85,000 gallon per day sewage treatment plant discharging to the Susquehanna River with approximately 31,880 feet of collector lines to service the Villages of Dalmatia and Hickory Corners. The project will also include one pump station with approximately 2,700 feet of forcemain.

The Department's review of the sewage facilities update revision has not identified any significant negative 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. 1500502.** Public water supply. **Philadelphia Suburban Water Company**, 762 Lancaster Avenue, Bryn Mawr, PA 19010. A permit has been issued to the applicant granting permission to construct a new well, pump station and chemical feed facilities to serve the Deer Run Development in Honey Brook Township, **Chester County**.

*Type of Facility:* Public Water Supply System.

*Consulting Engineer:* CET Engineering Services, Inc., 1240 North Mountain Road, Harrisburg, PA 17112.

*Permit to Construct Issued:* May 8, 2000.

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

**Permit No. 4700501.** The Department issued a construction permit May 8, 2000, to **Geisinger Medical Center**, 100 North Academy Avenue, Danville, PA 17822, Mahoning Township, **Montour County**. This permit authorizes the installation of three Halox Series 1000 electrochemical chlorine dioxide generators to control Legionella bacteria and as a back-up disinfectant and the addition of sodium hypochlorite chemical feed facilities at Well No. 3.

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

**Permit No. 6300501.** Public water supply. **Pennsylvania-American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033.

*Type of Facility:* Atlasburg Water Storage Tank.

*Permit issued for Construction:* May 8, 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 nonresidential exposure factors, a description of the remediation performed, and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

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

The Department has received the following final reports.

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

**Penn Terminals**, Eddystone Borough, **Delaware County**. A Final Report concerning remediation of site soil contaminated with lead and heavy metals was submitted to the Department. The report is intended to document remediation of the site to meet site-specific standards. The final report was submitted on November 6, 1997.

**Flying Carport, Inc.**, City of Philadelphia, **Philadelphia County**. A Final Report concerning remediation of site soil and groundwater contaminated with petroleum hydrocarbons was submitted to the Department on September 2, 1997. The report was submitted to document remediation of the site to meet site-specific standards.

**LAND RECYCLING AND  
ENVIRONMENTAL REMEDIATION**

**Under Act 2, 1995**

**Preamble 3**

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

Provisions of 25 Pa. Code § 250.8 Administration of Land Recycling Program requires the Department of Environmental Protection (Department) to publish in the

*Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the Land Recycling and Environmental Remediation 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 investigations, 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 content of the plans and reports, contact the Environmental Cleanup Program Manager in the Department's Regional Office under which the notice of the plan and report appears. If information concerning the plan and 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 plans and reports.

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

**Bond Shopping Center**, Upper Darby Township, **Delaware County**. A Final Report concerning remediation of site soil and groundwater contaminated with solvents was submitted to the Department. The report demonstrated attainment of site-specific standards for soils and Statewide health standards for groundwater and was approved by the Department on December 18, 1997.

**Flying Carport, Inc.**, City of Philadelphia, **Philadelphia County**. A Final Report concerning remediation of site soil and groundwater contaminated with petroleum hydrocarbons was submitted to the Department. The report demonstrated attainment of site-specific standards and was approved by the Department on November 26, 1997.

**Penn Terminals**, Eddystone Borough, **Delaware County**. A Final Report concerning remediation of site soil contaminated with lead and heavy metals was submitted to the Department. The report demonstrated attainment of site-specific standards and was approved by the Department on February 5, 1998.

**Levitz Furniture Facility**, Middletown Township, **Bucks County**. Jeffery Stein, ATC Associates, Inc., 8989 Herrmann Drive, Suite 300, Columbia, MD 21045, has submitted a combined Remedial Investigation/Final Re-

port concerning remediation of site soil and groundwater contaminated with lead, heavy metals, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The report was approved by the Department on April 5, 2000, for demonstrating attainment of the Statewide health standard for soil, but was disapproved by the Department on April 5, 2000, for not demonstrating attainment of the site-specific standard for groundwater.

**Tinicum Industrial Park**, Tinicum Township, **Delaware County**. Dean O. Reed, CBS Corp., 11 Stanwix Street, Pittsburgh, PA 15222-1384, has submitted a Remedial Investigation Report and Risk Assessment Report concerning remediation of site soil contaminated with PCBs, lead, heavy metals, pesticides, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons and groundwater contaminated with PCBs, heavy metals, pesticides, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The reports were approved by the Department on April 14, 2000.

**L. B. Smith Property**, Plymouth Township, **Montgomery County**. J. Curtis Hatfield, P.E., Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104, has submitted a Remedial Investigation/Final Report concerning remediation of site soil/fill and groundwater contaminated with asbestos. The report demonstrated attainment of Statewide health and site-specific standards and was approved by the Department on April 18, 2000.

**Howard Merkel Residence**, Doylestown Township, **Bucks County**. Eric B. Rosina, Storb Environmental, Inc., 410 North Easton Road, Willow Grove, PA 19090, has submitted a Final Report concerning remediation of site soil contaminated with BTEX and petroleum hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved by the Department on April 24, 2000.

**Braxton's Animal Works**, Tredyffrin Township, **Chester County**. Eric S. Poulson, Poulson & Associates, 5 Camby Chase, Media, PA 19063, has submitted a Final Report concerning remediation of site soil contaminated with BTEX and petroleum hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved by the Department on April 25, 2000.

**Horsleys Automotive Service Center (Former)**, Lower Merion Township, **Montgomery County**. Richard Trimpi, Trimpi Associates, Inc., 889 Seminary Street, Pottsville, PA 18073, has submitted a Final Report concerning remediation of site soil contaminated with lead, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved by the Department on April 25, 2000.

**Wonder Chemical Corporation**, Falls Township, **Bucks County**. Cliff Harper, Harper Environmental Associates, Inc., 1811 Hale Hollow Road, Bridgewater Corners, VT 05035, has submitted a Remedial Investigation/Final Report concerning remediation of site soil contaminated with chlorides and groundwater contaminated with chlorides and solvents. The report demonstrated attainment of site-specific standards and was approved by the Department on April 26, 2000.

**Village Center Mart (Has Has Cleaners)**, Bensalem Township, **Bucks County**. Charlene R. Drake, React Environmental Services, Inc., 6901 Kingsessing Avenue, Philadelphia, PA 19142, has submitted a Cleanup Plan concerning remediation of site soil and groundwater



contaminated with solvents. The plan was approved by the Department on April 27, 2000.

**Emission Control Dust Monofill**, South Coatesville Borough, **Chester County**. Ana Maria Caram, Bethlehem Steel Corp., 1170 Eighth Avenue, Bethlehem, PA 18016-7699, has submitted a Remedial Investigation Report, Risk Assessment Report and Cleanup Plan concerning remediation of site soil contaminated with lead and heavy metals and groundwater contaminated with heavy metals. The reports and cleanup plan were approved by the Department on May 4, 2000.

**Parkesburg Manufactured Gas Plant Site**, PECO Energy Co., Parkesburg Borough, **Chester County**. Frederick C. Gloeckler, PECO Energy, 2301 Market Street, S21-2, Philadelphia, PA 19101, has submitted a Remedial Investigation Report concerning remediation of site soils and groundwater contaminated with heavy metals, BTEX and polycyclic aromatic hydrocarbons. The report was approved by the Department on May 5, 2000.

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

**Pennsylvania Power & Light Company (PP&L)—Distribution Pole No. 53576N43170 (Netters Street)**, Borough of West Pittston, **Luzerne County**. PP&L, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 submitted a Final Report concerning the remediation of site soils found to be contaminated with PCBs (polychlorinated biphenyls). The final report demonstrated attainment of the Statewide health standard, and was approved on November 19, 1997.

**Pennsylvania Power & Light Company (PP&L), Former Beekman Street Substation**, City of Wilkes-Barre, **Luzerne County**. PP&L, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 submitted a Final Report concerning the remediation of site soils found to be contaminated with PCBs (polychlorinated biphenyls). The final report demonstrated attainment of the Statewide health standard, and was approved on October 23, 1997.

**Bethlehem Steel Corporation (Webster Street Site)**, City of Bethlehem, **Northampton County**. Edwin B. Wilson, Director of Environmental Assessment and Remediation with Bethlehem Steel Corporation, Bethlehem, PA 18016 submitted a Final Report concerning the remediation of site soils found to be contaminated with metals, and site groundwater contaminated with solvents and metals. The final report demonstrated attainment of the site-specific standard, and was approved on November 13, 1997.

**Pennsylvania Power & Light Company (PP&L)—Distribution Pole No. 63808S50135 (Weaversville Road)**, Allen Township, **Northampton County**. PP&L, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 submitted a Final Report concerning the remediation of site soils found to be contaminated with PCBs (polychlorinated biphenyls). The final report demonstrated attainment of the Statewide health standard, and was approved on November 19, 1997.

**Former Penn Reed & Harness Factory**, City of Allentown, **Lehigh County**. Doug Sammak, President, American Analytical and Environmental, Inc., 738 Front Street, Catasauqua, PA 18032 has submitted a Final Report (on behalf of his client, Sally Kutz, Penn Reed & Harness Company, 119 South Aubrey Street, Allentown,

PA 18103) concerning the remediation of site soils contaminated with lead, chromium, selenium and arsenic. The report was submitted to document remediation of the site to meet the Statewide health standard and was approved on May 11, 2000.

**Former Penn Reed & Harness Factory/Morgan Property**, City of Allentown, **Lehigh County**. Doug Sammak, President, American Analytical and Environmental, Inc., 738 Front Street, Catasauqua, PA 18032 has submitted a Final Report (on behalf of the Robert Morgan property, 127 South Aubrey Street, Allentown, PA 18103) concerning the remediation of site soils contaminated with lead, chromium, selenium and arsenic. The report was submitted to document remediation of the site to meet the Statewide health standard and was approved on May 11, 2000.

**Former Penn Reed & Harness Factory/Deily Property**, City of Allentown, **Lehigh County**. Doug Sammak, President, American Analytical and Environmental, Inc., 738 Front Street, Catasauqua, PA 18032 has submitted a Final Report (on behalf of Eli J. Deily, Jr., 115 South Aubrey Street, Allentown, PA 18103) concerning the remediation of site soils contaminated with lead, chromium, selenium and arsenic. The report was submitted to document remediation of the site to meet the Statewide health standard and was approved on May 11, 2000.

**Former Penn Reed & Harness Factory/Van Horn Property**, City of Allentown, **Lehigh County**. Doug Sammak, President, American Analytical and Environmental, Inc., 738 Front Street, Catasauqua, PA 18032 has submitted a Final Report (on behalf of Tami Van Horn, 117 South Aubrey Street, Allentown, PA 18103) concerning the remediation of site soils contaminated with lead, chromium, selenium and arsenic. The report was submitted to document remediation of the site to meet the Statewide health standard and was approved on May 11, 2000.

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

**Westvaco Corporation Woodyard Landfill**, Snyder Township, **Blair County**. A Final Report has been submitted concerning the remediation of site soils and groundwater contaminated with BTEX. The final report demonstrated attainment of the Statewide health standard, and was approved by the Department on December 30, 1997.

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

**Williamsport National Bank/Paul Weltch**, City of Williamsport, **Lycoming County**. A Baseline Environmental Report has been submitted concerning soil contaminated with lead, BTEX, PHCs and PAHs. This site has been proposed to meet the special industrial area requirements. The Baseline Environmental Report was approved May 9, 1997 and the Consent Order and Agreement was finalized on December 15, 1997.

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

**Koch Materials**, Windber Borough, **Somerset County**. Bruce A. Shaw, Fluor Daniel GTI, Inc., 637 Braddock Avenue, East Pittsburgh, PA 15112, has submitted a Final Report concerning remediation of site soil

contaminated with polycyclic aromatic hydrocarbons, benzene, toluene, ethylbenzene and xylene. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on December 10, 1997.

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

**National Forge Company, AOC No. 5**, One Front Street, Irvine, PA, Brokenstraw Township, **Warren County**. A Final Report concerning remediation of site soils contaminated with heavy metals was submitted to the Department. The report demonstrated attainment of Statewide health standards and was approved on December 18, 1997.

## SOLID AND HAZARDOUS WASTE

### LICENSE TO TRANSPORT HAZARDOUS WASTE

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

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

**Chem-Freight, Inc.**, 395 Baird Street, Akron, OH 44311; License No. **PA-AH 0074**; renewal license issued May 8, 2000.

**D-Tox, Inc.**, 60 Ezra Silva Lane, Windsor, CT 06095; License No. **PA-AH 0586**; renewal license issued May 12, 2000.

**David J. Winning Company**, 5610 Aiken Road, McKees Rocks, PA 15136; License No. **PA-AH S100**; renewal license issued May 9, 2000.

**Minnesota Mining and Manufacturing Co.**, Bldg. 225-5N-07 3M Center, St Paul, MN 55144-1000; License No. **PA-AH 0296**; renewal license issued May 9, 2000.

**Superior Special Services, Inc.**, 1275 Mineral Springs Drive, Port Washington, WI 53074; License No. **PA-AH S197**; renewal license issued May 11, 2000.

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

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

**Fleet Environmental Services LLC**, 59 Longwater Drive, Norwell, MA 02061; License No. **PA-AH 0658**; license issued May 8, 2000.

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

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

**Pennzoil-Quaker State Company**, P. O. Box 99, Oil City, PA 16301; License No. **PA-AH 0484**; license terminated May 12, 2000.

## RESIDUAL WASTE PROCESSING FACILITIES

**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.**

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

**Permit No. WMGR043. Atlas Environmental Services and Equipment Company, Inc.**, 2204 Club House Circle, Jamison, PA 18929. The general permit issued to Atlas for the processing of petroleum contaminated soil at their facility located at 6801 State Road, Building A, in the City of Philadelphia has been revoked and the bond has been forfeited. Atlas has failed to make required phased bond payments and has failed to comply with a demand for full payment of the bond. The permit was revoked, and the bond was forfeited, by the Southeast Regional Office on May 10, 2000. Atlas has been ordered to cease operations, remove all soil from the site, and properly close the facility.

## 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.*

**GP4-01-03024: Tucker Industrial Liquid Coatings, Inc.** (407 North Avenue, East Berlin, PA 17316) authorized use of a general permit for operation of one natural gas-fired burnoff oven in East Berlin Borough, **Adams County**.

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

**GP-65-00799: CNG Transmission Corp.** (625 Liberty Avenue, Pittsburgh, PA 15222) on May 10, 2000, for construction and operation of one AJAX Model DPC-230LE gas-fired reciprocating engine, rated at 211 HP at the Lincoln Heights Station in Hempfield Township, **Westmoreland County**.

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

*Bureau of Air Quality: Rachel Carson State Office Building, 400 Market Street, P. O. Box 8468, Harrisburg, PA 17105, (717) 787-4325.*

**02-0054: Orion Power MidWest, L.P.** (2000 Cliff Mine Road, Suite 200, Pittsburgh, PA 15275) in Springdale Borough, **Allegheny County**. The permit was amended in accordance with the provisions of 25 Pa. Code § 127.450 to reflect the change in ownership.

**13-0003: Panther Creek Partners** (1001 Industrial Road, Nesquehoning, PA 18240) in Nesquehoning Borough, **Carbon County**. The permit was amended in

accordance with the provisions of 25 Pa. Code § 127.450 to reflect the change in Authorized Account Representative.

**25-0923: NEPA Energy, LP** (2 South Portage Street, Westfield, NY 14787) in North East Township, **Erie County**. The permit was amended in accordance with the provisions of 25 Pa. Code § 127.450 to reflect the change in ownership.

#### 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.*

**22-05006A: Harsco Gas and Fluid Control** (1001 Herr Street, Harrisburg, PA 17105-236) on May 12, 2000, for modification of painting operations in Harrisburg City, **Dauphin County**.

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

**PA-10326B: Oesterlings Sandblasting & Painting, Inc.** (686 Glennwood Way, Butler, PA 16001) on May 8, 2000, for construction of a spray paint booth in Center Township, **Butler County**.

**PA-25-984A: Harrison Machine Co.** (3118 Station Road, Erie, PA 16510) on May 11, 2000, for operation of a spray and dip coating operation in Wesleyville, **Erie County**.

**PA-37-308A: Glacial Sand & Gravel Co.** (Route 108, Scott Township, PA 15106) on May 9, 2000, for construction of a wet process nonmetallic mineral processing facility in Plain Grove and Scott Townships, **Lawrence County**.

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

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

**14-313-038: Rutgers Organics Corp.** (201 Struble Road, State College, PA 16801) on May 5, 2000, to extend the authorization to operate a chemical process facility (Process 514) on a temporary basis until September 2, 2000, in College Township, **Centre County**.

**49-309-008D: Watsontown Brick Co., Inc.** (P. O. Box 68, Watsontown, PA 17777) on May 9, 2000, to extend the authorization to operate a shale impact mill on a temporary basis as well as the deadline for the construction of a shale roll crusher until September 6, 2000, in Delaware Township, **Northumberland County**.

**OP-14-0007A: Cerro Metal Products Co.** (P. O. Box 388, Bellefonte, PA 16823) on May 9, 2000, to extend the authorization to operate two brass billet furnaces on a temporary basis until September 6, 2000, in Spring Township, **Centre County**.

**OP-18-0004B: CNG Transmission Corp.** (CNG Tower, 625 Liberty Avenue, Pittsburgh, PA 15222) on May

9, 2000, to extend the authorization to operate two natural gas-fired reciprocating internal combustion engines (Engines 12 and 13) on a temporary basis until September 6, 2000, at the Leidy Compressor Station in Leidy Township, **Clinton County**.

**OP-53-0003C: CNG Transmission Corp.** (CNG Tower, 625 Liberty Avenue, Pittsburgh, PA 15222) on May 9, 2000, to extend the authorization to operate two natural gas-fired reciprocating internal combustion engines (Engines 3 and 4) on a temporary basis and extend the deadline for the installation of air cleaning devices (screw-in prechambers) on two additional engines (Engines 1 and 2), until September 6, 2000, at the Greenlick Compressor Station in Stewardson Township, **Potter County**.

#### MINING

##### APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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

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

##### Coal Mining Permits Issued

**11991301. MB Energy, Inc.** (P. O. Box 1319, Indiana, PA 15701-1319), to operate the Gamelands No. 79 Deep Mine in Blacklick Township, **Cambria County**, new deep mine, unnamed trib. to South Branch of Blacklick Creek. Permit issued May 3, 2000.

**32971301. Rosebud Mining Co.** (R. D. 9, Box 379A, Kittanning, PA 16201), to transfer the permit from Britt Energy to Rosebud Mining Co., Josephine No. 3 Mine in Center Township, **Indiana County** to transfer from Britt Energy to Rosebud Mining Co., trib. to Laurel Run. Permit issued May 10, 2000.

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

**32900101.** Permit Renewal for reclamation only, **Hepburnia Coal Company** (P. O. Box I, Grampian, PA 16838), for continued restoration of a bituminous surface mine in East Mahoning and Grant Townships, **Indiana County**, affecting 65.1 acres, receiving stream Pickering Run and unnamed tributary to Little Mahoning Creek, application received May 5, 2000, issued May 8, 2000.

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

**63803009. Robinson Coal Company** (200 Neville Road, Neville Island, PA 15225). Permit revised to change the land use from forest land to pasture land at a bituminous surface/auger mine located in Robinson Township, **Washington County**, affecting 215.5 acres. Receiving streams: unnamed tributary to Robinson Run to

Robinson Run to the Ohio River; also Little Raccoon Run to Raccoon Creek to the Ohio River. Application received: June 23, 1999. Revision issued: May 8, 2000.

**02000901. McHolme Builders, Inc.** (315 Payday Drive, Elizabeth, PA 15037). Permit issued for operation and reclamation of a bituminous incidental coal extraction site located in North Fayette and Robinson Townships, **Allegheny County**, affecting 10 acres. Receiving streams: unnamed tributary to Montour Run. Application received: January 27, 2000. Permit issued: May 10, 2000.

**65990106. Ralph Smith & Son, Inc.** (R. R. 1, Box 184C, Derry, PA 15627). Permit issued for commencement, operation and reclamation of a bituminous surface mine located in Salem Township, **Westmoreland County**, affecting 82.5 acres. Receiving streams: unnamed tributaries to Porters Run to Porters Run to Beaver Run Reservoir to the Kiskiminetas River. Application received: September 17, 1999. Permit issued: May 11, 2000.

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

**17940123. Larson Enterprises, Inc.** (P. O. Box 96, Kylertown, PA 16847), renewal of an existing bituminous surface mine permit in Cooper Township, **Clearfield County** affecting 30.8 acres. Receiving streams: unnamed tributary of Sulphur Run to Sulphur Run to Moshannon Creek to the West Branch Susquehanna River. Application received January 28, 2000. Permit issued May 3, 2000.

**17990104. Sky Haven Coal, Inc.** (R. R. 1, Box 180, Penfield, PA 15849), commencement, operation and restoration of a bituminous surface mine permit in Covington Township, **Clearfield County** affecting 66.1 acres. Receiving streams: unnamed tributary to Grimes Run, to Grimes Run. Application received March 19, 1999. Permit issued May 5, 2000.

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

**10940101. Blackridge Associates, Inc.** (R. D. 6, Friendship Plaza, Kittanning, PA 16201). Transfer of an existing bituminous surface strip, auger and tipple refuse disposal operation from BMB Management, Inc. in Clay and Concord Townships, **Butler County** affecting 263.2 acres. Receiving streams: Unnamed tributary to South Branch Slipper Rock Creek. Application received: August 20, 1999. Permit Issued: May 3, 2000.

**33990105. S & M Mining** (R. R. 1, Box 591, Marion Center, PA 15759). Revision to an existing bituminous strip and auger operation to change the post-mining land use from forestland to unmanaged natural habitat on a portion of the Dennis and Susan A. Day property in Winslow Township, **Jefferson County**. Receiving streams: Sandy Lick Creek. Application received: March 7, 2000. Permit Issued: May 9, 2000.

**102327-24960101-E-6. Energy Resources, Inc.** (P. O. Box 259, Brockway, PA 15824). Application for a stream encroachment to mine through unnamed tributary "I" to Mead Run and construct a downslope drainage channel in Horton Township, **Elk County**. This variance also includes plans to locate erosion and sedimentation controls and a stream crossing culvert within 100 feet of the stream. Receiving streams: Four unnamed tributaries to Mead Run and Mead Run. Application received: December 23, 1999. Permit Issued: May 9, 2000.

**102327-24960101-E-7. Energy Resources, Inc.** (P. O. Box 259, Brockway, PA 15824). Application for a stream encroachment to mine through unnamed tributary "J" to

Mead Run and construct a replacement drainage channel in Horton Township, **Elk County**. This variance also includes plans to locate erosion and sedimentation controls and a stream crossing culvert within 10 feet of the stream. Receiving streams: Four unnamed tributaries to Mead Run and Mead Run. Application received: December 23, 1999. Permit Issued: May 9, 2000.

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

*Small Industrial Minerals Permits Issued*

**12990801. Robert V. Rupp, Escav. Contr.** (P. O. Box 325, Emporium, PA 15834), commencement, operation and restoration of a Small Industrial Minerals (Flagstone, Stone, Sandstone) permit in Shippen Township, **Cameron County** affecting 2 acres. Receiving streams: unnamed tributaries to Bell Run and Beldin Hollow, tributary to Bell Run and Beldin Hollow. Application received August 18, 1999. Permit issued May 4, 2000.

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

*Small Noncoal (Industrial Mineral) Permits Issued*

**58992806. Matthew McClain** (24 Lakeview Drive, Tunkhannock, PA 18657), commencement, operation and restoration of a bluestone quarry in Auburn Township, **Susquehanna County** affecting 5.0 acres, receiving stream—none. Permit issued May 11, 2000.

**58002804. Delaware Valley Landscape Stone, Inc.** (P. O. Box 778, 6603 Route 202, New Hope, PA 18938), commencement, operation and restoration of quarry in Dimock Township, **Susquehanna County** affecting 5.0 acres, receiving stream—none. Permit issued May 11, 2000.

**58000806. John J. Nagy, Jr.** (R. R. 3, Box 322, Montrose, PA 18801), commencement, operation and restoration of a bluestone quarry in Silver Lake Township, **Susquehanna County** affecting 1.0 acres, receiving stream—none. Permit issued May 11, 2000.

**58000807. David Bonnice** (R. R. 2, Box 16A, Montrose, PA 18801), commencement, operation and restoration of bluestone quarry in Jessup Township, **Susquehanna County** affecting 1.0 acres, receiving stream—none. Permit issued May 11, 2000.

**58000808. William M. Ruark** (R. R. 2, Box 282, Meshoppen, PA 18630), commencement, operation and restoration of a bluestone quarry in Dimock Township, **Susquehanna County** affecting 3.0 acres, receiving stream—none. Permit issued May 12, 2000.

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

**65950301. Twin Ridge Industrial Development Corporation** (R. D. 5, Box 34, Latrobe, PA 15650). Revision issued to change name from Tasman Development Co., Ltd. on a large noncoal surface mining site located in Latrobe Borough, **Westmoreland County**, affecting 8.63 acres. Receiving streams: Loyalhanna Creek and unnamed tributaries. Application received: April 10, 2000. Name change revision issued: May 11, 2000.

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

*Small Noncoal (Industrial Minerals) Final Bond Release Approval*

**32970801. John P. Shawley** (R. D. Box 93A, Saltsburg, PA 15681). Final Bond Release for the com-

plete restoration of a small noncoal quarry in Conemaugh Township, **Indiana County**, affecting 3.0 acres, receiving stream, unnamed tributary to Blacklegs Creek. All bonds (\$3,000) released April 14, 2000.

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

**16990301. Glen-Gery Corporation** (P. O. Box 7001, Wyomissing, PA 19610). Commencement, operation and restoration of a clay operation in Monroe Township, **Clarion County** affecting 211.0 acres. Receiving streams: Unnamed tributaries to Reeds Run and Reeds Run. Application received: July 8, 1999. Permit issued: May 8, 2000.

**300819-16990301-E-1. Glen-Gery Corporation** (P. O. Box 7001, Wyomissing, PA 19610). Application for a stream encroachment to construct and maintain a haul road crossing over Reids Run in Monroe Township, **Clarion County**. Receiving streams: Unnamed tributaries to Reids Run and Reids Run. Application received: July 8, 1999. Permit issued: May 8, 2000.

**300819-16990301-E-2. Glen-Gery Corporation** (P. O. Box 7001, Wyomissing, PA 19610). Application for a stream encroachment to construct and maintain a haul road crossing over Reids Run in Monroe Township, **Clarion County**. Receiving streams: Unnamed tributaries to Reids Run and Reids Run. Application received: July 8, 1999. Permit issued: May 8, 2000.

#### **Bureau of Deep Mine Safety**

The Bureau of Deep Mine Safety has approved Rosebud Mining Company's request for a variance from the requirements of section 242(c) of the Pennsylvania Bituminous Coal Mine Act at the Josephine No. 3 Mine. This notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Gaida by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

*Summary of the request:* Rosebud Mining Company requested a variance from section 242(c) of the Pennsylvania Bituminous Coal Mine Act to allow for the common ventilation of belt conveyor entry with other entries at the Josephine No. 3 Mine. The proposal accords protection to persons and property substantially equal to or greater than the requirements of section 242(c).

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

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

This approval is limited to the use of entries in common with the belt entry. All other terms and requirements of section 242(c) shall remain in effect. Continued authoriza-

tion for operation under the approval is contingent upon compliance with the measures described in Josephine's plan.

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

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

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

**Actions on applications filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and sections 5 and 402 of The Clean Streams Law (35 P. S. §§ 691.65 and 691.402) and notice of final action for certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. 1341(a)).** (*Note:* Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description.)

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

**E15-627. Encroachment Permit. Mr. and Mrs. Roosevelt Hairston**, 34th St. and Civic Center Blvd., The Wood Building, 6th Floor, Philadelphia, PA 19104, and **East Whiteland Township**, 209 Conestoga Road, Frazer, PA 19355-1699. To install and maintain an 8-inch maximum diameter concrete sleeve across Valley Creek (EV) to facilitate the temporary installation and maintenance of a 3-inch diameter force main to provide sewer service for a proposed single family dwelling at Lot No. 2. This sleeve will also be utilized in the foreseeable future by East Whiteland Township to install and maintain a 4-inch maximum diameter force main for municipal use which will replace the aforementioned temporary force main. The site is located approximately 180 feet south of the intersection of Conestoga Road (S.R. 0401) and Hillbrook Circle (Malvern USGS Quadrangle N: 9.85 inches; W: 10.65 inches) in East Whiteland Township, **Chester County**.

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

**E39-374.** Encroachment. **Pennsylvania Department of Transportation, District 5-0**, 1713 Lehigh Street, Allentown, PA 18103. To modify and maintain the existing S. R. 0145 bridge having four spans totaling approximately 191.30 feet (47.50 feet, 48.15 feet, 48.15 feet, 47.50 feet) and an approximate underclearance of 8 feet over Jordan Creek with work consisting of widening the bridge 14 feet including: (1) the construction of a center mountable divisor to separate north and south bound lanes; (2) the construction of new pedestrian walkways on each side of the bridge including extended abutments and center pier; (3) the removal of accumulated sediments from a 50-foot × 30-foot area within Jordan Creek; (4) the replacement of existing stormwater outfall endwalls and outlet protection. The purpose of the improvements is to reduce traffic congestion, improve access to commercial properties, and improve safety conditions. The project, known as the S. R. 0145 Jordan Creek Bridge Rehabilitation (Allentown East, PA Quadrangle N: 22.5 inches; W: 14.8 inches) is located in the City of Allentown, **Lehigh County**.

**E54-272.** Encroachment. **St. Clair Real Estate Company, L.L.C.**, 200 Mahantongo Street, Pottsville, PA 17901. To construct and maintain a prestressed concrete adjacent box beam bridge having a single span of approximately 68 feet and a minimum underclearance of approximately 13 feet for the purpose of accessing the St. Clair Walmart Supercenter, Store No. 2535. The project also includes the construction and maintenance of three stormwater outfall structures along the east side of Mill Creek. The project is located on the east side of S. R. 0061, approximately 2,800 feet north of the intersection of S. R. 1006 and S. R. 0061 (Pottsville, PA Quadrangle N: 18.7 inches; W: 8.7 inches) in St. Clair Borough, **Schuylkill County**.

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

**E06-446-R.** Encroachment. **Baas Enterprises**, Ralph Baas, 456 West Ridge Drive, Limerick, PA 19468. To construct and maintain a 6-foot × 12-foot R. C. box culvert in the channel of a tributary to Antietam Creek (CWF) and to fill 0.71 acre of wetlands for roadway crossings at a point downstream of Schoffers Road (Birdsboro, PA Quadrangle N: 10.75 inches; W: 12.25 inches) in Exeter Township, **Berks County**. The purpose of the project is to construct a residential community. The permittee will provide 0.53 acre of replacement wetlands adjacent to Antietam Creek and will participate in the Pennsylvania Wetland Replacement Project for 0.18 acre of replacement wetlands. This permit also includes 401 Water Quality Certification.

**E06-533.** Encroachment. **Roy Stevens**, R. D. 1, Box 399, Birdsboro, PA 19508. To maintain a bridge having a span of 52 feet and an underclearance of 7½ feet across the channel of Hay Creek (EV) at a point along Route 82 (Elverson, PA Quadrangle N: 20.5 inches; W: 12.4 inches) in Robeson Township, **Berks County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E21-303.** Encroachment. **Monroe Township**, 1220 Boiling Springs Road, Mechanicsburg, PA 17055. To level the right bank's 100-year floodway and floodplain of the Yellow Breeches Creek (HQ-CWF) in order to construct a ball field called Leidigh Field located just upstream of the T-550 (Leidigh Road) (Mechanicsburg, PA Quadrangle N: 3.3 inches; W: 13.0 inches) in Monroe Township,

**Cumberland County**. This is in accordance with the Chapter 106 Floodplain Management and section 105.13(e) "Small Projects."

**E21-304.** Encroachment. **Cooke Township**, 1700 Centerville Road, Newville, PA 17241. To remove an existing structure and to construct and maintain a replacement pre-cast concrete arch having a 28.99-foot span on a 75 degree skew and a 6.33-foot underclearance over Mountain Creek (HQ-CWF). The structure services Bendersville Road (T-340) (Dickinson, PA Quadrangle N: 8.2 inches; W: 5.6 inches) in Cooke Township, **Cumberland County**. This permit also includes 401 Water Quality Certification.

**E21-305.** Encroachment. **Lauren Imgrund**, Dickinson College—ALLARM, P. O. Box 1773, Carlisle, PA 17013. To regrade and stabilize the banks of the channel of an unnamed tributary to Letort Spring Run (CWF) starting at a point at Bedford Street and extending downstream 600 feet (Carlisle, PA Quadrangle N: 12.7 inches; W: 8.6 inches) in Carlisle Borough, **Cumberland County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E21-307.** Encroachment. **Mark Burkhead, PA Department of Transportation, Engineering District 8-0**, 2140 Herr Street, Harrisburg, PA 17103. To relocate and maintain the channel and to impact 0.08 acre of wetlands to an unnamed tributary to Yellow Breeches Creek having a total length of 150 feet for the purpose of constructing the Route US 15/Lisburn Road Interchange (Mechanicsburg, PA Quadrangle N: 6.5 inches; W: 0.5 inch) in Upper Allen Township, **Cumberland County**. The permittee is required to provide 0.08 acre of replacement wetland. This permit also includes 401 Water Quality Certification.

**E22-402.** Encroachment. **Jeffrey Neely**, 161 Rehrer Lane, Harrisburg, PA 17112. To excavate an impoundment area within the floodway for construction of a recreational pond in and along a tributary to Manada Creek (CWF) at a point approximately 1,100 feet upstream of Route 443 (Grantville, PA Quadrangle N: 4.4 inches; W: 14.0 inches) in East Hanover Township, **Dauphin County**. Issuance of this permit constitutes approval of the Environmental Assessment for the non-jurisdictional dam proposed at the project site. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E38-129.** Encroachment. **PA Department of General Services**, 18th and Herr Streets, Harrisburg, PA 17120. To remove the existing structure and to construct and maintain 467 lineal feet of 20-foot bottom width U-shaped reinforced concrete channel with a minimum wall height of 11-feet for the Hazel Dyke Flood Control Project located between State Drive (LR 38016) and South Lincoln Avenue. The State Drive bridge will be removed and replaced with a single-cell precast concrete box culvert having a 20-foot width with an 11-foot underclearance. A 45-foot section of reinforced concrete transition ramp will be attached to the upstream end of State Drive. The purpose of the project is to reduce flood damage to residential properties along the Hazel Dyke Creek which outlets into the Quittapahilla Creek (TSF) (Lebanon, PA Quadrangle N: 15.0 inches; W: 5.0 inches) in South Lebanon Township, and the City of Lebanon, **Lebanon County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E67-682.** Encroachment, **York County Commissioners**, One West Marketway, 4th Fl., York, PA 17401. To remove an existing structure (Bridge No. 193) and to construct and maintain a 90-foot single clear span concrete bridge with a minimum underclearance of 12 feet on Bowers Road (T-940) over the Little Conewago Creek (TSF) approximately 100 yards upstream of the confluence with the West Conewago Creek for roadway improvements (York Haven, PA Quadrangle N: 15.9 inches; W: 14.3 inches) in Conewago and East Manchester Townships, **York County**. This permit also includes 401 Water Quality Certification.

**E67-683.** Encroachment. **York County Commissioners**, One W. Marketway, 4th Fl., York, PA 17401. To remove the existing structure and to construct and maintain County Bridge No. 64 having twin spans of 51 feet and 52.5 feet each with an average underclearance of 9 feet. The bridge will have reinforced concrete abutments, a 3 foot width center pier and wingwalls with a prestressed concrete superstructure over Kreutz Creek (WWF) on Bair's Mill Road (T-773) (Columbia West, PA Quadrangle N: 2.5 inches; W: 6.75) in Hellam Township, **York County**. This permit also includes 401 Water Quality Certification.

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

**E17-343.** Encroachment. **Andrew S. Haversack**, R. R. 3, Box 83A, Clearfield, PA 16830. To complete and maintain 75 lineal feet of channel realignment in addition to 10 lineal feet of bank stabilization with R-6 riprap located on an unnamed tributary to Little Clearfield Creek (Glen Richey, PA Quadrangle N: 13.75 inches; W: 14.25 inches) in Lawrence Township, **Clearfield County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E18-297.** Encroachment. **Pine Creek Municipal Authority**, P. O. Box 608, Avis, PA 17721. To reconstruct and maintain eight municipal wastewater pumping stations at the following locations in the floodplains of Pine Creek and the West Branch of Susquehanna River (Jersey Shore, PA Quadrangle) in Pine Creek Township, **Clinton County**.

Pump Station A—041°10'25.51"N	077°21'32.11"W
Pump Station B—041°11'48.80"N	077°17'53.64"W
Pump Station C—041°11'41.23"N	077°17'57.90"W
Pump Station D—041°11'5.83"N	077°17'54.01"W
Pump Station E—041°10'30.70"N	077°18'11.87"W
Pump Station G—041°12'33.91"N	077°18'39.74"W
Pump Station H—041°10'28.18"N	077°20'25.37"W
Pump Station I—041°10'33.09"N	077°19'5.70"W

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

**E19-202.** Encroachment. **Rod V. Berlin**, R. R. 3, Box 3827, Berwick, PA 18603. To construct an L-shaped addition approximately 50' by 40' by 10' wide to an existing cottage in the floodway of Fishing Creek approximately 1,200 feet east of the intersection of Route 487 with SR 4041 (Bloomsburg, PA Quadrangle North: 6.4 inches; W: 4.2 inches) in Orange Township, **Columbia County**. This permit was issued under section 105.13(e) "Small Projects."

**E49-229.** Encroachment. **Pennsylvania Department of Transportation**, P. O. Box 218, Montoursville, PA 17754-0218. To construct a single span bridge with a span of 60 feet and widen an existing bridge by 11 feet over Limestone Run, relocate 131 feet of an unnamed tributary to Limestone Run, relocate 180 feet of an unnamed tributary to Limestone Run at SW Basin 4, extend three culverts in unnamed tributaries to West Branch Susquehanna River, and place fill in 5 acres of wetlands for the construction of two additional lanes on SR 147 beginning 1 mile south of SR 45 and extending 6.4 miles north (Northumberland, PA Quadrangle N: 22 inches; W: 12 inches) in the Borough of Milton, Turbot, Lewis, East Chillisquaque and West Chillisquaque Townships, **Northumberland County**. Wetland and stream impacts will be mitigated at a nearby site. Five acres of wetlands will be replaced and stream impacts will be mitigated by installing rock vanes and root wads to protect 1,000 feet of the streambank of Warrior Run.

**E49-234.** Encroachment. **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 acres, for precipitation of iron from acid mine water discharge on the west side of Venn Access Road approximately 0.75 mile south of the Shamokin High School Building (Shamokin, PA Quadrangle N: 5.5 inches; W: 11.6 inches) in Coal Township, **Northumberland County**.

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

#### *Permits Issued*

**E65-755.** Encroachment. **Premier Hospitality Group—New Stanton II**, 2801 Freeport Road, Pittsburgh, PA 15238. To place and maintain fill in 0.12 acre of wetlands (PEM) for the purpose of developing a motel. To compensate for wetlands loss, the permittee shall construct a minimum of 0.12 acre of replacement wetlands (PEM). The project is located off of S. R. 3093 and Bair Boulevard (Mount Pleasant, PA Quadrangle N: 17.1 inches; W: 15.8 inches) in the Borough of New Stanton, **Westmoreland County**.

**E11-281.** Encroachment. **Pennsylvania Department of Transportation, Engineering District 9-0**, 1620 North Juniata Street, Hollidaysburg, PA 16648. To remove the existing structure and to construct and maintain a 1.0-foot depressed 20.0-foot × 7.0-foot concrete box culvert in Clearfield Creek (WWF) for the purpose of improving transportation safety and roadway standards. This permit also authorizes the placement and maintenance of fill in 0.0013 acre of palustrine emergent, scrub/shrub wetlands and the temporary placement and maintenance of fill in 0.0124 acre of palustrine emergent, scrub/shrub wetlands. The project is located on S. R. 1004, Segment 0060, Offset 0000 (Cresson, PA Quadrangle N: 18.9 inches; W: 15.8 inches) in Allegheny and Cresson Townships, **Cambria County**. Permanent wetland losses have been replaced at the Cambria County Advance Wetland Compensation Area (State Game Lands No. 108). This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E56-293.** Encroachment. **Pennsylvania Turnpike Commission**, P. O. Box 67676, Harrisburg, PA 17106-7676. To extend and maintain a 146.5-foot long, 108-inch diameter corrugated metal pipe for an additional distance of 16.0 feet upstream and 23.0 feet downstream in an unnamed tributary to Glades Creek (CWF). The pipe is

located on SR 1003 at the B-482 crossing over the Pennsylvania Turnpike (Berlin, PA Quadrangle N: 20.0 inches; W: 11.6 inches) in Stonycreek Township, Somerset County. Also to place and maintain fill in a de minimis area of palustrine emergent wetlands equal to 0.02 acres and located in the East Branch Coxes Creek Watershed (WWF). The fill will be located along SR 0031 at the B-438 crossing over the Pennsylvania Turnpike (Somerset, PA Quadrangle N: 0.6 inches; W: 7.2 inches) in Somerset and Stonycreek Townships, **Somerset County**. The structure and activity are being proposed to allow future reconstruction of the Pennsylvania Turnpike from Milepost 109 to Milepost 122.

**E65-750.** Encroachment. **Pennsylvania Department of Transportation**, P. O. Box 459, Uniontown, PA 15401. To remove the existing structure and to construct and maintain a single span bridge having a normal span of 18.0 meters and an underclearance of 1.34 meters across Hannas Run (CWF) for the purpose of improving transportation safety and roadway standards. This permit also authorizes the construction and maintenance of an outfall structure consisting of a 450 mm corrugated steel pipe along Hannas Run (CWF) and temporary shoring at the bridge location during construction, the placement and maintenance of fill in 0.058 hectare of palustrine emergent wetlands and the temporary placement and maintenance of fill in 0.025 hectare of palustrine emergent wetlands. The project is located on SR 1017, Section C00 (Wilpen, PA Quadrangle N: 3.5 inches; W: 11.0 inches) in Ligonier Township, **Westmoreland County**. To compensate for wetland impacts, the permittee contributed to the Pennsylvania Wetland Replacement Fund.

*Permits Issued and Actions on 401 Certification*

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

**E25-601.** Encroachment. **Lake Erie College of Osteopathic Medicine**, 1858 West Grandview Boulevard, Erie, PA 16509. To place fill in 0.36 acre of two separate wetland areas for construction of an access road, parking area and health center associated with expansion of the Lake Erie College of Osteopathic Medicine facility at 1858 West Grandview Boulevard approximately 0.75 mile west of Peach Street (S. R. 19) (Erie South, PA Quadrangle N: 14.5 inches; W: 14.5 inches) in the City of Erie, **Erie County**. This permit includes a contribution to the Pennsylvania Wetland Replacement Fund for replacement of 0.36 acre of wetland.

**E61-231.** Encroachment. **Clinton Township**, P. O. Box 216, Butler Street, Clintonville, PA 16327. To remove the existing structure and to construct and maintain a 13-foot wide by 8-foot high corrugated metal pipe arch culvert in a tributary to Scrubgrass Creek on T-305 (Hovis Road) approximately 1 mile west of S. R. 308 (Barkeyville, PA Quadrangle N: 11.1 inches; W: 1.8 inches) in Clinton Township, **Venango 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.*

**D36-254EA.** Environmental Assessment. **Manheim Borough Authority** (15 East High Street, Manheim, PA 17545). To breach and remove the Manheim Water Authority's intake dam across Rife Run (WWF) for the

purpose of restoring the stream to a free flowing condition. The dam is located approximately 1,100 feet southeast of the intersection of Old Line Pike (S. R. 4026) and Orchard Road (Manheim, PA Quadrangle N: 7.55 inches; W: 4.40 inches), in Manheim Borough, **Lancaster County**.

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

**EA33-005NW.** Environmental Assessment. **Hedin Environmental**, 195 Castle Shannon Boulevard, Pittsburgh, PA 15228. To impact approximately 0.4 acre of wetlands and to place an earthen embankment within the floodway of Beaver Run (CWF) to construct a 0.81 acre passive treatment wetland and a 750 ton oxic limestone bed to treat three separate Acid Mine Discharges to Beaver Run. This site is known as the Conifer East site, and is located along the east side of Beaver Run approximately 1,200 feet southeast of the intersection of S. R. 3007 and Conifer Road in the village of Conifer (Summerville, PA Quadrangle N: 15.0 inches; W: 1.8 inches) located in Beaver Township, **Jefferson County**.

**WATER QUALITY CERTIFICATION**

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

Except as otherwise noted, the Department of Environmental Protection (Department), under section 401(a) of the Federal Clean Water Act (33 U.S.C.A. § 1341(a)), certifies 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, provided the following requirements are met:

Implement proper erosion and sedimentation controls during and after construction.

Final or proposed action on certain other certification requests for projects which require both a Water Obstruction and Encroachment permit and either a United States Army Corps of Engineers individual permit or a Nationwide permit 14, 18 or 26 will be published with Actions of Applications filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27).

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



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

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

*Date of Initial Pennsylvania Bulletin Notice: April 8, 2000.*

*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).*

*Location: Fairfield Township, Crawford County.*

*Final Action on Request: May 8, 2000.*

#### WATER ALLOCATIONS

**Actions taken on applications filed under the act of June 24, 1939 (P. L. 842, No. 365) (32 P. S. §§ 631—640) relating to the acquisition of rights to divert waters of this Commonwealth.**

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

*Permit Issued*

**WA46-67H. Water Allocation. Philadelphia Suburban Water Company, 762 Lancaster Avenue, Bryn Mawr, PA 19010 has been granted the right to purchase up to 9.5 million gallons per day, based on a 30-day average, from the Philadelphia Water Department in Tinicum Township, Delaware County.**

*Type of Facility: Public Water Supply System*

*Consulting Engineer: Philadelphia Suburban Water Company*

*Permit Issued: May 3, 2000*

[Pa.B. Doc. No. 00-895. Filed for public inspection May 26, 2000, 9:00 a.m.]

#### Storage Tank Advisory Committee Meeting

The Department of Environmental Protection's Storage Tank Advisory Committee will hold its meeting on June 6, 2000, at the Best Western Genetti Motor Lodge, Route 309 North, R. R. 2, Box 37, Hazleton, PA 18201-9681 from 10 a.m. to 12 p.m., followed by a site visit to the Tranguch Tire Site. This meeting was originally scheduled to be held at 400 Market Street, 10th Floor Conference Room, Rachel Carson State Office Building, Harrisburg, PA 17105-8762.

Persons with a disability who wish to attend the Storage Tank Advisory Committee meeting and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Crystal Thompson, Storage Tank Advisory Committee Coordinator, at (717) 772-5829 or through the PA AT&T Relay

Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 00-896. Filed for public inspection May 26, 2000, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

### Professional Relocation Services; Request for Proposal

The Commonwealth is seeking proposals for professional moving services to provide all labor, equipment and supervision necessary to relocate about 2,300 employees into the Keystone Office Building as well as surplus furniture, fixtures and equipment within the Harrisburg region.

The Department of General Services is seeking interested firms to submit sealed proposals for consideration for the following project:

**DGS 948-41MO1**—Relocation Services, Keystone Building, Harrisburg, Dauphin County, PA.

**RFP Price**—\$25 (Includes PA Sales Tax) per RFP. Checks must be made payable to CRSS Constructors. This price is nonrefundable. Requests for the RFP should be mailed to Reliance Reprographics, Inc., Second and North Streets, Harrisburg, PA 17101, Attention: Adam Kenes, (717) 232-5700 or Fax (717) 232-3282. Contact Bidders Services at (717) 787-3923, [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or CRSS at (717) 233-7507 for the names of those who have secured the Request for Proposal.

#### Preproposal Meeting

A preproposal meeting and subsequent walk-through will be held on Tuesday, June 6, 2000, at 9 a.m. at Hearing Room No. 3, Pennsylvania Public Utility Commission, First Floor, North Office Building, Commonwealth Avenue and North Street, Harrisburg, Dauphin County, PA.

#### Walk-Through

A walk through tour will commence immediately upon completion of the preproposal meeting on June 6, 2000. The tour will commence again at 9 a.m. on Wednesday, June 7, 2000, and Thursday, June 8, 2000. Subsequent information will be provided and questions will be answered at that time. Pertinent questions concerning the scope and requirements for this relocation will be answered by publishing the questions and responses.

**Preproposal Questions**—All questions pertaining to this RFP must be received via fax by 5 p.m., Tuesday, June 13, 2000. Inquiries received after this time and date will not be considered. Address questions to: CRSS Relocation Project Team at Fax No. (717) 233-6564 and clearly identified as: Keystone Building Relocation Question. An acknowledgment of each question will be returned to the sender upon receipt. Responses will be formulated and the original question and the response will be faxed to all

prospective contractors by the next business day. All questions must be submitted by fax to ensure that documented, uniform responses can be provided to all contractors.

All proposals are due Tuesday, June 27, 2000, no later than 2 p.m., in Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Responses re-

ceived after this due date and time will be returned unopened.

GARY E. CROWELL,  
*Secretary*

[Pa.B. Doc. No. 00-897. Filed for public inspection May 26, 2000, 9:00 a.m.]

### State Surplus Property Program

Under the provisions of Act 57 of 1998, the Department of General Services, State Surplus Property Program is offering for sale to counties, boroughs, incorporated towns, cities and townships the following items:

<i>Item</i>	<i>Make</i>	<i>Eq. No.</i>	<i>Location</i>
1. Front End Bucket Loader, 544C	John Deere	034-2040	PA Dot-Pittsburgh, PA
2. Front End Bucket Loader, 544C	John Deere	035-2040	PA Dot-Pittsburgh, PA
3. Articulated Loader, 544C	John Deere	037-2040	PA Dot-Pittsburgh, PA
4. Articulated Loader, 544C	John Deere	038-2040	PA Dot, Ft. Littleton, PA
5. Wheel Loader, 544C	John Deere	069-2040	PA Dot, Towanda, PA Q
6. Articulated Loader, 544C	John Deere	080-2040	PA Dot, Ft. Littleton, PA
7. Loader, 544C	John Deere	087-2040	PA Dot, Rochester, PA
8. Front End Wheel Loader, 544C	John Deere	125-2040	PA Dot, Uniontown, PA
9. Articulated Loader, 544D	John Deere	174-2040	PA Dot, Meadville, PA
10. Front End Loader	Yale	033-8043	PA Dot, Hyde, PA
11. Front End Loader	Yale	035-8043	PA Dot, Butler, PA
12. Back Hoe/Tractor	Case	226-6056	PA Dot, Littleton, PA
13. Loader/Wheel, W20C	Case	230-2056	PA Dot, St. Mary's, PA
14. Backhoe/Loader	Case	229-6056	PA Dot, Hollidaysburg, PA
15. Rubber Tire Loader, W20C	Case	305-2056	PA Dot, Cyclone, PA
16. Articulated Loader, W20C	Case	325-2056	PA Dot, Washington, PA
17. Tandem Excavator	Gradall	063-6365	PA Dot, Mifflintown, PA
18. Tandem Excavator	Koehring	012-6368	PA Dot, Ebensburg, PA
19. Hydraulic Excavator	Koehring Bantam	018-6368	PA Dot, Bellefonte, PA
20. Self Propelled Belt Loader	Athey	085-5369	PA Dot, Wellsboro, PA
21. Belt Loader	Athey	090-5369	PA Dot, York, PA
22. Articulating 6-Wheel/Benching Grader w/plow	John Deere	016-1678	
	Gledhill	915-9714	PA Dot, Meadville, PA
23. Road Grader, 772A	John Deere	089-6678	PA Dot, Towanda, PA
24. Articulated Grader, 730A (4x2)	Champion	022-3682	PA Dot, Wellsboro, PA
25. Trailer	Tag-a-Long	TAX-00-0025	DPW, WhiteHaven Center
26. Tractor	Ford	104-02-0385	DPW, WhiteHaven Center
27. Mower	Kutkwik	118-01-0006	DCNR, Chapman St. Park
28. Loader, JD544A	John Deere	115-08-0950	DCNR, Forest District 12 South Williamsport

The items will be sold to the highest responsible bidder by sealed bid sale. Those political subdivisions which are interested in procuring one or more of these items should contact the Department of General Services, State Surplus Property Division, P. O. Box 1365, Harrisburg, PA 17105 or call (717) 787-4085. Requests for bid proposals need to be made prior to the bid opening on June 15, 2000, at 1 p.m.

GARY E. CROWELL,  
*Secretary*

[Pa.B. Doc. No. 00-898. Filed for public inspection May 26, 2000, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Application of Chestnut Hill Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Chestnut Hill Hospital has requested an exception to the requirements of 28 Pa. Code § 107.2 which requires that the membership of the medical staff

be limited to physicians and dentists who have made application in accordance with the bylaws, rules and regulations of the medical staff and with the bylaws of the hospital.

The request is on file with the Department. Persons may receive a copy of the request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (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 previous address.

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. 00-899. Filed for public inspection May 26, 2000, 9:00 a.m.]

### Notice of Request for Exceptions

Under 28 Pa. Code § 51.33 (relating to exceptions), the Department of Health (Department), gives notice that the following long-term care facilities have requested exceptions to specific requirements of the regulations for long-term care facilities, 28 Pa. Code Part IV, Subpart C.

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.17 (relating to location):

Millcreek Manor  
3401 Poplar Street  
Erie, PA 16508

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 201.18(e) (relating to management):

Medical Center Beaver Long Term Care  
1000 Dutch Ridge Road  
Beaver, PA 15009-9700

St. Lukes Quakertown Hospital Transitional Care Unit  
1021 Park Avenue  
Quakertown, PA 18951-9003

Montgomery Hospital Skilled Nursing Unit  
1301 Powell Street, P. O. Box 992  
Norristown, PA 19404-0992

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.22(e) (relating to prevention, control and surveillance of tuberculosis):

Washington Hospital Transitional Care Unit  
155 Wilson Avenue  
Washington, PA 15301

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.22(c) and (k) (relating to prevention, control and surveillance of tuberculosis):

Sewickley Valley Hospital Transitional Care Unit  
720 Blackburn Road  
Sewickley, PA 15143

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Jewish Home of Greater Harrisburg  
4000 Linglestown Road  
Harrisburg, PA 17112

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.10(e) (relating to doors):

Quarryville Presbyterian Home  
625 Robert Fulton Highway  
Quarryville, PA 17566-1400

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.20(b) (relating to resident bedrooms):

Green Ridge Nursing Home  
1530 Sanderson Avenue  
Scranton, PA 18509

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.24(a) (relating to dining room) and 28 Pa. Code § 205.27 (relating to lounge and recreation room):

Frick Hospital Skilled Nursing Unit  
508 South Church Street  
Mount Pleasant, PA 15666

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.24(a) and (b) (relating to dining room) and 28 Pa. Code § 205.38(d) and (e) (relating to toilet facilities):

Neshaminy Manor Home  
Route 611 and Almshouse Road  
Doylestown, PA 18901

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.25(a) (relating to kitchen):

Evergreen Terrace  
777 Ferry Road  
Doylestown, PA 18901

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.26(e) (relating to laundry):

Friendly Nursing Home  
R. D. 1, Box 118  
Pitman, PA 17964-9239

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.33(a) (relating to utility room):

Presbyterian Medical Center of Washington  
835 South Main Street  
Washington, PA 15301

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.38(b) (relating to toilet facilities):

Meadow View Senior Living Center  
R. R. 4, Box 4000  
Montrose, PA 18801

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.71 (relating to bed and furnishings):

Pleasant View Retirement Community  
544 North Penryn Road  
Manheim, PA 17545

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.72 (relating to furniture):

Villa Teresa  
1051 Avila Road  
Harrisburg, PA 17109

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.28(b) (relating to nurses' station), 28 Pa. Code § 205.6(a) (relating to function of a building), 28 Pa. Code § 205.25 (relating to kitchen), 28 Pa. Code § 205.26 (relating to laundry) and 28 Pa. Code § 205.38(e) (relating to toilet facilities):

Laurelbrooke Landing—replacement facility for:  
Pennsylvania Memorial Home  
51 Euclid Avenue  
Brookville, PA 15825

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 211.6(c) (relating to dietary services):

Regina Community Nuring Center  
230 North 65th Street  
Philadelphia, PA 19139-1099

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.25(b) (relating to kitchen):

York Terrace  
2401 West Market Street  
Pottsville, PA 17901-1833

The request is on file with the Department. Persons may receive a copy of the request for exception by requesting a copy from Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, Fax: (717) 772-2163, E-Mail Address: PAEXCEPT@HEALTH.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 previously listed.

Comments received by the Department within 15 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 V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN,  
*Secretary*

[Pa.B. Doc. No. 00-900. Filed for public inspection May 26, 2000, 9:00 a.m.]

### Pennsylvania Cancer Control Prevention and Research Advisory Board

The Pennsylvania Cancer Control, Prevention and Research Advisory Board, established under the Pennsylvania Cancer Control, Prevention and Research Act (35 P. S. § 5633) will hold a public meeting on June 14, 2000, from 10 a.m. to 11 a.m. Board members will attend by telephone, and the conference call may be attended by

members of the public in Room 929, of the Health and Welfare Building, 7th and Forster Streets, Harrisburg, PA.

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

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

ROBERT S. ZIMMERMAN,  
*Secretary*

[Pa.B. Doc. No. 00-901. Filed for public inspection May 26, 2000, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania King's Ransom Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania King's Ransom.

2. *Price:* The price of a Pennsylvania King's Ransom instant lottery game ticket is \$2.00.

3. *Play Symbols:* Each Pennsylvania King's Ransom instant lottery game ticket will contain one play area featuring one "Lucky Numbers" area, one "Your Numbers" area and a "Bonus Box" area. The play symbols and their captions located in the "Lucky Numbers" area and "Your Numbers" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENTY) and 21 (TWYONE). The play symbols and their captions located in the "Bonus Box" area are: Gold Bar Symbol (GLD BAR), Ring Symbol (RING), Coin Symbol (COIN) and Castle Symbol (CASTLE).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Your Numbers" area are: \$1.<sup>00</sup> (ONE DOL), \$2.<sup>00</sup> (TWO DOL), \$3.<sup>00</sup> (THR DOL), \$5.<sup>00</sup> (FIV DOL), \$6.<sup>00</sup> (SIX DOL), \$8.<sup>00</sup> (EGT DOL), \$12\$ (TWLV), \$18\$ (EGHTN), \$25\$ (TWY FIV), \$36\$ (TRY SIX), \$50\$ (FIFTY), \$100 (ONE HUN), \$300 (THR HUN), \$1,000 (ONE THO) and \$25,000 (TWYFIVTHO).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$3, \$5, \$6, \$8, \$12, \$18, \$25, \$36, \$50, \$100, \$300, \$1,000 and \$25,000. The player can win up to eight times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 5,040,000 tickets will be printed for the Pennsylvania King's Ransom instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$25,000 (TWYFIVTHO) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$25,000.

(b) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$1,000 (ONE THO) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets with a Castle Symbol (CASTLE) in the "Bonus Box" area and four prize play symbols of \$50\$ (FIFTY) and four prize play symbols of \$25\$ (TWY FIV) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$300.

(d) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$300 (THR HUN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$300.

(e) Holders of tickets with a Castle Symbol (CASTLE) in the "Bonus Box" area and five prize play symbols of \$18\$ (EGHTN) and one prize play symbol of \$5<sup>.00</sup> (FIV DOL), \$3<sup>.00</sup> (THR DOL), and \$2<sup>.00</sup> (TWO DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$100 (ONE HUN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets with a Castle Symbol (CASTLE) in the "Bonus Box" area and six prize play symbols of \$5<sup>.00</sup> (FIV DOL) and one prize play symbol of \$12\$ (TWLV) and \$8<sup>.00</sup> (EGT DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$50.

(h) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$50\$ (FIFTY) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(i) Holders of tickets with a Castle Symbol (CASTLE) in the "Bonus Box" area and four prize play symbols of \$8<sup>.00</sup> (EGT DOL) and four prize play symbols of \$1<sup>.00</sup> (ONE DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$36.

(j) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$36\$ (TRY SIX) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$36.

(k) Holders of tickets with a Castle Symbol (CASTLE) in the "Bonus Box" area and three prize play symbols of \$5<sup>.00</sup> (FIV DOL), two prize play symbols of \$3<sup>.00</sup> (THR DOL), a prize play symbol of \$2<sup>.00</sup> (TWO DOL) and two prize play symbols of \$1<sup>.00</sup> (ONE DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$25.

(l) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$25\$ (TWY FIV) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$25.

(m) Holders of tickets with a Castle Symbol (CASTLE) in the "Bonus Box" area and six prize play symbols of \$2<sup>.00</sup> (TWO DOL) and two prize play symbols of \$3<sup>.00</sup> (THR DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$18.

(n) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$18\$ (EGHTN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$18.

(o) Holders of tickets with a Castle Symbol (CASTLE) in the "Bonus Box" area and four prize play symbols of \$2<sup>.00</sup> (TWO DOL) and four prize play symbols of \$1<sup>.00</sup> (ONE DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$12.

(p) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$12\$ (TWLV) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$12.

(q) Holders of tickets with a Castle Symbol (CASTLE) in the "Bonus Box" area and eight prize play symbols of \$1<sup>.00</sup> (ONE DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$8.

(r) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$8<sup>.00</sup> (EGT DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$8.

(s) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$6<sup>.00</sup> (SIX DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$6.

(t) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$5<sup>.00</sup> (FIV DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(u) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$3<sup>.00</sup> (THR DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$3.

(v) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$2<sup>.00</sup> (TWO DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(w) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$1<sup>.00</sup> (ONE DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$1.

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

<i>When Any Of Your Numbers Matches Either Lucky Number Or Get A Castle With Prize(s) Of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 5,040,000 Tickets</i>
\$2	\$2	1:16.67	302,400
\$1 x 2	\$2	1:8.33	604,800
\$3	\$3	1:150	33,600
\$2 + \$1	\$3	1:75	67,200
\$1 x 3	\$3	1:75	67,200
\$5	\$5	1:1,500	3,360
\$3 + \$2	\$5	1:1,500	3,360
\$2 x 2 + \$1	\$5	1:750	6,720
\$1 x 5	\$5	1:93.75	53,760
\$8	\$8	1:1,500	3,360
\$5 + \$3	\$8	1:1,500	3,360
\$3 x 2 + \$1 x 2	\$8	1:750	6,720
\$1 x 8 (CASTLE)	\$8	1:93.75	53,760
\$12	\$12	1:1,500	3,360
\$2 x 6	\$12	1:1,500	3,360
\$8 + \$2 x 2	\$12	1:750	6,720
\$3 x 4	\$12	1:500	10,080
\$2 x 4 + \$1 x 4 (CASTLE)	\$12	1:500	10,080
\$18	\$18	1:1,500	3,360
\$12 + \$3 x 2	\$18	1:1,500	3,360
\$3 x 6	\$18	1:1,500	3,360
\$6 x 2 + \$3 x 2	\$18	1:1,500	3,360
\$2 x 6 + \$3 x 2 (CASTLE)	\$18	1:250	20,160
\$25	\$25	1:1,500	3,360
\$5 x 5	\$25	1:1,500	3,360
\$12 + \$8 + \$3 + \$2	\$25	1:1,500	3,360
\$5 x 4 + \$3 + \$2	\$25	1:1,500	3,360
\$5 x 3 + \$3 x 2 + \$2 + \$1 x 2 (CASTLE)	\$25	1:250	20,160
\$36	\$36	1:12,000	420
\$12 x 2 + \$2 x 6	\$36	1:6,000	840
\$8 x 4 + \$2 x 2	\$36	1:6,000	840
\$8 x 4 + \$1 x 4 (CASTLE)	\$36	1:342.86	14,700
\$50	\$50	1:12,000	420
\$12 x 4 + \$2	\$50	1:4,000	1,260
\$8 x 6 + \$2	\$50	1:6,000	840
\$5 x 6 + \$12 + \$8 (CASTLE)	\$50	1:1,200	4,200
\$100	\$100	1:30,000	168
\$18 x 5 + \$5 + \$3 + \$2 (CASTLE)	\$100	1:3,333	1,512
\$300	\$300	1:504,000	10
\$50 x 4 + \$25 x 4 (CASTLE)	\$300	1:50,400	100
\$1,000	\$1,000	1:630,000	8
\$25,000	\$25,000	1:1,260,000	4

CASTLE = Auto Win

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania King's Ransom instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

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

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

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania King's Ransom or through normal communications methods.

ROBERT A. JUDGE, Sr.,  
*Secretary*

[Pa.B. Doc. No. 00-902. Filed for public inspection May 26, 2000, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Contemplated Sale of Land No Longer Needed for Transportation Purposes

Notice is hereby given that the Department of Transportation, pursuant to 71 P. S. § 513(e)(7), intends to sell certain land owned by the Department.

The following property is available for sale by the Department.

Parcel No. 115—Tarentum Borough, Allegheny County. This parcel contains approximately 0.301± Acres or 13,090± SF of land situated at the intersection of Butler Street and the former West 8th Avenue in the Borough of Tarentum, Pennsylvania. The property will be sold in "as is condition." The estimated fair market value of the parcel is \$5,500.00. It has been determined that the land is no longer needed for present or future Transportation purposes.

Interest public entities are invited to express their interest in purchasing the site within 30 calendar days from the date of publication of this notice to: Raymond S. Hack, District Engineer, Pennsylvania Department of

Transportation, Engineering District 11-0, 45 Thoms Run Road, Bridgeville, Pennsylvania 15017.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 00-903. Filed for public inspection May 26, 2000, 9:00 a.m.]

### Finding York County

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

The Department of Transportation plans to construct alignment and intersection improvements to US Route 30 from the PA Route 462 interchange through the PA Route 116 intersection in West Manchester Township, York County. The proposed project known as S. R. 0030, Section A01, is located on US Route 30 approximately 3.0 miles west of the City of York and 1.5 miles east of Thomasville. The proposed improvements include widening Route 30 from three to five lanes between PA Route 116 and PA Route 616. The Route 30 eastbound ramp at the PA Route 462 interchange will be widened to two lanes. The PA Route 116 intersection with Route 30 will be relocated approximately 600 feet west of its current location. PA Route 116 will be widened at its intersection with Route 30 to provide turn lanes.

The S. R. 0030, Section A01 project is located within the West Market Street Historic District and adjacent to Lee's Diner and the Wolf Farmstead, which were determined eligible for listing on the National Register of Historic Places. The effect of this project on these National Register Eligible resources will be mitigated by mitigation measures outlined in the Categorical Exclusion Evaluation/Section 2002 Evaluation.

I have considered the environmental, economic, social, and other effects of the proposed project as enumerated in Section 2002 of the Administrative Code, and have concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize such effect.

No adverse environmental effect is likely to result from this widening and intersection improvement project.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 00-904. Filed for public inspection May 26, 2000, 9:00 a.m.]

## HISTORICAL AND MUSEUM COMMISSION

### National Register Nominations to be Considered by the Historic Preservation Board

National Register Nominations to be considered at the June 13, 2000, meeting of the Historic Preservation Board—Addendum.

15. Kent, Thomas, Jr. Farm. 280 Laurel Run Road, Franklin Township, Greene County.

BRENT D. GLASS,  
Chairperson

[Pa.B. Doc. No. 00-905. Filed for public inspection May 26, 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, May 11, 2000, and took the following action:

#### Regulations Deemed Approved under Section 5(g) of the Regulatory Review Act— Effective May 10, 2000

Pennsylvania Public Utility Commission #57-198: Reporting Requirements Relating to the Submission of Gas Supply and Demand Data (amends 52 Pa. Code Chapter 59).

#### *Regulations Approved:*

Department of Revenue #15-400: Commercial Motion Pictures: Sales and Use Tax (amends the Tax Reform Code of 1971; adds § 32.38 to 61 Pa. Code; and deletes the Department's Statement of Policy in 61 Pa. Code § 60.22).

Department of Community and Economic Development #4-67: Commercial Motion Picture Sales; Tax Exemption Certificate (adds 12 Pa. Code § 33.1).

Pennsylvania Human Relations Commission #52-010: Housing Accommodations/Commercial Property (amends 16 Pa. Code Chapter 45).

Pennsylvania Turnpike Commission #60-2: Traffic Regulations (amends 67 Pa. Code Chapter 601).

State Board of Nursing #16A-5112: Fees (amends 49 Pa. Code §§ 21.5, 21.147 and 21.253).

State Board of Veterinary Medicine #16A-5710: Examinations, Licensures, Fees (amends 49 Pa. Code §§ 31.3(a), 31.11(b)(2), 31.12(b) and 31.41).

State Board of Physical Therapy #16A-657: Fees (amends 49 Pa. Code § 40.5).

State Board of Occupational Therapy, Education and Licensure #16A-673: Oral Orders (adds 49 Pa. Code § 42.25).

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

Public Meeting held  
May 11, 2000

*Department of Revenue—Commercial Motion Pictures; Sales and Use Tax; Regulation No. 15-400*

#### Order

On March 2, 1998, the Independent Regulatory Review Commission (Commission) received this proposed rule-

making from the Department of Revenue (Department). The authority for this regulation is section 2(54) of Act 7-1997, which amended the Tax Reform Code of 1971 (72 P. S. § 7204(54)). The proposed regulation was published in the March 14, 1998 edition of the *Pennsylvania Bulletin*, with a 30-day public comment period. The final-form regulation was submitted to the Commission on April 12, 2000.

This rulemaking adds new § 32.38 to 61 Pa. Code. It also deletes the Department's Statement of Policy in 61 Pa. Code § 60.22.

The regulation provides a sales and use tax exemption for the retail sale to, or use by, a motion picture producer of any personal property and services used directly in the production of a commercial motion picture. It also requires the commercial motion picture producer to furnish each of the vendors from whom property or services were purchased with a completed Exemption Certificate for claiming exemptions from tax.

This regulation meets the criteria of the Regulatory Review Act.

*Therefore, It Is Ordered That:*

1. Regulation No. 15-400 from the Department of Revenue, as submitted to the Commission on April 12, 2000, is approved; and

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

*Commissioners Voting:* John R. McGinley, Jr., Chairperson—by phone; Alvin C. Bush, Vice Chairperson—by phone; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held  
May 11, 2000

*Department of Community and Economic Development—Commercial Motion Picture Sales; Tax Exemption Certificate; Regulation No. 4-67*

#### Order

On March 18, 1998, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Community and Economic Development. This rulemaking adds § 33.1 to 12 Pa. Code. The authority for this regulation is section 204(54) of the Tax Reform Code. The proposed regulation was published in the March 28, 1998 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on April 11, 2000.

This proposal implements section 204(54) of the Tax Reform Code by prescribing the Department of Revenue form to be used by producers of commercial motion pictures who qualify for the State sales and use tax exemption.

This regulation meets the criteria of the Regulatory Review Act.

*Therefore, It Is Ordered That:*

1. Regulation No. 4-67, from the Department of Community and Economic Development, as submitted to the Commission on April 11, 2000, is approved; and

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



*Commissioners Voting:* John R. McGinley, Jr., Chairperson—by phone; Alvin C. Bush, Vice Chairperson—by phone; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held  
May 11, 2000

*Pennsylvania Human Relations Commission—Housing Accommodations/Commercial Property; Regulation No. 52-10*

### Order

On July 13, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Human Relations Commission (PHRC). This rulemaking amends 16 Pa. Code Chapter 45. The authority for this regulation is sections 7(d) and 9(g) of the Pennsylvania Human Relations Act (act) (43 P. S. §§ 957(d) and 959(g)). The proposed regulation was published in the July 24, 1999 *Pennsylvania Bulletin*, with a 60-day public comment period. The final-form regulation was submitted to the Commission on March 23, 2000.

On April 3, 2000, the Commission received a request from the PHRC to toll consideration of this final-form regulation to make technical corrections. On April 17, 2000, the PHRC submitted its revisions to the final-form regulation to the Commission.

This regulation sets forth words, phrases and symbols that are impermissible in housing advertisements. It replaces an existing Statement of Policy in 16 Pa. Code Chapter 45. It also outlines language that violates the act and defines what constitutes reasonable compliance with these provisions.

This rulemaking will affect advertisers, publishers and realtors. The PHRC estimates that no additional costs will be incurred by public or private entities.

The revised final-form regulation meets the criteria of the Regulatory Review Act.

*Therefore, It Is Ordered That:*

1. Regulation No. 52-10 from the Pennsylvania Human Relations Commission, as revised on April 17, 2000, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

*Commissioners Voting:* John R. McGinley, Jr., Chairperson—by phone; Alvin C. Bush, Vice Chairperson—by phone; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held  
May 11, 2000

*Pennsylvania Turnpike Commission—Traffic Regulations; Regulation No. 60-2*

### Order

On August 13, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Turnpike Commission (PTC). This rulemaking amends 67 Pa. Code Chapter 601. The authority for this regulation is 36 P. S. §§ 651.7 and 652d and 75 Pa.C.S. § 6110. The proposed regulation was published in the September 25, 1999 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on April 20, 2000.

This regulation makes several substantive and editorial changes to the PTC's existing regulations. The PTC believes that all the customers that use the Turnpike will benefit from an increase in the overall safety and free flow of traffic on the Turnpike.

This regulation meets the criteria of the Regulatory Review Act.

*Therefore, It Is Ordered That:*

1. Regulation No. 60-2 from the Pennsylvania Turnpike Commission, as submitted to the Commission on April 20, 2000, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

*Commissioners Voting:* John R. McGinley, Jr., Chairperson—by phone; Alvin C. Bush, Vice Chairperson—by phone; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held  
May 11, 2000

*State Board of Nursing—Fees; Regulation No. 16A-5112*

### Order

On April 19, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Nursing (Board). This rulemaking amends 49 Pa. Code §§ 21.5, 21.147 and 21.253. The authority for this regulation is sections 11.2(a) and (d) of The Professional Nursing Law (63 P. S. §§ 221.2(a) and (d)) and section 17.5(a) of the Practical Nurse Law (63 P. S. § 667.5(a)). The proposed regulation was published in the May 1, 1999 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on April 7, 2000.

The regulation revises 13 fees and adds eight new fees. The Board estimates that 31,000 persons will avail themselves of one or more of the enumerated services in a 2-year period. Total additional costs to the regulated community will be approximately \$1,200,000. Only those requesting the services will be affected.

This regulation meets the criteria of the Regulatory Review Act.

*Therefore, It Is Ordered That:*

1. Regulation No. 16A-5112 from the State Board of Nursing, as submitted to the Commission on April 7, 2000, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

*Commissioners Voting:* John R. McGinley, Jr., Chairperson—by phone; Alvin C. Bush, Vice Chairperson—by phone; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held  
May 11, 2000

*State Board of Veterinary Medicine—Examinations, Licensure, Fees; Regulation No. 16A-5710*

### Order

On April 7, 2000, the Independent Regulatory Review Commission (Commission) received this regulation from the State Board of Veterinary Medicine. This rulemaking

amends 49 Pa. Code §§ 31.3(a), 31.11(b)(2), 31.12(b) and 31.41. The authority for this regulation is found in sections 5(6) and 9(3) of the Veterinary Medicine Practice Act (63 P. S. §§ 485.5(6) and 485.9(3)). Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This regulation revises examination requirements for licensure as a veterinarian. The North American Veterinary Licensing Examination (NAVLE) will replace the existing National Board Examination and the Clinical Competency Test. The NAVLE is the uniform examination which will be required of all applicants for licensure in the United States and Canada. The fee for the NAVLE will be \$325. This regulation also eliminates the requirement that applicants for licensure take the Pennsylvania Veterinary Legal Practice Examination.

This regulation meets the criteria of the Regulatory Review Act.

*Therefore, It Is Ordered That:*

1. Regulation No. 16A-5710 from the State Board of Veterinary Medicine, as submitted to the Commission on April 7, 2000, is approved; and

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

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*Commissioners Voting:* John R. McGinley, Jr., Chairperson—by phone; Alvin C. Bush, Vice Chairperson—by phone; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held  
May 11, 2000

*State Board of Physical Therapy—Fees; Regulation No. 16A-657*

### Order

On April 13, 2000, the Independent Regulatory Review Commission (Commission) received this regulation from the State Board of Physical Therapy (Board). This rulemaking amends 49 Pa. Code § 40.5. The authority for this regulation is section 8 of the Physical Therapy Act (63 P. S. § 1308) and section 812.1 of The Administrative Code of 1929 (71 P. S. § 279.3a). Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

The regulation revises fees for the physical therapist and the physical therapy assistant examinations. The fee revisions are necessary to reflect a new contract with the Federation of State Boards of Physical Therapy, which will take effect on July 1, 2000. Total additional costs to the regulated community will be \$100 per person. Only those sitting for the licensure examination will be affected.

This regulation meets the criteria of the Regulatory Review Act.

*Therefore, It Is Ordered That:*

1. Regulation No. 16A-657 from the State Board of Physical Therapy, as submitted to the Commission on April 13, 2000, is approved; and

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

*Commissioners Voting:* John R. McGinley, Jr., Chairperson—by phone; Alvin C. Bush, Vice Chairperson—by phone; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held  
May 11, 2000

*State Board of Occupational Therapy, Education and Licensure—Oral Orders; Regulation No. 16A-673*

### Order

On June 3, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Occupational Therapy Education and Licensure (Board). It adds a new § 42.25 to 49 Pa. Code. The authority for this regulation is found in sections 1505(b) and 1514 of the Occupational Therapy Practice Act (act) (63 P. S. §§ 1505(b) and 1514). The proposed regulation was published in the June 19, 1999, edition of the *Pennsylvania Bulletin*, with a 30-day public comment period. The final-form regulation was submitted to the Commission on April 7, 2000.

Section 1514 of the act provides that furnishing direct occupational therapy to an individual for a specific medical condition must be based on a referral from a licensed physician or a licensed podiatrist. This rulemaking adds new provisions clarifying the procedures that occupational therapists are to follow when a licensed physician or licensed podiatrist issues an oral order for immediate treatment of an individual.

This regulation meets the criteria of the Regulatory Review Act.

*Therefore, It Is Ordered That:*

1. Regulation No. 16A-673 from the State Board of Occupational Therapy, Education and Licensure, as submitted to the Commission on April 7, 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. 00-906. Filed for public inspection May 26, 2000, 9:00 a.m.]

### Notice of Comments Issued

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

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

**Notice of Filing of Final Rulemakings**

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Issued</i>	<i>Final-Form Submission Deadline</i>
71-7	State System of Higher Education Operation of Motor Vehicles on State System Facilities	5/11/00	4/10/02

**State System of Higher Education  
Regulation No. 71-7  
Operation of Motor Vehicles on  
State System Facilities**

**May 11, 2000**

We submit for consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) which has not been met. The State System of Higher Education (SSHE) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by April 10, 2002, the regulation will be deemed withdrawn.

**1. Regulatory Analysis Form.—Economic and fiscal impact.**

Item number 20 on the Regulatory Analysis Form (RAF) requires estimates of fiscal savings and costs associated with the proposed rulemaking to the regulated community, local government and State government. This information was not included in the RAF of this proposed regulation. The SSHE should include the fiscal impact of the regulation in the final-form RAF.

**2. Preamble.—Consistency with statute; Clarity.**

There is an incorrect citation in the Preamble under "Sunset Review." Instead of citing the Pennsylvania Crimes Code, 18 Pa.C.S. § 7705, the SSHE should cite 24 Pa.C.S. § 20-2006-a(13.1).

**3. Section 507.13. Crimes and offenses relating to the operation and parking of a motor vehicle.—Economic and fiscal impact; Reasonableness; Clarity.**

*Subsection (c) Fines*

Subsection (c) allows the Board of Governors of the SSHE, upon the recommendation of the chancellor or the respective university president, to set the amounts for vehicular violations. The proposed regulation does not contain the process by which the Board of Governors can adjust fines. It would be reasonable to include the process that will be used for fine adjustments in the final-form regulation.

Subsection 507.14(c) contains language that requires facilities to publish notification of the towing and booting provisions in facilities' parking rules. It is also reasonable for facilities to notify drivers on SSHE campuses of fines. For this reason, the SSHE should add a parallel notification provision, similar to subsection 507.14(c), relating to all fines in section 507.13.

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 00-907. Filed for public inspection May 26, 2000, 9:00 a.m.]

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

<i>Final-Form</i>		
<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
11-188	Insurance Department Premium and Retirement Deposit Funds	5/11/00
57-211	Pennsylvania Public Utility Commission Procedures to Ensure Customer Consent to a Change of Natural Gas Supplier	5/17/00
57-207	Pennsylvania Public Utility Commission Natural Gas Choice and Competition	5/17/00
<i>Final-Omit</i>		
<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
14-467	Department of Public Welfare Welfare Reform Omnibus Amendments	5/17/00

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 00-908. Filed for public inspection May 26, 2000, 9:00 a.m.]

**INSURANCE DEPARTMENT**

**Application for Merger**

An application has been received requesting approval of the merger of State Title Insurance Company, a stock title insurance company organized under the laws of the Commonwealth of Pennsylvania, with and into Commonwealth Land Title Insurance Company, a stock title insurance company organized under the laws of the Commonwealth of Pennsylvania. The initial filing was received on May 1, 2000, and was made under requirements set forth under the Business Corporation Law of 1988, 15 Pa.C.S. §§ 1921—1932 and 15 P. S. §§ 21205—21207. Persons wishing to comment on the grounds of public or private interest in this merger are invited to submit a written statement to the Pennsylvania Insurance Department within 15 days from the date of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Cressinda Bybee, Company Licensing Division, Insurance

Department, 1345 Strawberry Square, Harrisburg, PA 17120; fax (717) 787-8557; email cbybee@ins.state.pa.us.

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 00-909. Filed for public inspection May 26, 2000, 9:00 a.m.]

**Blue Cross of Northeastern Pennsylvania; Blue Cross Community-Rated Group Rate Increase; Filing No. 463-BC-CR-10/1/2000**

Blue Cross of Northeastern Pennsylvania submitted a filing requesting the Insurance Department's (Department) approval to increase the monthly rates by 31.64% for the Blue Cross Community-Rated Program for an effective date of October 1, 2000. Also, to adequately keep pace with the emerging medical care cost trends, which are significantly higher than those projected in last year's approved filing, Blue Cross of Northeastern Pennsylvania is requesting the Department's approval of raised rates for September 1, 2000, groups with less than 51 eligible contracts. The new proposed September 1, 2000, rates were developed by indexing backward one quarter from the proposed October 1, 2000, rates using the rate filing trend factor of 3.03% per quarter. The rate increase will impact approximately 16,450 policyholders and will produce additional annual income of \$8.8 million.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Department's office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 00-910. Filed for public inspection May 26, 2000, 9:00 a.m.]

**Capital Blue Cross Community-Rated Group 65-Special Rate Increase; Filing No. 00-H**

Capital Blue Cross proposed to increase the rate for the community-rated group 65-Special Program. The proposed increase is 19.26% for the 65-Special Program and 24.74% for the 65-Special optional prescription drug rider based on third quarter rates. This rate change will produce an estimated additional annual income of \$1.5 million and will affect approximately 8,200 members. An effective date of October 1, 2000, is requested.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry

Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 00-911. Filed for public inspection May 26, 2000, 9:00 a.m.]

**Insurance Coverages or Risks Eligible for Export by Insurance Commissioner**

Under section 1604(2)(ii) of The Insurance Company Law of 1921 (40 P.S. § 991.1604(2)(ii)), the Insurance Commissioner hereby declares the following insurance coverages to be generally unavailable in the authorized market at the present, and thus exportable, and hereby adopts the following export list. Accordingly, for those insurance coverages which are included on the export list, a diligent search among insurers admitted to do business in this Commonwealth is not required before placement of the coverages in the surplus lines market.

**Export List**

**Amusements**

- Carnival ride owners/operators
- Amusement parks and their devices
- Auto racing and automobile race tracks
- Golf courses and driving ranges
- Midget autos and go-karts
- Animal rides
- Rodeos and horse shows
- Balloon rides—hot air/gas
- Recreational and sporting events
- Guide, lodge or outfitters
- Horseback/pony riding establishments
- Hunting clubs
- Special short term events
- Skating rinks (roller and ice) and skate board parks
- Ski resorts owners/operators liability
- Theatrical presentations

**Armored cars**

**Aviation**

- Cargo
- Vehicles maintaining or servicing aircraft
- Fixed base operations
- Nonownership liability
- Hull
- Chartered
- Excess passenger liability
- Antique aircraft
- Airport liability
- Hangarkeeper's liability
- Helicopters

**Blood banks, blood and organ facilities**

**Boat rentals**

**Chemical spray and/or drift**

**Day care centers liability, including sexual abuse coverage**

**Demolition contractors liability**

**Earthquake**

**Explosive hauling**

**Explosives, munitions or fireworks manufacturing/storage/sales**

**Flood insurance not provided under federal flood insurance**

**Ground applicators—chemical**

**House movers**

**Kidnapping, ransom and extortion insurance**

**Law Enforcement Liability**

Liability for employment related practices  
 Liquor liability—monoline  
 Nuclear energy general liability  
 Products recall coverage  
 Railroad liability  
 Security/Detective/Patrol agencies  
 Vacant Properties

This list supersedes the list published at 29 Pa.B. 2735 (May 22, 1999), and shall remain in effect until superseded by a subsequent list as published in the *Pennsylvania Bulletin*.

Questions regarding the Export List may be directed to Cressinda E. Bybee, Office of Regulation of Companies, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 783-2144, fax (717) 787-8557, E-mail cbybee@ins.state.pa.us.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 00-912. Filed for public inspection May 26, 2000, 9:00 a.m.]

### **Nationwide Mutual Insurance Company; Private Passenger Automobile Rate Revision**

On May 15, 2000, the Insurance Department (Department) received from Nationwide Mutual Insurance Company a filing for a rate level change for private passenger automobile insurance.

Nationwide Mutual Insurance Company requests an overall 5.0% increase amounting to +\$24,833,100 annually, to be effective August 15, 2000, for new and renewal business.

Unless formal administrative action is taken prior to July 14, 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 Chuck Romberger, CPCU, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120 (E-mail at cromberg@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. 00-913. Filed for public inspection May 26, 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 hearing will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special

Rules of Administrative Practice and Procedure). These administrative hearings will be held in the Insurance Department's Offices in Harrisburg, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The hearings will be held in Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102.

Appeal of De H. Le; file no. 00-181-02477; Progressive Northern Insurance Co.; doc. no. P00-05-002; June 8, 2000, at 10 a.m.;

Appeal of June Stephen; file no. 00-181-02632; Nationwide Mutual Insurance Company; doc. no. P00-05-008; June 14, 2000, at 10 a.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 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. 00-914. Filed for public inspection May 26, 2000, 9:00 a.m.]

### **Review Procedure Hearings under the Unfair Insurance Practices Act**

The following insured has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with the termination of the insured's residential or personal coverage. All administrative hearings are held in the Insurance Department 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 at the Capitol Association Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102.

Appeal of John W. Lewis; file no. 00-265-01176; Fair of Pennsylvania; doc. no. PH00-05-009; June 14, 2000, at 1 p.m.

Each party may appear with or without counsel and offer relevant testimony and/or other relevant 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 shall bring enough copies for the record and for each opposing party.

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. 00-915. Filed for public inspection May 26, 2000, 9:00 a.m.]

#### Vernon B. Fields; Order to Show Cause; Doc. No. SC00-02-013

A hearing is scheduled for June 21, 2000 at 10:30 in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code Chapter 56 (relating to Special Rules of Administrative Practice and Procedure).

On or before June 7, 2000, each party shall file with the Administrative Hearings Office and serve upon the other party an entry of appearance designating the lead attorney or representative to receive service of orders, filings and communications in this matter, together with that person's address, telephone number and facsimile number. Each party shall similarly designate the lead attorney or representative who will attend the hearing, if different from the person designated for service.

On or before June 7, 2000, each party shall file with the Administrative Hearings Office a prehearing statement which shall contain: (1) a comprehensive statement of undisputed facts to be stipulated between the parties; (2) a statement of additional contended facts; (3) names and address of witnesses along with the specialties of experts to be called; (4) a list of documents to be used at the hearing; (5) special evidentiary or other legal issues; and (6) the estimated time for that party's case.

The Presiding Officer will consider a written request for continuance of the scheduled hearing, for good cause only. Prior to requesting a continuance, a party must contact the opposing party. All continuance requests must indicate whether the opposing party objects to a continuance.

Persons with a disability who wish to attend the above-referenced administrative hearing, and require an

auxiliary aid, service or other accommodation to participate in the hearing, should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 00-916. Filed for public inspection May 26, 2000, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board lease will expire:

Allegheny County, Wine and Spirits Shoppe # 0209, 4104 Butler Street, Pittsburgh, PA 15201-3122.

*Lease Expiration Date:* May 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 to 4,000 net useable square feet of new or existing retail commercial space serving the Lawrenceville neighborhood, Pittsburgh. Off-street parking and good loading facilities are preferred.

*Proposals due:* June 16, 2000 at 12 noon

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

Allegheny County, Wine and Spirits Shoppe # 0279, 722 Brookline Boulevard, Pittsburgh, PA 15226-2102.

*Lease Expiration Date:* May 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 to 3,600 net useable square feet of new or existing retail commercial space serving the Brookline area, Pittsburgh. Must have access for rear truck delivery.

*Proposals due:* June 16, 2000 at 12 noon

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

Cambria County, Wine and Spirits Shoppe # 1101, 426 Main Street, Johnstown, PA 15901-1802.

*Lease Expiration Date:* May 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,500 to 4,500 net useable square feet of new or existing retail commercial space serving the Central Business District, Johnstown. Off-street parking and good loading facilities are preferred.

*Proposals due:* June 16, 2000 at 12 noon

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

Dauphin County, Wine and Spirits Shoppe # 2205, 529 South Market Street, Lykens, PA 17048-1510.

*Lease Expiration Date:* May 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,665 net useable square feet of new or existing retail commercial space within 1/2 mile of the intersection of Main Street (Route 209) and Market Street, Borough of Lykens.

*Proposals due:* June 16, 2000 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Willard J. Rhodes, (717) 657-4228

Somerset County, Wine and Spirits Shoppe # 5606, 306 Main Street, Boswell, PA 15531-1132.

*Lease Expiration Date:* June 30, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,200 to 1,500 net useable square feet of new or existing retail commercial space serving the Boswell area, Boswell.

*Proposals due:* June 16, 2000 at 12 noon

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

Westmoreland County, Wine and Spirits Shoppe # 6522, 111 Westmore Avenue, New Stanton, PA 15672-5437.

*Lease Expiration Date:* May 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,500 to 3,000 net useable square feet of new or existing retail commercial space serving the New Stanton area, New Stanton. Off-street parking and good loading facilities are preferred.

*Proposals due:* June 16, 2000 at 12 noon

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

JOHN E. JONES, III,  
*Chairperson*

[Pa.B. Doc. No. 00-917. Filed for public inspection May 26, 2000, 9:00 a.m.]

## MILK MARKETING BOARD

### Hearing and Presubmission Schedule; Milk Marketing Area No. 3

Under the provisions of the Milk Marketing Law (31 P. S. §§ 700j-101—700k.10.1) that the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 3 on July 6, 2000, commencing at 8:30 a.m. in Room 202 of the Agriculture Building, 2301 N. Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive evidence concerning minimum prices milk dealers shall pay to producers for various classes of milk; minimum prices milk dealers shall charge for milk, including prices to be charged to wholesale customers such as stores, restaurants, and institutions; discounts; and minimum prices to be charged to consumers for milk sold for consumption off the premises. Evidence will also be received concerning the various types, classifications and containers of fluid milk and milk products; in-store handling costs; reasonable profit margins for milk dealers and stores; and adoption of a cost replacement system, including whether in-store handling costs should be part of that system.

The Area 3 Milk Dealers Association and the Pennsylvania Food Merchants Association, which petitioned for the hearing, are deemed to be parties, as is the staff of the Board, and their attorneys are deemed to have entered their appearances. Other persons that may be affected by the Board order fixing prices in Area No. 3 may be included on the Board's list of parties by:

1. Having their counsel file with the Board, on or before June 7, 2000, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25, which shall identify by name and address the party on whose behalf the appearance is made. Thereafter documents and other written communications required to be served upon or furnished to that party shall be sent to the attorney of record.

2. If unrepresented by counsel and wishing to appear on their own behalf under 1 Pa. Code § 31.21, filing with the Board, on or before June 7, 2000, an address to which documents and other written communications required to be served upon them or furnished to them may be sent.

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

1. On or before June 21, 2000, each party shall file with the Board seven copies and serve on all other parties one copy of:

a. A list of witnesses who will testify for the party, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area of proposed expertise.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. On or before June 28, 2000, each party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

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

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office on or before May 31, 2000.

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

Persons who require this information in an alternate format, should call (717) 787-4194 or (800) 654-5984 (PA Relay Service for TDD Users).

LYNDA J. BOWMAN,  
*Secretary*

[Pa.B. Doc. No. 00-918. Filed for public inspection May 26, 2000, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Certificate of Public Convenience Without Hearing

**A-310125F0002 and A-310213F0002. AT&T Communications of Pennsylvania, Inc. and TCG Pittsburgh.** Application of AT&T Communications of Pennsylvania, Inc., and TCG Pittsburgh to amend their certificate of public convenience to begin to offer, render, furnish or supply facilities-based competitive local exchange telecommunications services in the service territories of Alltel Pennsylvania, Inc., Armstrong Telephone Company-Pennsylvania, The Bentleyville Telephone Company, Citizens Telephone Company of Kecksburg, Hickory Telephone Company, Marianna and Scenery Hill Telephone Company, North Pittsburgh Telephone Company and Yukon Waltz Telephone Company.

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 June 12, 2000, under 52 Pa. Code (relating to public utilities).

*Applicant:* AT&T Communications of PA, Inc. TCG Pittsburgh

*Through and By Counsel:* Daniel Clearfield, Esquire, Alan Kohler, Esquire, Wolf, Block, Schorr, and Solis-Cohen, LLP, Locust Court, Suite 300, 212 Locust Street, Harrisburg, PA 17101.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 00-919. Filed for public inspection May 26, 2000, 9:00 a.m.]

### Railroad With Hearing

**A-00114548. Southeastern Pennsylvania Transportation Authority.** Application of Southeastern Pennsylvania Transportation Authority to reconstruct the existing Mainline railroad bridges No. 5.03 and No. 5.03A over Wayne Avenue (State Route 4007, AAR 592 732 V), located in the City of Philadelphia, and the allocation of costs thereof.

An Initial PreHearing Conference on this matter will be held Friday, June 23, 2000 at 10 a.m. in an available hearing room, Philadelphia State Office Building, Broad

and Spring Garden Streets, Philadelphia, PA, when and where all persons in interest may appear and be heard, if they so desire.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 00-920. Filed for public inspection May 26, 2000, 9:00 a.m.]

### Railroad With Hearing

**A-00116167. Southeastern Pennsylvania Transportation Authority.** Application of Southeastern Pennsylvania Transportation Authority (SEPTA) for an exemption from the provisions of Subchapter C of 52 Pa. Code § 33.122(b) and (c) and to exercise the rights contained in 52 Pa. Code § 33.122(f) to permit the construction of one partial high level platform associated with the renovated Lansdale Railroad Station, located in the County of Montgomery, PA.

An Initial Hearing on this matter will be held Tuesday, June 20, 2000, at 10 a.m. in an available hearing room, Philadelphia State Office Building, Broad and Spring Garden Streets, Philadelphia, PA, when and where all persons in interest may appear and be heard, if they so desire.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 00-921. Filed for public inspection May 26, 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 June 19, 2000, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protests shall also indicate whether it applies to the temporary authority application or the permanent application or both.

**Applications of the following for approval of the beginning of the exercise of the right and privilege of operating as common carriers for transportation of persons as described under each application.**

**A-00116812. Western Alliance Emergency Services, Inc.** (13B Canton Street, Troy, Bradford County, PA 16947), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, between points in the counties of Bradford, Lycoming, Sullivan and Tioga, and from points in said counties, to points in Pennsylvania, and vice versa; limited to the transportation of persons who are disabled or require assistance for personal mobility. *Attorney:* Evan Williams, 111 West Main Street, Troy, PA 16947.



**A-00116842. KNJ Limo Services, Inc.** (7804 Conwell Road, Laverock, Montgomery County, PA 19038), a corporation of the Commonwealth of Pennsylvania—persons in limousine service, between points in the counties of Bucks, Montgomery, Chester and Delaware, and the city and county of Philadelphia, and from points in said territory, to points in Pennsylvania, and return. *Attorney:* Kenneth A. Murphy, Suite 3402, 1818 Market Street, Philadelphia, PA 19103.

**A-00116843. Bruce Wayne Felter** (310 Burke Street, Jersey Shore, Lycoming County, PA 17740)—persons upon call or demand in the borough of Jersey Shore, Lycoming County, and within an airline distance of 10 statute miles of the limits of said borough.

**Applications of the following for amendment to the certificate of public convenience approval of the right and privilege to discontinue/abandon operating as common carriers by motor vehicle for the transportation of persons as described under each application.**

**A-00093487, Folder 1, Am-B. Bortner Bus Company** (1200 Conroy Place, Easton, Northampton County, PA 18040), a corporation of the Commonwealth of Pennsylvania—discontinuance of service—groups and parties of persons: (1) from the boroughs of Sharpsville, Clarksville, Wheatland and West Middlesex, the cities of Sharon and Farrell and the townships of South Pymatuning, Pymatuning, Hickory and Shenango, Mercer County, to points in Pennsylvania; (2) from the borough of Grove City, Mercer County, to points and places in Pennsylvania; A-00093487, F. 1, Am-A and (3) from the boroughs of Greenville, Jamestown, Clarksville, Fredonia and Sheakleyville, and the townships of Delaware, Fairview, Greene, Hempfield, Pymatuning, Perry, South Pymatuning, Salem, Sandy Creek, Sugar Grove, and West Salem, Mercer County, to points in Pennsylvania. *Attorney:* William A. Gray, 2310 Grant Building, Pittsburgh, PA 15219-2383.

**A-00093487, Folder 2, Am-C. Bortner Bus Company** (1200 Conroy Place, Easton, Northampton County, PA 18040), a corporation of the Commonwealth of Pennsylvania—discontinuance of service—(1) *persons on schedule over the following route: South Pymatuning Township—Sharon Route:* Beginning on Highway Route 846 approximately 2 miles north of Pritchard's Corners in South Pymatuning Township, thence on Highway Route 846 to its intersection with Highway Route 43081 at Pritchard's Corners, thence on Highway Route 43081 to its intersection with Highway Route 718 through Orangeville, thence on Highway Route 718 through the village of Five Points to its intersection with Highway Route 43103 at Stambaugh's Corners, thence on Highway Route 43103 and Highway Route 43081 to Pritchard's Corners thence on Highway Route 43103 at Byerley's Corners, thence on Highway Route 43103 to Stambaugh's Corners, thence on Highway Route 718 to North Water Avenue in the city of Sharon, thence on North Water Avenue, State Street, Sharpsville Avenue and Clark Street to North Water Avenue in Hickory Township, and returning over the same route; with the right to operate on inbound operations over a portion of above route as follows: Beginning at the intersection of Clark Street and North Water Avenue in Hickory Township, thence on Clark Street to Sharpsville Avenue in the city of Sharon, thence on Sharpsville Avenue, State Street and North Water Street to Clark Street in Hickory Township, all in Mercer County; subject to the following conditions: That

no right, power or privilege is granted to render service locally on that portion of the route located in Hickory Township and in the city of Sharon south of the intersection of Clark Street and North Water Street in Hickory Township; (2) *Hickory Township—Sharon Route:* Beginning at Lamont's Corners at the intersection of Highway Route 18 and Highway Route 43099 in the township of Hickory, thence on Highway Route 43099 to Highway Route 43005, thence on Highway Route 43005 to Highway Route 62, thence on Highway Route 62 to Highway Route 18, thence on Highway Route 18 to its intersection with Highway Route 518 at Bobby's Corners, thence on Highway Route 18 and Old Highway Route 18 to its intersection with Highway Route 418, thence on Highway Route 418 to Highway Route 62, thence on Highway Route 62 to South Buhl Farm Drive (Highway Route 43008) to King Drive, thence on King Drive to Greenwood Avenue, thence on Greenwood Avenue to Highway Route 62, thence on Highway Route 62 to East State Street in the city of Sharon, thence on East State Street to Sharpsville Avenue, thence on Sharpsville Avenue to Clark Avenue, thence returning over the same route to the place of beginning, all in Mercer County; subject to the following condition: That no right, power or privilege is granted to render service locally between the intersection of Greenwood Avenue and Highway Route 62 in Hickory Township and the terminus of the route at the intersection of Sharpsville Avenue and Clark Avenue in the city of Sharon; (3) *persons between the borough of Grove City and the city of Sharon, Mercer County, over the following route:* Beginning at the intersection of South Broad Street and West Main Avenue in the borough of Grove City, thence via West Main Avenue and Highway Route 58 to Wilson Avenue in the borough of Mercer, thence via Wilson Avenue, east Market Street, Pitt Street, North Diamond Street, Erie Street, West Market Street to the limits of said borough, thence via Highway Route 262 to the terminal at 216 State Street in the city of Sharon, thence returning via the same route to the place of beginning, including the right to render shuttle service between points on the said route; and **A-00093487, F. 2, Am-B (4).** *Persons, baggage and newspapers, on schedule between points in and near the borough of Greenville, Mercer County, over the following routes:* (a) Beginning at the intersection of North High Street and the borough line in the borough of Greenville, thence on North High Street to West Main Street, thence on West Main Street to Main Street thence on Main Street to South Mercer Street (State Highway Traffic Route 58), thence on State Highway Traffic Route 58 to the Greenville Country Club located north of Township Highway Route 715 in the township of Hempfield, thence returning over the same route to place of beginning, all in Mercer County; (b) Beginning at Schuster's Cafe near the intersection of State Highway Traffic Route 18 and State Highway Legislative Route 43038 in the township of West Salem, thence via State Highway Traffic Route 18 to the borough of Greenville, thence on Clarksville Street to Orangeville Street, thence on Orangeville Street to South High Street, thence on South High Street to West Main Street, thence on West Main Street, thence on Main Street to South Main Street to First Avenue, thence on First Avenue to North Main Street, thence on North Main Street to State Highway Legislative Route 2255 (Leeches Corners Road) and State Legislative Route 13065 (Oagood Road) to the plant of R. D. Warner Company in the township Sugar Grove, thence returning over the same route to the place

of beginning, all in Mercer County with the right above subject to the following conditions: That the rights, powers and privileges herein granted shall include the right to digress from the aforesaid routes to render service to mass gatherings, such as churches, schools, sports and social event located within a distance of 1/2 mile from such routes; and that the rights, powers and privileges herein granted shall include the right to render shuttle service between points on each of the proposed routes and through services without change of busses between points on any route to points on other routes; (5) *persons on schedule between the borough of Greenville and the village of Transfer, Pymatuning Township, Mercer County, over the following route:* Beginning at the intersection of Main Street and Canal Street in the borough of Greenville, thence on Main Street to Clarksville Street and State Highway Traffic Route 18, thence on State Highway Traffic Route 18 to its intersection with Township Highway T-635, thence on Township Highway T-635 to the village of Transfer, Pymatuning Township, and return over the same route to the place of beginning, all in Mercer County; (6) *persons on schedule between points in the borough of Greenville and the city of Sharon, Mercer County, over the following route:* Beginning at the intersection of Canal Street and Main Street in the borough of Greenville, thence on Main Street (State Highway Traffic Route 18), Clarksville Street and State Highway Traffic Route 18 to LaMont's Corners, thence on State Highway Traffic Route 518 through the borough of Sharpsville to Hall Avenue in the city of Sharon, thence on Hall Avenue, Thorton Street and Sharpsville Avenue to East State Street, thence on East State Street, Dock Street and Pitt Street to Sharpsville Avenue, thence returning on Sharpsville Avenue and the same route to the place of beginning, excluding local service within or between the borough of Sharpsville and the city of Sharon. *Attorney:* William A. Gray, 2310 Grant Building, Pittsburgh, PA 15219-2383.

**Applications of the following for approval of the right and privilege to partially discontinue/abandon operating as common carriers by motor vehicle for the transportation of household goods in use as described under each application.**

**A-00079466, Folder 4, Am-A. H. J. Gongaware Sons, Inc.** (8080 Pennsylvania Avenue, North Huntingdon, Westmoreland County, PA 15642), a corporation of the Commonwealth of Pennsylvania—discontinuance of service—property including household goods in use, between points in the borough of Irwin, Westmoreland County and within a radius of 3 miles of the limits of said borough; (2) property including household goods in use, between points in the borough of Irwin, Westmoreland County and within 10 miles by the usually traveled highways of the limits of the said borough; and (3) household goods in use, from points in the said area, to points in Pennsylvania within a radius of 40 miles of the point of origin. *Attorney:* William A. Gray, 2310 Grant Building, Pittsburgh, PA 15219-2383.

**Application of the following for the approval of the transfer of stock as described under each application.**

**A-00106785, Folder 5001. Metro Care, Inc.** (333 Jenkintown Commons, Jenkintown, Montgomery County, PA 19046), a corporation of the Commonwealth of Pennsylvania—for approval of the transfer of 100 shares of issued and outstanding stock held by Brian Somerman to

Aleph Management Systems, Inc. *Attorney:* John J. Gallagher, Suite 1100, 1760 Market Street, Philadelphia, PA 19103.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 00-922. Filed for public inspection May 26, 2000, 9:00 a.m.]

### Telecommunications

**A-311050F0003. D&E Systems, Inc. and D&E Omnipoint Wireless Joint Venture L.P. d/b/a PCS ONE.** Joint Petition of D&E Systems, Inc. and D&E/Omnipoint Wireless Joint Venture L.P. d/b/a PCS ONE for approval of a replacement interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

D&E Systems, Inc. and D&E/Omnipoint Wireless Joint Venture L.P. d/b/a PCS ONE, by its counsel, filed on May 8, 2000, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a replacement interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the D&E Systems, Inc. and D&E/Omnipoint Wireless Joint Venture L.P. d/b/a PCS ONE Joint Petition are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 00-923. Filed for public inspection May 26, 2000, 9:00 a.m.]

### Telecommunications

**A-311050F0003. Denver and Ephrata Telephone and Telegraph Company (D&E Telephone Company) and NPCR, Inc. (Nextel Partners).** Joint Petition of Denver and Ephrata Telephone and Telegraph Company (D&E Telephone Company) and NPCR, Inc. (Nextel Partners) for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Denver and Ephrata Telephone and Telegraph Company (D&E Telephone Company) and NPCR, Inc. (Nextel Partners), by its counsel, filed on May 16, 2000, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the

Denver and Ephrata Telephone and Telegraph Company (D&E Telephone Company) and NPCR, Inc. (Nextel Partners) Joint Petition are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 00-924. Filed for public inspection May 26, 2000, 9:00 a.m.]

### Telecommunications

**A-310945. GTE North Incorporated and TSR Wireless LLC.** Joint Petition of GTE North Incorporated and TSR Wireless LLC for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

GTE North Incorporated and TSR Wireless LLC, by its counsel, filed on April 26, 2000, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

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

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

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 00-925. Filed for public inspection May 26, 2000, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Invitation for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed proposals for Project # 9923.3, Modify Meter Spread and Install Backflow Preventer, Pier 82 South, until 2 p.m. Thursday, June 15, 2000. The bid documents can be obtained from the Director of Procurement, PRPA, 210 W. Washington Square, 13th Floor, Philadelphia, PA 19106, (215) 928-9100 and will be available May 31, 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. The contractor must comply with all applicable equal opportunity laws and regulations.

Mandatory prebid job site meeting will be held June 8, 2000, 10 a.m. at the guard shed, Columbus Blvd. and

McKean Street. The PRPA will consider only those bids received from parties who attended the prebid meeting.

JAMES T. MCDERMOTT,  
*Executive Director*

[Pa.B. Doc. No. 00-926. Filed for public inspection May 26, 2000, 9:00 a.m.]

## TURNPIKE COMMISSION

### Retention of Engineering Firms

#### Open-End Contract Materials Inspection Services Mon/Fayette Transportation Project

#### Allegheny, Fayette and Washington Counties

#### Reference No. E-017

The Turnpike Commission (Commission) will retain an engineering firm for an open-end off-site construction materials inspection and acceptance testing service contract at related plant and laboratory locations for sections of the Mon/Fayette Transportation Project under construction in Allegheny, Fayette and Washington Counties. Construction of these sections will include earthwork, drainage, structures, concrete and bituminous paving, signing, roadway lighting and toll plaza building construction. A testing laboratory participating in the AASHTO Accreditation Program, capable of performing concrete, bituminous, soils, aggregate and other construction materials tests in a timely manner and must be available throughout the duration of the Open-End Contract. Construction projects may be financed with Federal, State and Turnpike funds and applicable Federal requirements will apply, when appropriate.

The contract will be for a maximum cost of \$500,000 or for a 24-month period.

The firm will be required to provide sufficient office personnel, managers, engineers, technicians and clerical personnel to support the laboratory functions. In addition, the firm selected may be required to attend the prebid meetings and preconstruction conferences for each project with the Commission.

The selected firm may be required to test materials at offsite aggregate, concrete, asphalt, supply and precast plants, perform soils testing or testing associated with the manufacture of selected construction materials. Duties may also include the witnessing of testing by the material producers, suppliers, manufactures, fabricators, or contractors. In addition, the selected firm may be required to keep records of material inspections and tests, document the testing program, attend job conferences when requested and perform other duties as may be required.

The selected firm or any of its subconsultants may not be a prime contractor, subcontractor, consultant or have any financial interest in any construction contract for the Mon/Fayette Transportation Project.

The Commission is committed to the inclusion of disadvantaged, minority and woman 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 these contracts, 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.

Direct inquiries to Eugene C. Mattson at (717) 939-9551, Ext. 3502; or by E-mail at emattson@paturpike.com.

**Open-End Contract Materials Inspection Services  
Districts 3, 4 and 5**

**Berks Bucks, Carbon, Chester, Cumberland,  
Dauphin, Lackawanna, Lancaster, Lebanon, Lehigh,  
Luzerne, Montgomery and York Counties**

**Reference No. 4-055**

The Commission will retain an engineering firm for an open-end contract for construction materials inspection and testing services both at the project site and at related plant locations in the Eastern Region (Milepost 200.0 to Milepost 359.0 and the Northeast Extension) of the Pennsylvania Turnpike. A testing laboratory capable of performing concrete, bituminous, aggregate, and soils tests in a timely manner must be available throughout the life of the contract. The types of projects that materials inspection and testing will be conducted under this contract may include, but are not limited to, roadway reconstruction, bituminous overlays, bridge construction and rehabilitations, service plaza parking lot expansions and toll plaza construction.

The contract will be for a maximum cost of \$750,000 or for a 36-month period. The firm will be required to provide sufficient office personnel, managers, engineers, technicians and clerical staff to support the field functions. In addition, the firm selected may be required to attend construction meetings with the Commission.

The selected firm may be required to test materials at asphalt and concrete plants, perform soils and aggregate testing, or perform testing associated with the manufacture of selected construction materials. Duties may also include the witnessing of onsite testing by the contractor. In addition, the selected firm may be required to keep records, document the construction work, attend monthly job conferences, determine from the project records the final quantities of certain contract items, and perform other duties as may be required.

Direct inquiries to Eugene C. Mattson at (717) 939-9551, Ext. 3502; or by E-mail at emattson@paturpike.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 Commission projects.

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

**General Requirements and Information**

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

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

2. A three 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 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 this Commonwealth as provided by the Department of State for firms with out-of-state headquarters or corporations not incorporated in Pennsylvania.

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

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

Firms interested in performing the above services are invited to submit a letter of interest and required information to Michael W. Flack, P.E., Assistant Chief Engineer for Construction, at the Turnpike Commission Administration Building located at 176 Kost Road, Carlisle, PA 17013-0779. (FedEx address: 176 Kost Road, Carlisle, PA 17013-0779) (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, June 16, 2000. Any letters of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable letters of interest received in response to these solicitations, one firm will be selected for each contract. The order of preference will

be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Commission. 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. 00-927. Filed for public inspection May 26, 2000, 9:00 a.m.]