

NOTICES

DELAWARE RIVER BASIN COMMISSION

Meeting and Public Hearing

The Delaware River Basin Commission (DRBC) will hold an informal conference followed by a public hearing on Thursday, September 28, 2000. The hearing will be part of the Commission's regular business meeting. Both the conference session and business meeting are open to the public and will be held in Bellevue Hall at the Bellevue State Park, 911 Philadelphia Pike, Wilmington, Delaware.

The conference among the Commissioners and staff will begin at 10 a.m. Topics of discussion will include the Delaware Water Supply Coordinating Council Progress Report of May 31, 2000; and the DRBC's requirements for review and approval of projects under Section 3.8 and Article 13 of the Compact, with a focus on the possible need to expand Commission review to certain pre-Compact projects. Summaries of the following six meetings will be presented: inaugural meetings of the Monitoring Advisory Committee and Flood Advisory Committee on September 6 and 7, respectively; meeting of the Water Management Advisory Committee on September 12, including discussion of a proposal to amend DRBC metering regulations; presentation by the Coalition of Municipal/Industrial Dischargers on August 28; meeting of the Toxics Advisory Committee on September 20; and meeting of the Flow Management Technical Advisory Committee on September 21. Also scheduled for the conference session are a summary of the Christina River Basin TMDL hearings and, time permitting, a presentation on the Pocono Creek Goal-Based Watershed Management Pilot Study.

The subjects of the public hearing to be held during the 1:30 p.m. business meeting include, in addition to the dockets listed below, proposed resolutions to: temporarily modify Docket No. D-77-20 CP (Revision No. 3) to provide additional releases from Cannonsville Reservoir; and approve Fiscal Year 2000 budget adjustments.

The dockets scheduled for public hearing are as follows:

1. *New York State Department of Environmental Conservation D-77-20 CP (Revision No. 3)*. An application to temporarily modify the operating plan for the Schedule of Release Rates from Cannonsville, Pepacton and Neversink Reservoirs in Delaware and Sullivan Counties, New York.

2. *Wilmington Country Club D-90-38 RENEWAL*. A renewal of a combined surface and ground water withdrawal project to supply up to 24.4 million gallons (mg)/30 days of water to the applicant's golf course irrigation system. Up to 4.32 mg/30 days can be supplied from Wells Nos. 1-3 in the Wissahickon Formation, and up to 24.4 mg/30 days from an existing surface water intake on Wilson Run, a tributary of Brandywine Creek. Commission approval on June 27, 1990 was limited to 10 years. The applicant requests that the total withdrawal from all sources remain limited to 24.4 mg/30 days. The project is located near the Village of Montchanin, New Castle County, Delaware.

3. *Telford Borough Authority D-95-40 CP*. A project to rerate the applicant's existing 0.95 million gallons per

day (mgd) extended aeration sewage treatment plant (STP) to 1.1 mgd. The STP is located off Fourth Street in Franconia Township, Montgomery County, Pennsylvania and will continue to serve portions of Franconia Township and Telford and Souderton Boroughs in Montgomery County, as well as portions of West Rockhill and Hilltown Townships in Bucks County. The STP will continue to discharge to Indian Creek in the East Branch Perkiomen Creek watershed via the existing outfall structure.

4. *Conectiv Energy, Inc. D-2000-12 CP*. A project to increase the electric power generation capacity from 450 megawatts (MW) to 1000 MW at the applicant's Hay Road Power Complex, which includes the Edge Moor and Hay Road Stations, and increase the associated consumptive water use. The applicant proposes the phased construction of three gas-fired and one steam-powered generation units (Nos. 5, 6, 7 and 8, respectively) on the Brownfield site located just east of Hay Road in the City of Wilmington, New Castle County, Delaware that will supply electric power to the Pennsylvania-Jersey-Maryland power grid. As with its Hay Road station, the project will utilize the Edge Moor station non-contact cooling water discharge (to Water Quality Zone 5) as its source for cooling tower make-up and will not require an increase in the existing allowable withdrawal for the Complex. The applicant estimates that up to 7.2 mgd of water supply will be diverted from the discharge channel and that approximately 67 percent (4.8 mgd) will be consumptively used. Cooling tower blowdown will be discharged to the existing man-made cooling water discharge channel in the Delaware River Water Quality Zone 5.

5. *Calpine Construction Finance Company D-2000-14 CP*. A project to construct a 544 MW combined-cycle electric generating station on the applicant's 19-acre site between State Route 61 and the Conrail railroad lines in Ontelaunee Township, Berks County, Pennsylvania. The natural gas-fired facility will transfer electric power to the GPU North Temple substation approximately one mile away. The Reading Area Water Authority (RAWA) will supply approximately 4.0 mgd of water from its Ontelaunee Reservoir, located approximately three miles north, to the applicant's facility for cooling tower make-up and steam, of which 0.35 mgd will be treated and discharged to the Schuylkill River. The applicant also proposes to offset its consumptive use of approximately 3.6 mgd via use of Ontelaunee Reservoir storage.

6. *Realen Homes D-2000-26 CP*. A ground water withdrawal project to supply a combined total to 3.7 mg/30 days of water to the applicant's proposed Ridgelea residential development from new Wells Nos. SW-1 and SW-2 in the Stockton Formation. The project is located in South Coventry Township, Chester County in the Southeastern Pennsylvania Ground Water Protected Area.

7. *Maidencreek Township Authority D-2000-28 CP*. A project to expand the applicant's secondary treatment 0.45 mgd STP to an annual average 0.8 mgd. The proposed oxidation ditch system is designed to treat a maximum monthly flow of 1.0 mgd for residential and industrial connections in portions of Maidencreek and Ontelaunee Townships, both in Berks County, Pennsylvania. The STP is located off Willow Creek Road, approximately one-quarter mile northwest of its intersection with East Huller Lane. Treated effluent will continue to be discharged to Willow Creek, a tributary of Maiden Creek in the Schuylkill River watershed.

8. *FPL Energy Marcus Hook, L. P. D-2000-44.* A project to construct a nominal 750 MW gas-fired combined cycle electric generating station at SUNOCO's Marcus Hook Refinery, located along the Delaware River in Water Quality Zone 4 in Marcus Hook Borough, Delaware County, Pennsylvania. The applicant requests an allocation of up to 11 mgd of surface water to be diverted via SUNOCO's existing intake on the Delaware River (no increase in SUNOCO'S allocation is necessary). Maximum monthly usage is expected to be approximately 9.4 mgd. Up to 2.34 mgd of project wastewater will be conveyed to the DELCORA sewage treatment plant for treatment and discharge to the Delaware River. The proposed electric power station will provide electricity to the Pennsylvania-Jersey-Maryland power grid and also will supply steam to SUNOCO.

9. *Reading Area Water Authority D-2000-59 CP.* A new Operating Plan for the applicant's Ontelaunee Reservoir due to the decommissioning of its 0.945 MW hydroelectric facilities approved via Docket No. D-86-72 CP on August 3, 1988. Operation of the hydroelectric turbines has become cost ineffective and depletes storage in the Reservoir. The turbines will be removed from service and Docket No. D-86-72 CP will be rescinded. RAWA proposes to initiate a staged release program to conserve storage by varying releases depending upon the volume of storage available. The new release program is designed to meet streamflow objectives for Maiden Creek while storage continues to provide for existing and future water demand in the RAWA service area. Ontelaunee Reservoir is located on Maiden Creek in Ontelaunee Township, Berks County, Pennsylvania.

10. *Jefferson Township Sewer Authority D-2000-61 CP.* A project to transfer up to 410,000 gpd of raw wastewater from Jefferson Township, Lackawanna County, Pennsylvania in the Delaware River Basin, to the Scranton Sewer Authority STP in the City of Scranton, also in Lackawanna County, for discharge to the Susquehanna River Basin. Approximately 385,840 gpd of the wastewater originates from ground water sources within the Delaware River Basin, and therefore, is considered an exportation. The project will replace failing on-lot disposal systems serving portions of Jefferson Township, which straddles the Basin divide. The project is proposed as an alternative to a 410,000 gpd STP previously approved for in-Basin discharge (in the Wallenpaupack Creek water-

shed) via Docket No. D-97-6 CP on November 19, 1997.

In addition to the public hearing, the Commission will address the following at its 1:30 p.m. business meeting: minutes of the July 26, 2000 business meeting; announcements; report on hydrologic conditions in the basin; reports by the Executive Director and General Counsel; and resolutions to: approve the Delaware Water Supply Coordinating Council Progress Report of May 31, 2000 as satisfying the requirements of DRBC Docket Nos. D-96-50 CP, D-90-110 CP, and D-97-48 CP to develop a preliminary Integrated Resources Supply Plan by July 1, 2000; approve a grant agreement between the DRBC and the State of New Jersey for the Lower Delaware Watershed Region Program Grant: Tidal Rancocas Creek Hydrodynamic Model; authorize the Executive Director to contract with the U. S. Geological Survey, the Montgomery County Planning Commission and the U. S. Army Corps of Engineers to complete tasks outlined in an amendment to an agreement between the Delaware River Basin Commission and the Commonwealth of Pennsylvania Department of Environmental Protection; and approve continued funding for a monitoring program for the tidal Schuylkill River in cooperation with the Academy of Natural Sciences of Philadelphia. Time also will be reserved for public dialogue.

Documents relating to the dockets and other items may be examined at the Commission's offices. Preliminary dockets are available in single copies upon request. Please contact Thomas L. Brand at (609) 883-9500 ext. 221 with any docket-related questions. Persons wishing to testify at this hearing are requested to register in advance with the Secretary at (609) 883-9500 ext. 203.

Individuals in need of an accommodation as provided for in the Americans With Disabilities Act who wish to attend the hearing should contact the Commission Secretary, Pamela M. Bush, directly at (609) 883-9500 ext. 203 or through the New Jersey Relay Service at (800) 852-7899 (TTY) to discuss how the Commission may accommodate their needs.

PAMELA M. BUSH, Esq.,
Secretary

[Pa.B. Doc. No. 00-1636. Filed for public inspection September 22, 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 September 12, 2000.

BANKING INSTITUTIONS

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-6-00	Irwin Bank & Trust Company Irwin Westmoreland County	Pennsylvania Avenue Commons 20 N. Pennsylvania Ave. Greensburg Westmoreland County (Trust Office)	Filed

NOTICES

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-8-00	U. S. Bank Johnstown Cambria County	Oakley Park 2 Suite 202, R. R. 7 Greensburg Unity Township Westmoreland County	Approved
9-8-00	Firsttrust Savings Bank Conshohocken Montgomery County	Cherry Tree Corporate Center Ste. 535 535 Route 38 Cherry Hill Camden County New Jersey	Filed
9-5-00	U. S. Bank Johnstown Cambria County	722 S. Atherton St. State College Centre County (Temporary mobile unit in use as a non-mobile facility.)	Opened

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-8-00	Northwest Savings Bank Warren Warren County	<i>To:</i> 1054 East Main St. Palmyra North Londonderry Twp. Lebanon County <i>From:</i> 1048 East Main St. Palmyra North Londonderry Twp. Lebanon County	Approved

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-5-00	Farmers First Bank Lititz Lancaster County	100 W. Market St. Marietta Lancaster County	Effective
9-8-00	Main Street Bank Reading Berks County	3321 Willow Lane Macungie Lehigh County	Approved
9-8-00	Main Street Bank Reading Berks County	Route 61 Schuylkill Haven Schuylkill County	Approved

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
9-8-00	The Glen Rock State Bank Glen Rock York County	Amendment to Article 6 provides for an increase in the number of authorized shares from 2,000,000 to 4,000,000.	Approved and Effective

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

DAVID E. ZUERN,
Secretary

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of October 2000

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of October 2000, is 8 1/4%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. No. 96-221). Further preemption was instituted with the signing of Pub. L. No. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which such individual owns and

which such individual occupies or has occupied as his principal residence.

Each month the Department of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in Pennsylvania. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 5.86 to which was added 2.50 percentage points for a total of 8.36 that by law is rounded off to the nearest quarter at 8 1/4%.

DAVID E. ZUERN,
Secretary

[Pa.B. Doc. No. 00-1638. Filed for public inspection September 22, 2000, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

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

Persons wishing to comment on the proposed permit are invited to submit a statement to the office noted above the application within 30 days from the date of this public notice. Comments received within this 30-day 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 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 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 0058114. Sewage, **Cheryl A. and Shirley J. Newton**, 228 Green Tree Tavern Road, North Wales, PA 19454.

This application is for issuance of an NPDES permit to discharge treated sewage from Newton Residence STP in Upper Salford Township, **Montgomery County**. This is a new discharge to an unnamed tributary to Vaughn Run.

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

The first downstream potable water supply intake from this facility is the Philadelphia Suburban Water Company in Upper Providence Township.

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

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

Other Conditions:

The EPA Waiver is in effect.

PA 0026018. Sewage, **Borough of West Chester**, 401 East Gay Street, West Chester, PA 19380.

This application is for Renewal of an NPDES permit to discharge treated sewage from West Chester Borough's Taylor Run WWTP in East Bradford Township, **Chester County**. This is existing discharge to Taylor Run.

The receiving stream is classified for the following uses: warm water fishery, aquatic life, water supply and recreation. The proposed effluent limits for Outfall 001, based on an average flow of 1.5 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Suspended Solids	30	45	60
Ammonia (as N)			
(5-1 to 10-31)	2.5		5.0
(11-1 to 4-30)	7.5		15.0
Phosphorus (as P)			
(4-1 to 10-31)	2.0		4.0
Total Residual Chlorine	0.05		0.12
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
pH	within limits of 6.0—9.0 Standard Units at all times		

Other Conditions:

The EPA Waiver is not in effect.

Conditions for future permit modifications.

Effective disinfection.

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

PA 0009571. SIC Codes 2026, 2024, 2023, Industrial Waste, **Fairmont Products**, 15 Kishacoquillas Street, Belleville, PA 17004-0977.

This application is for renewal of an NPDES permit for existing discharge of treated industrial waste to Little Kishacoquillas Creek, in Union Township, **Mifflin County**.

The receiving stream is classified for cold water fishes, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was United Water Company located on the Susquehanna River located in Harrisburg. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfalls 001, 002, 003 and 004 for a total design flow of 0.267 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH		From 6.0 to 9.0 at all times	
Total Residual Chlorine	0.5	XXX	1.6
Temperature (Discharge)	XXX	monitor and report	XXX

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

The EPA waiver is in effect.

PA 0009733. SIC Code 4911, Industrial Waste, **PECO Energy Company**, Peach Bottom Atomic Power Station, 965 Chesterbrook Boulevard 62A-2, Wayne, PA 19087.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to the Susquehanna River, in Peach Bottom Township, **York County**.

The receiving stream is classified for warm water fishes, recreation, water supply and aquatic life. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH		From 6.0 to 9.0	
Total Residual Chlorine	XXX	XXX	0.2
Temperature		monitor and report	
Clam-Trol (CT-1)		monitor and report	
Clam-Trol (CT-2)		monitor and report	

The proposed effluent limits for Outfall 301 are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Suspended Solids	30	100	100
Oil and Grease	15	20	30

The proposed effluent limits for Outfall 401 are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Suspended Solids	30	100	100
Oil and Grease	15	20	30

The proposed effluent limits for Outfall 501 for a design flow of 0.048 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Suspended Solids	30	60
Total Phosphorus	2	4
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a geometric average 100,000/100 ml as a geometric average

The proposed effluent limits for Outfall 002 are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Discharge limited to raw intake screen backwash only. All debris collected on the intake screens shall be collected and not discharged back to the river.		

The proposed effluent limits for Outfall 601 are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Suspended Solids	30	100	100
Oil and Grease	15	20	30

The proposed effluent limits for Outfall 003 are:

<i>Parameter</i>	<i>Composite Sample (mg/l)</i>	<i>Grab Sample (mg/l)</i>
CBOD ₅		monitor and report
COD		monitor and report
TSS		monitor and report
Total Phosphorus		monitor and report
TKN		monitor and report
Dissolved Iron		monitor and report
Oil and Grease		monitor and report
pH (S. U.)		monitor and report

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

The EPA waiver is not in effect.

PA 0088501. SIC Code 4952, Sewage, **Pennsylvania Department of Transportation**, Adams County Welcome Center, 2140 Herr Street, Harrisburg, PA 17103-1699.

This application is for issuance of an NPDES permit for new discharge of treated sewage to Plum Run, in Watershed 13-D, in Cumberland Township, **Adams County**.

The receiving stream is classified for warm water fishes, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was the City of Frederick located in Frederick, Maryland. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.011 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Total Suspended Solids	30	60
NH ₃ -N (5-1 to 10-31)	13	26
Total Phosphorus	2	4
Total Residual Chlorine	0.5	1.6
Dissolved Oxygen	minimum of 5.0 at all times	
pH	from 6.0 to 9.0 inclusive	
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	24,000/100 ml as a geometric average	

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

The EPA waiver is in effect.

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

PA 0094536. Sewage. **Forest Hills School District**, P. O. Box 158, Sidman, PA 15955-0158.

This application is for renewal of an NPDES permit to discharge treated sewage from the Forest Hills Middle School STP in Croyle Township, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Unnamed Tributary of South Fork Little Conemaugh, which are classified as a cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Saltsburg Municipal Waterworks.

Outfall 001: existing discharge, design flow of 0.019 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅ Day	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	7.0			14.0
(11-1 to 4-30)	14.0			28.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	monitor and report			
Dissolved Oxygen	not less than 5 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0094994. Sewage, **Kennywood Entertainment Partners, L. P.**, 4800 Kennywood Boulevard, West Mifflin, PA 15122.

This application is for renewal of an NPDES permit to discharge treated sewage from Idlewild Park Sewage Treatment Plant in Ligonier, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Loyalhanna Creek, which are classified as a trout stock 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: Latrobe Municipal Authority.

Outfall 001: existing discharge, design flow of 0.004 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅ Day	25			50
Suspended Solids	30			60
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0204366. Sewage. **SFX Entertainment and Pavilion**, 2825 Penn Avenue, Pittsburgh, PA 15222.

This application is for renewal of an NPDES permit to discharge treated sewage from the Star Lake Amphitheatre STP in Hanover Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Unnamed Tributary to Harmon 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: City of Wheeling.

Outfall 001: existing discharge, design flow of 0.018 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅ Day	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	8.5			17.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	3,000/100 ml as a geometric mean			
Total Residual Chlorine				
(5-1 to 10-31)	0.35			0.9
(11-1 to 4-30)	0.45			1.0
Dissolved Oxygen	not less than 4 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0216666. Sewage, **Cyprus Cumberland Resources**, P. O. Box 1020, Waynesburg, PA 15370.

This application is for renewal of an NPDES permit to discharge treated sewage from the Cumberland Mine Main Portal STP in Whiteley Township, **Greene County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Whiteley Creek, which are classified as a trout stock 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: Masontown Municipal Water Works.

Outfall 002: existing discharge, design flow of 0.02 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅ Day	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	4.0			8.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.13			0.3
Dissolved Oxygen	not less than 6 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

PA 0004181. Industrial Waste, SIC 3317, **Damascus Tube Company**, 795 Reynolds Industrial Park, Greenville, PA 16125.

This application is for renewal of an NPDES Permit, to discharge treated I. W., noncontact and contact cooling water and stormwater to the Shenango River in Pymatuning Township, **Mercer County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Sharpsville Municipal Authority on the Shenango River located at Sharpsville, approximately 8 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.005 mgd, are:

Suboutfall No. 101

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
Chromium	XX	XX	
Nickel	XX	XX	
Total Suspended Solids	XX	XX	
pH		6.0 to 9.0 at all times	

The proposed discharge limits, based on a design flow of 0.0013 mgd, are:

Suboutfall No. 301

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
Total Suspended Solids	20		40
pH		6.0 to 9.0 at all times	

The proposed discharge limits, based on a design flow of 0.080 mgd, are:

Outfall No. 001

This discharge shall consist of wastewater from Suboutfalls 101 and 301, noncontact cooling water and stormwater.

The proposed discharge limits, based on a design flow of 0.003 mgd, are:

Suboutfall No. 202

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
Total Suspended Solids	20		40
pH		6.0 to 9.0 at all times	

The proposed discharge limits, based on a design flow of 0.0071 mgd are:

Outfall No. 002

This discharge shall consist of wastewater from Suboutfall 202, noncontact cooling water, boiler blowdown and stormwater.

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

Outfall No. 003

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
This discharge shall consist of uncontaminated stormwater runoff only.			

XX—Monitor and report

The EPA waiver is in effect.

PA 0031879. Sewage. **Pittsburgh District Church of the Nazarene—Mt. Chestnut District Center Sewage Treatment Plant**, 177 North Road, Butler, PA 16001.

This application is for renewal of an NPDES Permit, to discharge treated sewage to Unnamed Tributary to Mulligan Run in Franklin Township, **Butler 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, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Harmony Borough water intake on Little Connoquenessing Creek located at Harmony Borough, approximately 12 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.0295 mgd, are:

Outfall No. 001

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
TSS	30	60
Total Phosphorus (4-1 to 10-31)	2	4
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 average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
Total Residual Chlorine	0.5	1.2
Dissolved Oxygen	minimum of 3 mg/l at all times	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0103896. Industrial Waste, SIC 4953. **County Landfill, Inc.**, P. O. Box 237, Leeper, PA 16233.

This application is for renewal of an NPDES Permit, to discharge treated industrial waste to Unnamed Tributary to Walley Run in Farmington Township, **Clarion County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Allegheny River and Emlenton Water Company located on Emlenton, approximately 75 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.03 mgd, are:

Outfall No. 001

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
CBOD ₅	37	140	140
Total Suspended Solids	27	88	88
NH ₃ -N	4.9	10	12.3
Fecal Coliform (5-1 to 9-30)	200/100 ml at all times		
(10-1 to 4-30)	2,000/100 ml at all times		
Oil and Grease	15		30
Antimony	0.071	0.142	0.177
Aluminum	0.275	0.55	0.687
Barium	0.3	0.6	0.75
Total Iron	3.5	7	8.75
Managanese	1	2	2.5

Northcentral Region: Environmental Program Manager, Water Management Program, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 327-3666.

PA 0010031. Industrial Waste, SIC 4911, **Reliant Energy Mid-Atlantic Power Holdings, LLC**, P. O. Box 1050, 1001 Broad Street, Johnstown, PA 15907-1050.

This proposed action is for renewal of an NPDES permit for an existing discharge of untreated cooling water, storm water, leachate, treated process water, sewage and coal pile runoff from the Shawville Steam Electric Station to the West Branch of the Susquehanna River in Bradford Township, **Clearfield County**.

The receiving stream is classified for the following uses: warm water fishery, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Pennsylvania American Water Co. located at Milton approximately 150 river miles downstream.

Outfall 001, Outfall 002, Outfall 003, Outfall 009, Outfall 010 and Outfall 012: All outfalls consist of stormwater runoff from various areas of the plant site. Monitoring only is required for total suspended solids, total copper, total nickel, total zinc, dissolved iron, oil and grease and pH.

Internal monitoring point 101, Internal monitoring point 201 and Internal monitoring point 102: IMP 101 consists of an emergency overflow of stormwater from the surge/settling pond at the north ash disposal site. IMP 201 consists of an overflow of the leachate and seepage collection area at the toe of the north ash disposal site. IMP 102 consists of an emergency overflow of the leachate pump station. Monitoring only is required for flow, total suspended solids, total iron, total manganese, total aluminum, total zinc and pH.

Internal monitoring point 205: consists of the discharge from the sewage treatment plant and is based on the design flow of 0.009 mgd.

The proposed effluent limits are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Total Suspended Solids	30	60
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
pH	greater than 6.0 at all times	

Internal monitoring point 405: consists of effluent from the industrial waste treatment system. The proposed effluent limits, based on a design flow of 1.3 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	30.0	100.0	
Oil and Grease	15.0	20.0	30.0
Total Iron	1.8	3.6	4.5
Total Manganese	2.1	4.2	5.3
Total Aluminum	3.7	7.4	9.3
Total Zinc	0.3	0.6	0.8
pH	6.0 to 9.0 at all times		

Outfall 008 and Outfall 008A: outfall 008 consists of the discharge of once through cooling water.

Outfall 008A is a portion of this discharge used during the winter for deicing the plant intake.

The proposed effluent limits, based on a design flow of 424 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Chlorine Residual	limitation effective when chlorine is used		0.20
Temperature	monitor only influent and effluent		

Other Conditions:

The permittee is to conduct biological/chemical stream inventories biennially to determine if the West Branch of the Susquehanna River at Shawville has recovered from its acid condition.

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

The EPA waiver is not in effect.

PA 0228303. Bear Hollow Subdivision Homeowners Association, 165 Waltimyer Road, Turbotville, PA 17772, SIC 4952, Delaware Township, **Northumberland County**.

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

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is PA American Water Company located at Milton.

The proposed effluent limits for Outfall 001, based on a design flow of 0.0016 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
TSS	20	40
Total Chlorine Residual	2	4.6
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	200/100 ml as a geometric average	
pH	6.0—9.0 at all times	

Other Conditions: none

The EPA waiver is in effect.

Request for Comment for the Proposed Total Maximum Daily Load (TMDL) for Stephen Foster Lake

The Department of Environmental Protection (Department) will accept comments on the proposed TMDL, established in accordance with the requirements of section 303(d) of the Clean Water Act. Stephen Foster Lake was listed on

Pennsylvania's 1996 section 303(d) list because of impairments of designated uses due to sedimentation (Total Suspended Solids—TSS) and excess nutrients (Phosphorus) loads to the lake.

The Department currently does not have water quality criteria for nutrients or sediment. Therefore, the Department established a water quality objective for nutrients and sediment. The water quality objective for phosphorus was established using the Trophic Status Index (TSI) rating system established by Carlson. The water quality objectives for TSS were set based on the original lake design sediment storage capacity. These water quality objectives were set with the expectation that they could be reasonably achieved.

The TMDL sets allowable loading rates for both TSS and phosphorus for each land use category identified. The basis of information used in establishment of this TMDL is the Phase One Clean Lakes Study completed by Coastal Environmental in 1996.

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

<i>Parameter</i>	<i>Existing Load (lb/yr)</i>	<i>TMDL Load (lb/yr)</i>	<i>% Reduction to meet TMDL</i>
Total Phosphorus	2,714	1,372	49
Total Suspended Solids	1,427,420	686,104	52

The data and all supporting data used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact: Daniel L. Alters, Water Programs Manager, Water Management Program, Northcentral Regional Office, Pennsylvania Department of Environmental Protection, 208 West Third Street—Suite 101, Williamsport, PA 17701-6448, phone: (570) 327-0530, e-mail: Alters.Daniel@dep.state.pa.us.

This proposed TMDL can be viewed and printed from this website: www.dep.state.pa.us/dep/deputate/watermgmt/WC/Subjects/WQStandards/TMDL/TMDLs.htm.

Please note that at the current time attachments and appendices must be requested through paper mail.

Written comments will be accepted at the above address and must be postmarked by November 22, 2000.

Additionally, the Department will accommodate small group meetings of interested parties to discuss this TMDL. A meeting can be arranged by contacting Jeff Gocek, Sanitary Engineer II (Northcentral Regional Office) at (570) 327-3665.

The Department will consider all comments in developing the final TMDL, which will be submitted to EPA for approval.

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 wastewater 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. The updates may include, but will not be limited to, applicable permit conditions and/or requirements. The updates will not be limited to, applicable permit conditions and/or requirements addressing combined sewer overflows (CSOs), municipal sewage sludge management and total residual chlorine control (TRC). Major changes to or deviations from the terms of the existing permit will be documented and published with the final Department actions.

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

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

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

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

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

<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 0029980	Sleighton School 485 Valley Road Glen Mills, PA 19342	Delaware County Middletown Township	Rocky Run	

**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 of the protester, identification of the plan or application to which the protest is addressed and a concise statement or protest in sufficient detail to inform the Department of the exact basis of the protest and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given protest or protests. Each protester will be notified in writing of the time and place of any scheduled hearing or conference concerning the plan, action or application to which the protest relates. 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.

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

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

A. 3500403. Sewerage. **South Abington Sewer Authority**, 104 Shady Lane Road, P. O. Box 259, Chinchilla, PA 18410. Application to upgrade pump station located in South Abington Township, **Lackawanna County**. Application received in the Regional Office—September 6, 2000.

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

WQM Permit No. 0999415. Sewerage. **Daniel F. Ruff**, P. O. Box 57, Ottsville, PA 18942. Applicant is requesting approval for the construction and operation of a sewage treatment plant to serve Harrow Station, a commercial development located in Nockamixon Township, **Bucks County**.

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

0686401. Sewerage. **Amendment 00-2** submitted by **City of Reading**, Bureau of Wastewater Treatment, 815 Washington Street, Reading, PA 19601-3690 in Reading City, **Berks County** to replace the 19th Ward Pump Station was received in the Southcentral Region on August 28, 2000.

0500408. Sewerage, submitted by **Southern Cove Joint Municipal Authority**, P. O. Box 223, Woodbury, PA 16695 in Woodbury Borough, **Bedford County** to construct a wastewater collection system consisting of approximately 49,000 LF of wastewater mains and two pump stations was received in the Southcentral Region on August 30, 2000.

0700403. Sewerage, submitted by **Allegheny Township Sewer and Water Authority**, 3131 Old Sixth Avenue Road, North, Duncansville, PA 16635 in Allegheny Township, **Blair County** to replace approximately 43,000 lineal feet of existing sanitary sewer pipe and appurtenances in the Foot-of-Ten area was received in the Southcentral Region on September 5, 2000.

3600407. Sewerage, submitted by **Columbia Municipal Authority**, 308 Locust Street, Columbia, PA 17512 in Columbia Borough, **Lancaster County** to upgrade the operations of a wastewater treatment plant was received in the Southcentral Region on August 29, 2000.

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

0400410. Sewerage, **Kevin Fantone**, 629 10th Avenue, New Brighton, PA 15066. Application for the construction and operation of a small flow sewage treatment plant to serve the Fantone Residence located in Daugherty Township, **Beaver County**.

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

WQM Permit No. 1600405. Sewerage. **Strattanville Borough Municipal Authority**, P. O. Box 139, Strattanville, PA 16258-0139. This project is for sewage treatment plant lagoon improvements in the Borough of Strattanville, **Clarion 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. These 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 period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the

relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant.

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

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

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

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

NPDES Permit PAS10-G433. Stormwater. **Pulte Home Corporation**, 1210 Northbrook Drive, Suite 150, Trevoise, PA 19053, has applied to discharge stormwater from a construction activity located in Schuylkill Township, **Chester County**, to Unnamed Tributary of Pickering Creek (HQ-TSF).

NPDES Permit PAS10-G434. Stormwater. **Charles Hurchalla**, 223 Autumn Drive, Exton, PA 19341, has applied to discharge stormwater from a construction activity located in Upper Uwchlan Township, **Chester County**, to March and East Brandywine Creeks (HQ-TSF-MF).

NPDES Permit PAS10-G435. Stormwater. **Pulte Homes Corporation**, 1210 Northbrook Drive, Trevoise, PA 19053, has applied to discharge stormwater from a construction activity located in Upper Uwchlan Township, **Chester County**, to Pickering Creek (HG-TSF).

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

Carbon County Conservation District, District Manager, 5664 Interchange Road, Lehighton, PA 18235-5114, (610) 377-4894.

NPDES Permit PAS101322. Stormwater. **Jim Thorpe K-8 School**, 140 West 10th Street, Jim Thorpe, PA 18229 has applied to discharge stormwater from a construction activity located in Kidder Township, **Carbon County** to Dilldown Creek.

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

NPDES Permit PAS102514. Stormwater. **GKN Sintered Metals, Inc.**, P. O. Box D, St. Marys, PA 15857, has applied to discharge stormwater from a construction activity located in Fox Township, **Elk County**, to Byrnes Run (EV).

NPDES Permit PAS102701. Stormwater. **Pennsylvania General Energy, Corp.**, 208 Liberty Street, Warren, PA 16365, has applied to discharge stormwater from a construction activity located in Jenks and Kingsley Townships, **Forest County**, to Salmon Creek (HQ), Little Salmon Creek (HQ) and Guiton Run (HQ).

General CAFO NPDES Permit

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

PAG123504. Longacre Farm (Mark Wagner), 6397 High Street, East Petersburg, PA 17520. Mark Wagner has submitted an application for a general NPDES permit for a proposed concentrated animal feeding operation (CAFO) known as Longacre Farm, located on Path Valley Road in Fannett Township, **Franklin County**. The CAFO is situated near an unnamed tributary of Dry Run, which is classified for Cold Water Fishes (CWF) and Migratory Fishes (MF). The CAFO will be designed to maintain an animal population of approximately 577 animal equivalent units (AEUs) consisting of 4,400 wean to finish swine. These animals will be housed in two barns. Manure will be collected through slatted floors in reinforced concrete manure storage facilities beneath each barn. The total capacity of the manure storage facilities will be 1.5 million gallons including 2 feet of freeboard. Prior to operation of the manure storage facilities, the design engineer will be required to submit certification that the facilities were properly constructed. Manure will be pumped from the facilities and spread onto fields rented out by Longacre Farm in accordance with the approved Nutrient Management Plan. Excess manure will be managed through an agreement with a manure broker. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

The Department has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations including the Final CAFO Strategy, the Department has made a tentative determination to issue a general NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the draft permit.

The permit application and proposed draft permit are on file at the Southcentral Regional Office of the Department. Persons may make an appointment to review the files by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

The Environmental Protection Agency (EPA) permit review waiver provision under 40 CFR 123.24(e) applies to this general NPDES permit.

Persons wishing to comment on the proposed permit are invited to submit written comments to the above address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in formulating the Department's final determination regarding the application. All comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the basis of the comment and the relevant facts upon which it is based. A public meeting/hearing may be held if the Department considers the public response or interest 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 the determination may be appealed to the Environmental Hearing Board.

PAG123503, Mountain View No. 1 Farm (George Christianson), 411 Chestnut Street, Lebanon, PA 17042.

George Christianson has submitted an application for a general NPDES permit for a concentrated animal feeding operation (CAFO) known as Mountain View No. 1 Farm, located on Frystown Road in Bethel Township, **Berks County**. The CAFO is situated near an unnamed tributary of Little Swatara Creek, which is classified for Cold Water Fishes (CWF). The CAFO will be designed to maintain an animal population of approximately 967 animal equivalent units (AEUs) consisting of 7,700 wean to finish swine (with a non-standard average weight of 131 lbs). A two-stage HPDE-lined manure storage facility with a total capacity of 3.15 million gallons has been constructed at the CAFO. As part of the application process, the design engineer will be required to submit certification that the manure storage facilities were properly constructed. Manure will be pumped from the facilities and spread onto fields rented out by Mountain View No. 1 Farm in accordance with the approved Nutrient Management Plan. Excess manure will be exported through a manure broker agreement. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

The Department has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations including the Final CAFO Strategy, the Department has made a tentative determination to issue a general NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit.

The permit application and proposed permit are on file at the Southcentral Regional Office of the Department. Persons may make an appointment to review the files by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

The Environmental Protection Agency (EPA) permit review waiver provision under 40 CFR 123.24(e) applies to this general NPDES permit.

Persons wishing to comment on the proposed permit are invited to submit written comments to the above address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in formulating the Department's final determination regarding the application. All comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the basis of the comment and the relevant facts upon which it is based. A public meeting/hearing may be held if the Department considers the public response or interest 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 the determination may be appealed to the Environmental Hearing Board.

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.

0900508. Public Water Supply. **Quakertown Borough**, P. O. Box 727, Quakertown, PA 18951. This propo-

posal involves the Construction of Well No. 8 with chlorination and corrosion control treatment in Quakertown Borough, **Bucks County**.

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

3900504. Public Water Supply. **Great Spring Waters of America, Inc.**, David Thorpe, 405 Nestle Way, Breinigsville, PA 18031. This proposal involves the addition of production lines 7 and 8 to fill .5 to 2 liter pet containers. It is located in Upper Macungie Township, **Lehigh County**. Engineer: Gary Toplak PE.

5200502. Public Water Supply. **Hemlock Farms Community Association**, Mike Sibio, Community Manager, 1007 Hemlock Farms Community Assn., Hawley, PA 18428. This proposal involves the construction of Well No. 4 with wellhouse; treatment facilities and distribution system improvements; the remediation of Well No. 10 to remove surface water influence; and the construction of a 1.0 mg storage tank. It is located in Blooming Grove Township, **Pike County**. Engineer: Roswell S. McMullen PE—Emtech Engineering Inc.

3546481. Public Water Supply. **Sweet Arrow Springs**, Frederick B. Dewey, Jr., President, Harrisburg Dairies, Inc., 2001 Herr Street, P. O. Box 2001, Harrisburg, PA 17105-2001. This proposal involves the transfer of ownership from Harrisburg Dairies, Inc., to Sweet Arrow Springs, LLC. It is located in Pine Grove Township, **Schuylkill County**.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 1

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

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

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

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

The Department of Environmental Protection has received the following Notice of Intent to Remediate:

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

PPL—Distribution Pole # 34127S48059 (105 W. Maple St., Valley View, PA), Hegins Township, **Schuylkill County**. PPL Generation LLC, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 has submitted a Notice of Intent to Remediate concerning the remediation of site soils found to be contaminated with PCBs (polychlorinated biphenyls). The notice indicates that the site will be remediated to meet the Statewide human health standard. A Final Report was simultaneously submitted. Please refer to additional *Pennsylvania Bulletin* notice.

SOLID AND HAZARDOUS WASTE RESIDUAL WASTE PROCESSING FACILITIES

Application received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1001); The Administrative Code of 1929 (71 P. S. §§ 510-5, 520-17 and 510-20); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and the residual waste regulations for a general permit for residual waste processing facilities and the beneficial use of residual waste other than coal ash.

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

General Permit Application No. WMGR070. American Asphalt Paving Co., 500 Chase Road, Shavertown, PA 18708-9622. General Permit Number WMGR070 for the beneficial use of residual waste from air pollution devices at the facility. They will be used to form the core of dikes, pipe bedding and backfill. The Department accepted the application as administratively complete on September 13, 2000.

Comments concerning the application should be directed to Ronald C. Hassinger, Chief, General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472. Persons interested in obtaining more information about the general permit application may contact the Division at (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Applications submitted under 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.

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

100549. Waste Management Disposal Services of Pennsylvania, Inc., 1425 Sell Road, Pottstown, PA 19464. The Phase 1 component of a waste application was submitted for a vertical expansion on the Eastern Expansion of the Pottstown Landfill (east side of Sell Road) located in Douglass and West Pottsgrove Townships, **Berks and Montgomery Counties**, respectively. Also included is a request for a renewal of the Eastern Expansion Landfill permit to continue disposal operations in this area of the landfill. Application was received in the Southeast Regional Office on August 22, 2000.

100549. Waste Management Disposal Services of Pennsylvania, Inc., 1425 Sell Road, Pottstown, PA 19464. The Phase I component of a waste application was submitted for modification of, and vertical expansion on, closed portions of the Pottstown Landfill (west side of Sell Road) located in Douglass and West Pottsgrove Townships, **Berks and Montgomery Counties**, respectively. Also included is a request for a renewal of disposal operations on this currently closed area of the landfill. Application was received in the Southeast Regional Office on August 22, 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.

35-318-081: BEMIS—MActac Inc. (East Cory Street, P. O. Box 1106, Scranton, PA 18501) for operation of a hot melt coater in Moosic Borough, **Lackawanna County**.

40-310-027A: Pikes Creek Sand & Stone Inc. (P. O. Box 330, Sweet Valley, PA 18656) for operation of a stone crushing plant and associated air cleaning device in Lehman Township, **Luzerne County**.

48-320-005C: The Mack Printing Group (1991 Northampton Street, Easton, PA 18042) for operation of printing presses and associated air cleaning device in Wilson Borough, **Northampton County**.

13-313-026A: Ametek/Westchester Plastics (Box 9, Green Acres Industrial Park, Nesquehoning, PA 18240) for operation of an extruder and associated air cleaning device in Nesquehoning Borough, **Carbon County**.

13-313-030A: Ametek/Westchester Plastics (Box 9, Green Acres Industrial Park, Nesquehoning, PA 18240) for operation of two extrusion lines and associated air cleaning device in Nesquehoning Borough, **Carbon County**.

40-399-028A: Intersil Corp. (125 Crestwood Road, Mountaintop, PA 18707) for operation of fabrication lines and associated air cleaning device in Wright Township, **Luzerne County**.

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

10-330A: Butler Veterinary Associates Pet Crematory (1761 North Main Street Extension, Butler, PA 16001) for operation of a pet crematory in Center Township, **Butler County**.

10-326B: Oesterling Sandblasting & Painting, Inc. (686 Glennwood Way, Butler, PA 16001) for operation of a spray paint booth in Center Township, **Butler County**.

25-984A: Harrison Machine Co. (3118 Station Road, Erie, PA 16510) for operation of two dip tanks and one spray booth in Wesleyville, **Erie County**.

37-307A: Hobel Brothers Co./Slippery Rock Salvage (214 Gardner Avenue, New Castle, PA 16107) for operation of an enclosed steel ingot cutting operation in New Castle, **Lawrence County**.

37-308A: Glacial Sand and Gravel Co. (Route 108, P. O. Box 1022, Kittanning, PA 16201) for operation of a non-metallic mineral processing facility in Plain Grove and Scott Townships, **Lawrence County**.

61-308-001A: Vertical Seal Co. (R. D. 1, Box 147, Pleasantville, PA 16341) for operation of two babbitt melting pots in Oil Creek Township, **Venango County**.

AIR QUALITY

OPERATING PERMITS

Notice of Intent to Issue Title V Operating Permits

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

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

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

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

46-00079: Naval Air Station Joint Reserve Base (County Line Road and Route 611, Willow Grove, PA 19090) in Horsham Township, **Montgomery County**. The facility's major emission points include boilers, aerospace surface coating processes, miscellaneous cleaning

operations, and paint booths which emit major levels of Volatile Organic Compounds (VOCs) and Nitrogen Oxides (NO_x).

23-00040: Buckeye Pipe Line Co. L. P. (3398 Garnet Mine Road, Boothwyn, PA 19061-0917) in Bethel Township, **Delaware County**. The facility's major emission points include one oil/water separator, one gasoline air stripper, 11 floating-roof storage tanks, eight fixed-roof storage tanks, and associated sumps, pumps, flanges and a back-up generator.

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

55-00005: Wood-Mode, Inc. (One Second Street, Kreamer, PA 17833) for their wood household furniture manufacturing facility (Kreamer Plant) in Middlecreek Township, **Snyder County**. The facility's main sources include 27 spray booths, hand wipe stain application stations, hand wipe and repair stations, cleanup and washoff operations, lumber drying operations, veneering operations, a wood waste/number 2 oil/natural gas-fired boiler, a wood waste-fired boiler, woodworking areas, and wood waste handling systems. The air contaminant emissions from these operations are controlled by a thermal oxidizer, fabric collectors and multiclones. The facility has the potential to emit major quantities of carbon monoxide (CO), hazardous air pollutants (HAPs), volatile organic compounds (VOCs), and particulate matter (PM-10). As a result of the potential to emit, 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 nitrogen oxides (NO_x) and sulfur oxides (SO_x) below the major emission thresholds. This facility is also subject to the requirements of Reasonably Available Control Technology (RACT) for VOC emissions, and 40 CFR Part 63 Subpart JJ for Maximum Achievable Control Technology (MACT).

49-00007: Merck & Co., Inc. (P. O. Box 600, Danville, PA 17821) for their medicinals and botanicals manufacturing facility (Cherokee Plant) in Riverside Borough, **Northumberland County**. The facility's main sources include three natural gas/number 2 fuel oil-fired boilers, asparaginase, avermectin and antibiotic campaign operations, xanthan gum operations, a wastewater detoxification system, a wastewater treatment plant, sludge incineration and drying operations, a waste solvent incinerator, storage vessels, and emergency generators and other combustion units. The air contaminant emissions from these operations are controlled by scrubbers, fabric collectors, condensers, an afterburner, and a fume incinerator. The facility has the potential to emit major quantities of hazardous air pollutants (HAPs), volatile organic compounds (VOCs), nitrogen oxides (NO_x), sulfur oxides (SO_x) and carbon monoxide (CO). As a result of the potential to emit, the Merck & Co., Inc. Cherokee Plant 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 particulate matter (PM-10) below the major emission thresholds. This facility is also subject to the requirements of Reasonably Available Control Technology (RACT) for NO_x and VOC emissions, and 40 CFR Part 63 Subparts GGG, MMM and H for Maximum Achievable Control Technology (MACT).

59-00004: Ward Manufacturing Co., Blossburg Plants 1, 2 and 3 (115 Gulick Street, P. O. Box 9, Blossburg, PA 16912-0009) for their Malleable Gray Iron Foundry facility in Blossburg Borough, **Tioga County**. The facility's major air contamination sources are natural gas fired heaters and annealing ovens, grinding and sanding operations, core-making equipment, and a 168 MMBTU/HR cupola used to melt scrap metal in order to make moldings. This facility has the potential to emit major quantities of Carbon Monoxide (CO), Particulate Matter (PM), Hazardous Air Pollutant (Lead), and Volatile Organic Compounds (VOCs). 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 is also subject to Reasonably Available Control Technology (RACT) requirements for VOC emissions. The facility has the potential to emit sulfur oxides (SO_x), and nitrogen oxides (NO_x) below the major emission thresholds.

18-00011: Croda, Inc., Bald Eagle Township Plant (P. O. Box 178, Mill Hall, PA 17751-0178) for their synthesized organic chemical intermediates manufacturing facility in Bald Eagle Township, Clinton County. The facility's main air contaminant sources are natural gas/number 2 oil fired boilers and heaters, a super refined oils process and reactor room processes producing chemical intermediates for the personal care, household, pharmaceutical, and manufacturing industries, which have the potential to emit major quantities of Sulfur Oxides (SO_x), Hazardous Air Pollutants (HAPs), and Volatile Organic Compounds (VOCs). 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, and Maximum Achievable Control Technology (MACT) requirements for their reactor room processes. The facility is also subject to Reasonably Available Control Technology (RACT) requirements for VOC emissions. The facility has the potential to emit carbon monoxide (CO), particulate matter (PM), and nitrogen oxides (NO_x) below the major emission thresholds.

08-00003: Masonite Corp. (P. O. Box 311, Towanda, PA 18848) for manufacturer of hardboard products including molded doorfacing panels and exterior trim board in Wysox Township, Bradford County. The facility's main emissions sources include one (1) natural gas fired boiler, two (2) natural gas/wood fired boilers, surface coating operations, three (3) hardboard press lines, numerous wood working operations, natural gas fired process dryers and ovens, 33 storage tanks, and related process equipment. The facility has the potential to emit major quantities of Nitrogen Oxides (NO_x), volatile organic compounds (VOC), particulate matter <10 μm (PM10), hazardous air pollutants (HAPs) and carbon monoxide (CO). As a result of these potential emissions the facility is a major stationary source as defined in Title 1, Part D of the Clean Air Act Amendments. The facility is therefore subject to Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The facility is also subject to all applicable Reasonably Available Control Technology (RACT) requirements for NO_x and VOC emissions sources. The facility emits Sulfur Oxides (SO_x) below the major emission threshold.

Nitrogen Oxides (NO_x) Allowance Program

Proposed Revisions to Title V/State Only Operating Permits to include Conditions relating to NO_x Allowance Requirements in 25 Pa. Code §§ 123.101—123.120.

The Department of Environmental Protection (Department) has revised the following Operating Permit to include the GP F-2 Unit as an opt-in source and provide NO_x allowances based on the average NO_x emissions from the previous two NO_x control periods in accordance with 25 Pa. Code § 123.116.

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

Copies of these permits and other relevant information are available for review at the address given below:

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

95-038: Sunoco Inc. (R&M) (3144 Passyunk Avenue, Philadelphia, PA 19145-5208) located in the City of Philadelphia, **Philadelphia County**.

NO_x affected Sources:

GP F-2 Point ID: Allowance: 51

PLAN APPROVALS

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

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

40-309-036C: Schott Glass Technologies, Inc. (400 York Avenue, Duryea, PA 18642) for modification of four glass melting pots in Duryea Borough, **Luzerne County**.

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

06-03030A: Bally Ribbon Mills (23 North 7th Street, Bally, PA 19503) for modification of the boiler house in Bally, **Berks County**. One of the boilers is subject to 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Stream Generating Units.

28-05015A: IESI Blue Ridge Landfill Corp. (P. O. Box 399, Scotland, PA 17254) for installation of a landfill gas extraction well, interconnect piping, condensate traps

and knock-outs controlled by an enclosed ground flare. The landfill is located in Greene Township, **Franklin County**.

36-310-023F: Compass Quarries, Inc. d/b/a Independence Construction Materials (47 McIlvaine Road, Paradise, PA 17562) for modification of an existing Agricultural Limestone Pulverizing Plant at the Paradise Quarry in Paradise Township, **Lancaster County**. This source is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

67-03096: FCI Interconnections (25 Grumbacher Road, York, PA 17402) for construction of a small hard chromium electroplating tank controlled by a composite mesh-pad system located in Manchester Township, **York County**. This source is subject to 40 CFR Part 63, Subpart N—National Emission Standards for Chromium Emissions From Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks.

67-05004A: P. H. Glatfelter Co. (228 Main Street, Spring Grove, PA 17362) for installation of a hardpiping system to convey pulp mill process condensates from the pulp mill to the wastewater treatment plant, where it will be discharged below the liquid level surface of the No. 1 aeration basin. This source is subject to 40 CFR Part 63, Subpart S—National Emission Standards for Hazardous Air Pollutants from the Pulp and Paper Industry. This facility is located in Spring Grove Borough, **York County**.

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

49-00014: Jeraco Enterprises, Inc. (135 Sodom Road, Milton, PA 17847) for construction of three fiberglass automotive accessory surface coating spray booths in Milton Borough, **Northumberland County**. Jeraco Enterprises, Inc. is a major facility for which a Title V Operating Permit Application has been submitted but for which no Title V operating permit has yet been issued.

The information provided by the applicant indicates that the subject air contamination sources will potentially emit up to 18.0 tons of volatile organic compounds (VOCs) per 12 consecutive month period, of which up to 15.0 tons may be a combination of hazardous air pollutants (HAPs). These air contamination sources will also emit a negligible amount of particulate matter. A preliminary review of the information submitted by the applicant indicates that the proposed construction will meet all applicable air quality requirements including the "best available technology" requirements of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to approve the application and issue a plan approval to construct. If the plan approval is issued and if the respective three surface coating spray booths are subsequently found to be in compliance with all applicable regulatory requirements and plan approval conditions, the plan approval will be incorporated into an operating permit via administrative amendment in accordance with 25 Pa. Code § 127.450.

In order to ensure compliance with all applicable standards, the Department proposes to place the following requirements in the respective plan approval.

1. This plan approval is issued for the construction of three surface coating spray booths, the particulate matter emissions from each of which shall be controlled by a dual stage polyester paint collector.

2. Only high volume low pressure spray guns shall be used to apply coatings in the respective spray booths.

3. All clear surface coatings (transparent top coats) applied in the respective spray booths shall contain no more than 5.00 pounds of VOCs per gallon of coating.

4. All surface coatings applied in the respective spray booths shall contain no more than 6.68 pounds of VOCs per gallon of coating. Note, clear surface coatings are also subject to a limitation of 5.00 pounds of VOCs per gallon of coating.

5. Acetone shall be the only solvent used to clean the respective spray booths and associated spray equipment.

6. All solvent used for spray line cleaning shall be flushed into closed containers. Under no circumstances shall solvent be removed from spray lines by spraying through a spray gun. All containers of solvent and waste solvent shall be kept closed when not in actual use and all solvent-laden rags, etc. shall be stored in closed containers when not in actual use. Under no circumstances shall waste solvent be intentionally disposed of via evaporation or shall solvent-laden rags, etc. be treated or pretreated prior to disposal or reuse by subjecting them to air drying or any other means of solvent removal which would cause solvent to be unnecessarily evaporated into the air.

7. Water based strippable spray booth coating shall be used to minimize the use of acetone for cleanup. The VOC content of the strippable spray booth coating shall not exceed 0.24 pounds per gallon of coating. The strippable spray booth coating shall contain no HAPs.

8. The particulate matter concentration of the exhaust from the spray booths shall not exceed 0.01 grains per dry standard cubic foot.

9. Each of the dual stage polyester paint collectors shall be equipped with a full set of filters any time the respective spray booth is in operation.

10. The total combined VOC emissions from the three spray booths, including the VOC emissions from the application of surface coatings as well as from strippable spray booth coatings, shall not exceed 18 tons per 12 consecutive month period.

11. The total combined emission of HAPs from the three spray booths shall not exceed 15 tons per 12 consecutive month period. Additionally, the emission of any single HAP from the three spray booths shall not exceed 6 tons per 12 consecutive month period.

12. The VOC emissions from the entire surface coating operation at this facility shall not exceed 30 tons per 12 consecutive month period, 1,000 pounds per day or 100 pounds per hour.

13. The acetone emissions from cleanup operations associated with the three spray booths shall not exceed 1.5 tons per 12 consecutive month period.

14. The company shall maintain comprehensive accurate records on a daily basis to ensure compliance with all emissions limitations contained herein. All records generated under this condition shall be retained on site for at least 5 years and shall be made available to Department personnel upon request.

15. The company shall submit a quarterly report to the Department to demonstrate compliance with all emissions limitations contained herein.

In accordance with Section 127.45 of Chapter 127 of Article III of the Rules and Regulations of the Depart-

ment of Environmental Protection, the conditions listed in this plan approval do one or more of the following:

1. Identify the sources and location.
2. Establish allowable emission rates.
3. Establish monitoring, recordkeeping, testing and reporting requirements.
4. Ensure proper operation and adequate maintenance.

Copies of the application, the Department's analysis and other documents used in the evaluation of the application are available for public inspection during normal business hours at the address listed.

Any person wishing to protest the issuance of plan approval or provide the Department with additional information which he/she believes should be considered prior to the issuance of the plan approval may submit the protest or information to the Department at the address listed. A 30-day comment period, from the last date of publication, will exist for the submission of protests or comments. Each written protest or comment shall include the following: name, address and telephone number of the person submitting the comments; identification of the proposed Plan Approval No. OP-49-0014A; and a concise statement regarding the relevancy of the information or any objections to issuance of the plan approval.

A public hearing may be held, if the Department in its discretion, decides that such a hearing is warranted based on the information received. All persons protesting the issuance of plan approval, submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in a newspaper of general circulation in the county in which the source is to be located, by the *Pennsylvania Bulletin*, by letter, or by telephone, where the Department determines the notification by telephone is sufficient. All protests, comments and requests must be received by the Department no later than 30 days after final publication of this notice.

Written protests, comments or requests for a public hearing should be directed to David W. Aldenderfer, Regional Air Quality Program Manager, Department of Environmental Protection, Northcentral Region—Field Operations, 208 West Third Street, Suite 101, Williamsport, PA 17701-6510, (570) 327-3648.

For additional information regarding the Department's analysis of the application, contact Joseph J. Dwyer, Air Pollution Control Engineer, Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701-6510, (570) 327-3642.

TLC Services (621 Smith Road, Mansfield, PA 16933) has submitted an application to the Department of Environmental Protection (Department) for approval to construct a crematory incinerator equipped with a secondary chamber in Tioga Township, **Tioga County**. The information provided by the applicant and the Department's own analysis indicates that this operation may potentially result in the emission of up to 1.06 tons per year (tpy) of nitrogen oxides, 0.02 tpy of volatile organic compounds (VOCs) and 0.14 tpy of sulfur dioxide. A preliminary review of the information submitted by TLC Services indicates that the proposed construction will meet all applicable air quality requirements including the "best available technology" requirements of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to approve the application and issue a plan approval to construct the respective crematory incinerator equipped with a secondary chamber. If the plan approval is issued and the incinerator is subsequently found to be

operating in compliance with all applicable regulatory requirements and plan approval conditions, an operating permit will be issued for the incinerator.

In order to ensure compliance with all applicable standards, the Department proposes to place the following requirements in the respective plan approval.

1. The crematory incinerator is to be constructed in accordance with the plans submitted with the application.
2. This plan approval is issued for the construction of an "All Crematory" model 2500 Elite crematory incinerator equipped with a secondary combustion chamber.
3. Only human remains and associated wood, cardboard, etc. containers for holding the remains shall be incinerated in this crematory incinerator. Under no circumstances shall this incinerator be used for the incineration of hospital waste, infectious waste or any other type of waste other than human remains and associated containers.
4. The particulate matter emissions from the crematory incinerator shall not exceed 0.08 grains per dry standard cubic foot corrected to 7% oxygen.
5. The visible emissions from the crematory incinerator shall not equal or exceed 10% opacity for a period or periods aggregating more than 3 minutes in any 1 hour or equal or exceed 30% opacity at any time.
6. A secondary combustion chamber temperature of at least 1800°F shall be maintained at any time that cremation is occurring.
7. The crematory incinerator shall be equipped with instrumentation to continuously monitor and record the secondary combustion chamber temperature at any time the incinerator is in operation. These records shall be retained for at least 5 years and be made available to the Department upon request.

In accordance with Section 127.45 of Chapter 127 of Article III of the Rules and Regulations of the Department of Environmental Protection, the conditions listed in this plan approval do one or more of the following:

1. Identify the source and location.
2. Establish allowable emission rates.
3. Establish monitoring, recordkeeping, testing and reporting requirements.
4. Ensure proper operation and adequate maintenance.

Copies of the application, the Department's analysis and other documents used in the evaluation of the application are available for public inspection during normal business hours at the address listed.

Any person wishing to protest the issuance of plan approval or provide the Department with additional information which he/she believes should be considered in the Department's review of the respective plan approval application may do so by submitting the protest or information in writing to the Department at the address listed. Each protest or comment should include the following: name, address and telephone number of the person submitting the comments; identification of the proposed Plan Approval No. 59-301-019; and a concise statement explaining the relevancy of the information or any objections to the issuance of the plan approval.

A public hearing may be held, if the Department in its discretion decides that such a hearing is warranted based on the information received. All persons protesting the issuance of plan approval, submitting comments or re-

questing a hearing will be notified of the decision to hold a hearing by publication in a newspaper of general circulation in the county in which the source is to be located, by the *Pennsylvania Bulletin*, by letter or by telephone, where the Department determines such notification by telephone is sufficient. All protests, comments and requests must be received by the Department no later than 30 days after final publication of this notice.

Written comments, protests or a request for a public hearing should be directed to David W. Aldenderfer, Regional Air Quality Program Manager, Department of Environmental Protection, Northcentral Region—Field Operations, 208 West Third Street, Suite 101, Williamsport, PA 17701-6510, (570) 327-3648.

For additional information regarding the Department's analysis of the application, contact Andrew T. Eldred, Air Pollution Control Engineer, Air Quality Program, Department of Environmental Protection, 208 West Third Street, Suite 101, Williamsport, PA 17701-6510, (570) 321-6575.

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

65-926A: Crow's Nest Synfuels, L. P. (13 Elm Street, Cohasset, MA 02025) for installation of coal preparation at the Bovard Plant in North Huntingdon, **Westmoreland County**.

04-707A: Quality Aggregates Inc./Colona Terminal Service (200 Neville Road, Pittsburgh, PA 15225) for installation of a coal unloading facility at the Colona Dock in Monaca Borough, **Beaver County**.

56-282A: Rollock, Inc. (156 Rollock Road, Stoystown, PA 15563) for installation of a baghouse in Stoystown Borough, **Somerset County**.

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 these 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 §§ 86.31—86.34 and 77.121—77.123 (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.

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

Coal Applications Received:

40990202C. HUD, Inc. t/a Emerald Anthracite (P. O. Box 27, 200 East Front Street, Nanticoke, PA 18634), correction to an existing coal refuse reprocessing operation for an incidental boundary correction of 9.4 acres for a total of 104.2 acres, receiving stream—Nanticoke Creek. Application received September 1, 2000.

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

03743701. Canterbury Coal Co. (R. D. 1, Box 119, Avonmore, PA 15618), to revise the permit for the Number 5 Coal Refuse Disposal Area in Kiskiminetas Township, **Armstrong County** to revise the permit to allow disposal in an additional 8.3 acres of permitted area and to obtain a road variance to dispose of refuse 100' from T-508, no additional discharges. Application received June 7, 2000.

03940401. Keystone Coal Mining Corp. (P. O. Box 219, Shelocta, PA 15774), to renew the permit for the Keystone Number 2 CRDA in Plumcreek Township, **Armstrong County** to renew the existing coal refuse disposal permit, no additional discharges. Application received July 13, 2000.

03743701. Canterbury Coal Co. (R. D. 1, Box 119, Avonmore, PA 15618), to renew the permit for the Coal Refuse Disposal Area Number 5 in Kiskiminetas Township, **Armstrong County** to renew the existing permit

for the Number 5 CRDA, no additional discharges. Application received August 3, 2000.

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

10950102. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Renewal of an existing bituminous surface strip operation in Lancaster and Franklin Townships, **Butler and Beaver Counties** affecting 110.0 acres. Receiving streams: Three unnamed tributaries of Doe Run. Application for reclamation only. Application received September 7, 2000.

10950104. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Renewal of an existing bituminous surface strip operation in Jackson and New Sewickley Townships, **Butler and Beaver Counties** affecting 71.5 acres. Receiving streams: Unnamed tributary to Muntz Run. Application for reclamation only. Application received September 7, 2000.

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

32000107. Kraynak Coal Company (R. D. 1, Box 158, 3124 Firetower Road, Mahaffey, PA 15757), commencement, operation and restoration of bituminous surface-auger mine in Grant Township, **Indiana County**, affecting 38.0 acres, receiving stream East Run to Little Mahoning Creek to Mahoning Creek to the Allegheny River, application received August 25, 2000.

11001104. Permit Revision. Alverda Enterprises, Inc. (P. O. Box 87, Alverda, PA 15701), to utilize an existing stream crossing on an unnamed tributary to Brubaker Run situated on the property of Matthew and Amy Dillon in Elder Township, **Cambria County**, for the purpose of entering and conducting exploration activities throughout the site. Application received August 30, 2000.

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

Small Noncoal (Industrial Mineral) Bond Release Application:

50900803. Kitner Brothers, Inc. (70 Victory Lane, Shermans Dale, PA 17090), Stage I and II bond release for a small quarry operation in Northeast Madison Township, **Perry County** affecting 4.0 acres for \$4000 on property owned by Karen M. Balaban and Elizabeth Balaban. Application received August 31, 2000.

45880807. John E. Heller (1233 Heller's Lane, Long Pond, PA 18334), Stage I and II bond release for a small quarry operation in Tunkhannock Township, **Monroe County** affecting 1.0 acres for \$1,000 on property owned by Kathy Shutovich. Application received September 5, 2000.

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

Noncoal Applications Received:

60000301. Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034), commencement, operation and restoration of a quarry operation in Buffalo Township, **Union County** affecting 63.7 acres, receiving stream—Buffalo Creek. Application received September 1, 2000.

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

Large Industrial Minerals Applications Received:

31000301. New Enterprise Stone & Lime Company, Inc. (Box 77, Church Street, New Enterprise, PA

16664), commencement, operation and restoration of bituminous surface mine in Cromwell Township, **Huntingdon County**, affecting 72.6 acres, receiving stream Shade Creek, application received August 25, 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. Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)), requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1311—1313, 1316 and 1317 as well as relevant State requirements. Initial requests for 401 certification will be published concurrently with the permit application. Persons objecting to approval of a request for certification under Section 401 or to the issuance of a Dam Safety or Encroachment Permit, or the approval of Environmental Assessments must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted above the application.

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

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

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

E23-401, Encroachment. **Ridley Township**, 100 E Mac Dade Blvd., Folsom, PA 19033-2511. To construct and maintain a 5-foot wide by 42-foot long single span pedestrian foot bridge across Stoney Creek (WWF-MF). The structure will replace an existing deteriorated bridge located approximately 200 feet northeast of the intersection of Sutton Avenue and Melrose Terrace, (Lansdowne, PA USGS Quadrangle N: 4.4 inches; W: 10.2 inches) in Redley Township, **Delaware County**.

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

E52-162, Encroachment. **Blooming Grove Hunting and Fishing Club**, P. O. Box 380, Hawley, PA 18428-0380. To construct and maintain a road crossing of Shohola Creek (HQ-CWF), consisting of an 18.6-foot by 5.3-foot open bottom aluminum box culvert for the purpose of providing access to hunting grounds. The project is located approximately 2.5 miles south of Interstate 84 and 0.6 mile west S. R. 0402. (Promised Land, PA Quadrangle N: 15.2 inches; W: 2.1 inches), Blooming Grove Township, **Pike County** (Philadelphia District, U. S. Army Corps of Engineers). This application reopens a closed file.

E52-165, Encroachment. **The Forest Lake Club**, R. R. 1, Box 333, Hawley, PA 18428-9718. To remove two existing boathouses and to construct and maintain two boathouses, having dimensions of 60 feet by 25 feet each in Wolf Lake (HQ-CWF). Each boathouse will be supported on a 60-foot by 6-foot concrete pad poured along the shore and pressure-treated piers set on the lake bottom. The project is located approximately 0.5 mile northwest of the intersection of S. R. 4003 and T-441. Narrowsburg, NY-PA Quadrangle N: 5.8 inches; W: 13.5 inches), Lackawaxen Township, **Pike County** (Philadelphia District, U. S. Army Corps of Engineers).

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

E06-543, Encroachment. **Kutztown Borough**, 105 Railroad Street, Kutztown, PA 19530. To construct and maintain a building for public works facility along the right bank's 100-year floodplain of Sacony Creek located in the area bounded by Perch Street, Railroad Street and Roeller Alley (Kutztown, PA Quadrangle N: 3.8 inches; W: 3.78 inches) in Kutztown Borough, **Berks County**.

E22-417, Encroachment. **W. Hess, Hess Enterprises**, 13 Aberdeen Shopping Plaza, Aberdeen, MD 21001. To construct and maintain: (1) two stream enclosures on an unnamed tributary to Swatara Creek (WWF). One is a reinforced concrete box culvert having a rise of 8.0 feet, a span of 12.0 feet and a length of 140 feet. The other is a reinforced concrete box culvert having a rise of 6.0 feet, a span of 12.0 feet and a length of 190 feet; and (2) a 48- to 54-inch storm sewer pipe across a wetland as part of developing Phase 1 of the Lytle Farms Residential and Industrial Development located at the intersection of Colebrook Road and SR 0230 (Middletown, PA Quadrangle N: 13.0 inches; W: 6.0 inches) in Londonderry Township, **Dauphin County**.

E29-080, Encroachment. **Fulton Industrial Development Association**, 100 Lincoln Way East, McConnellsburg, PA 17233. To: (1) construct and maintain a twin cell box culvert with each cell having an opening of 8 feet x 6 feet; (2) impact 0.32 acre of wetlands; and (3) construct and maintain a sewer line crossing in and along a tributary to Big Cove Creek (CWF) at a point approximately 1,700 feet upstream of US Route 522 for the purpose of constructing an access to the proposed South Central Business Park (McConnellsburg, PA Quadrangle N: 9.1 inches; W: 17.4 inches) in Ayr Township, **Fulton County**. The applicant proposed to create 0.32 acre of replacement wetlands.

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

E17-349, Encroachment. **Robert J. Hutton**, 711 Florence Street, Philipsburg, PA 16866-2409. Moshannon Creek CWF. The project is located at 711 Florence Street 3 blocks west of the Presque Isle Street intersection in Chesterfield Borough, **Clearfield County** (Philipsburg PA Quadrangle N: 3.9; W: 14.2). The purpose of the project is to place fill in 0.01 acre of an isolated PEM wetland for the construction of a residential home. The wetland fill is classified as "de minimis" and does not require replacement. United States Army Corps. of Engineers Baltimore.

E19-206 JP, Encroachment. **PA Dept. of Transportation**, Engineering District 3-0, P. O. Box 218, Montoursville, PA 17754. To remove the existing structure and to construct and maintain a single span reinforced

concrete spread box beam bridge with a normal span of 17 meters and an average underclearance of 2.45 meters across Hemlock Creek located 1 kilometer north on SR 4003 from SR 4005 (Bloomsburg, PA Quadrangle N: 0.9 inches; W: 16.5 inches) in Hemlock Township, **Columbia County**. This project proposes to permanently impact 10 meters of Hemlock Creek which is designated a Cold Water Fishery.

E55-167, Encroachment. **James A. Trutt**, P. O. Box 243, Vicksburg, PA 17883. To construct and maintain a steel I-beam bridge with two 20-foot spans, a 2-foot wide center pier and a 5-foot underclearance across Dry Run located 1,500 feet downstream of the SR 1001 bridge over Dry Run (Middleburg, PA Quadrangle, N: 19.9 inches; W: 7.2 inches) in Center Township, **Snyder County**. This project proposes to permanently impact Dry Run, which is designated a Cold Water Fishery.

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

E11-285, Encroachment. **Lower Yoder Township, Cambria County**, 128 J Street, Johnstown, PA 15906. To remove the existing failed gabion baskets and to construct and maintain cable concrete mats in and along 175 feet of St. Clair Run (CWF) for the purpose of stabilizing both streambanks and invert. The project begins immediately downstream of the existing masonry wall located approximately 185 feet downstream of Falcon Drive (Johnstown, PA Quadrangle N: 15.45 inches; W: 12.9 inches) in Lower Yoder Township, **Cambria County**.

E30-193, 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 1.0-foot depressed, 20.0-foot x 7.42-foot single cell concrete box culvert in Bulldog Run (WWF) for the purpose of improving transportation safety and roadway standards. The project includes the placement and maintenance of fill in a de minimis area of palustrine emergent wetland equal to 0.015 acre, the temporary placement and maintenance of fill in 0.010 acre of palustrine emergent wetlands and the construction and maintenance of a temporary roadway crossing consisting of two 95-inch x 67-inch C. M. Plate Pipe Arch Culverts in Bulldog Run, and 18-inch outfall pipe, and a 15-inch outfall pipe along Bulldog Run. The project is located on S. R. 3013, Section C00, Station 12 + 01.20 (Holbrook, PA Quadrangle N: 0.9 inch; W: 2.9 inches) in Wayne Township, **Greene County**.

E02-1317, Encroachment. **Ashley Hill Associates**, P. O. Box 11067, Pittsburgh, PA 15237. To place and maintain fill in a de minimis area of wetlands (PEM/PSS) adjacent to an unnamed tributary to Rinaman Run (CWF) for the purpose of constructing lots 110 and 111 on the Ashley Hill Plan of Lots located on the south side of Ashley Court, just south of the intersection of Ashley Hill Drive and Ashley Court (Emsworth, PA Quadrangle N: 19.1 inches; W: 6.7 inches) in McCandless Township, **Allegheny County**.

DAM SAFETY

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

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

D52-066A. Dam. **Bureau of Forestry, Department of Conservation and Natural Resources**, (P. O. Box 8552, Harrisburg, PA 17105-8552). To modify, operate, and maintain Lily Pond Dam, across Cross Brook, (EV) impacting a de minimis area of wetlands less than 0.01 acre (PEM) and 25 feet of stream, for the purpose of raising the dam crest 3.5 feet and replacing the existing spillway with a 45 foot long concrete ogee weir spillway. Modifications will not change the existing normal pool level. (Milford, PA Quadrangle N: 19.9 inches; W: 14.6 inches) in Milford Township, **Pike County**.

D63-114A. Dam. **Maple Creek Mining, Inc.** (Spinner Shaft, 981 Route 917). To modify, operate and maintain Maple Creek Slurry Pond 3, Dam No. 1 across a tributary to Pigeon Creek (WWF), for the purpose of the disposal of waste slurry (Monongahela, PA Quadrangle N: 11.95 inches; W: 14.8 inches) in Carroll Township, **Washington County**.

WATER QUALITY CERTIFICATION

Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2553.

Certification Request Initiated by: **Department of the Army, United States Army Corps of Engineers**, P. O. Box 1715, Baltimore, MD 21203-1715, Attention: Robert W. Lindner, Chief, Planning Division.

Project Description/Location: The project, known as the Scranton Local Flood Protection Project, will protect the communities of Plot and Green Ridge, **Lackawanna County**, Pennsylvania, against a 100-year flood event on the Lackawanna River. The Water Quality Certification is being requested for the following specific activities: construction of earth levees, mechanically stabilized earth wall sections, a concrete floodwall, road closure structures, and interior drainage structures. No dredging is planned as part of this project. Long-term operation and maintenance of the project will be the responsibility of the City of Scranton.

ACTIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

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

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

Industrial waste and sewerage actions under The Clean Streams Law (35 P. S. §§ 691.1—691.100).

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. PA0058068. Sewage. **Terry Schnable**, 3234 Rockhill Road, Perkiomenville, PA 18074. Is authorized to discharge from a facility located in Upper Frederick Township, **Montgomery County** to an unnamed tributary to Perkiomen Creek.

WQM Permit No. 4600415. Sewage. **Terry Schnable**, 3234 Rockhill Road, Perkiomenville, PA 18074. Sewerage. Applicant is granted approval for the construction and operation of a residential wastewater treatment plant located in Upper Frederick Township, **Montgomery County**.

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

Permit No. 4500404. Sewerage. **Stroud Township Sewer Authority**, 1211 North Fifth Street, Stroudsburg, PA 18360. Permit to construct a low pressure sewer system serving Woodwind Estates with connection to the existing Stroud Township Sewer Authority collection system, located in Stroudsburg Borough, **Monroe County**.

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

Permit No. PA0083160. Sewerage. **Peifer & Gross, Inc.**, (Anchor Mobile Estates), P. O. Box 506, Elizabethtown, PA 17022 is authorized to discharge from a facility located in Butler Township, **Adams County** to the receiving waters named Willoughby Run. (Watershed 13-D).

Permit No. PA0083399. Sewerage. **Outdoor World Corporation, c/o Resorts USA, Inc.**, P. O. Box 447, Bushkill, PA 18324-0447 is authorized to discharge from a facility located in Dover Township, **York County** to the receiving waters named Conewago Creek.

Permit No. PA0082163. Sewerage. **New Life for Girls**, Box D-700, Dover, PA 17315 is authorized to discharge from a facility located in Conewago Township, **York County** to the receiving waters named Laurel Run.

Permit No. PA0027405. Sewerage. **Ephrata Borough Authority** (Wastewater Treatment Plant 1), 114 East Main Street, Ephrata, PA 17522 is authorized to discharge from a facility located in Ephrata Borough, **Lancaster County** to the receiving waters named Cocalico Creek.

Permit No. PA0052531. Sewerage. **Columbia Petroleum Corporation** (Sinking Spring Bulk Storage Terminal), P. O. Box 278, Richland, PA 17087-0278 is authorized to discharge from a facility located in Spring Township, **Berks County** to the receiving waters named Cacoosing Creek.

Permit No. PA0083330. Sewerage. **Wayne Township Board of Supervisors**, 3055 Ferguson Valley Road, McVeytown, PA 17051 is authorized to discharge from a facility located in Wayne Township, **Mifflin County** to the receiving waters named Juniata River. (Watershed 12-A).

Permit No. PA00008869. Sewerage. **P. H. Glatfelter Company**, 228 South Main Street, Spring Grove, PA 17362-0500 is authorized to discharge from a facility located in Spring Grove Borough, **York County** to the receiving waters named Codorus Creek (Watershed 7-H).

Permit No. 6700406. Sewage. **Windsor Township**, 1480 Windsor Road, P. O. Box 458, Red Lion, PA 17356. This permit approves the construction of a Pump Station in Windsor Township, **York County**.

Permit No. 0699403 Amendment 00-1. Sewage. **Borough of Wyomissing**, 22 Reading Boulevard, Wyomissing, PA 19610. This permit approves the construction of a Pump Station in Wyomissing Borough, **Berks County**.

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

NPDES Permit No. PA0002054-A5. Industrial Waste. **Reliant Energy**, 1001 Broad Street, P. O. Box 1050, Johnstown, PA 15907-1050 is authorized to start construction of the rock filter and sump from a facility located at the Seward Generating Station, East Wheatfield Township, **Indiana County** to receiving waters named Conemaugh River.

NPDES Permit No. PA0216763. Industrial Waste. **Somerset Borough-Coxes Creek Water Treatment Plant**, 340 West Union Street, Somerset, PA 15501 is authorized to discharge from a facility located at Somerset Borough-Coxes Creek Water Treatment Plant, Somerset Township, **Somerset County** to receiving waters named Unnamed Tributary to West Branch of Coxes Creek.

NPDES Permit No. PA0032611. Sewage. **Portage Area Sewer Authority**, 606 Cambria Street, Portage, PA 15946 is authorized to discharge from a facility located at Portage Area Sewage Treatment Plant, Portage Township, **Cambria County** to receiving waters named Little Conemaugh River.

NPDES Permit No. PA0218413. Sewage. **Economy Borough Municipal Authority**, 2860 Conway-Wallrose Road, Baden, PA 15005 is authorized to discharge from a facility located at the Big Sewickley Creek STP, Economy Borough, **Beaver County**.

NPDES Permit No. PA0218561. Sewage. **Cambria County Commissioners**, Courthouse, 200 South Center Street, Ebensburg, PA 15931 is authorized to discharge from a facility located at Duman Lake Park Sewage Treatment Plant, Barr Township, **Cambria County** to receiving waters named Crooked Run.

Permit No. 465S97, Amendment No. 1. Sewage. **Ohiopyle Borough**, P. O. Box 83, Ohiopyle, PA 15470. Construction of Sewage Treatment Plant located in Ohiopyle Borough, **Fayette County** to serve Ohiopyle Borough STP.

Permit No. 3200402. Sewerage. **Green Township Municipal Authority**, Box 129, Commodore, PA 15729. Construction of a Sanitary Sewer/Pump Station located in

Green Township, **Indiana County** to serve Dixon Run Pump Station.

Permit No. 6570401, Amendment No. 1. Sewage. **Aluminum Company of America, Inc., Alcoa Technical Center**, 100 Technical Drive, Alcoa Center, PA 15069-0001. Construction of Research and Development Facility located in Upper Burrell Township, **Westmoreland County** to serve Alcoa Technical Center, Polishing Pond (Sanitary Wastewater Treatment Plant).

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

WQM Permit No. 1000202. Industrial Waste. **Denny's Superette**, 1021 Arborville Drive, Gibsonia, PA 15044. This project is for the extraction of recovered groundwater from six recovery wells for filtration and treatment prior to discharge in Cranberry Township, **Butler County**.

INDIVIDUAL PERMITS (PAR)

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

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

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

List of NPDES and/or other General Permit Type

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater From Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest or a Land Reclamation Site
PAG-10	General Permit for Discharge Resulting From Hydrostatic Testing of Tanks and Pipelines
PAG-11	(TO BE ANNOUNCED)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)

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>
Lynn Township Lehigh County	PAR10Q144	Lawrence Heintzelman 7188 Gun Club Road New Tripoli, PA 18066	Ontelaunee Creek CWF	Lehigh CD (610) 391-9583
Rice Township Luzerne County	PAR10R196	Ice Ponds North Corp. 714 E. Mountain Ave. Pen Argyl, PA 18072	Little Wapwallopen Creek	Luzerne CD (570) 674-7991
Hanover Twp. Plymouth Boro. Larksville Boro. Luzerne County	PAR10R207	Engineering District 4-0 P. O. Box 111 Scranton, PA 18501	Susquehanna River	Luzerne CD (570) 674-7991
Borough of East Stroudsburg Monroe County	PAR10S029	East Stroudsburg Univ. Intramural Soccer Field East Stroudsburg Univ. 200 Prospect St. East Stroudsburg, PA 18301	UNT Brodhead Crk., TSF, MF	Monroe CD (570) 629-3060

<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>
Northampton Boro. Northampton County	PAR10U142	Matthew Sorrentino Castle Holdings, Inc. 428 N. 15th St. Allentown, PA 18102	Dry Run CWF	Northampton CD (610) 746-1971
Blossburg Boro Covington Township Richmond Township Tioga County	PAR106636	PA Dept. of Transportation Engineering Dist. 3-0 P. O. Box 218 Montoursville, PA 17754	Tioga River	Tioga County CD 29 East Ave. Wellsboro, PA 16901 (570) 724-1801 X 5
Harborcreek Township Lawrence Park Township Erie County	PAR10K169	Harborcreek Township Supervisors 5601 Buffalo Road Harborcreek, PA 16241	Unnamed Tributary to Lake Erie (CWF)	Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-4203
Union Township Lawrence County	PAR103740	Lowe's Companies Incorporated David Yost Site Development Manager 3000 Corporate Exchange Drive, Suite 310 Columbus, OH 43232	Private storm sewer	Lawrence Conservation District Lawrence Co. Government Center 430 Court Street New Castle, PA 16101-3593 (724) 652-4512
Rockland Township Venango County	PAR107014-1	Steven E. Morris Handsome Lake Energy, LLC 11 Market Place, Suite 200 Baltimore, MD 21202-7110 and Michael A. Palo Francis Palo, Inc. 309 South Fourth Avenue Clarion, PA 16214	Unnamed Tributaries to the Allegheny River and Pine Run	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>
City of Philadelphia Philadelphia County	PAR600065	JT's Auto Parts 3505 South 61st Street Philadelphia, PA 19153	Tributary to the Schuylkill River	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6126
Lansdale Borough Montgomery County	PAR600063	Joe Mattero Recycling 316 West 7th Street Lansdale, PA 19446	Unnamed Tributary to West Branch of Neshaminy Creek	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6126
Upper Merion Township Montgomery County	PAR600062	Rossi Auto Salvage, Inc. 1700 DeKalb Street King of Prussia, PA 19406	Schuylkill River	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6126
Northampton Borough Northampton County	PAR702213	Northampton Generating Co., L. P. 1 Horwith Drive Northampton, PA 18067	Hokendaqua Creek	Northeast Office 2 Public Square 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>
North Cornwall Township Lebanon County	PAR203544	Bigbee Steel and Tank Company Bigbee North 99 West Elizabethtown Road Manheim, PA 17545	Quittapahilla Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York Township York County	PAR113525	Columbia Products 465 Locust Street Dallastown, PA 17313	Mill Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York City York County	PAR603520	Consolidated Scrap Resources—Princess St. P. O. Box 1761 Harrisburg, PA 17105	UNT to Codorus Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

General Permit Type—PAG-5

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Former Jack's Exxon/Present CVS Drug Store 815 New Berwick Hwy (US Rt. 15) Bloomsburg, PA 17815 Town of Bloomsburg Columbia County	PAG054807	Park Street Developers, LLC 10 Crossroads Plaza West Hartford, CT 06117	Neals Run to North Branch of the Susquehanna River	Northcentral Regional Office Environmental Cleanup 208 W. Third St., Ste. 101 Williamsport, PA 17701-6448 (570) 321-6550
Former Dandy Mart #13 1429 High St. and Wildwood Blvd. Williamsport, PA 17701 City of Williamsport Lycoming County	PAG054810	Williams Oil Company, Inc. York Avenue North P. O. Box 207 Towanda, PA 18848	West Branch of the Susquehanna River	Northcentral Regional Office Environmental Cleanup 208 W. Third St., Ste. 101 Williamsport, PA 17701-6448 (570) 321-6550

SAFE DRINKING WATER

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

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

Permit No. 4899506. Public Water Supply. **East Allen Township Municipal Authority**, Charles Wert, Chairperson, 3444 Nor-Bath Blvd., Northampton, PA 18067. This proposal involves the permitting of an existing unpermitted community water system consisting wells, manganese, sequesting, a booster pump station with finished water storage and disinfection. It is located in East Allen Township, **Northampton County**. Permit issued on July 22, 2000.

Permit No. 5200501. Public Water Supply. **PAWC-Silver Water System**, Steven Seidl, Vice President, Eng., 800 West Hersheypark Drive, Hershey, PA 17033. This proposal involves the construction of two new wells (no. 3 and 4) as new sources of supply for the Silver Water System at Marcel Lake Estates. A new treatment facility will be constructed to sequester manganese through the addition of a polyphosphate; remove radon

via aeration; and provide disinfection via the addition of sodium hypochlorite. It is located in Delaware Township, **Pike County**. Permit issued on July 30, 2000.

Permit No. 4000501. Public Water Supply. **Four Seasons Water Company**, William Shoening, 487 Treasure Lake, Dubois, PA 15801. This proposal involves the construction of a new 250,000 gallon finished water storage tank; the construction of two new production wells, chemical treatment facilities, and booster station; and the construction of 12,830 linear feet of distribution system piping to a 408 time share resort complex, located in Butler Township, **Luzerne County**. Permit issued on August 4, 2000.

Permit No. 5400502. Public Water Supply. **Sammy's Mobile Home Park**, James D. Wagner, P. O. Box 388, Lionville, PA 19353. This proposal involves permitting of a new well source which was constructed and utilized as an emergency source when capacity of the original well source diminished. It is located in North Manheim Township, **Schuylkill County**. Permit issued on August 7, 2000.

Permit No. 4000502. Public Water Supply. **College Misericordia**, Larry Baltz, Director, 301 Lake Street, Dallas, PA 18612. This proposal involves the installation of hypochlorinators for disinfection and chemical feed

pumps for corrosion control treatment using zinc orthophosphate. It is located in **Luzerne County**. Permit issued on August 18, 2000.

4800502. Public Water Supply. **East Bangor Municipal Authority**, Arthur Weaver, Sr., Chairperson, P. O. Box 539, East Bangor, PA 18013. This proposal involves treating an existing, permitted well (Well no. 4) to correct the corrosive nature of the water. The proposal is to add 25% sodium hydroxide for pH adjustment and zinc orthophosphate for corrosion control. Separate chemical feed pumps are to be utilized and located inside the existing pump control building. It is located in East Bangor, **Northampton County**. Permit issued on September 1, 2000.

Minor Permit Amendment. Public Water Supply. **PAWC**, 800 West Hershey Park Drive, Hershey, PA 17033 Steven J. Seidl, V.P. Ceasetown/Crystal interconnection. It is located in Hanover Township, **Luzerne County**. Permit issued on July 26, 2000.

Operations Permit No. 2640025 issued on August 31, 2000, to **Roamingwood Sewer and Water**, located in Salem Township, **Wayne County**.

Operations Permit No. 2450034 issued on August 16, 2000, to **Stroudsburg Municipal Authority**, located in Stroud Township, **Monroe County**.

Operations Permit No. 2409002 issued on August 30, 2000, to **PAWC**, located in Newport Township, **Luzerne County**.

Operations Permit No. 2520050 issued on August 18, 2000, to **Pocono Mountain Lake Forest**, located in Delaware Township, **Pike County**.

Operations Permit No. 2660017 issued on August 15, 2000, to **National Utilities, Inc.**, For Rivercrest-Highfields Section II, located in Tunkhannock Township, **Wyoming County**.

Operations Permit No. 2359008 issued on August 30, 2000, to **PAWC**, for Oakwood Estates Pumping Station, located in the City of Scranton, **Lackawanna County**.

Operations Permit No. 2359008 issued on August 30, 2000, to **PAWC**, for Dunmore No. 7 and Dunmore No. 1, raw water pumping station, located in Dunmore Borough, **Lackawanna County**.

Operations Permit No. 2400115 issued on August 28, 2000, for **Meadows Complex**, located in Dallas Borough, **Luzerne County**.

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

Permit No. 6799502. Public water supply. **Dillsburg Borough Authority, York County**. *Responsible Official:* Sheldon Williams, Authority Manager. *Type of Facility:* Operation Permit authorizes utilization of Well No. 5 and ancillary facilities at a rate of 400 gallons per minute. Treatment will include addition of a hypochlorite solution for disinfection and phosphates for corrosion control. *Consulting Engineer:* David A. Brinjac, P.E., Brinjac, Kambic & Associates, Inc., 114 North Second St., Harrisburg, PA 17101. *Permit to Operate Issued:* September 5, 2000.

Permit No. 6799505. Public water supply. **Wrightsville Borough Municipal Authority, York County**. *Responsible Official:* Everett Smeltzer, Jr. *Type of Facility:* An Operation Permit has been issued for

operation of two upflow clarifiers and an increase in the permitted capacity of the filter plant to 0.648 MGD. *Consulting Engineer:* John A. Klinedinst, P.E., C. S. Davidson, Inc., 38 North Duke Street, York, PA 17401. *Permit to Operate Issued:* July 21, 2000.

Permit No. 0699507. Public water supply. **Big Spring Venting, Berks County**. *Responsible Official:* David Weaver. *Type of Facility:* Operation of a vented water system utilizing Big Spring well as a source of supply. *Consulting Engineer:* Dennis M. Martin, **Martin Water Conditioning**, 740 East Lincoln Ave., Myerstown, PA 17067. *Permit to Operate Issued:* September 5, 2000.

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

Permit No. 1000501. Public Water Supply. **High View Estates**, 1734 Oneida Valley Road, Karns City, PA 16041 has been issued a permit for their existing, unpermitted public water system (Wells #1 and #2) in Washington Township, **Butler County**. *Type of Facility:* Community Water Supply. *Consulting Engineer:* William J. McGarvey, P.E., McGarvey Engineering, 172 Woodcrest Rd., Butler, PA 16002. *Permit to Construct Issued:* September 7, 2000.

HAZARDOUS SITES CLEAN-UP

Under the Act of October 18, 1988

Notice of Proposed Interim Response, Darnley Site, Greene Township, Beaver County.

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1304) (HSCA), is proposing a response action for the Darnley Site, located at 105 Francis Drive, **Greene Township**. The Darnley Site is approximately one acre in size and was used for the disposal of hazardous and residual wastes.

The Department performed two previous actions at the Darnley Site, an Emergency Removal and a Site Investigation. During the Emergency Removal, more than 100,000 gallons of waste were removed from the site as well as visible contaminated surface soils. The investigation was performed at the site to evaluate remaining contamination and the associated risks. During the investigation an on-site fill area was identified containing chromium, lead, benzo(a)anthracene, benzo(a)pyrene, benzo(b)fluoranthene, dibenzo(a,h)anthracene, chlorobenzene, 1,1-dichloroethane, indeno(1,2,3-cd)pyrene, naphthalene, and tetrachloroethene in excess of the Pennsylvania Land Recycling and Environmental Remediation Standards Act (Act 2) standards for residential direct contact and/or the soil to groundwater standards for a used aquifer. Phenanthrene was identified in stream sediments at levels above the Effects Range Median, lead, copper, chromium, selenium and zinc were found in surface water in excess of Fish and Aquatic Life Criteria, and groundwater contained site contaminants with 1,1-dichloroethane above Act 2 groundwater standards. These conditions pose direct contact and ingestion threats to human health and the environment.

The purpose of the proposed response is to: (1) prevent the migration of contaminants from the source into the surface water, stream sediments and groundwater; (2) eliminate the threats to human health from direct contact and ingestion; and (3) protect the environment.

The Department considered the following options: (1) no action, (2) restricting access by fencing the site,

(3) on-site cement stabilization of the waste, (4) excavation and offsite disposal.

Options 1 and 2 would allow waste and contaminated media to remain on-site and in contact with the groundwater. Threats to the environment would remain and human health threats would continue. Option 2 would reduce direct contact threats but neither option would reduce the volume or migration of contaminants.

Option 3, cement stabilization, is feasible, would increase the volume of contaminated media and would reduce its mobility and effective toxicity. This option would limit future use of the site and would require deed restrictions. This option would likely be less cost effective than option 4. Option 4 would remove the identified source of contamination and thereby limit transport of contaminants into the groundwater, surface water and stream sediments, reducing or eliminating threats to human health and the environment.

The Department proposes that option 4 be implemented.

This notice is being provided under section 506(b) of HSCA. The administrative record which contains the information that forms the basis and documents the selection of this response action is available for public review and comment. The administrative record is located at the Department of Environmental Protection (DEP) Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222 and is available from 9 a.m. to 4 p.m.

The administrative record will be open for comment from September 23 until December 23. Persons may submit written comments into the record during this time only and may do so by sending them to Gary Mechtly, Environmental Chemist, PA DEP, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222 or by delivering them to this office in person.

In addition, persons may present oral comment for inclusion in the administrative record, at a public hearing. The Department will hold the hearing on October 26 at 7 p.m. at the Hookstown Grange—upstairs room, 1198 State Route 168, Hookstown, PA. Persons wishing to present comments must register with Betsy Mallison before October 24 at (412) 442-4000, or in writing at PA DEP, 400 Waterfront Drive, Pittsburgh, PA 15222.

Persons with a disability who wish to attend the hearing and require auxiliary aid, service or other accommodations to participate in the proceedings, should call Betsy Mallison at (412) 442-4182 through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 2

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

Provisions of chapter 3 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of

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

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

The Department of Environmental Protection has received the following final reports:

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

PPL—Distribution Pole No. 34127S48059 (105 W. Maple St., Valley View, PA), Hegins Township, **Schuylkill County**. PPL Generation LLC, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 has submitted a Final Report concerning the remediation of site soils found to be contaminated with PCBs (polychlorinated biphenyls). The report was submitted to document remediation of the site to meet the Statewide health standard. A Notice of Intent to Remediate was simultaneously submitted. Please refer to additional *Pennsylvania Bulletin* notice.

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.

Wills Trucking, Inc., 3185 Columbia Road, Richfield, OH 44286; License No. **PA-AH 0295**; renewal license issued September 5, 2000.

License expired 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.

Guardian Express, Inc., P. O. Box 27, Wapkoneta, OH 45895-0027; License No. **PA-AH 0535**; license expired on August 31, 2000.

Qualified Transport Corporation, P. O. Box 288, Port Allen, LA 70767; License No. **PA-AH 0598**; license expired on August 31, 2000.

HAZARDOUS WASTE, TREATMENT, STORAGE AND DISPOSAL FACILITIES

Proposed actions on applications for permit under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a hazardous waste treatment, storage or disposal facility.

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

Persons wishing to comment on the proposed permit actions are invited to submit a statement to the Regional Office indicated as the office responsible, within 45 days from the date of this public notice. All comments received within this 45 day period will be considered in the formulation of the final determination regarding an application. All responses should include the name, address and telephone number of the writer; and a concise statement to inform the Regional Office of the exact basis of any comment and the relevant facts upon which it is based. A public hearing may be held if the Regional Office considers the public response significant.

Following the 45 day comment period, the Regional Solid Waste 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.

Draft Permits Prepared:

PAD002312791. Sunoco, Inc. (R&M), Frankford Plant, Margaret and Bermuda Streets, Philadelphia, PA 19137. The draft permit is for the 10-year renewal of the RCRA Part B Permit for Sunoco's Frankford Plant located in the City of Philadelphia. Operations subject to the draft permit include tank and container storage of hazardous waste generated onsite at the petrochemical facility.

PAD00429589. GROWS Landfill Post-Closure Permit Modifications, GROWS Landfill, Falls Township, Bucks County. A draft permit has been prepared to settle the EHB Docket No. 2000-063-MG appeal of the Department's February 9, 2000, permit action concerning the GROWS Landfill Post-Closure Permit. The changes proposed in this draft are intended to clarify and eliminate confusion in certain permit conditions relating to groundwater monitoring, assessment and abatement requirements.

Permit modification issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a hazardous waste treatment, storage or disposal facility.

Northcentral Regional Office: Regional Solid Waste Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3653.

Permit No. PAD003043353. Cherokee Plant, Merck & Company, Inc. (P. O. Box 600, Danville, PA 17821). Permit modification to the RCRA Part B Permit for a new incinerator and storage tanks. Site located in Riverside Borough, Northumberland County issued in the regional office on September 6, 2000.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit I. D. 101657. Coplay Aggregate Products, Inc., P. O. Box 58, Northampton, PA 18067. A permit allowing the construction and operation of a municipal waste processing facility, located in Whitehall Township, Lehigh County, for the receipt and processing of clean, uncontaminated construction/demolition waste within the 0.54 acre permit area. Coplay Aggregate Products, Inc. may utilize the scale and access roads located on the Mine Drainage Permit #302689 39880302A1C2 per the relevant approval conditions and the conditions of this permit. This permit does not authorize any change to the existing Mine Drainage Permit and its conditions. No other waste type or treatment/processing activity is approved under this permit. No other area shall be used for the storage, staging of construction/demolition waste or for the parking of loaded waste vehicles. The permit was issued in the Regional Office on September 5, 2000.

PREVIOUSLY UNPERMITTED CLASS OF SPECIAL HANDLING WASTE

INFECTIOUS OR CHEMOTHERAPEUTIC WASTE

Renewal licenses issued 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 infectious and chemotherapeutic waste.

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

The Williamsport Hospital, 777 Rural Avenue, Williamsport, PA 17701; License No. **PA-HC 0186**; renewal license issued September 8, 2000.

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.

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

46-312-024GP: Accupac (1501 Industrial Boulevard, Mainland, PA 19451) on September 7, 2000, for a Webster Boiler in Towamencin Township, Montgomery County.

46-320-034GP: North Wales Press (411 Elm Street, North Wales, PA 19454) on September 8, 2000, for Lithographic Printing Presses in North Wales Borough, Montgomery County.

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

64-310-009GP: Haines & Kibblehouse Inc. (Honesdale Materials, P. O. Box 196, Skippack, PA 19474) on September 7, 2000, for construction and operation of a portable stone crushing plant and associated air cleaning device in Lebanon Township, **Wayne County**.

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

25-069: Engelhard Corp. (1729 East Avenue, Erie, PA 16503) on August 31, 2000, for operation of natural gas fired boiler in Erie, **Erie County**.

33-169: Dominion Exploration & Production, Inc., Hudson Compressor Station (Magees Mills Road, Punxsutawney, PA 15767) for operation of a natural gas fired compressor engine in Punxsutawney, **Jefferson County**.

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

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

46-00016: Handy & Harman Tube Co., Inc. (701 West Township Line Road, Norristown, PA 19403) on August 28, 2000, for operation of a Facility Title V Operating Permit in East Norriton Township, **Montgomery County**.

23-00037: Sun Refining Co., Inc. (R&M) (Hog Island Road, Philadelphia, PA 19153) on August 30, 2000, for operation of a facility Title V Operating Permit in Tinicum Township, **Delaware County**.

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

55-00002: Department of Public Welfare, Selinsgrove Center (Box 500, Selinsgrove, PA 17870) issued a revised Title V Operating Permit on August 14, 2000, to allow the firing of natural gas or coal in the boiler that was previously permitted only fire coal in Shamokin Dam Borough, **Snyder County**.

49-00014: Jeraco Enterprises, Inc. (135 Sodom Road, Milton, PA 17847) issued a Title V Operating Permit on September 8, 2000, for operating of a fiberglass reinforced plastic truck accessories manufacturing facility in Milton Borough, **Northumberland County**.

19-00001: Magee Rieter Automotive Systems (480 West Fifth Street, Bloomsburg, PA 17815) issued a Title V Operating Permit on September 7, 2000, for operation of an automotive carpet manufacturing facility in Bloomsburg, **Columbia County**.

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

10-312-013A: Witco Corp. (Route 268, P. O. Box 336, Petrolia, PA 16050) on August 31, 2000, for a stripper heater in Fairview Township, **Butler County**.

10-037A: Witco Corp. (Route 268 P. O. Box 336, Petrolia, PA 16050) on August 31, 2000, for a flash drum first stage flare in Fairview Township, **Butler County**.

10-037B: Witco Corp. (Route 268, P. O. Box 336, Petrolia, PA 16050) on August 31, 2000, for a fractionator vent in Fairview Township, **Butler County**.

10-037C: Witco Corp. (Route 269, P. O. Box 336, Petrolia, PA 16050) on August 31, 2000, for a low pressure spray chamber 2nd stage flare in Fairview Township, **Butler County**.

10-037D: Witco Corp. (Route 269, P. O. Box 336, Petrolia, PA 16050) on August 31, 2000, for a lo cat hydrogen recovery unit vent in Fairview Township, **Butler County**.

10-037E: Witco Corp. (Route 268, P. O. Box 336, Petrolia, PA 16050) on August 31, 2000, for a feed heater in Fairview Township, **Butler County**.

24-00009: Willamette Industries, Inc. (100 Center Street, Johnsonburg, PA 15845) issued a Title V Operating Permit on September 5, 2000, for the company's facility in Johnsonburg Borough, **Elk 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.

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

49-00045: Ameristeel (20 North Industrial Park Road, Milton, PA 17847) on August 18, 2000, for operation of a shot blast booth and associated process equipment formerly owned and operated by Milton Rebar Coating Company, Inc. in Milton Borough, **Northumberland County**.

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

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

24-00009: Willamette Industries, Inc. (100 Center Street, Johnsonburg, PA 15845) in Johnsonburg Borough, **Elk County** for modification of their Title V Operating Permit issued on September 5, 2000, for inclusion of a condition from Plan Approval 24-315-009A (the temporary venting of C10₂ emissions to the C10₂ generator scrubber during period of bleach plant scrubber outages). Plan approval 24-315-009A condition is as follows:

This Plan Approval is for the temporary venting of C10₂ emissions from the two C10₂ storage tanks to the C10₂ generator scrubber during periods of bleach plant scrubber outages.

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.

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

54-301-041: Woodland Crematorium, Inc. (461 Woodland Drive, Auburn, PA 17922) on September 11, 2000, for construction of a crematory incinerator and associated air cleaning device in South Manheim Township, **Schuylkill County**.

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

06-01003H: Lucent Technologies, Inc. (P. O. Box 13396, Reading, PA 19612-3396) on September 6, 2000, for construction of an acid etch sink controlled by a wetted packed bed scrubber at the Reading Plant in Muhlenberg Township, **Berks County**.

06-03120: Memorial Park for Pets (57 Host Road, Womelsdorf, PA 19567) on September 5, 2000, for construction of a pet crematory in Tulpehocken Township, **Berks County**.

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

12-399-016: Micron Research Corp. (P. O. Box 269, Emporium, PA 15834) on August 14, 2000, for construction of a carbon graphite manufacturing operation in Shippen Township, **Cameron County**.

53-0003D: Dominion Transmission Corp. (625 Liberty Avenue, Pittsburgh, PA 15222-3199) on August 14, 2000, for construction of four 3,200 horsepower natural gas-fired reciprocating internal combustion compressor engines and associated air cleaning devices (convertors), a 12.8 million BTU per hour natural gas-fired regeneration heater equipped with a low NO_x burner and flue gas recirculation, a 536 horsepower natural gas-fired emergency generator and a 3 million BTU per hour natural gas-fired boiler at the Greenlick Compressor Station in Stewardson Township, **Potter County**. These sources are subject to the emission reduction credit (ERC) requirements of the Department's New Source Review (NSR) regulations.

08-399-001C: OSRAM SYLVANIA Products, Inc. (Hawes Street, Towanda, PA 18848) on August 16, 2000, for installation of air cleaning devices [four fabric collectors and four absolute filters] on various pieces of tungsten and molybdenum alloy swaging, wire drawing, annealing, etc. equipment in North Towanda Township, **Bradford County**.

08-302-040A: Taylor Packing Co., Inc. (P. O. Box 188, Wyalusing, PA 18853) on August 22, 2000, for construction of a 24.5 million BTU per hour natural gas/#2 fuel oil fired boiler equipped with a low NO_x burner and flue gas recirculation in Wyalusing Township, **Bradford County**. This boiler is subject to Subpart Dc of the Federal Standards of Performance for New Stationary Sources.

49-0007A: Merck & Co., Inc. (P. O. Box 660, Danville, PA 17821-0600) on August 29, 2000, for installation of air cleaning devices (subsurface fill lines, high level interlocks, emergency vents, vacuum breakers and flame arrestors) on six 100,000 gallon Avermectin wastewater detoxification system tanks as well as for modification of a wastewater treatment plant (increase of 4.5 tons per year in actual volatile organic compound emissions) in Riverside Borough, **Northumberland County**.

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

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

67-05070A: Graham Packaging Co., L. P. (420-B Emig Road, York, PA 17402) on August 28, 2000, to authorize temporary operation of a barrier bottle production line, covered under this Plan Approval until December 26, 2000, in Manchester Township, **York County**.

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

53-0003C: Dominion Transmission Corp. (625 Liberty Avenue, Pittsburgh, PA 15222-3199) on September 5, 2000, to extend authorization to operate four natural gas-fired reciprocating internal combustion compressor engines (Engines 1, 2, 3 and 4) on a temporary basis until January 3, 2001, at the Greenlick Compressor Station in Stewardson Township, **Potter County**.

18-0004B: Dominion Transmission Corp. (625 Liberty Avenue, Pittsburgh, PA 15222-3199) on September 5, 2000, to extend authorization to operate two natural gas-fired reciprocating internal combustion compressor engines (Engines 12 and 13) on a temporary basis until January 3, 2001, at the Leidy Compressor Station in Leidy Township, **Clinton County**.

49-309-008D: Watsonstown Brick Co. (P. O. Box 68, Watsonstown, PA 17777) on September 5, 2000, to extend authorization to operate a shale impact mill and a shale roll crusher on a temporary basis until January 3, 2001, in Delaware Township, **Northumberland County**.

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

04-504A: Mitsui/ZCA Zinc Powders Co. (300 Frankfort Road, Monaca, PA 15061) for operation of High Purity Zinc Powder Plant at ZCA Monaca in Potter Township, **Beaver 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 such applications will also address the applicable permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4401—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

Coal Permits Issued:

40820210R3. Jeddo-Highland Coal Company, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing coal refuse reprocessing operation in Jenkins Township, **Luzerne County** affecting 13.15 acres, receiving stream—none. Renewal issued September 6, 2000.

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

10743701. Beth Energy Mines, Inc., (P. O. Box 29, Ebensburg, PA 15931), to renew the permit for the Fawn #91 CRDA in Clinton Township, **Butler County** to renew the existing permit for reclamation only, no additional discharges. Permit issued October 28, 2000.

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

26850107. Oak Run Coal, Inc. (P. O. Box 576, Uniontown, PA 15401). Permit renewal issued for reclamation only of a bituminous surface mine located in Georges Township, **Fayette County**, affecting 124.7 acres. Receiving streams: Muddy Run to Georges Creek. Application received: July 12, 2000. Renewal issued: September 6, 2000.

26900110. Robert Sperko (208 Plummer Road, McClellandtown, PA 15458). Permit renewal issued for reclamation only of a bituminous surface mine located in German Township, **Fayette County**, affecting 90 acres. Receiving streams: Browns Run and its unnamed tributaries. Application received: July 18, 2000. Renewal issued: September 6, 2000.

65000101. V. P. Smith Co., Inc. (P. O. Box 242, Ligonier, PA 15658). Permit issued for commencement, operation, and reclamation of a bituminous surface mine located in Fairfield Township, **Westmoreland County**, affecting 23.0 acres. Receiving streams: two unnamed tributaries to Hypocrite Creek. Application received: May 10, 2000. Permit issued: September 6, 2000.

Noncoal (Industrial Minerals) Permits Issued:

26840301. Norman Thomson (P. O. Box 10, Lemont Furnace, PA 15456). NPDES renewal issued for discharge at a noncoal surface mine located in North Union Township, **Fayette County**, affecting 50.2 acres. Receiving streams: unnamed tributary to Cove Run. NPDES renewal application received: July 19, 2000. NPDES renewal issued: September 7, 2000.

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

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

Any person aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, P. O. Box 8457, Harrisburg, PA 17105-8457, (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 rule of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

Permits Issued and Actions on 401 Certifications:

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

E09-804, Encroachment Permit. Bucks County Water and Sewer Authority, 1275 Almshouse Road, Warrington, PA 18976. To remove an existing bridge guardhouse structure and to construct, operate and maintain a new pump station at the same location located in and along the 100-year floodplain of the Delaware River. The site is located at point approximately 100 feet west of the Bridge Street (SR 179) Crossing over the Delaware River, (Lambertville, PA/NJ Quadrangle N: 20.8 inches; W: 10.6 inches) in New Hope Borough, **Bucks County**.

E15-624, Encroachment Permit. Wolfson-Verrichia Group, Inc. 621 East Germantown Pike, Norristown, PA 19401. To perform the following activities associated with construction of the Exton Center (a.k.a. Main Street at Exton Center):

1. To modify and relocate approximately 1,100 linear feet of unnamed tributary to Indian King Run, tributary to Valley Creek (CWF, MF) by placing approximately 1,045 linear feet of 36-inch HDPE stream enclosure to facilitate the construction of a retail facility and associated parking facilities. This activity will impact 0.13 acre of wetland (PFO).

2. To construct, operate and maintain a non-jurisdictional dam across an unnamed tributary to Indian King Run, a tributary to Valley Creek, which will impact approximately 166 linear feet of stream channel. The facility will be temporarily utilized as a sedimentation basin (Basin 3) during construction and then, permanently converted to a stormwater management basin.

3. To place fill within 0.38 acre of wetland (PEM) to facilitate vehicular access and to install and maintain several utility line crossings associated with construction of Buildings 6 and 7.

4. To construct, operate and maintain an on-stream non-jurisdictional dam, which will replace an existing non-jurisdictional dam across an unnamed tributary of Valley Creek. This work also includes excavation within the stream channel and floodway to increase the size of the reservoir storage area. This activity will impact 310 linear feet of stream channel and approximately 0.24 acre of wetland (PSS). Approximately 0.58 acre of wetland

(POW/SS) will be temporarily drained as a result of this activity. The facility will be temporarily utilized as a sedimentation basin (Basin 1) during construction and then, permanently converted to a stormwater management basin.

5. To place fill within 0.37 acre of wetland (PSS) adjacent to Valley Creek, a tributary to the East Branch of the Brandywine Creek (WWF-MF), to accommodate parking facilities associated with a proposed Cinema Complex.

The proposed site is located approximately 250 linear feet southwest of the intersection of Pottstown Pike (S. R. 0100) and Lincoln Highway (S. R. 0030) (Downingtown, PA Quadrangle N: 4.50 inches; W: 0.70 inch) in West Whiteland Township, **Chester County**. The applicant proposes to construct 1.30 acres of replacement wetlands in accordance with submitted plans.

E23-385, Encroachment Permit. **Sun Company, Inc.**, 3144 Passyunk Avenue, Philadelphia, PA 19145-5299. To realign and maintain a 190 linear-foot segment of Marcus Hook Creek (WWF) and to construct and maintain approximately 190 linear feet of retaining wall along the south bank of this stream. This work will occur at the Read Boyd Farm site and is intended for containing existing pits and waste piles from direct contact with surface water. The site is located approximately 1,500 feet east of the Interstate 95 interchange with Market Street (Marcus Hook, PA-NJ USGS (Quadrangle N: 15.25 inches, W: 6.5 inches) in Upper Chichester Township, **Delaware County**. This permit was issued under Section 105.13(e) "small projects."

This permit also includes 401 Water Quality Certification.

E23-395, Encroachment Permit. **Harper Associates**, 6 East Hinckley Avenue, Ridley Park, PA 19078-0384. To construct and maintain the following activities associated with the Ridley Shopping Center:

1. To extend and maintain the upstream side of an existing 10-foot by 5-foot stream enclosure by 990 linear feet in and along an unnamed tributary to Little Crum Creek (WWF).

2. To install and maintain a 320 linear-foot stream enclosure consisting of a 54-inch RCP in and along an unnamed tributary to Little Crum Creek to facilitate stormwater management improvements and a proposed parking lot.

3. To place fill in 0.24 acre of wetlands.

The site is located approximately 500 feet southeast of the intersection of MacDade Boulevard and Monta Vista Avenue, Lansdowne, PA USGS Quadrangle (N: 2.0 inches; W: 10.8 inches) in Ridley Township, **Delaware County**.

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

E45-380, Encroachment. **Pennsylvania Game Commission**, P. O. Box 220, Dallas, PA 18612-0220. To construct and maintain a prefabricated bridge deck across Trout Creek attached to the existing railroad bridge abutments to provide access to a timber harvesting operation west of Bradys Lake. The bridge will have a single span of 34 feet and an underclearance of approximately 16 feet and is located in S.G.L. No. 127, approximately 2,500 feet downstream from Bradys Lake

(Thornhurst, PA Quadrangle N: 5.9 inches; W: 5.1 inches) in Coolbaugh Township, **Monroe County**.

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

E36-689, Encroachment. **Newport Square Associates**, Mike Glass, 600 Olde Hickory Rd. Lancaster, PA 17601. To construct and maintain a 17.5-foot reinforced concrete extension onto the downstream end of the existing 46 linear feet reinforced concrete box culvert having a 12-foot span x 4.5-foot rise across Moores Run (WWF) on Newport Road to widen the roadway for public safety (Lititz, PA Quadrangle N: 7.0 inches; W: 5.5 inches) in Warwick Township, **Lancaster 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.

E41-460, Encroachment. **Transcontinental Gas Pipeline Corporation**, 2800 Post Oak Boulevard Level Ten, Houston, TX 77056. To repair, operate and maintain an existing 24-inch diameter gas pipeline beneath Larry's Creek for the transmission of natural gas. The repair work shall consist of constructing a concrete jacket over the existing pipeline, which shall not exceed a maximum of 90 feet. If Larry's Creek is flowing at the time of the repair operations, the injection rate of the concrete into the jacket in cubic yards per hour shall not exceed the stream flow in cubic yards per minute. The project is located along the western right-of-way of SR 0287 approximately 500-feet south of Zinck Road and SR 0287 intersection (Salladasburg, PA Quadrangle N: 1.7 inches; W: 5.5 inches) in Mifflin Township, Lycoming County. This permit also authorizes the restoration of Larry's Creek steamed through scour repair and cross-vane installation. The permittee shall implement an impermeable membrane or equally effective measure to ensure stream flow is not lost to the voids within the R-8 riprap. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E57-087, Encroachment. **Pennsylvania Game Commission**, P. O. Box 220, Dallas, PA 18612. To construct, operate and maintain a rock-based ford crossing Bloody Run to provide access for timber management operations in State Game Lands No. 13. The ford crossing shall be constructed and maintained with R-4 rip-rap on the graded stream bank approaches and No. 3 stone wearing surface at a maximum height of 3-inches across the stream channel. The project is located along the northern right-of-way of S. R. 2003 approximately 0.75-mile east of Shingle Mill Road and S. R. 2003 intersections (Elk Grove, PA Quadrangle N: 10.5 inches; W: 7.3 inches) in Davidson Township, Sullivan County. The ford crossing authorized by this permit shall not be used for any commercial activities between October 1 and December 31. In lieu of restricted ford crossing use during periods of wild trout spawning, this permit also authorizes the construction, operation and maintenance and removal of a temporary bridge across Bloody Run. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E26-268, Encroachment. **Blaney Farms**, P. O. Box 640, Perryopolis, PA 15473. To place and maintain approximately 950 LF fill along the left bank of an unnamed

tributary to Crabapple Run (WWF) for the purpose of expanding an existing parking facility at Blaney Farms business located off of S. R. 51 approximately 1 mile south of the intersection of S. R. 51 and S. R. 201 (Fayette City, PA Quadrangle N: 6.3 inches; W: 2.8 inches) in Franklin Township, **Fayette County**. This application was filed as a result of the Department's Notice of Violation dated April 27, 1999 issued to Blaney Farms, Inc. This permit was issued under Section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

DAM SAFETY

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

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

D65-188-DEP, BAR Development Company (772 Pine Valley Drive, Pittsburgh, PA 15239). To construct, operate and maintain Lake Ridge Estates Dam located across a tributary to Turtle Creek. The proposed 2.3 acre lake will be constructed for recreational and stormwater use (Pittsburgh, PA Quadrangle, N: 10.6 inches, W: 3.6 inches), in Murraysville Borough, **Westmoreland County**.

ENVIRONMENTAL ASSESSMENT

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 southwest of the intersection of State Route 19 and Horne Run Road (Amity, PA Quadrangle, N: 13.1 inches, W: 12.5 inches).

EA32-002CO. Environmental Assessment. **Mark Lepert**, Course Superintendent, Indiana Country Club, P. O. Box 277, 495 Country Club Road, Indiana, PA 15701-0277. To construct a non-jurisdictional dam across a tributary to Ramsey Run (CWF) directly and indirectly impacting 0.48 acre of wetlands and 900 linear feet of stream channel for irrigation and recreation. The proposed dam will be located approximately 1,800 feet downstream of the existing lower pond on the club grounds (Ernest, PA Quadrangle, N: 0.75 inch, W: 0.50 inch), in White Township, **Indiana County**.

SPECIAL NOTICES

Notice of Planning Grant Awards Under Section 901 of the Municipal Waste Planning Recycling and Waste Reduction Act of 1988, Act 101

The Department of Environmental Protection, hereby announces the following grants to counties under the Municipal Waste Planning, Recycling and Waste Reduction Act (53 Pa. S. §§ 4000.101—4000.1904) sections 5208 and 901 of the Waste Tire Recycling Act/Small Business

and Household Pollution Prevention Act (Act 190 of 1996). The awards listed here are based upon applications received by the Department in 2000.

Planning grants are awarded to counties for 80% of approved costs for preparing municipal waste management plans as required by Act 101, for carrying out related studies, surveys, investigations, inquiries, research and analysis, including those related to siting, environmental mediation, education programs on pollution prevention and household hazardous waste and providing technical assistance to small businesses for pollution prevention. Grants may be awarded for feasibility studies and project development for municipal waste processing or disposal facilities, except for facilities for the combustion of municipal waste that are not proposed to be operated for the recovery of energy. All grant awards are predicated on the receipt of recycling fees required by sections 701 and 702 of Act 101, and the availability of moneys in the Recycling Fund.

Inquiries regarding the grant offerings should be directed to Sally Lohman, Chief, Waste Planning Section, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472.

ACT 101, SECTION 901 PLANNING GRANT

<i>Applicant</i>	<i>Project Description</i>	<i>Grant Award</i>
NORTHEAST REGION		
MONROE COUNTY	Plan Revision	\$70,431

Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of August 2000 the Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act (63 P. S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed to perform radon-related activities in Pennsylvania. The period of certification is 2 years. (For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P. O. Box 8469, Harrisburg, PA 17105-8469, (800) 23RADON.

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
James Forshey	2020 Bellmeade Drive Altoona, PA 16602	Testing
Howard Meyer	2530 Wedgemere Street Pittsburgh, PA 15226	Testing
Donna Moles	207 Dekalb Street Norristown, PA 19401	Testing
Jeffrey Nicholls	P. O. Box 400 Henryville, PA 18332	Testing
Kevin Radziul	84 Longcross Road Limerick, PA 19468	Mitigation

[Pa.B. Doc. No. 00-1639. Filed for public inspection September 22, 2000, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are on DEP's world wide web site (www.dep.state.pa.us) at the public participation center. The "July 2000 Inventory" heading is the governor's list of nonregulatory documents. The "Search the Inventory of Technical Guidance Documents" heading is a database of the inventory. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

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

Downloading/Ordering Paper Copies of DEP Technical Guidance

Persons can download all guidance documents from our website at www.dep.state.pa.us. We strongly encourage utilizing Internet access if possible. If you do not have access to the Internet, copies of the latest inventory or an unbound paper copy of any of the final documents listed on the inventory can be ordered by calling DEP at (717) 783-8727.

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

Changes to Technical Guidance Documents

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

Draft Guidance

DEP ID: 400-5900-117 Title: Standard Operating Procedures for the Acceptance, Collection, Transport, Storage and Disposition of Elemental Mercury by DEP Staff Description: DEP's staff will follow the standard operating procedure for the acceptance, collection, transport, storage, and disposition of elemental mercury set forth in the Procedure section of this guidance document. Anticipated Effective Date: November 11, 2000, Contact: Charles High at (717) 787-5028.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 00-1640. Filed for public inspection September 22, 2000, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Carlisle Hospital for Exception to 28 Pa. Code §§ 553.2, 555.1 and 555.31; Chapters 557, 559, 561, 563, 565, 567 and 569

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Carlisle Hospital has requested an exception to the requirements of 28 Pa. Code § 553.2 that requires an ambulatory surgical facility to be an individual, partnership, association, a corporation or a combination thereof, § 555.1 medical staff, § 555.31 anesthesia services, Chapter 557 reporting of Quality Assurance activi-

ties, Chapter 559 Nursing Services, Chapter 561 Pharmaceutical Services, Chapter 563 Medical Records, Chapter 565 Radiology and Laboratory Services, Chapter 567 Environmental Services, Chapter 569 Fire and Safety Services.

The request is on file with the Department. Persons may receive a copy of the request for exception by requesting a copy from: Pennsylvania Department of Health, Division of Acute and Ambulatory Care, Room 532 Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, Fax: (717) 772-2163, e-mail address: jinks@state.pa.us. Those persons who wish to comment on this exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed above.

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

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6514 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. 00-1641. Filed for public inspection September 22, 2000, 9:00 a.m.]

Hearing Aid Advisory Council Meeting

The Hearing Aid Advisory Council, established by section 201 of the Hearing Aid Sales Registration Law (35 P.S. § 6700-201) is scheduled to hold a meeting on October 5, 2000 from 9 a.m. to 12 p.m. at 132 Kline Plaza, Suite A, Harrisburg, PA 17104.

For additional information or persons with a disability who desire to attend and require an auxiliary aid service or other accommodation to do so should contact John Hair, Director of the Bureau of Community Program Licensure and Certification at (717) 783-8665. V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Services at (800) 654-5984 [TT].

This meeting is subject to cancellation without notice.

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 00-1642. Filed for public inspection September 22, 2000, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding

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

The Federal Highway Administration, the Pennsylvania Department of Transportation and Butler County are planning the replacement of the Buhl Bridge, which carries T-415 (Old Route 0068) over Connoquenessing Creek in Forward Township, Butler County.

The subject project is considered a Level 4 Categorical Exclusion in accordance with 23 CFR Part 771.117(d), Item 3 as published in the August 28, 1987 *Federal Register*.

The Buhl Bridge is eligible for listing in the National Register of Historic Places and is therefore, a Section 2002/Section 4(f) resource. The subject project will have an adverse effect on the Buhl Bridge. Based upon studies, there is no prudent and feasible alternative to the bridge project.

Mitigation measures will be taken to minimize harm as stipulated in the Categorical Exclusion Evaluation (CEE)/Programmatic Section 4(f) Evaluation and in the executed Memorandum of Agreement, which is included in the CEE/Programmatic Section 4(f). Mitigation measures include the following:

- A marketing plan will be prepared for the sale and relocation of the Buhl Bridge.
- A Historic American Buildings Survey/Historic American Engineering Record (HABS/HAER) recordation/documentation will be completed as required by HABS/HAER.

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

No adverse environmental effect is likely to result from this bridge project.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 00-1643. Filed for public inspection September 22, 2000, 9:00 a.m.]

Retention of Engineering Firms

Allegheny County

Project Reference No. 08430AG

The Department will retain an engineering firm to provide construction management support services and a supplementary construction inspection staff of approximately forty-five (45) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on the following projects:

1. S. R. 3069, Sections A05 and 012, Allegheny County Local Name: Liberty Bridge. This project involves a deck overlay and dam and bearing repairs on the inbound lanes of the Liberty Bridge in the City of Pittsburgh.
2. S. R. 0885, Sections A08, A11, A12, A13, and A19, Allegheny County. Local Name: Boulevard of the Allies/Boulevard of the Allies Bridge Nos. 1, 2, 3 and 4. This project consists of the rehabilitation of four (4) structures along the outbound lanes of the Boulevard of the Allies between the Liberty Bridge and the Parkway East (I-376) and resurfacing the eastbound/outbound lanes of the Boulevard of the Allies. S. R. 0885, Section A08 includes

resurfacing of the eastbound/ outbound lanes, construction of new parapets, concrete reconstruction and new sign structures. S. R. 0885, Section A11 is the replacement of existing concrete channel beams with a new retaining wall. S. R. 0885, Section A12 is the rehabilitation and replacement of existing concrete cantilever structures with a new retaining wall. S. R. 0885, Sections A13 and A19 projects include a concrete slab replacement. All sections will have a new "F" type parapet. The project is located in the City of Pittsburgh.

3. S. R. 0028, Sections A26, A27 and A28, Allegheny County Local Name: PA 28. S. R. 0028, Section A28 is on the Interstate Expressway Program for concrete patching, asphalt overlay, shoulder repair, drainage, guiderail updates and pavement markings. S. R. 0028, Section A26 is the rehabilitation of the Kittanning Pike Bridge and S. R. 0028, Section A27 is the rehabilitation of the Scouts Reserve Bridge. Both rehabilitations include deck replacements and minor substructure repair. The limits of the project are from Ravine Street to Highland Park Southbound on PA 28. The project is located in the Borough of Sharpsburg.

4. S. R. 0008, Section A05, Allegheny County Local Name: PA 8: Kittanning-Saxonburg Bridge. This project is the reconstruction and realignment of S. R. 0008 between Kittanning Street and Saxonburg Boulevard. Includes construction of seven (7) retaining walls in addition to major excavation. This project also involves the replacement of the Grant Street Structure with a prestressed box beam bridge. The project includes guiderail, median barrier, mountable curb, Superpave items and a new drainage system. There are major utility relocations associated with this project. This project is located in the Borough of Etna and the Township of Shaler.

Department policy requires firms providing construction inspection services to have a Federal Acquisition Regulation (FAR) field overhead rate established. The Department's current policy (SOL-430-91-34) requires a firm to submit their proposed field and office cost allocation approach, before the beginning of the fiscal year where the separate overhead rates would apply. This approach must comply with the provisions set forth in Part 31 of the Federal Acquisition Regulations (48 CFR Chapter 1) which governs the determination of the eligibility of costs making up the firm's Direct and Indirect Costs.

The anticipated duration of construction is eighteen (18) months with the expiration date established as thirty (30) days after the Acceptance Certificate (CS-4138) has been issued to the construction contractor for the last project within the agreement.

The construction Management Support/Inspection Services Team (CMSI) will be required to provide, but not limited to, the following services:

- Implement a project control system to document, monitor, evaluate and resolve field construction problems.
- Develop, monitor and maintain a master CPM schedule.
- Monitor and maintain the contractors' CPM schedule.
- Prepare and distribute construction summary reports.
- Establish and maintain a system of document control.
- Conduct regular progress meetings.

- Attend scheduled pre-bid and pre-construction meetings.
- Review cost estimates and coordinate value engineering efforts.
- Draft and prepare correspondence for PennDot signature.
- Evaluate change orders and provide claim avoidance evaluations.
- Coordinate and participate in community relations.
- Establish and coordinate necessary interaction among the project's designers, contractors, traveling public, communities, public and private agencies, utility companies, local government and PennDOT.
- Take preconstruction and progressional project photographs and videos.
- Monitor all environmental issues, including but not limited to, wetland mitigation, noise complaints, borrow and waste site locations, erosion and sedimentation control plans, earth disturbance permits, air and water quality and any complaints due to vibrations.
- Provide structural and roadway control services, including but not limited to, review of false work submittals, deck replacement/removal plans, shop drawings, and demolition procedures.
- Coordinate and resolve all traffic issues in conjunction with PennDOT personnel.
- Implement a reporting system to record and comment on fieldwork and schedule of the man CMSI team.
- Provide specialized services in the following areas:
 - A. Archaeological monitoring during construction.
 - B. Concrete and steel evaluation and testing.
 - C. Public information and graphs.
 - D. Paint/Coatings testing and evaluation.
 - E. Soils engineering, sampling and testing.
 - F. Hazardous materials monitoring and testing.
 - G. Construction safety monitoring services.
 - H. Incident management.
- Assist in development, data input and approval process of work orders.
- Complete auditing of project records in accordance with Department regulations.
- Provide development and maintenance of Web Pages for each project to display information, including graphs.
- Provide sufficient personnel to provide construction inspection responsibilities under the Department's Inspector-In-Charge. The construction inspection responsibilities may be performed by the consultant's in-house personnel, joint venture or the use of subconsultant(s).

Resumes will be required and reviewed for experience in all phases of construction management support services for the following personnel:

- Project Manger (1)
- Assistant Project Manager (1)
- Construction Engineers (2)

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The final ranking will be

established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the final ranking.

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

- a. Review of resumes for the following individuals with emphasis on experience in all phases of construction management support services (number of individuals):
 - (1) Project Manager, P.E. required
 - (1) Assistant Project Manager
 - (2) Construction Engineers
 - Overall experience
 - Length of time in the performance of CM support service responsibilities
 - Signed commitment of availability for project assignment
 - Length of service with the consulting firm
 - Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, bridge rehabilitations, retaining walls, concrete, asphalt paving, major excavation, drainage, sign structures, guiderail, utility relocations, construction documentation procedures and "CDS" operations.
- b. Understanding of Department's requirements, policies, and specifications.
- c. Past Performance of similar work with the District and Statewide.
- d. Number of NICET certified inspectors in each payroll classification.
- e. Number of available inspectors in each payroll classification.

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

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

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	3 (3)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	8 (8)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	25 (17)
Technical Assistant—1 (TA-1) (NICET Highway Construction Level 1 or equivalent)	5 (0)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	4 (0)

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one (1) of the following requirements:

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

The maximum hourly payroll rate for each Department Payroll Classification for calendar year 2000 shall be as shown:

<i>Payroll Classification</i>	<i>Maximum Straight Time Hourly Payroll Rate (Year 2000)</i>
(TCM-1)	\$23.22
(TCIS)	\$20.34
(TCI)	\$17.05
(TA-1)	\$13.80
(TA)	\$11.72

If applicable, the maximum straight time hourly payroll rate for subsequent calendar years will be established at the scope of work meeting.

The maximum hourly payroll rate is the maximum hourly rate paid to an employee in a specific Department Payroll classification. The Department reserves the right to negotiate hourly payroll rates of compensation of individuals based on knowledge, experience and education up to the payroll classification maximum hourly payroll rate. The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; Firms must also provide six inspectors certified in computer documentation; and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation, or construction.

The firm selected will be required to supply the following equipment:

<i>Quantity</i>	<i>Item</i>
36	Cellular Phones (for Engineer's employees only)
5	Digital Cameras

The Department will directly reimburse the selected engineering firm for the above equipment, for use by the consultant inspection staff at their actual cost not to

exceed the maximum direct reimbursement shown below. The engineering firm is required to include their billing rates for each type of equipment in the letter of interest.

- Cell Phone Usage* As per invoice
- Camera (Digital) As per invoice

If the equipment is self-owned, reimbursement will be based on actual cost of ownership not to exceed the maximum allowable. If equipment is from an outside supplier, the engineer must secure a minimum of three written quotes. The Department reserves the right to request additional quotes.

*Cost of phone and activation fees are not eligible for direct reimbursement

The Department will reimburse for actual miles driven on the project as directed by the Department, and a maximum of \$32.50/day for either mileage to and from the work site or lodging. An inspector will not be reimbursed for a combination of the two (2) during the same day. Mileage will be reimbursed for the most direct route from the inspector's residence or the Consultant's office, whichever is less, to the project site and return at the lesser of the maximum mileage rate established by the Commonwealth or the firm's current policy. The first 15 miles each day of an inspector's commute from and to his/her residence or the consultant's office to the work location is considered normal commuting travel and will not be eligible for mileage reimbursement. Lodging will be reimbursed at a maximum rate of \$32.50/day, in lieu of mileage, but receipts for all costs must be provided to the Department with the Engineer's invoice. Lodging will only be reimbursed for employees whose home or headquarters is more than 65 miles from the project.

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

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

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

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	4
TCIS	10
TCI	30

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided (any pages beyond will not be reviewed by the Department), plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Raymond S. Hack, P.E., District Engineer
 Engineering District 11-0
 45 Thoms Run Road
 Bridgeville, PA 15017
 Attention: Brian A. Krul

The Letter of Interest submission for this project reference number must be received at the address listed

above by 4:30 P.M. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to Brian A. Krul, phone number (412) 429-3801, fax number (412) 429-4933.

Crawford County

Project Reference No. 08430AG2614

The Department will retain an engineering firm for a multi-phase, specific project agreement to provide highway capacity and safety analyses, an alternatives analysis, condition survey reports, environmental studies, preliminary engineering, final design, shop drawing review and consultation during construction for S. R. 0079, Section A06 (Meadville Interchange, I-79/Exit 36) in Vernon Township, Crawford County, Engineering District 1-0.

The primary purpose of this project is to increase the capacity and safety of the interchange area through a series of geometric improvements, lighting, signing, pavement markings and other upgrades.

The selected firm will be required, but not limited to: attend an agency scoping field view(s); prepare the appropriate environmental documents; perform field surveys; prepare a location study and alternatives analysis and identify a preferred alternative; prepare plans, profiles, typical sections and cross-sections; perform a soils and geological investigation; erosion and sedimentation control plans; preliminary design submission; value engineering studies; right-of-way plan submission; utility submission; traffic investigations; type, size and location report(s); prepare structure designs with associated permits; final roadway design; landscaping and roadside development plans; construction plans; and prepare a PS&E (plans, specifications and estimate) submission. Coordination and attendance at various public meetings is required. The consultant will be required to provide material and attend a safety review meeting, attend various field views and provide efficient project management. Services during construction will include, but not limited to; construction consultation, alternatives review and shop drawing review.

It is essential that the selected firm be comprised of a multi-disciplinary team who are capable of performing all manner of engineering and environmental studies and documentation that may be required for a transportation improvement project. Communication skills will be important when coordinating with local officials, area residents, business owners and special interest organizations. The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters-of-interest:

- a) Specialized experience and technical competence of the consultant team. The specific experience of individuals and available staffing for this assignment will be considered.
- b) Method of controlling the quality of submissions. Consideration will be given to coordination between disciplines, subconsultants, etc.
- c) Past record of performance with regard to work quality, cost control and ability to meet schedules.
- d) Project management skills and public involvement experience and the ability to work effectively with the Department.
- e) Understanding of the Department's requirements, Design Manuals, policies and specifications.

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

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

The Letter-of-Interest submission shall be sent to:

Mr. John L. Baker, P.E., District Engineer
Engineering District 1-0
255 Elm Street
P. O. Box 398
Oil City, PA 16301
Attn: Mr. Michael L. McMullen, P.E.

The Letter-of-Interest submission for this project reference number must be received at the address listed above by 4:30PM prevailing time on the twentieth (20th) day following the date of this Notice. Three (3) copies of the letter-of-interest must be included in the submission to the Engineering District 1-0 office.

Any technical questions concerning the requirements for this project should be directed to: Mr. Michael L. McMullen, P.E., Engineering District 1-0, at (814) 678-7077 or fax number (814) 678-7030.

Washington and Westmoreland Counties

Project Reference No. 08430AG2615

The Department will shortlist a minimum of seven (7) engineering firms from the acceptable letters of interest and retain three (3) firms to provide preliminary engineering, environmental studies, final design and services during construction (shop drawing review, construction consultation and plans recordation) on the following project(s):

1. S. R. 0070, Section N20, Westmoreland County Local Name: I-70 over S. R. 3014 Project This project involves the replacement of a three span continuous I-beam bridge (segment 0554, offset 2042) carrying I-70 over S. R. 3014 in Hempfield Township, Westmoreland County. S. R. 0070 is classified as urban interstate with an ADT of over 26,000 vehicles and 29% trucks. The posted speed limit is 55 mph and the design speed is 70 mph. S. R. 3014 is classified as local urban and the current ADT is 534 vehicles with 14% trucks. The proposed limits of work are from segment 0554, offset 0100 to segment 0560, offset 1700 for a length of 4017 ft. The project setting is rural with rolling terrain.

The purpose of the project is to replace the existing structure over S. R. 3014 and widen the roadway template by increasing the median width from 4 feet to 10 feet. The existing vertical clear is 14'-6" and lateral clearance is 3'-0". The total span length is 142 feet. Grade adjustments to I-70 will be required in order to accommodate the proposed roadway template. A R. C. arch culvert located just east of the subject bridge (seg. 0554/2314) carries a branch of Sewickley Creek under I-70, S. R. 3014 and Twp. Rd. 512. The arch has a vertical opening of approx. 9 ft. and a horizontal opening of 10 ft. The culvert is 425 ft. long and is under 40 ft. of fill under I-70 and 10 ft. under S. R. 3014 and Twp. Rd. 512. Investigate any impacts to the culvert as a result of the proposed roadway adjustments. Approach roadway work will be

limited to providing transition of the proposed template and any required geometric adjustments necessary to meet current standards. Consideration will be given to future maintenance of traffic under construction when developing the roadway and bridge templates.

2. S. R. 0070, Section 10Q, Westmoreland County Local Name: I-70 over Wheeling & Lake Erie Railroad Project. This project involves the replacement of a three span concrete encased steel I-beam bridge (segment 0434, offset 1283) carrying I-70 over the Wheeling & Lake Erie Railroad in Rostraver Township, Westmoreland County. S. R. 0070 is classified as rural interstate with an ADT of over 26,000 vehicles and 29% trucks. The posted speed limit is 55 mph and the design speed is 60 mph. The proposed limits of work are from segment 0430, offset 2320 to segment 0440, offset 0957 for a length of 3900 feet. The project setting is rural with rolling terrain.

The purpose of the project is to replace the existing three (3) span structure over the W & LE Railroad and widen the roadway template by increasing the median width from 4 feet to 10 feet. The existing vertical clear is 22'-6" and lateral clearance is 13'-0". The existing abutments are skewed between 33 and 34 degrees, and the total span length is 182 ft. Grade adjustments to I-70 may be required in order to accommodate the proposed roadway template. Future considerations for extending the accel and decel lanes from the Arnold City Interchange (Exit 21) westward will be studied and how it effects the proposed bridge and/or roadway templates. Consideration will also be given to future maintenance of traffic under construction when developing the roadway and bridge templates. Approach roadway work to the west of the subject bridge will consist of transitioning the proposed template into the existing and incorporating any adjustments due to current design standards.

3. S. R. 0070, Section W20, Washington County Local Name: I-70 over S. R. 1049 (Turnback Road) Project This project involves the replacement of a single span P/S adjacent box beam bridge (segment 0220, offset 1332) carrying I-70 over S. R. 1049 in South Strabane Township, Washington County. S. R. 0070 is classified as rural interstate with an ADT of over 26,000 vehicles and 28% trucks. The posted speed limit is 55 mph and the design speed is 70 mph. S. R. 1049 is classified as rural local state route south of I-70 and a turnback local township road to the north. The current ADT is 534 with 14% trucks. The proposed limits of work are from segment 0214, offset 1470 to segment 0224, offset 0770 for a length of 4000 ft. The project setting is rural with rolling terrain. The South Strabane Township Municipal Building is located near the northwest corner of the structure.

The purpose of the project is to replace the existing single span structure over S. R. 1049 and widen the roadway template by increasing the median width from 4 feet to 10 feet. The existing vertical clear is 12'-6" and lateral clearance is 4'-0". Grade adjustments to I-70 will be required in order to accommodate the required vertical under clear of 14'-6" and proposed roadway template. An existing overhead sign structure will require upgrading or replacement. A R. C. box culvert (12 ft. span) carrying a branch of Little Chartiers Creek under I-70 (seg. 0220/0692) may require investigation due to the proposed approach roadway adjustments. The approach roadway work is limited to transitioning from the proposed template to the existing and any improvements required due to current standards. Consideration will be given to future maintenance of traffic under construction when developing the roadway and bridge templates.

During December of 1999 and March of 2000, long wall mining took place under the subject bridge on I-70. Prior to any mining activities the bridge inspection reports indicated the near left and far right wingwalls and abutment stem had tilted up to 18". Steel inclined braces were installed as temporary supports. Subsequent to long wall mining, settlement of a few inches has been recorded. No functional problems have been observed to date.

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

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

The firm selected may be required to provide a variety of engineering services as indicated below, but not limited to:

- a) All studies necessary for the preparation of a Categorical Exclusion Evaluation Level 1b (or Level 2 if circumstances warrant) and associated documents including: cultural resource surveys, wetland delineation and evaluation, Section 106 documents, hazardous waste reports, archaeological surveys, etc.
- b) Preliminary engineering including, but not limited to: field surveys; public/local officials coordination; traffic studies; type, size and location; design field view; roadway design; hydrologic and hydraulic report; E & S plans; soils and geological reconnaissance; traffic control plans; right-of-way investigation and coordination with utility companies.
- c) Preparation of final design activities including, but not limited to: foundation submission/core borings/geotechnical engineering report; final structure and roadway plans; signing and pavement/delineation marking plans; contour grading plan; final traffic control plan; pavement and drainage design; final right-of-way plan; specifications and cost estimate preparation.
- d) Engineering services during construction including shop drawing reviews, consultation service and review of contractor's alternate design.

All engineering services for this project will be performed in accordance with current Department English Design Standards.

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

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

The Letter of Interest submission shall be sent to:

Mr. Michael H. Dufalla, P.E., District Engineer
Engineering District 12-0
North Gallatin Avenue Extension
Uniontown, PA 15401
Attention: Mr. Jerome F. Bendo

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

Any technical questions concerning the requirements for these project should be directed to Mr. Jerome F. Bendo, phone number (724) 439-7377, fax number (724) 430-4401.

General Requirements and Information

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

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

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

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

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

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

By submitting a letter of interest for the projects that request engineering services, the consulting firm is certifying that the firm is qualified to perform engineering services in accordance with the laws of the Commonwealth of Pennsylvania. A firm not conforming to this requirement may submit a letter of interest as a part of a joint venture with an individual, firm or corporation which is permitted under State law to engage in the practice of engineering.

The letter of interest must include full disclosure of any potential conflict of interest by the prime or any subconsultant based on Engineering Involvement Restrictions Guidelines as established in Strike-off Letter No. 433-00-02 published March 27, 2000. If there are no potential conflicts you shall include the following statement: "I have reviewed Strike-off Letter No. 433-00-02 and determine that there are no potential conflicts of interest for anyone on this project team."

If a Joint Venture responds to a project advertisement, the Department of Transportation will not accept separate Letters of Interest from the Joint Venture constituents. A firm will not be permitted to submit a Letter of Interest on more than one (1) Joint Venture for the same Project Reference Number. Also a firm that responds to a project as a prime may not be included as a designated subcontractor to another firm that responds as a prime to the project. Multiple responses under any of the foregoing

situations will cause the rejection of all responses of the firm or firms involved. The above does not preclude a firm from being set forth as a designated subcontractor to more than one (1) prime responding to the project advertisement.

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

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

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

Letters of Interest for will be considered non-responsive and eliminated from further consideration for any of the following reasons:

1. Letters of Interest not received on time.
2. Project of interest is not identified.
3. An Annual Qualification Package for the prime consultant and all subconsultants is not on file with the organization receiving the Letter of Interest.
4. Conflict of Interest evaluation statement is not included.
5. A Disadvantaged Business Enterprise (DBE) participation goal is established for the Project Reference Number but no DBE/WBE is identified and no good faith effort is included.
6. Firm submitted a Letter of Interest on more than one (1) Joint Venture or a firm submitted a Letter of Interest as a prime and was also included as a subconsultant, to another firm. Multiple responses under any of the foregoing situations will cause the rejection of all responses of the firm, or firms, involved.

In addition to the above reasons, a Letter of Interest for Construction Inspection Services will be considered non-responsive for any of the following reasons:

1. Prime consultant or any subconsultant does not have a Federal Acquisition Regulation (FAR) Audit Field Overhead Rate on file with the Department.
2. Using an individual's resume without including a letter granting the individual's approval for TCIS and higher positions.
3. Exceeding the maximum number of resumes in a payroll classification.

The assignment of the agreement/contract for the above advertisement(s) will be made to one of the firms who

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

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 00-1644. Filed for public inspection September 22, 2000, 9:00 a.m.]

FISH AND BOAT COMMISSION

Designation of Water Subject to Special Fishing Regulations

The Fish and Boat Commission (Commission) has designated Beaverdam (Run) Reservoir, Cambria County, as a water to be regulated and managed under 58 Pa. Code §§ 65.9 and 65.111 (relating to big bass special regulations; and panfish enhancement special regulation) for sunfish, yellow perch and crappie. These designations will go into effect upon publication of this notice in the *Pennsylvania Bulletin*.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 00-1645. Filed for public inspection September 22, 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, September 7, 2000, and took the following actions:

Regulations Approved:

Department of State #16-22: Campaign Finance Forms (amends 4 Pa. Code §§ 174.1, 176.2, 176.8, 177.1, 177.2 and 177.9).

Department of Health #10-143: Emergency Medical Services (amends 28 Pa. Code Chapters 1001—1015).

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, July 13, 2000, and took the following action:

Regulation Disapproved:

State Board of Medicine and State Board of Nursing #16A-499: Certified Registered Nurse Practitioners Prescriptive Authority (adds 49 Pa. Code §§ 18.53—18.57 and 21.283—21.287).

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

Public Meeting held
September 7, 2000

Department of State—Campaign Finance Forms; Regulation No. 16-22

On February 22, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of State (Department). This rulemaking amends 4 Pa. Code §§ 174.1, 176.2, 176.8, 177.1, 177.2 and 177.9. It was published in the March 4, 2000, *Pennsylvania Bulletin*, with a 30-day public comment period. The final-form regulation was submitted to the Commission on August 7, 2000.

The final regulation amends references to official campaign reporting forms and adds a new provision that allows filers to submit their reports on diskette, provided the filing meets the Department's technical specifications. It also deletes the reporting forms from the regulation.

We have determined this regulation is consistent with the statutory authority of the Department of State (25 P. S. § 2621(a)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

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

Public Meeting held
September 7, 2000

Department of Health—Emergency Medical Services; Regulation No. 10-143

On January 29, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Health (Department). This rulemaking amends 28 Pa. Code Chapters 1001—1015. The proposed regulation was published in the February 13, 1999 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on August 7, 2000.

This rulemaking is a comprehensive revision of the procedures, rules and standards of the Emergency Medical Services system administered by the Department. The primary impetus for this rulemaking is Act 82 of 1994 which amended the Emergency Medical Services Act.

We have determined this regulation is consistent with the statutory authority of the Department (35 P. S. § 6937.1) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

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

Public Meeting held
July 13, 2000

Regulation No. 16A-499 State Board of Medicine and State Board of Nursing—Certified Registered Nurse Practitioners Prescriptive Authority

On September 17, 1999, the Independent Regulatory Review Commission (Commission) received this joint proposed regulation from the State Board of Medicine and the State Board of Nursing (Boards). This rulemaking adds 49 Pa. Code §§ 18.53—18.57 and 21.283—21.287. The proposed regulation was published in the October 2, 1999 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 6, 2000.

This rulemaking will authorize Certified Registered Nurse Practitioners (CRNP) to prescribe and dispense drugs. In order for a CRNP to prescribe and dispense drugs, the regulations establish education requirements, specify categories of drugs CRNPs may and may not prescribe, require collaborative agreements with physicians, specify CRNP identification requirements and specify physician supervision requirements.

The final regulation contains significant amendments to the proposed version of the regulation. There are three areas that do not meet our criteria as explained below.

First, the Boards added a 2:1 ratio of CRNPs to physicians in §§ 18.57 and 21.287 of the final regulation. This ratio raises questions concerning protection of the public health, need and reasonableness (71 P. S. § 745.5a(i)(2) and (3)). These provisions were not in the proposed regulation.

Commentators believe the 2:1 ratio will unnecessarily restrict the availability of healthcare, particularly in underserved rural and urban areas. They also observe that the regulation requires part-time CRNPs to meet the same ratio as full-time CRNPs.

The Preamble does not explain how the 2:1 ratio was determined. The Boards state that CRNPs prescribing drugs is the norm in 42 states. Commentators have stated that only two of those states use a ratio, and that the ratio is higher than the 2:1 ratio in this regulation. The Boards should amend or delete this requirement or explain why it is appropriate.

Second, the waiver process in §§ 18.57(a) and 21.287(a) lacks clarity (71 P. S. § 745.5a(i)(3)). The provision allows a physician to “apply for a waiver . . . for good cause, as determined by the Boards.” This is new language added to the final regulation.

Commentators believe the waiver process is not clearly defined in the regulation. The regulation should be amended to state how to apply to the Boards for a waiver, what information is required, and what criteria the Boards will use to evaluate a request for waiver.

Finally, the requirement in §§ 18.53(2) and 21.283(2) for “a specific course in advanced pharmacology of not less than 45 hours” does not reasonably allow existing CRNPs to comply, would impose unnecessary costs on them, and would impose adverse effects on competition (71 P. S. § 745.5a(i)(1) and (3)). Prior to 1992, pharmacology was integrated into other courses in the CRNP curricula. Approximately 40% of practicing CRNPs may

not be able to document a “specific” course, even though they may have had equivalent education. A further concern is that the Boards will allow more favorable treatment for out-of-State equivalency for CRNP certification under existing §§ 18.42 and 21.272 (relating to Certification by endorsement; currently licensed), but would foreclose the opportunity for Pennsylvania’s CRNPs to demonstrate an equivalency of the 45-hour advanced pharmacology course. The regulation should allow all CRNPs the opportunity to demonstrate an equivalency of the 45-hour advanced pharmacology course to the Boards.

We have determined this regulation is consistent with the statutory authority of the State Board of Medicine (63 P. S. § 422.15(b)) and the State Board of Nursing (63 P. S. § 212) and the intention of the General Assembly. However, after considering all of the other criteria of the Regulatory Review Act discussed above, we find promulgation of this regulation is not in the public interest.

By Order of the Commission:

This regulation is disapproved.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 00-1646. Filed for public inspection September 22, 2000, 9:00 a.m.]

Notice of Comments Issued

Section 5(d) and (g) of the Regulatory Review Act (71 P. S. § 745.5(d) and (g)) provide that the designated standing committees may issue comments within 20 days of the close of the public comment period, and the Independent Regulatory Review Commission (Commission) may issue comments within 10 days of the close of the committees’ comment period. The Commission’s Comments are based upon the criteria contained in section 5.1(h) and (i) of the Regulatory Review Act (75 P. S. § 745.5a(h) and (i)).

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

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Issued</i>	<i>Final-Form Submission Deadline</i>
63-7	State Ethics Commission Procedure	9/07/00	8/07/02
6-269	Department of Education Charter School Services and Programs for Children With Disabilities	9/07/00	8/07/02

State Ethics Commission Regulation No. 63-7 Procedure

September 7, 2000

We submit for your 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 have not been met. The State Ethics Commission (SEC) must respond to these comments when it submits the final-form regulation. If the

final-form regulation is not delivered by August 7, 2002, the regulation will be deemed withdrawn.

1. Sections 17.3. Creditors, 17.4. Income, 17.5. Gifts, and 17.6. Expense reimbursement.—Clarity.

Subsection (a) in each of these sections references “65 Pa.C.S. § 1105(d) (relating to powers and duties of commission).” (Emphasis added.) However, Section 1105 of the statute is entitled “Statement of financial interests,” and Section 1105(d) is entitled “Cost-of-living adjustments.” The SEC should amend the final regulation so that titles in the citations are consistent with the titles in the statute.

2. Section 21.6. Confidentiality.—Legislative intent; Need; Reasonableness

Paragraphs (1) through (8) of this section repeat the exceptions to the confidentiality provision in the Public Official and Employee Ethics Act (65 Pa.C.S. § 1108(k)(1)—(8)). The SEC designed Paragraphs (9) and (10) to reflect the decisions of the United States Supreme Court and lower Federal courts. These decisions have upheld the First Amendment right of the news media to publish information regarding confidential proceedings such as grand jury and judicial review board investigations, and the right of an individual to disclose his or her own testimony in such confidential proceedings to a third party.

Senate Counsels Stephen C. MacNett and C. J. Hafner have commented that Paragraph (9) may include situations that should not be exempt. We agree with their concern, and believe the same concern applies to Paragraph (10) as well. As drafted, Paragraphs (9) and (10) are not consistent with legislative intent, as they could render the statutory confidentiality provision meaningless.

In addition, we question the reasonableness and need for these provisions, as they far exceed the exceptions allowed under current precedent. As proposed, this regulation would allow disclosure of any information acquired as a result of participation in a SEC investigative proceeding. To be consistent with federal court decisions and existing law, exceptions should be limited to the news media and to individuals who disclose their own testimony.

**Department of Education Regulation No. 6-269
Charter School Services and Programs for Children
With Disabilities**

September 7, 2000

We submit for your 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 Department of Education (Department) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by August 7, 2002, the regulation will be deemed withdrawn.

1. General.—Clarity.

This regulation contains the defined term “children with disabilities.” However, the text of Sections 711.6—711.9, 711.21, 711.22, 711.42—711.44 and 711.62 uses other terms such as “students,” “person,” “handicapped child,” “child,” “children” and “student or young child.” For clarity, the Department should review these sections and use the defined term consistently.

2. Section 711.1. Definitions.—Consistency with the statute and Clarity.

Charter school

The definition of this term differs from the definition included in the Charter School Law of 1997 (Act) (24 P.S. 17-1703-A). For clarity, the Department should consider including only the statutory citation of terms that are also defined in the Act.

Additionally, the definition in the regulation contains a reference to the term “regional charter schools.” In the Act, the term “regional charter schools” is a separately defined term. For consistency with the statute, the Department should include a definition of the term “regional charter schools” in the final-form regulation or cite the Act.

At-risk student

This term is defined but it is not used in the text of the regulation. Therefore, the Department should delete the term in the final-form regulation.

3. Section 711.2. Purpose and intent.—Clarity.

This section should clarify that, under Section 1732-A of the Act, charter schools are exempt from the requirements of Chapter 14 (relating to special education).

4. Section 711.3. Incorporation of Federal laws.—Reasonableness and Clarity.

We have a number of concerns with this section. First, Subsection (a) includes the phrase “Charter schools assume the duty to ensure that a FAPE is available to a child with a disability in compliance with . . . its implementing regulations in Title 34 CFR Part 300 . . . or Section 504. . . .” (Emphasis added.) Why did the Department use “or” instead of “and” in this instance?

Second, in Subsection (b), the Department is incorporating by reference 21 different citations of Title 34 CFR Part 300. The title and the listing are confusing. It would improve the clarity of this regulation if the Department moved each incorporation by reference to the corresponding sections of the regulation under the applicable subject areas.

Third, commentators have suggested that the following citations to Title 34 CFR should be included in the final-form regulation. These include: 300.138, relating to participation in assessments; 300.139, relating to reports relating to assessments; and 300.574, relating to children’s rights. The Department should incorporate these provisions by reference, or explain why they should not be incorporated.

Fourth, Subsection (c) begins with the phrase “Except as expressly provided in this chapter. . . .” This phrase is confusing. We were unable to find any sections in the proposed rulemaking where the citations to the sections of Title 34 CFR were not incorporated by reference. For clarity, the Department should delete this phrase.

Finally, the title of this section, “Incorporation of Federal laws” is misleading. All of the incorporations by reference are to Federal regulations. The Department should consider revising the title of this section to reflect this distinction.

5. Section 711.4. Supervision.—Clarity.

SEA and Department

Subsection (a) states “the Commonwealth, through the Department as the SEA” will provide general supervision. This language is redundant in that both the terms “SEA”

and Department" are defined in this regulation. For clarity, the Department should review this subsection and other sections in the regulation and use one defined term consistently.

Monitoring

Subsection (b) provides "the Department will establish and implement methods of administration, including effective and proper methods of monitoring. . . ." It is not clear from this language what constitutes "effective and proper methods of monitoring." Further it is not clear how the Department will "ensure compliance." We suggest that the Department describe in this section the actions for monitoring and ensuring compliance that will be taken by the Offices of Special Education and Education Initiatives.

6. Section 711.5. Personnel.—Clarity.

This section requires persons who provide services in charter schools to have "appropriate certification, notwithstanding Section 1724-A of the act." (Emphasis added.) The word "notwithstanding" should be replaced by the words "in accordance with" to more clearly convey the Department's intent.

7. Section 711.6. Annual report.—Reasonableness and Clarity.

Subsection (a) specifically lists the information that the annual report must contain. One of the commentators remarked that the annual report should include additional information similar to that provided by school districts. For example, reporting requirements should include: the age and type of exceptionality for each enrolled student; the level of intervention provided to each student; certification of staff providing services to each student; and programs and services available to students with disabilities.

School districts already provide such detailed information in their plans. The Department should decide whether incorporating these suggested reporting requirements in the requirements for charter schools' annual reports is necessary.

8. Section 711.7. Enrollment.—Clarity.

Subsection (b) states that the charter schools "may establish reasonable criteria" to evaluate prospective students. The phrase "reasonable criteria" is vague. The Department should clarify this phrase in the final-form regulation.

9. Section 711.8. Education records.—Clarity.

Subsection (a) requires that the educational records should be forwarded when a child with a disability transfers schools. This section should emphasize that all of the student's educational records should be transferred.

Additionally, there is nothing that indicates the educational records are confidential. The Department should consider adding language requiring the confidentiality of educational records if it isn't already protected by another statute or regulation. If this is the case, the appropriate statute or regulation should be cross-referenced.

10. Section 711.9. Payments.—Clarity.

Subsection (a)(1) uses the term "school entity." The Department should include or reference the statutory definition of this term in the final-form regulation.

11. Section 711.21. Child find.—Consistency with statute and Clarity.

Subsection (a) requires all charter schools to "establish written policies and procedures to ensure that all children

with disabilities that are enrolled in the charter school . . . are identified and evaluated." Federal regulations, specifically Title 34 CFR Part 300.125(a)(i), add the requirement that children with disabilities that are enrolled in a charter school are also "located." For consistency with Federal regulations, the Department should amend Subsection (a) to reflect that children with disabilities enrolled in a charter school are "identified, located and evaluated."

12. Section 711.22. Evaluation and reevaluation.—Clarity.

This section contains the phrase "unless a shorter period is required by existing law." From our discussions with the Department, the only requirement for reevaluating "students with disabilities" more often than every 3 years is found in the consent decree in *PARC v. The Commonwealth*, 334 F. Supp. 1257(1971). The requirements found in the consent decree should be included in the final-form regulation.

Parents and teachers of a child with a disability have the right, under Title 34 CFR Part 300 to request an evaluation or reevaluation of a child with a disability at any time. This fact should be clearly stated in a separate provision.

13. Section 711.41. IEP.—Reasonableness and Clarity.

Adopting and developing an IEP

This section makes charter schools responsible to ensure that transferring students with disabilities receive "special education and related services in conformity with an IEP, either by adopting the existing IEP or by developing a new IEP for the child." We have two concerns with this section.

First, in this section, the Department should clarify who is responsible for developing a new IEP, or reference the IEP regulations that contain the specifics for IEP development.

Second, Section 711.41 should require the persons responsible for IEP development in a charter school to use IDEA procedures to develop a new IEP.

14. Section 711.42. Transportation.—Clarity.

Subsection (a) states, "The child's school district of residence is responsible for ensuring that transportation to and from the charter school, when recommended as a related service in an IEP . . ." (Emphasis added.) This subsection is unclear. Does this mean that the child's school district of residence is not responsible for transportation unless the child's IEP recommends such service? The Department should clarify this subsection in the final-form regulation.

15. Section 711.43. Educational placement.—Statutory authority and Clarity.

Subsection (a) states "When the IEP team at a charter school places a child in another public agency, private school, approved private school or private agency, and the parents choose to keep their child enrolled in the charter school, the charter school is obligated to pay for that placement." We have two concerns regarding this subsection.

First, Subsection (a) parallels Section 13-1376(a) of the Public School Code (24 P. S. § 13-1376(a)), which requires public school districts to pay for a child with a disability's education if the child's IEP requires placement in another institution better able to handle that child's needs. However, this provision is not applicable to charter schools

under Sections 1715-A(1) and (7) and 1732-A of the Act. Therefore, we object to the Department's intention to shift this obligation to charter schools.

Section 1715-A of the Act states, "A charter school shall only be subject to the laws and regulations as provided for in Section 1732-A¹ or ² as otherwise provided for in this article." Section 1732-A(a) of the Act references specific statutory and regulatory provisions that apply to charter schools. Additionally, Section 1732-A(c)(2) authorizes the Secretary of Education to ensure that charter schools comply with "... Federal laws and regulations governing children with disabilities." Neither of these provisions authorizes the Department to impose the requirement in Subsection (a).

Therefore, we ask the Department to provide a citation to the specific statutory provision or Federal regulation which requires charter schools to pay for a child with a disability's education if the child's IEP requires placement in another institution. If the requirement is not supported by specific statutory authority as required by Section 1715-A, this subsection should be deleted. Additionally, the term "IEP team" in Subsection (a) is unclear. The Department should define this term in either this section, or Section 711.1, relating to definitions.

16. Section 711.44. ESY.—Clarity.

"Recoupment" and "regression"

Paragraphs (4)(i)—(iii) outline factors in addition to "recoupment" and "regression." It is unclear why these factors were included. It is also unclear as to how these factors will be measured in children with disabilities. The Department should explain how these factors were derived, and how they will be measured, in the final-form regulation.

Additionally, there are a number of terms and phrases that are unclear in Section 711.44. These include: "at least" in Paragraph (6); "pay particular attention" in Paragraph (7); "relevant" in Paragraph (8); "others having direct contact with the student" in Subsection (9)(2); "appropriate" in Paragraph (11)(iii); and "motivation and trust" and "irreversible withdrawal" in Subsection (4)(iii). The Department should provide specific criteria for determining these standards or delete them in the final-form regulation.

17. Section 711.61. Suspension and expulsion.—Reasonableness and Clarity.

Suspension and expulsion

This section deals with the suspension and expulsion of a child with a disability from a charter school. Subsections (a), (b) and (d) cross-reference Chapter 12 (22 Pa. Code § 12) as the proper procedure for suspending or expelling a child with a disability. However, Chapter 12 does not mention any specific requirements that must be met to suspend or expel a child with a disability. We understand that schools cannot apply normal discipline guidelines to special education students unless procedural requirements mandated under Federal law have been met.

Title 34 CFR Parts 300.520—300.529 expressly state the requirements for the suspension and expulsion of a child with a disability. These requirements are more detailed about the process for suspension and expulsion than the process outlined in Section 711.61 of the proposed rulemaking. Therefore, in addition to referencing Chapter 12, the Department should incorporate by reference 34 CFR Parts 300.520—300.529 in this section of the final-form regulation.

18. Section 711.62. Procedural safeguards.—Clarity.
Hearings

This section provides the hearing process for charter schools. Are hearings the only available avenue for grievances against charter schools? Would mediation be available? If so, the Department should list the available options in the final-form regulation.

Also, the phrase "without delay" in Paragraph (2) is unclear. The Department should include a minimum time frame in the final-form regulation.

[Pa.B. Doc. No. 00-1647. Filed for public inspection September 22, 2000, 9:00 a.m.]

INSURANCE DEPARTMENT

Keystone Health Plan Central; Group Prescription Drug Premium Rates; Rate Filing

Keystone Health Plan Central requests approval to increase its group prescription drug premium rates for its fully insured business, with proposed effective dates of October 1, 2000, through December 31, 2001. The generic drug plan will apply to all groups.

The requested rate increases range from 12.9% to 45.1%, with an average rate increase of 32.1%. The increases will affect approximately 80,300 members.

The anticipated total annual premium revenue will increase to \$34.9 million, with these premium rate increases.

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

Interested parties are invited to submit written comments, suggestions or objections to Rashmi Mathur, Actuary, Bureau of Accident and Health Insurance, Pennsylvania Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-1648. Filed for public inspection September 22, 2000, 9:00 a.m.]

MILK MARKETING BOARD

Milk Marketing Area No. 4; Hearing and Presubmission Schedule

Notice is hereby given under the provisions of the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), that the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 4 on November 1, 2000, commencing at 9 a.m. in Room 202 of the Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

Purpose of the Hearing

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement, as set forth in section G of Official General Order No. A-900. Testimony and exhibits will also be accepted relative to shrinkage

and sales of bulk milk and bulk cream, and cream processing costs; over-price premiums; and adjustments to Class II prices.

Entries of Appearance

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons that may be affected by the Board order fixing prices in Area No. 4 may be included on the Board's list of parties by:

1. Having their counsel file with the Board, by 4 p.m. on September 29, 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, by 4 p.m. on September 29, 2000, an address to which documents and other written communications required to be served upon them or furnished to them may be sent.

Witnesses, Exhibits, Presentation of Evidence

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. By 4 p.m. on October 24, 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 offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 4 p.m. on October 27, 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 for data from Board staff

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 4 p.m. on October 2, 2000.

Board's filing address

The filing address for the Board is Pennsylvania Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

Individuals requiring this information in an alternate format should call (717) 787-4194 or (800) 654-5984 (PA Relay Service for TDD Users).

LYNDA J. BOWMAN,
Executive Secretary

[Pa.B. Doc. No. 00-1649. Filed for public inspection September 22, 2000, 9:00 a.m.]

Milk Marketing Area No. 5; Hearing and Presubmission Schedule

Notice is hereby given under the provisions of the Milk Marketing Law (31 P.S. §§ 700j-101—700j-1302), that the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 5 on November 1, 2000, commencing at 11 a.m. in Room 202 of the Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

Purpose of the Hearing

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement, as set forth in section G of Official General Order No. A-887, as amended by section B of Official General Order No. A-887 (CRO 3). The Board will also receive testimony and evidence relative to shrinkage and sales of bulk milk and bulk cream, and cream processing costs; over-price premiums, and adjustments to Class II prices. In addition, the Board will receive evidence concerning in-store handling costs and a reasonable rate of return to retailers.

Entries of Appearance

The staff of the Board is deemed to be a party to this hearing, and the attorneys representing staff are deemed to have entered their appearances. Other persons that may be affected by the Board order fixing prices in Area No. 5 may be included on the Board's list of parties by:

1. Having their counsel file with the Board, by 4 p.m. on September 29, 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, by 4 p.m. on September 29, 2000, an address to which documents and other written communications required to be served upon them or furnished to them may be sent.

Witnesses, Exhibits, Presentation of Evidence

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. By 4 p.m. on October 24, 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 offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 4 p.m. on October 27, 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 for data from Board staff

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 4 p.m. on October 2, 2000.

Board's filing address

The filing address for the Board is Pennsylvania Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

Individuals requiring this information in an alternate format should call (717) 787-4194 or (800) 654-5984 (PA Relay Service for TDD Users).

LYNDA J. BOWMAN,
Executive Secretary

[Pa.B. Doc. No. 00-1650. Filed for public inspection September 22, 2000, 9:00 a.m.]

Over-Order Premium; Hearing and Presubmission Schedule for all Milk Marketing Areas

Notice is hereby given under the provisions of the Milk Marketing Law (31 P.S. §§ 700j-101—700j-1302), that the Commonwealth of Pennsylvania, Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Areas 1—6 on October 4, 2000, at 10 a.m. in Room 202 of the Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning the level of the over-order premium for the months of November and December, 2000.

The staff of the Board is deemed to be a party to this hearing, and the attorneys representing staff are deemed to have entered their appearances. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 4 p.m. on September 26, 2000, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25; or (2) if unrepresented by counsel, filing with the Board on or before 1 p.m. on September 26, 2000, notification of their desire to be included as a party.

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 additional copies made available for the use of nonparties attending the hearing.

1. By 4 p.m. on September 29, 2000, each party shall file with the Board seven copies and ensure receipt by all other parties of 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 or areas of proposed expertise.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 4 p.m. on October 2, 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.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North 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. 00-1651. Filed for public inspection September 22, 2000, 9:00 a.m.]

Over-Order Premium; Hearing and Presubmission Schedule for All Milk Marketing Areas

Notice is hereby given under the provisions of the Milk Marketing Law (31 P.S. §§ 700j-101—700j-1302), that the Commonwealth of Pennsylvania, Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Areas 1—6 on November 8, 2000, at 9 a.m. in Room 202 of the Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning the continuation of the over-order premium that is scheduled to expire on December 31, 2000, and whether an adjustment should be made to the level of the current over-order premium.

The staff of the Board is deemed to be a party to this hearing, and the attorneys representing staff are deemed to have entered their appearances. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 4 p.m. on October 6, 2000, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25; or (2) if unrepresented by counsel, filing with the Board on or before 1 p.m. on October 6, 2000, notification of their desire to be included as a party.

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 additional copies made available for the use of nonparties attending the hearing.

1. By 4 p.m. on October 26, 2000, each party shall file with the Board seven copies and ensure receipt by all other parties of 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 or areas of proposed expertise.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 4 p.m. on November 1, 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.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

Individuals requiring this information in an alternate format should call (717) 787-4194 or 800-654-5984 (PA Relay Service for TDD Users).

LYNDA J. BOWMAN,
Executive Secretary

[Pa.B. Doc. No. 00-1652. Filed for public inspection September 22, 2000, 9:00 a.m.]

PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY

Request for Proposals

The Pennsylvania Infrastructure Investment Authority (PENNVEST) is requesting proposals to provide full financial advisory services over a 4-year period for all of PENNVEST's drinking water, wastewater and stormwater financing programs, including the State Revolving Funds established under the Clean Water Act and the Drinking Water Act, as amended. The request for proposals will be available on September 25, 2000, and can be obtained from Elaine Keisling or Jerry Allen, Director of Administrative Services, (717) 783-4494, PENNVEST, 22 South Third Street, Harrisburg, PA 17101. PENNVEST is an equal opportunity employer. Contractor will be re-

quired to comply with all applicable equal employment opportunity laws and regulations.

PAUL K. MARCHETTI,
Executive Director

[Pa.B. Doc. No. 00-1653. Filed for public inspection September 22, 2000, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before October 16, 2000, as set forth in 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

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

A-00117205. Arnold Volunteer Ambulance Service, t/d/b/a Arnold Specialty Coach (101 EMS Square, Arnold, Westmoreland County, PA 15068), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, between points in the county of Westmoreland, and from points in said county, and the county of Allegheny, to points in Pennsylvania, and vice versa. *Attorney:* Christie M. Mellott, 5002 Lenker Street, Suite 202, Mechanicsburg, PA 17055.

A-00117207. Cory Harris (P. O. Box 3402, Erie, Erie County, PA 16508)—persons, in paratransit service: (1) between points in the city of Erie, Erie County, and within an airline distance of 90 statute miles of the limits thereof, and from points in said area, to points in Pennsylvania, and return; and (2) between points in the township of Harmony, Butler County, and within an airline distance of 90 statute miles of the limits thereof, and from points in said area, to points in Pennsylvania, and return. *Attorney:* Bruce G. Sandmeyer, 4036 West Lake Road, Erie, PA 16505.

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

A-00117202. DBH Transportation, Inc. (1625 North Fifth Street, Reading, Berks County, PA 19610), a corporation of the Commonwealth of Pennsylvania—persons in limousine service, between points in the city of Reading, Berks County, and points in said county within an airline distance of 5 statute miles of the limits of said city, and from points in said city and area to points in Pennsylva-

nia, and return; which is to be a transfer of all the right authorized under the certificate issued at A-00111102 to At Your Service Limousine Company, Inc., subject to the same limitations and conditions. *Attorney:* Lisa A. Thompson, P. O. Box 6286, Wyomissing, PA 19610.

Applications of the following for amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for transportation of persons as described under each application.

A-00096231, Folder 2, Am-D. Veterans Cab Co., Inc. (R. D. 6, Box 401, Latrobe, Westmoreland County, PA 15650), a corporation of the Commonwealth of Pennsylvania, inter alia—persons in paratransit service: (1) between points in the boroughs of Mt. Pleasant, Donegal and Scottdale, and the townships of East Huntingdon, South Huntingdon, Mt. Pleasant and Donegal, Westmoreland County, and from points in said boroughs and townships, to points in the counties of Westmoreland, Fayette and Allegheny, and return; and (2) between points in the township of Salem and the borough of New Alexandria, Westmoreland County, and from points in said borough and township, to points in the counties of Westmoreland and Allegheny, and return. Application for Temporary Authority has been filed seeking the rights cited above.

A-00106109, Folder 2, Am-B. Greensburg Yellow Cab Co., t/d/b/a Yellow Cab of Greensburg (951 West Pittsburgh Street, Greensburg, Westmoreland County, PA 15601), a corporation of the Commonwealth of Pennsylvania, inter alia—persons, in paratransit service, between points in the city of Greensburg, the boroughs of South Greensburg, Southwest Greensburg, Youngwood, New Stanton, Madison, Arona, Hunker and Mt. Pleasant, the townships of Hempfield, East Huntingdon and Mt. Pleasant, all located in Westmoreland County, to points in the township of Hempfield, and within an airline distance of 5 statute miles of the limits of said township, and return: *So as to permit* the transportation of persons, in paratransit service: (1) between points in the city of Jeannette, and within an airline distance of 3 statute miles of the limits of the said city and from points in the said area to points in Pennsylvania, and return; (2) between points in the boroughs of Penn, Adamsburg, Delmont, Murrysville, and Export and the townships of Penn, Hempfield and Sewickley, all in Westmoreland County, and from points in said boroughs and townships, to points in Pennsylvania, and return. Application has been filed for temporary authority for the rights cited above.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-1654. Filed for public inspection September 22, 2000, 9:00 a.m.]

Telecommunications

A-310824F0002. Verizon Pennsylvania, Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and DSLNET Communications LLC d/b/a DSL.NET. Joint petition of Verizon Pennsylvania Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and DSLNET Communications LLC d/b/a DSL.NET for approval of Amendments Nos. 1, 2, 3 to Interconnection Agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and DSLNET Communications LLC d/b/a DSL.NET, by its counsel, filed on September 6, 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 Verizon Pennsylvania, Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and DSLNET Communications LLC d/b/a DSL.NET 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. 00-1655. Filed for public inspection September 22, 2000, 9:00 a.m.]

Telecommunications

A-310183F0002. Verizon Pennsylvania, Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and Sprint Communications LP. Joint petition of Verizon Pennsylvania, Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and Sprint Communications LP for approval of Amendment No. 1 to Interconnection Agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and Sprint Communications LP, by its counsel, filed on September 6, 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 Verizon Pennsylvania, Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and Sprint Communications LP 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. 00-1656. Filed for public inspection September 22, 2000, 9:00 a.m.]

Telecommunications

A-310437F0002. Verizon Pennsylvania, Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and US West Enterprise, Inc. d/b/a Enterprise America, Inc. Joint petition of Verizon Pennsylvania, Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and US West Enterprise, Inc. d/b/a

Interprise America, Inc. for approval of Amendment No. 1 to Interconnection Agreement under Section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and US West Interprise, Inc. d/b/a Interprise America, Inc., by its counsel, filed on September 6, 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 Verizon Pennsylvania Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and US West Interprise, Inc. d/b/a Interprise America, Inc. Joint Petition are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-1657. Filed for public inspection September 22, 2000. 9:00 a.m.]

TURNPIKE COMMISSION

Retention of an Engineering or Construction Management Firm

Construction Inspection/Project Management Services for the Roadway Reconstruction and Bridge Rehabilitation and Replacement between Mileposts 0.00 and 10.00 Lawrence and Beaver Counties, Pennsylvania

Reference No. 1-120

The Pennsylvania Turnpike Commission will retain an Engineering or Construction Management firm with full depth highway pavement replacement inspection experience to provide a staff of approximately 15 field inspection personnel for the complete construction inspection, management, administration and documentation for the Roadway Reconstruction and Bridge Replacement or Rehabilitation between Mileposts 0.00 and 10.00, in Lawrence and Beaver Counties. Construction documents were prepared using metric units. Construction will include the reconstruction of the roadway which will be made up of two 3.6 meter width shoulders, 11.4 meter width median, and four 3.6 meter width travel lanes with a Superpave Binder and Wearing Course. Additional work includes the replacement of several overhead bridge structures that will be constructed in advance of the roadway reconstruction, installation of an Asphalt Permeable Base Course, and the replacement of the existing drainage structures. The total estimated cost of this construction is \$68,000,000. The Consultant Agreement is anticipated to start in January 2001 and terminate in December 2003.

The selected firm will be required to provide a full time onsite construction inspection staff, with sufficient office personnel, managers, engineers, technicians and clerical staff to support the field functions. The selected firm will be required to attend the prebid meeting and preconstruction

conference, write all project correspondence, and review and approve contractor's submissions. In addition, the selected firm will be required to keep records utilizing the Turnpike's Construction documentation System (CDS) to document the construction progress. The selected firm will also be expected to prepare current and final estimates for payment to contractors, prepare change orders, conduct monthly job conferences, monitor monthly progress, provide liaison with affected utilities, communities and the press, conduct semifinal and final inspections, and determine the final quantities for each contract item. The Construction Management team will also be expected to handle public relation activities for the project, which would include but may not be limited to, development and maintenance of a project web site, press conferences, answering customer questions, informational brochures, and other duties as required.

Eighty percent of the inspection staff assigned to this Commission constructed project must meet the following Requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies, (NICET) as a Transportation Engineering Technician—Construction Level 2 or higher.
2. Be registered as a professional engineer by the Commonwealth of Pennsylvania with 1 year highway inspection experience acceptable to the Commission.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with 2 years of highway inspection experience acceptable to the Commission.
4. Hold a Bachelor of Science Degree in Civil Engineering or Civil Engineering Technology with 2 years of highway inspection experience acceptable to the Commission.
5. Hold an Associate Degree in Civil Engineering Technology with 3 years of highway inspection experience acceptable to the Commission.

The remaining 20% assigned to this project shall meet the following education and experience requirements:

Education—Graduation from High School or equivalent certification or formal training. Completion of a training program in construction inspection approved by the Commission may be substituted for High School graduation.

Experience—One year of experience in construction inspection or workmanship which requires reading and interpreting construction plans and specifications, or 1 year of experience in a variety of assignments involving the testing of materials used in highway or similar construction projects. A 2 to 4 year engineering college degree may be substituted for 1 year of experience.

The Commission reserves the right to place Commission personnel on the project to assist the Construction Manager with various Construction Management duties.

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

- a. Specialized experience and technical competence of prime consultant and subconsultants. The Team must clearly demonstrate an ability to analyze available data to make decisions, completing the project in a timely and cost effective manner.
- b. Past record of performance with respect to cost control, work quality ability to meet schedules and previous experience on similar projects. The consultant should

identify similar projects that have been completed by that firm as the prime, the magnitude of the project, and the client.

c. The specific experience and number of individuals who constitute the firm.

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

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

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

The Turnpike Commission is committed to the inclusion of disadvantaged, minority, and woman firms in contracting opportunities. The minimum participation level for DBE/MBE/WBEs in this contract will be 10% total. Responding firms shall clearly identify DBE/MBE/WBE firms, expected to participate in this contract, in their letter of interest. If the selected firm does not meet the minimum requirement for DBE/MBE/WBE participation, they will be required to demonstrate good faith efforts to achieve the required level. Proposed DBE/MBE/WBE firms must be certified by the Pennsylvania 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, Pennsylvania Turnpike Commission by calling (717) 939-9551 Ext. 4241.

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

Questions and inquiries concerning this Project should be directed to Matthew J. Wagner, P.E., at (717) 939-9551, Ext. 5210, or by e-mail at mwagner@paturnpike.com.

Construction Inspection / Project Management Services for the Roadway Reconstruction and Bridge Rehabilitation and Replacement between Mileposts 214.00 and 227.00 Cumberland County, Pennsylvania

Reference No. 3-133

The Pennsylvania Turnpike Commission will retain an Engineering or Construction Management firm with full depth highway pavement replacement inspection experience to provide a staff of approximately 15 field inspection personnel for the complete construction inspection, management, administration and documentation for the Roadway Reconstruction and Bridge Replacement or Rehabilitation between Mileposts 214.00 and 227.00, in Cumberland County. Construction documents were prepared using English units. Construction will include the reconstruction of the roadway which will be made up of two 12 foot width shoulders, 38 foot width median, and four 12 foot width travel lanes with a Superpave Binder and Wearing Course. Additional work includes the replacement of several overhead bridge structures that will be constructed in advance of the roadway reconstruction, installation of an Asphalt Permeable Base Course, and the replacement of the existing drainage structures. The total estimated cost of this construction is \$110,000,000. The Consultant Agreement is anticipated to start in January 2001 and terminate in December 2004.

The selected firm will be required to provide a full time onsite construction inspection staff, with sufficient office personnel, managers, engineers, technicians, and clerical staff to support the field functions. The selected firm will

be required to attend the prebid meeting and preconstruction conference, write all project correspondence, and review and approve contractor's submissions. In addition, the selected firm will be required to keep records utilizing the Turnpike's Construction documentation System (CDS) to document the construction progress. The selected firm will also be expected to prepare current and final estimates for payment to contractors, prepare change orders, conduct monthly job conferences, monitor monthly progress, provide liaison with affected utilities, communities and the press, conduct semifinal and final inspections, and determine the final quantities for each contract item. The Construction Management team will also be expected to handle public relation activities for the project, which would include but may not be limited to, development and maintenance of a project web site, press conferences, answering customer questions, informational brochures and other duties as required.

Eighty percent of the inspection staff assigned to this Commission constructed project must meet the following Requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies, (NICET) as a Transportation Engineering Technician—Construction Level 2 or higher.
2. Be registered as a professional engineer by the Commonwealth of Pennsylvania with 1 year highway inspection experience acceptable to the Commission.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with 2 years of highway inspection experience acceptable to the Commission.
4. Hold a Bachelor of Science Degree in Civil Engineering or Civil Engineering Technology with 2 years of highway inspection experience acceptable to the Commission.
5. Hold an Associate Degree in Civil Engineering Technology with 3 years of highway inspection experience acceptable to the Commission.

The remaining 20% assigned to this project shall meet the following education and experience requirements:

Education—Graduation from high school or equivalent certification or formal training. Completion of a training program in construction inspection approved by the Commission may be substituted for high school graduation.

Experience—One year of experience in construction inspection or workmanship which requires reading and interpreting construction plans and specifications, or 1 year of experience in a variety of assignments involving the testing of materials used in highway or similar construction projects. A 2 to 4 year engineering college degree may be substituted for 1 year of experience.

The Commission reserves the right to place Commission personnel on the project to assist the Construction Manager with various Construction Management duties.

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

- a. Specialized experience and technical competence of prime consultant and subconsultants. The Team must clearly demonstrate an ability to analyze available data to make decisions, completing the project in a timely and cost effective manner.
- b. Past record of performance with respect to cost control, work quality ability to meet schedules and previous experience on similar projects. The consultant should

identify similar projects that have been completed by that firm as the prime, the magnitude of the project, and the client.

c. The specific experience and number of individuals who constitute the firm.

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

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

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

The Turnpike Commission is committed to the inclusion of disadvantaged, minority, and woman firms in contracting opportunities. The minimum participation level for DBE/MBE/WBEs in this contract will be 10% total. Responding firms shall clearly identify DBE/MBE/WBE firms, expected to participate in this contract, in their letter of interest. If the selected firm does not meet the minimum requirement for DBE/MBE/WBE participation, they will be required to demonstrate good faith efforts to achieve the required level. Proposed DBE/MBE/WBE firms must be certified by the Pennsylvania 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, Pennsylvania Turnpike Commission by calling (717) 939-9551 Ext. 4241.

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

Questions and inquiries concerning this Project should be directed to Matthew J. Wagner, P.E., at (717) 939-9551, Ext. 5210, or by e-mail at mwagner@paturnpike.com.

**Construction Management and Inspection Services
Norristown Interchange Reconstruction
and Expansion
Montgomery County, Pennsylvania**

Reference No. 4-057

The Pennsylvania Turnpike Commission will retain an Engineering or Construction Management firm with interchange rehabilitation inspection experience to provide a staff of approximately four field inspection personnel for the complete construction inspection, management, administration and documentation for the Norristown Interchange, in Montgomery County. Construction will include the modification and expansion of the Norristown Interchange. The total cost of this construction contract is \$5,500,000. The Construction Management Agreement is anticipated to start in April of 2001, and terminate in November of 2002.

The selected firm will be required to provide a full time onsite construction inspection staff, with sufficient office personnel, managers, engineers, technicians and clerical staff to support the field functions, and also be capable of incorporating and utilizing PTC inspectors if the Commission, at its discretion, chooses to assign one or more PTC inspectors to this Project. The selected firm will also be required to perform constructability reviews of the project documents, attend the prebid meeting and preconstruction conference, write all project correspondence, and review and approve contractor's submissions. In addition, the selected firm will be required to keep records utilizing the Turnpike's Construction Documentation System (CDS) to document the construction work, prepare cur-

rent and final estimates for payment to the construction contractor, prepare change orders, conduct monthly job conferences, monitor the monthly progress, provide liaison with affected utilities and communities, conduct semifinal and final inspections, determine the final quantities of each contract item, and perform other duties as may be required.

Eighty percent of the inspection staff assigned to this Commission constructed project must meet the following Requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies, (NICET) as a Transportation Engineering Technician—Construction Level 2 or higher.

2. Be registered as a professional engineer by the Commonwealth of Pennsylvania with 1 year highway inspection experience acceptable to the Commission.

3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with 2 years of highway inspection experience acceptable to the Commission.

4. Hold a Bachelor of Science Degree in Civil Engineering or Civil Engineering Technology with 2 years of highway inspection experience acceptable to the Commission.

5. Hold an Associate Degree in Civil Engineering Technology with 3 years of highway inspection experience acceptable to the Commission.

The remaining 20% assigned to this project shall meet the following education and experience requirements:

Education—Graduation from High School or equivalent certification or formal training. Completion of a training program in construction inspection approved by the Commission may be substituted for High School graduation.

Experience—One year of experience in construction inspection or workmanship which requires reading and interpreting construction plans and specifications, or 1 year of experience in a variety of assignments involving the testing of materials used in highway or similar construction projects. A 2 to 4 year engineering college degree may be substituted for 1 year of experience.

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

a. Specialized experience and technical competence of prime consultant and subconsultants. The Team must clearly demonstrate an ability to analyze available data to make decisions, completing the project in a timely and cost effective manner.

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

c. The specific experience and number of individuals who constitute the firm.

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

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

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

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

Questions and inquiries concerning this Project should be directed to Matthew J. Wagner, P.E., at (717) 939-9551, Ext. 5210, or by e-mail at mwagner@paturnpike.com.

General Requirements and Information

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

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

2. 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 Pennsylvania Department of Transportation and Pennsylvania Turnpike Commission projects.

5. An Annual Qualification Package similar to the one submitted to the Pennsylvania 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 (1) 8 1/2 x 11 page, one side, per person). Only resumes of key personnel should be included.

- Copy of the firm's registration to do business in the Commonwealth as provided by the Department of State for firms with out-of-state headquarters or corporations not incorporated in Pennsylvania.
- A copy of the Department's DBE/WBE Certification, if applicable.

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

Firms interested in performing the above services are invited to submit a letter of interest and required information to Michael W. Flack, P.E., Assistant Chief Engineer for Construction, at the PA 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 12 p.m. (noon), Friday, October 13, 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 project. The order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Selection Committee. Technical Proposals or Requests for Proposals will not be requested prior to selection.

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

BRADLEY L. MALLORY,
Chairperson

[Pa.B. Doc. No. 00-1658. Filed for public inspection September 22, 2000, 9:00 a.m.]