

# NOTICES

## DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

### Conservation and Natural Resources Advisory Council Meeting

Notice is hereby given of a meeting of the Conservation and Natural Resources Advisory Council to the Department of Conservation and Natural Resources on Wednesday, October 25, 2000. The meeting will be held at 10 a.m. in Room 105, Lobby Level, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting or agenda items can be directed to Kurt Leitholf at (717) 705-0031.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Claire Guisewite directly at (717) 705-0031 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate your needs.

PAULETTE JOHNSON,  
*Chairperson*

[Pa.B. Doc. No. 00-1761. Filed for public inspection October 13, 2000, 9:00 a.m.]

### Swatara Watershed Conservation Plan

The Department of Conservation and Natural Resources (Department), Bureau of Recreation and Conservation has approved the "Swatara Creek Watershed Conservation Plan" and is placing the Swatara Creek Watershed and all tributaries covered in the Plan in Dauphin, Lebanon and Schuylkill Counties, on the Pennsylvania Rivers Conservation Registry (Registry).

The Swatara Creek Watershed Association, Inc. submitted the Swatara Creek Watershed Conservation Plan and other required information to gain Registry status.

After review of the Plan and other information, the Department has determined that the Keystone Rivers Conservation Program requirements have been satisfied and places the following in the Registry:

1. The watershed area of the Swatara Creek (Dauphin, Lebanon and Schuylkill Counties) from the headwaters to its confluence with the Susquehanna River between the boroughs of Middletown and Royalton in Dauphin County—571 square miles.
2. All tributary streams within the Swatara Creek Watershed.

This action becomes effective today, October 14, 2000. Projects identified in the Swatara Creek Watershed Conservation Plan become eligible for implementation, development or acquisition grant funding through the Department's Rivers Conservation Program.

A copy of the Final Plan is available for review at:

Swatara Creek Watershed Association  
2501 Cumberland Street  
Suite 2  
Lebanon, PA 17042  
(717) 273-7658  
and

Department of Conservation and Natural Resources  
Rachel Carson State Office Building  
400 Market Street, 6th floor  
Harrisburg, PA 17101  
(717) 787-7672

Maps and supporting data are on file at the Swatara Creek Watershed Association office.

JOHN C. OLIVER,  
*Secretary*

[Pa.B. Doc. No. 00-1762. Filed for public inspection October 13, 2000, 9:00 a.m.]

## DEPARTMENT OF EDUCATION

### Application of Beaver College for Approval of Change of Status

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

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application of Beaver College for a Certificate of Authority approving the corporation's change of status from a college to that of a university.

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

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

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

EUGENE W. HICKOK,  
*Secretary*

[Pa.B. Doc. No. 00-1763. Filed for public inspection October 13, 2000, 9:00 a.m.]

### Application of Central Pennsylvania College for Approval of Change of Status

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

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application of Central Pennsylvania College, an approved 2-year college, for a Certificate of Authority approving the corporation's change of status to that of a 4-year college.

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

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

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

EUGENE W. HICKOK,  
*Secretary*

[Pa.B. Doc. No. 00-1764. Filed for public inspection October 13, 2000, 9:00 a.m.]

### Application of Philadelphia College of Bible for Approval of Amendment of its Articles of Incorporation

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

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application of Philadelphia College of Bible for a Certificate of Authority approving the corporation's amendment to include its new name: Philadelphia Biblical University.

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

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

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

EUGENE W. HICKOK,  
*Secretary*

[Pa.B. Doc. No. 00-1765. Filed for public inspection October 13, 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 the relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant.

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

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

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

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

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

**PA 0010812.** Industrial Waste, **Cabot Corporation**, 377 Beaver Run Road, Revere, PA 18953.

This application is for issuance of an NPDES permit to discharge cooling water from stormwater from the facility in Nockamixon Township, **Bucks County**. This is an existing discharge to Rapp Creek.

The receiving stream is classified for the following uses: exceptional value waters, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of 30,000 gpd during dry weather conditions are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	10	14	25
Total Dissolved Solids	460	600	1150
Temperature			110°F
pH	within limits of 6.0—9.0 standard units at all times		
Temperature, Upstream	monitor/report		
Temperature, Downstream	monitor/report		
Cesium	3.15	6.30	7.88
Germanium	monitor/report		

The proposed effluent limits for stormwater Outfall 001 during wet weather conditions are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>			monitor/report
COD			monitor/report
Oil and Grease			monitor/report
pH			monitor/report
Total Suspended Solids			monitor/report
Total Kjeldahl Nitrogen			monitor/report
Total Phosphorus			monitor/report
Fecal Coliform			monitor/report
Iron (Dissolved)			monitor/report
Cesium			monitor/report
Germanium			monitor/report

The EPA waiver is in effect.

**PA 0058157.** Sewage, **Robert Assini**, 20 Rima Court, Danville, CA 94526.

This application is for issuance of an NPDES permit to discharge treated sewage from Assini Residence STP in Birmingham Township, **Chester County**. This is a new discharge to Radley Run.

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

There is no public water supply intake from the point of discharge to the Pennsylvania state line.

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

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

*Other Conditions:*

The EPA waiver is in effect.

**PA 0057495.** Industrial Waste, **Sun Company, Inc.**, 10 Penn Center, 20th Floor, 1801 Market Street, Philadelphia, PA 19103.

This application is for amendment of an NPDES permit to discharge treated groundwater from a groundwater remediation system in Uwchlan Township, **Chester County**. This is an existing discharge to Pine Creek.

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

The proposed effluent limits for Outfall 001 based on an average flow of 6 gpm for Iron (dissolved) and Iron (total) are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Iron (Dissolved)	0.36		0.9
Iron (Total)	1.4		3.5

*Other Conditions:*

The EPA waiver is in effect.

**PA 0054089.** Industrial Waste, **PECO Energy Company**, 2301 Market Street, Philadelphia, PA 19101.

This application is for renewal of an NPDES permit to discharge treated process wastewater and stormwater from Pottstown-Limerick Airport in Limerick Township, **Montgomery County**. This is an existing discharge to an unnamed tributary to Hartenstine Creek (Outfalls 001 and 006) and Possum Hollow Run (Outfalls 002, 003, 004, 005, 007 and 008).

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 stormwater runoff and processed water are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Recoverable			
Petroleum Hydrocarbons		monitor/report	
Diesel Range Organics		monitor/report	
Gasoline Range Organics		monitor/report	
pH		monitor/report	
CBOD <sub>5</sub>		monitor/report	
COD		monitor/report	
Oil and Grease		monitor/report	
Total Suspended Solids		monitor/report	
Iron (Dissolved)		monitor/report	

The effluent limits for Outfalls 002, 003, 004, 005, 006, 007, and 008 (stormwater runoff) are as follows:

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

*Other Conditions:*

The EPA waiver is in effect.

Conditions for future permit modification.

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

**PA 0032051.** SIC Code 4952, Sewage, **Granville Township**, 100 Helen Street, Lewistown, PA 17044.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to Juniata River in Watershed 12-A (Kishacoquillas-Jacks Creeks), in Granville Township, **Mifflin County**.

The receiving stream is classified for warm water fishes (WWF), recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Dauphin Consolidated Water Company located in Harrisburg. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.500 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	XXX	50
Total Suspended Solids	30	45	XXX	60
Total Residual Chlorine	0.5	XXX	XXX	1.6
Dissolved Oxygen		minimum of 5.0 at all times		
pH		from 6.0 to 9.0 inclusive		
Fecal Coliform		200/100 ml as a geometric average		
(5-1 to 9-30)		100,000/100 ml as a geometric average		
(10-1 to 4-30)				

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 0088510.** SIC Code 4592, Sewage, **Tulpehocken Township (Mount Aetna Wastewater Treatment Plant)**, P. O. Box 272, Rehrersburg, PA 19550.

This application is for issuance of an NPDES permit for new discharge of treated sewage to an unnamed tributary of Little Swatara Creek in Watershed 7-D (Swatara Creek), in Tulpehocken Township, **Berks County**.

The receiving stream is classified for cold water fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Pennsylvania American Water Company located in South Hanover Township, Dauphin County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.055 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
Total Suspended Solids	30	45	60
NH <sub>3</sub> -N			
(5-1 to 10-31)	5.0	XXX	10
(11-1 to 4-30)	15	XXX	30
Total Phosphorus	2.0	XXX	4.0
Total Residual Chlorine	0.34	XXX	1.11
Dissolved Oxygen		minimum of 5.0 at all times	
pH		from 6.0 to 9.0 inclusive	
Fecal Coliform		200/100 ml as a geometric average	
(5-1 to 9-30)		5,000/100 ml as a geometric average	
(10-1 to 4-30)			

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 0088528.** SIC Code 4592, Sewage, **Tulpehocken Township (Rehrersburg Wastewater Treatment Plant)**, P. O. Box 272, Rehrersburg, PA 19550.

This application is for issuance of an NPDES permit for a new discharge of treated sewage to an unnamed tributary of Little Swatara Creek in Watershed 7-D (Swatara Creek), in Tulpehocken Township, **Berks County**.

The receiving stream is classified for cold water fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Pennsylvania American Water Company located in South Hanover Township, Dauphin County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.065 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
Total Suspended Solids	30	45	60

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
NH <sub>3</sub> -N (5-1 to 10-31)	7.0	XXX	14
(11-1 to 4-30)	21	XXX	42
Total Phosphorus	2.0	XXX	4.0
Total Residual Chlorine	0.47	XXX	1.55
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)	7,000/100 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.

**PA 0030643.** SIC Code 4952, Sewage, **Shippensburg Borough**, P. O. Box 129, Shippensburg, PA 17257.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to Middle Spring Creek in Watershed 7-B (Conodoguinet Creek), in Southampton Township, **Franklin 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, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Carlisle Borough located in North Middleton Township, Cumberland County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 3.3 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	XXX	50
Total Suspended Solids	30	45	XXX	60
NH <sub>3</sub> -N (5-1 to 10-31)	2.5	XXX	XXX	5.0
(11-1 to 4-30)	7.5	XXX	XXX	15
Total Phosphorus	0.5	XXX	XX	1.0
Total Residual Chlorine	0.26	XXX	XXX	0.87
Free Cyanide	0.0083	XXX	XXX	0.0208
Antimony	monitor and report	XXX	XXX	XXX
Mercury	monitor and report	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	monitor and report	XXX
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)	2,900/100 ml as a geometric average			

Additional conditions are as follows:

1. Listing of stormwater Outfalls 002 and 003 with no requirements.
2. Continue implementation of a pretreatment program.

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 0022535.** SIC Code 4952, Sewage, **Millersburg Area Authority (Millersburg STP)**, 101 West Street, Millersburg, PA 17061.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to the Susquehanna River, in Upper Paxton Township, **Dauphin County**.

The receiving stream is classified for warm water fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Dauphin Consolidated Water Company located in Susquehanna Township, Dauphin County. The discharge is not expected to impact any potable water supply.

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
Total Suspended Solids	30	45	60
Total Nitrogen	monitor and report	XXX	XXX
Total Residual Chlorine	0.5	XXX	1.0
Dissolved Oxygen		minimum of 5.0 at all times	
pH		from 6.0 to 9.0 inclusive	
Fecal Coliform		200/100 ml as a geometric average	
(5-1 to 9-30)		100,000/100 ml as a geometric average	
(10-1 to 4-30)			

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.

*Northcentral Region: Environmental Program Manager, Water Management Program, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 327-3670.*

**PA 0228281.** Sewerage, SIC: 4952, **Tabernacle of the Living God**, P. O. Box 409, Milesburg, PA 16853.

This proposed action is for issuance of an NPDES permit for a new discharge of treated sewage wastewater to an unnamed tributary of Bald Eagle Creek in Boggs Township, **Centre County**.

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

The proposed effluent limits for Outfall 001 based on a design flow of 0.002 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	10		20
TSS	20		40
Total Cl <sub>2</sub> Residual	1.0		2.3
Fecal Coliforms:			
(5-1 to 9-30)		200 col/100 ml as a geometric mean	
(10-1 to 4-30)		200 col/100 ml as a geometric mean	
pH		6.0 to 9.0 at all times	

The EPA waiver is in effect.

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

This proposed action is for issuance of an NPDES permit for an 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, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is PA American Water Company located at Milton.

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 <sub>5</sub>	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.

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

**PAS 806107.** Industrial Waste, SIC: 5171, **Pennzoil-Quaker State Company**, 54th Street and A.V.R.R., Pittsburgh, PA 15201.

This application is for issuance of an NPDES permit to discharge treated stormwater from the Pittsburgh Terminal in Pittsburgh, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters. Allegheny River, classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is West View Borough Municipal Water Authority, located at 210 Perry Highway, Pittsburgh, PA 15229, 9.3 miles below the discharge point.

*Outfall 001: existing stormwater discharge.*

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Total Recoverable Petroleum Hydrocarbons			monitor and report		
Oil and Grease			15		30

*Outfall 002: existing stormwater discharge.*

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Total Recoverable Petroleum Hydrocarbons			monitor and report		
Oil and Grease			15		30

*Outfall 003: existing stormwater discharge.*

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Total Recoverable Petroleum Hydrocarbons			monitor and report		
Oil and Grease			15		30

The EPA waiver is in effect.

**PA 0046906.** Sewage, **Moon Township Municipal Authority**, 1700 Beaver Grade Road, Suite 200, Moon Township, PA 15108.

This application is for renewal of an NPDES permit to discharge treated sewage from the Flaugherty Run Sewage Treatment Plant in Moon Township, **Allegheny County**.

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

*Outfall 001: existing discharge, design flow of 1.0 mgd.*

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	2.0	3.0		4.0
(11-1 to 4-30)	5.0	7.5		10.0
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			
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is not in effect.

**PA 0095745.** Sewage, **Deer Lakes Mobile Home Park**, 19 Moretti Drive, Tarentum, PA 15084.

This application is for renewal of an NPDES permit to discharge treated sewage from Deer Lakes Mobile Home Park STP in West Deer Township, **Allegheny County**.



The following effluent limitations are proposed for discharge to the receiving waters, known as Unnamed Tributary of Little Deer 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: Oakmont Borough Municipal Authority on the Allegheny River at mile point 13.3.

*Outfall 001:* existing discharge, design flow of 0.025 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	1.9			3.8
(11-1 to 4-30)	2.8			5.6
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	0.02			0.04
Dissolved Oxygen	not less than 6.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA 0205095.** Sewage, **John Kowalik, Jr.**, R. D. 3, Box 470, New Alexandria, PA 15670.

This application is for renewal of an NPDES permit to discharge treated sewage from John Kowalik, Jr. Single Residence Sewage Treatment Plant in New Alexandria Borough, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Unnamed Tributary of Loyalhanna 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: Saltsburg Municipal Waterworks located on the Conemaugh River.

*Outfall 001:* existing discharge, design flow of 0.0004 mgd.

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

The EPA waiver is in effect.

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

**PA 0002453.** Industrial Waste, SIC: 3321. **Sharpsville Quality Products.**

This application is for renewal of an NPDES Permit, to discharge noncontact cooling water, and stormwater to the Shenango River in Sharpsville, **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, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Shenango Valley Water Company on the Shenango River located at Sharon, approximately 2.0 miles below point of discharge.

The proposed discharge limits for Outfall No. 001 based on a design flow of 0.039 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report		
Oil and Grease	15		30
pH	6.0 to 9.0 at all times		

The EPA waiver is in effect.

**PA 0223131.** Sewage. **Living Church International, Inc.**, R. R. 1, Box 131, Fairmont City, PA 16224.

This application is for a new NPDES Permit to discharge treated sewage to the Unnamed Tributary to Pine Creek in Redbank Township, **Clarion County**. This is a new discharge.

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

The proposed effluent limits for Outfall No. 001 based on a design flow of 0.0038 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow		monitor and report	
CBOD <sub>5</sub>	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)		16,000 ml as a geometric average	
Total Residual Chlorine	0.5		1.25
pH		6.0—9.0 at all times	

The EPA waiver is in effect.

**PA 0100021.** Sewage. **Five Forks Sewage Association**, HCR 3, Box 9, Tionesta, PA 16353.

This application is for renewal of an NPDES Permit to discharge treated sewage to the Allegheny River in Tionesta Township, **Forest County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Emlenton Water Company on the Allegheny River located at Emlenton, approximately 55 miles below point of discharge.

The proposed effluent limits for Outfall No. 001 based on a design flow of .0085 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow		monitor and report	
CBOD <sub>5</sub>	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)		100,000 ml as a geometric average	
Total Residual Chlorine	0.5		1.3
pH		6.0—9.0 at all times	

The EPA waiver is in effect.

**PA 0006343.** Industrial waste, SIC: 3312. **AK Steel Corporation—Butler Operations**, P. O. Box 832, 210 Pittsburgh Road, Butler, PA 16003-0832.

This application is for renewal of an NPDES Permit, to discharge treated I. W., noncontact cooling water and stormwater to Connoquenessing Creek (Outfalls 001—005, 007—016), Sawmill Run (Outfalls 006 and 026), Rocklick Run (Outfalls 017—024) and Sullivan Run (Outfall 025) in Butler Township and City of Butler, **Butler County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Zelienople Municipal Water Works on Connoquenessing Creek located at Zelienople, approximately 20 miles below point of discharge.

The proposed discharge limits for Outfall No. 001 based on a design flow of 0.341 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX		
Total Suspended Solids	XX	XX	140
Total Chromium	XX	XX	1.9
Total Nickel	XX	XX	1.4
Chromium Hexavalent	0.18	0.18	0.225
Nitrite and Nitrate			
(Interim) <sup>1</sup>	25,000 lb/day		
(Interim) <sup>2</sup>	15,500 lb/day		
(Final)	The total load being discharged from Outfalls 001 and 005 shall not exceed 999 lb/day (monthly average)		

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Fluoride	13.6	27.2	34
Temperature			XX
Total Iron	4.3	8.7	10.9
Ammonia-Nitrogen (5-1 to 10-31)	7.8		19.5
(11-1 to 4-30)	10.9		27.2
Free Cyanide (Interim)	XX		
(Final)	0.05	0.1	0.125
pH		6.0 to 9.0 at all times	

\*—Total for Outfalls 001 and 005

The proposed discharge limits for Outfall No. 004 based on a design flow of 0.25 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
Temperature			XX
pH		6.0 to 9.0 at all times	

The proposed discharge limits for Outfall No. 005 based on a design flow of 2.63 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX		
TSS	XX	XX	156
Oil and Grease	15	XX	30
Total Chromium	XX	XX	2.1
Total Nickel	XX	XX	1.9
Napthalene		XX	0.003
Tetrachloroethylene		XX	0.004
Total Iron		5.08	6.35
Fluoride		14	17.5
Nitrite-Nitrate (Interim)	See Outfall 001		
(Final)	The total load being discharged from Outfall 001 and 005 shall not exceed 999 lb/day		

<i>Temperature (10<sup>6</sup> BTU/day)</i>	<i>Daily Average</i>
January 1-31	440
February 1-29	453
March 1-31	966
April 1-30	908
May 1-15	866
May 16-31	1442
June 1-15	1632
June 16-30	1135
July 1-31	910
August 1-31	951
September 1-30	903
October 1-31	843
November 1-15	739
November 16-30	591
December 1-31	405

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Ammonia-Nitrogen (5-1 to 10-31)	1.6		4.0
(11-1 to 4-30)	4.1		10.2
Free Cyanide (Interim)	XX		
(Final)	0.005	0.01	0.0125
pH		6.0 to 9.0 at all times	

The proposed discharge limits for Outfall No. 006 based on a design flow of 0.216 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX		
TSS	XX	XX	259

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Oil and Grease	15	XX	30
Lead	XX	XX	1.5
Zinc	XX	XX	2.3
Fluoride	XX	XX	33.7
Total Iron	2.54	5.08	6.35
Chromium Hexavalent (Interim)	XX		
(Final)	0.125	0.25	0.31
pH		6.0 to 9.0 at all times	

The proposed discharge limits for Outfall No. 007 based on a design flow of 1.345 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
	The bypass of process wastewater shall comply with the bypass requirements contained in 40 CFR 122.41(m)		
pH		6.0 to 9.0 at all times	

The proposed discharge limits for Outfall Nos. 002, 003, 008, 009, 010, 011, 012, 013, 014, 015, 016, 017, 018, 019, 020, 021, 022, 023 and 024 based on a design flow of n/a mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
	stormwater only		

The proposed discharge limits for Outfall No. 025 based on a design flow of 0.073 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
TSS	30		60
Oil and Grease	15		30
pH		6.0 to 9.0 at all times	

The proposed discharge limits for Outfall No. 026 based on a design flow of 0.01 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
Oil and Grease	15		30
pH		6.0 to 9.0 at all times	

XX—Monitor and report on monthly DMRs.

1. Final water quality based effluent based limitation for Cyanide, Free (Outfalls 001 and 005), and Chromium, Hex. (Outfall 006).

2. Requirement to submit a Toxic Reduction Evaluation.

3. Conditions for future permit modification.

4. Procedures for granting time extensions to achieve final water quality based effluent limitations.

5. Procedures for demonstrating alternative site-specific bioassay based effluent limitations.

6. Procedures for demonstrating alternative method detection limits.

The EPA waiver is in effect.

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

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

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

Persons wishing to comment on the proposed permits are invited to submit a statement to the Field Operations 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, telephone number of the writer and a brief statement to inform the Field Office of the basis of the comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

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

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

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

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0087157	East Hanover Township 8848 Jonestown Road R. D. 2 P. O. Box 4323 Grantville, PA 17028-8650	Dauphin County East Hanover Township	Bow Creek	TRC
PA 0021491	Williamstown Borough Sewer Authority P. O. Box 44 Williamstown, PA 17098	Dauphin County Williams Township	Wiconisco Creek	TRC
PA 0110931	Shellbark Campground George Bernard 112 Pine Street Sutersville, PA 15083	Bedford County Napier Township	Raystown Branch/ Juniata River	TRC

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

#### **Applications under the Pennsylvania Clean Streams Law**

#### **(Part II Permits)**

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

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

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#### **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. 4800403.** Sewerage. **Allen Township Authority**, 4714 Indian Trail Road, Northampton, PA 18067. Application to convey sanitary sewage through a combination of gravity flow and force main, located in Allen Township, **Northampton County**. Application received in the Regional Office September 15, 2000.

**A. 5400404.** Sewerage. **Tamaqua Borough Authority**, 320 East Broad Street, Tamaqua, PA 18252. Application to construct a sanitary sewage collection and conveyance system to serve approximately 100 homes in the Borough of Tamaqua, **Schuylkill County**. Application received in the Regional Office September 7, 2000.

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

**A. 6700409.** Sewage, submitted by **Spring Township Sewer Authority**, 9211 Susquehanna Trail South, Seven Valleys, PA 17360 in Springfield Township, **York County** to construct the East Springfield Road Sanitary Sewer was received in the Southcentral Region on September 21, 2000.

**A. 6799411.** Sewage, transfer 00-1, submitted by **Brandy Wolfe and Christopher Ross**, 10850 Kline Road, Brogue, PA 17309 in Chanceford Township, **York**

**County**, to transfer the existing single family residence sewage treatment plant was received in the Southcentral Region on September 11, 2000.

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

**WQM No. 4900402.** Sewerage. **Bear Hollow Subdivision Homeowners Association**, 165 Waltmyer Road, Tubroville, PA 17772. Application proposes to install a community treatment facility to serve four residential dwellings in separate ownership, with permitting and operation of the treatment facility by the homeowner's association. The facility will be located at Delaware Township, **Northumberland County**. The Department of Environmental Protection received the application September 5, 2000.

**WQM No. 4900403.** Sewerage. **Greenbrier PVF LLC**, P. O. Box 9, Rhems, PA 17570. Applicant submitted for proposed construction of sow facility consisting of two deep pit manure storage structures and shallow pit manure storage structure. Facility will be located at Washington Township, **Northumberland County**. Part II application was received August 11, 2000, the check for the permit was not received until September 26, 2000, at the Northcentral Regional Office of Department of Environmental Protection in Williamsport.

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

**A. 462S25-A1.** Sewerage, **Youngwood Borough Authority**, 17 South Sixth Street, Youngwood, PA 15697. Application for the relocation of the sewage pump station and sanitary sewer line extension to serve the Depot Street PS located in Youngwood Borough, **Westmoreland County**.

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

**WQM Permit No. 2500419.** Sewage, **Timothy R. and Jackie L. Moran**, 13151 Edison Street, Alliance, OH 44601. This project is for the construction of a Single Residence Sewage Treatment Plant in LeBeouf Township, **Erie County**.

#### INDIVIDUAL PERMITS (PAS)

##### Stormwater Individual

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

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 Regional Office or County Conservation District Office indicated as the

responsible office, within 30 days from the date of this public notice. A copy of the written comments should be sent to the County Conservation District Office. 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 Regional Office of the exact basis of a 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 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 County Conservation District Office or the Department Regional Office indicated above the application.

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

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

*Lehigh County Conservation District, District Manager, Lehigh Ag. Ctr., Ste. 102, 4184 Dorney Park Road, Allentown, PA 18104, (610) 391-9583.*

**NPDES Permit PAS10Q212.** Stormwater. **Westbury Park, Inc.**, Henry Lubsen, 824 Eighth Ave., Bethlehem, PA 18018, has applied to discharge stormwater from a construction activity located in Upper Milford Township, **Lehigh County**, to Little Lehigh Creek, HQ-CWF.

*Lehigh County Conservation District, District Manager, Lehigh Ag. Ctr., Ste. 102, 4184 Dorney Park Road, Allentown, PA 18104, (610) 391-9583.*

**NPDES Permit PAS10Q176-1.** Stormwater. **Jaindl Land Company**, David Jaindl, 3150 Coffeetown Road, Orefield, PA 18069, has applied to discharge stormwater from a construction activity located in Lower Macungie Township, **Lehigh County**, to Little Lehigh Creek, HQ-CWF.

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

**NPDES Permit No. PAS10S093.** Stormwater. **Pocono Haven**, Raintree Homes, HC1, Box 1049, Tannersville, PA 18327, has applied to discharge stormwater from a construction activity located in Pocono Township, **Monroe County**, to Bulgers Run, HQ-CWF.

*Schuylkill County Conservation District, District Manager, 1206 Ag. Center Drive, R. R. 5, Box 5810, Pottsville, PA 17901, (570) 622-3742.*

**NPDES Permit PAS105718.** Stormwater. **Owl Creek Road Sanitary Sewer Extension**, Tamaqua Borough Authority, 320 E. Broad St., Tamaqua, PA 18252, has applied to discharge stormwater from a construction activity located in Tamaqua Borough, **Schuylkill County**, to the Little Schuylkill River.

**NPDES Permit PAS22202.** Stormwater. **Bestway Enterprises, Inc.**, has applied to discharge stormwater from an industrial site located in Barrett Township, **Monroe County**, to an unnamed tributary to Cranberry Creek.

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

*Adams County Conservation District, District Manager, Adams County Conservation District, 670 Old Harrisburg Road, Suite 201, Gettysburg, PA 17325, (717) 334-0636.*

**NPDES Permit PAS-10-0025.** Stormwater. **Ronald and Lori Sewell**, 3400 Harney Road, Taneytown, MD 21787 has applied to discharge stormwater from a construction activity located in Menallen Township, **Adams County**, to Conewago Creek. (HQ-CWF).

## SAFE DRINKING WATER

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

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

**5600505. Seven Springs Municipal Authority**, R. D. 1, Helen Road, Champion, PA 15622. Construction of a 1,000,000 gallon reservoir for storage of finished water from the existing municipal water system serving Seven Springs Borough, **Somerset County**.

**0200502. Oakmont Water Authority**, P. O. Box 73, Oakmont, PA 15139. Development of a new pump station north of the existing location and will serve Harmar Township, **Allegheny County**.

**5600507. Meyersdale Municipal Authority**, 226 Center Street, Meyersdale, PA 15552. Construct a 600,000 gallon finished water storage tank and appurtenances, including new waterline, to connect to the existing distribution system serving Summit Township, **Somerset County**.

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

**A. 5500501.** The Department has received a permit application from **Laporte Borough Public Water System**, 171 Lake Avenue, Laporte, PA 18626-0171, Laporte Borough, **Sullivan County**. The application is for installation of a well water source transmission line and distribution line between the Borough's Makoma Lake Well and their water treatment and storage facilities. *Engineer: Joseph J. Matalavage, Alfred Benesch and Company.*

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

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

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

**Oley Industries, formerly Eastern Machine Products**, City of Reading, **Berks County**. Oley Industries, Inc., 426 South Aubrey Street, Allentown, PA 18105 and HydroScience, Inc., 607 Washington Street, Reading, PA 19601 have submitted a Notice of Intent to Remediate site soils contaminated with heavy metals, solvents, BTEX, PHCs, and PAHs, and groundwater contaminated with solvents. The applicants propose to remediate the site to meet a combination of the Statewide health and site-specific standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle* on September 12, 2000.

**Graybill and Salt Dome Site**, City of York, **York County**. Redevelopment Authority of the City of York, 14 West Market Street, York, PA 17401 and York County Economic Development Corporation, 160 Roosevelt Avenue, Suite 300, York, PA 17404 have submitted a Notice of Intent to Remediate site soils and groundwater contaminated with lead, heavy metals and solvents. The site is located in a Special Industrial Area. A summary of the Notice of Intent to Remediate was reported to have been published in the *York Dispatch/York Daily Record* on March 3, 2000.

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

**Caparo Steel Company**, 15 Roemer Boulevard, City of Farrell, **County of Mercer**, and **Paul Wojciak** of Environmental Management Associates, 10925 Perry Highway, Suite 23, Wexford, PA 15090, has submitted a Notice of Intent to Remediate soil. The site has been found to be contaminated with Heavy Metals and Lead. The applicant proposes to remediate the site to meet the Statewide health standard. The Notice of Intent to Remediate was reported to have been published in the *Herald Newspaper* on September 15, 2000.

## SOLID AND HAZARDOUS WASTE

### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

**Permit I. D. No. 100933. Alliance Sanitary Landfill**, Alliance Sanitary Landfill, Inc., 398 South Keyser Avenue, Taylor, PA 18517. A major permit modification the Area III Expansion of this municipal waste landfill located in Taylor and Old Forge Boroughs and Ransom Township, **Lackawanna County**. The Area III Expansion will provide additional waste disposal area for the existing permitted landfill and will modify existing site facilities to accommodate this expansion. The Area III Expansion will add approximately 147.1 acres to the landfill footprint for a total waste disposal area of approximately 341 acres. This expansion will also add a proposed gross permitted capacity of approximately 55 million cubic yards to the existing landfill, extending the life of this facility up to 23 years. The application was received in the Regional Office on August 3, 1999; and as of June 23, 2000, the application was found to be administratively complete.

## 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 regu-

lated 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 receive a copy of the proposed Plan Approval or Operating Permit must indicate their interest to the Department Regional Office within 30 days of the date of this notice, and must file protests or comments on a proposed Plan Approval or Operating Permit within 30 days of the Department providing a copy of the proposed document to that person or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Any comments or protests filed with 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 through 143, the Federal Clean Air Act and regulations adopted under the act.

## OPERATING PERMITS

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

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

**19-00023: Impress USA Inc.** (6670 Low Street, Bloomsburg, PA 17815) for two can curing operations, parts washers and a natural gas fired heater with volatile organic compounds (VOCs) emissions from the process controlled by a catalytic oxidizer in South Centre Township, **Columbia County**.

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

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



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

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

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

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

**09-00045: Hi-Line Storage Systems Co.** (Ridge and Rockhill Roads, Perkasio, PA 18944) in East Rockhill Township, **Bucks County**. The facility's major emission points include two water wash pump-type spray booths and a dip coat operation.

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

**41-00016: Plastic Development Co.—Williamsport, Plant** (P. O. Box 4007, Williamsport, PA 17701) for a hot tub manufacturing facility in Woodward Township, **Lycoming County**. The facility's main air contamination sources are gel coating operations, resin spraying operations, spray and touch-up operations, No. 2 fuel oil fired heaters, and PVC cementing operations. This facility has the potential to emit major quantities of hazardous air pollutant (HAP) for Styrene emissions. 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. The permittee has taken Federally enforceable emissions restriction to limit the facility below the major emission thresholds for Volatile Organic Compounds (VOCs) and HAPs emissions. The facility has the potential to emit sulfur oxides (SO<sub>x</sub>), Carbon Monoxide (CO), Particulate Matter (PM), and nitrogen oxides (NO<sub>x</sub>) below the major emission thresholds.

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

**03-00027: Reliant Energy Mid-Atlantic Power Holdings, LLC** (1001 Broad Street, P. O. Box 1050, Johnstown, PA 15907-1050) on September 28, 2000, for operation of the Keystone Power Plant in Plumcreek Township, **Armstrong County**.

## 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.*

**66-315-041: Procter & Gamble Paper Products Co.** (P. O. Box 32, Mehoopany, PA 18929) for construction of a diaper air handling system and associated air cleaning device at Route 87 in Washington Township, **Wyoming County**.

**13-399-009: Development Strategies Co. LLC** (P. O. Box 249, Purchase, NY 10577) for construction of five wood/coal combustion turbines and associated air cleaning devices in Nesquehoning Borough, **Carbon County**.

**35-399-034: Scranton Sewer Authority** (307 North Washington Avenue, Scranton, PA 18503) for installation of an air cleaning device to control odors in Scranton, **Lackawanna County**.

**48-313-088: Elementis Pigments, Inc.** (Easton Facility, 1525 Wood Avenue, Easton, PA 18042) for replacement of air cleaning devices on dehydrating kilns in Easton, **Northampton County**.

**54-310-027: Wheelabrator Culm Services, Inc.** (500 Morea Road, Frackville, PA 17934) for construction of a crushing plant and associated air cleaning device in Mahanoy Township, **Schuylkill County**.

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

**01-02029: Reliant Energy Hunterstown, LLC** (101 Broad Street, Johnston, PA 15904-1050) for operation of a simple cycle electric generating facility in Straban Township, **Adams County**. This source is subject to the Reasonably Available Control Technology regulation contained in 25 Pa. Code § 129.91 for the control of NO<sub>x</sub> emissions.

**21-03023A: Ames/True Temper Hardware** (465 Railroad Avenue, Camp Hill, PA 17011) for installation of 30 In-Cell Painting Units in Hampden Township, **Cumberland County**.

**67-03098: Workinger-Semmel Funeral Home, Inc.** (849 East Market Street, York, PA 17403) for construction of a human crematory controlled by an afterburner at its Pattison Street facility in York City, **York County**.

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

**08-399-031A: OSRAM SYLVANIA Products, Inc.** (Hawes Street, Towanda, PA 18848) for construction of a spray dryer, ancillary equipment and associated air cleaning devices [a cyclone, three fabric collectors and two HEPA filters] in North Towanda Township, **Bradford County**.

**49-0007B: Merck & Co., Inc.** (P. O. Box 600, Danville, PA 17821-0600) to modify a volatile organic compound emission limit established for Avermectin wastewater detoxification system equipment in Operating Permit 49-0007 under the Reasonably Available Control Technology Requirements (RACT) of 25 Pa. Code §§ 129.91—129.95 in Riverside Borough, **Northumberland County**.

**49-313-032I: Merck & Co., Inc.** (P. O. Box 600, Danville, PA 17821-0600) to improve efficiency of the

facility's Avermectin toluene wastewater stripping system by constructing two new stills and an associated decanter, to be controlled by process condensers and an associated thermal oxidizer, the impact of which will be to reduce the amount of volatile organic compounds contained in the wastewater sent to the facility's Avermectin wastewater detoxification system and the facility's wastewater treatment plant, thereby reducing their volatile organic compound emissions, in Riverside Borough, **Northumberland County**.

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

**63-014D: Orion Power Midwest, LP** (2000 Cliff Mine Road, Suite 200, Pittsburgh, PA 15275) for installation of SNCR Units 1, 2, 3 at Elrama Station in Union Township, **Washington County**.

**32-354S: Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001) for installation of a portable coal crusher at Ernest #5 Mine in Rayne Township, **Indiana County**.

#### **Merck & Co., Inc.**

##### **Riverside Borough, Northumberland County**

**Merck & Co., Inc.** (P. O. Box 600, Danville, PA 17821-0600) has submitted an application (49-313-032H) to the Department of Environmental Protection (Department) under section 127.11 of Chapter 127 of Article III of the Department's Rules and Regulations for approval to install several air cleaning devices for the control of air contaminant emissions from several existing sources (pharmaceutical manufacturing equipment) at its Cherokee facility in Riverside Borough, **Northumberland County**.

Merck & Co., Inc., is a major facility for which a Title V Operating Permit application (49-00007) has been submitted but for which no Title V Operating Permit has yet been issued.

Information provided by Merck indicates that the air cleaning devices will potentially emit up to 10.9 tons of carbon monoxide per 12 consecutive month period, 1.0 tons of volatile organic compounds per 12 consecutive month period, some of which will also constitute hazardous air pollutants, 8.8 tons of sulfur oxides per 12 consecutive month period, 17.0 tons of nitrogen oxides per 12 consecutive month period, 6.4 tons of particulate matter per 12 consecutive month period, and 6.4 tons of particulate matter less than or equal to 10 microns (PM<sub>10</sub>) per 12 consecutive month period. A preliminary review of this information by the Department indicates that the air cleaning devices will allow the existing sources to continue to comply with all applicable air quality requirements including the best available technology requirements of 127.1 and 127.12 of Chapter 127 of Article III of the Rules and Regulations of the Department. Based on this finding, the Department proposes to approve the application and issue plan approval for the installation of the proposed air cleaning devices. If this plan approval is issued and if the proposed air cleaning devices and existing sources are subsequently found to be in compliance with all conditions of the plan approval as well as all applicable regulatory requirements, the plan approval will be incorporated into an operating permit via administrative amendment in accordance with Section 127.450 of Chapter 127 of Article III.

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

1. The air cleaning devices are to be installed in accordance with the plans submitted with the application (as approved herein).

2. This plan approval is issued for the installation of a T-Thermal #LPV-14M thermal oxidizer equipped with a modified (low nitrogen oxides) burner, a Sub-X water-cooled quench, and a Ceilcote #SPT-54-120 packed bed scrubber, or equivalent, for the control of air contaminant emissions from the following:

a. the sources identified in condition 7 of Operating Permit 49-313-032G.

b. the sources identified in condition 6 of Operating Permit 49-313-035K under the heading "Summary of process vessels controlled by the fume incinerator".

3. Under the best available technology provisions of section 127.1 and 127.12 of Chapter 127 of Article III of the Rules and Regulations of the Department of Environmental Protection, during any time that the T-Thermal #LPV-14M oxidizer is being used to control air contaminant emissions from any source identified in condition 2 herein the oxidizer shall maintain a minimum outlet temperature of at least 1,600°F. The only exception to this requirement is if the oxidizer (and Ceilcote packed bed scrubber) are being used to control air contaminant emissions from any of the following sources identified in condition 2b herein: TA-812, TA-1548, TA-1238, TA-1250, HE-1284, TA-1297, ST-1245, or TA-1538 (these sources are also identified in condition 7 of Operating Permit 49-313-035K). During such instances the oxidizer and packed bed scrubber shall comply with the following operating criteria:

a. maintain a minimum oxidizer outlet temperature of at least 1,800°F.

b. maintain a minimum combined volatile organic compound destruction/removal efficiency of 99.9%

c. maintain a minimum combined methylene chloride destruction/removal efficiency of 99.99%

d. maintain a total hydrocarbon concentration in the packed bed scrubbed exhaust of not greater than 50 ppmv

e. maintain a particulate matter emission rate in the packed bed scrubber exhaust of not greater than 0.03 grains per dry standard cubic feet

f. maintain a minimum hydrogen chloride removal efficiency of 99%

4. Under the best available technology provisions of sections 127.1 and 127.12 of Chapter 127 of Article III of the Rules and Regulations of the Department of Environmental Protection, the T-Thermal #LPV-14M oxidizer shall be equipped with a temperature monitor/recorder that shall accurately monitor and record the oxidizer's outlet temperature. The oxidizer shall be equipped with an alarm that will alert the operator should the monitor ever indicate a temperature below the limits established in condition 3 herein. Additionally, the final exhaust stack (downstream of the packed bed scrubber) shall be equipped with oxygen and carbon monoxide monitors that shall accurately monitor the oxygen and carbon monoxide content of the final stack exhaust whenever the oxidizer is in use.

5. Under the best available technology provisions of sections 127.1 and 127.12 of Chapter 127 of Article III of the Rules and Regulations of the Department of Environmental Protection, during any time that the Ceilcote #SPT-54-120 packed bed scrubber, or equivalent, is being used to control air contaminant emissions from any

source identified in condition 2 herein the scrubber shall comply with the following operating criteria:

- a. utilize a caustic solution as the scrubbing solution
- b. maintain a scrubbing solution pH of at least 7
- c. maintain a scrubbing solution flow rate of at least 85 gallons per minute

6. Under the best available technology provisions of sections 127.1 and 127.1 of Chapter 127 of Article III of the Rules and Regulations of the Department of Environmental Protection, the Ceilcote #SPT-54-120 packed bed scrubber, or equivalent, shall be equipped with monitors that shall accurately monitor the scrubber's pressure drop and the scrubbing solution's pH and flowrate. The scrubber shall additionally be equipped with an alarm that will alert the operator should the monitors ever indicate a pH or flowrate below the limits established in condition 5 herein.

7. The use of the T-Thermal #LPV-14M oxidizer for the control of air contaminant emissions from the sources identified in condition 2a herein may be temporarily or permanently discontinued at any time at the company's discretion without the necessity of notifying the Department provided the requirements identified in conditions 7 and 10 of Operating Permit 49-313-032G are complied with.

8. The use of the T-Thermal #LPV-14M oxidizer for the control of air contaminant emissions from the sources identified in condition 2b herein may be temporarily or permanently discontinued at any time at the company's discretion without the necessity of notifying the Department provided the requirements identified in conditions 6, 7, 10, and 11 of Operating Permit 49-313-035K are complied with.

9. Within 120 days of startup of the T-Thermal #LPV-14M oxidizer and Ceilcote #SPT-54-120 packed bed scrubber, the company shall perform stack testing upon these units in order to verify the following: volatile organic compound destruction/removal efficiency, methylene chloride destruction/removal efficiency, and hydrogen chloride removal efficiency. The company shall also perform stack testing upon the outlet of the packed bed scrubber for nitrogen oxides and total hydrocarbons. All testing shall be performed using reference method test procedures acceptable to the Department.

10. At least 60 days prior to the performance of any testing required by condition 9 herein a pretest plan shall be submitted to the Department for evaluation. This test plan shall contain the specific testing and analytical procedures to be used in performing the testing.

11. The Department shall be given at least 14 days advance notice of the specific dates and times for the performance of any testing required by condition 9 herein in order that Department personnel can arrange to be present. The Department is under no obligation to accept the results of any testing performed without adequate advance notice having been given to the Department.

12. Within 60 days of completion of any testing required by condition 9 herein, two copies of the test report shall be submitted to the Department. The report shall contain the results of the testing, a description of the testing and analytical procedures actually used, all air cleaning device operating parameters, a copy of all raw test data and a copy of the calculations generated during the data analysis.

13. The air contaminant emissions from the T-Thermal #LPV-14M thermal oxidizer, Sub-X water-cooled quench,

and Ceilcote #SPT-54-120 packed bed scrubber, or equivalent, shall never exceed the following limits:

<i>Pollutant</i>	<i>Emission Limit (tons per 12-consecutive month period)</i>
carbon monoxide	10.9
volatile organic compounds	1.0
sulfur oxides, as SO <sub>2</sub>	8.8
nitrogen oxides, expressed as NO <sub>2</sub>	17.0
particulate matter	6.4
PM <sub>10</sub>	6.4

14. Merck shall maintain comprehensive, accurate records of the following:

- a. the outlet temperature of the T-Thermal #LPV-14M thermal oxidizer
- b. the dates and times that any of the sources identified in condition 7 of Operating Permit 49-313-035K are operated.

Merck shall maintain these records onsite for at least 5 years and shall make these records available to the Department upon request.

15. Issuance of an operating permit for the aforementioned sources is contingent upon the air cleaning devices being installed and the sources and associated air cleaning devices being maintained and operated, as described in the application and supplemental materials submitted for plan approval, as well as in accordance with all conditions contained herein, and upon satisfactory demonstration that any air contaminants emitted from the sources are in compliance with the requirements specified herein and with the requirements specified in, or established under, any applicable rule or regulation contained in Article III of the Rules and Regulations of the Department of Environmental Protection.

16. The company shall immediately notify the Department of any malfunction of the sources or associated air cleaning devices which results in, or may possibly be resulting in, the emission of air contaminants in excess of the limitations specified in, or established under, any applicable rule or regulation contained in Article III of the Rules and Regulations of the Department or in excess of the limitations specified in any condition contained herein or which otherwise results in, or may possibly be resulting in, noncompliance with the requirements specified in any condition contained herein.

17. This plan approval authorizes temporary operation of the sources covered by this plan approval for a period of up to 180 days from the date of completion of installation of the air cleaning devices for the purpose of equipment shakedown and stack test performance.

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

1. identify the air contamination sources and location
2. establish allowable emission rates
3. establish, monitoring, recordkeeping, testing and reporting requirements
4. ensure proper operation and adequate maintenance

A copy of the application and the Department's analysis are available for public inspection during normal business hours at the address listed below.

Any person wishing to protest the issuance of this plan approval or provide the Department with additional information that 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. Each written protest or comment should include the following: name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval 49-313-032H, and a concise statement regarding 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 requesting a hearing will be notified of the decision to hold a hearing by publication in a newspaper of general circulation in Northumberland County, by publication in 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 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, 208 West 3rd Street, Suite 101, Williamsport, PA 17701-6448, (570) 327-3745.

For additional information regarding the Department's analysis of the plan approval application, contact John Twardowski, Air Pollution Control Engineer, Air Quality Program, 208 West 3rd Street, Suite 101, Williamsport, PA 17701-6448, (570) 327-3745.

## MINING

### APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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

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

Written comments or objections, or requests for information conferences on applications, may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the same address within 30 days of this publication, or within 30 days after the last publication of the applicant's

newspaper advertisement, as provided by 25 Pa. Code § 77.121—77.123 and 86.31—86.34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

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

*Cambria Office, 286 Industrial Park Road, Ebensburg, PA 15931-4119.*

#### *Coal Applications Received:*

**56960105, Permit Revision. L. K. Mining, Inc.** (323 Coalyard Road, Rockwood, PA 15557), to add 1.4 acres to the existing 18.8 acres permit for additional mining of the Lower Freeport coal seam. Total SMP acres go from 18.8 to 20.2. Also, a stream variance request is included in this proposal to conduct mining activities within 100 feet of an unnamed tributary to South Glade Creek beginning 1,060 feet upstream from the confluence with South Glade Creek and continuing upstream in a northeasterly direction approximately 1,220 feet in Milford Township, **Somerset County** application received September 21, 2000.

**11900105, Permit Renewal for reclamation only. Cooney Brothers Coal Company** (P. O. Box 246, Cresson, PA 16630) for continued restoration of a bituminous surface mine in Portage Township, **Cambria County**, affecting 45.0 acres, receiving stream an unnamed tributary to Beaverdam Run, application received September 25, 2000.

**56950111, Permit Renewal. Cooney Brothers Coal Company** (P. O. Box 246, Cresson, PA 16630), for continued operation of a bituminous surface and auger mine in Shade Township, **Somerset County**, affecting 248.5 acres, receiving stream unnamed tributary to Shade Creek and Shade Creek, application received September 25, 2000.

**56970102, Permit Revision. Hoffman Mining, Inc.** (P. O. Box 130, 118 Runway Road, Friedens, PA 15541), to

add 4.3 acres for the purpose of mineral extraction and erosion and sedimentation controls. Total SMP acres goes from 279.0 to 283.3. Also, a variance to affect within the 100 foot barrier of S. R. 0160, to a distance no closer than 25 feet from the outside right-of-way is included. The variance area begins approximately 480 feet south of the junction of T-757 and S. R. 0160, and continues south along the western side of S. R. 0160 approximately 1,570 feet in Paint Township, **Somerset County**, receiving stream Weaver Run, unnamed tributary to Shade Creek, unnamed tributary to Roaring Fork, application received September 26, 2000.

**32000108. River Hill Coal Company, Inc.** (P. O. Box 141, Kylertown, PA 16847), commencement, operation and restoration of bituminous surface-auger mine in West Wheatfield Township, **Indiana County**, affecting 759.4 acres, receiving stream Conemaugh River, JT to Conemaugh River, Richards Run, Roaring Run, application received September 21, 2000.

**56900106. Permit Renewal for reclamation only. PBS Coals, Inc.** (P. O. Box 260, Friedens, PA 15541), for continued restoration of a bituminous surface and auger mine in Brothersvalley Township, **Somerset County**, affecting 104.4 acres, receiving stream Buffalo Creek; Hays Run, unnamed tributaries to Buffalo Creek, application received September 28, 2000.

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

**26920101. Black Rock Exploration Co., Inc.** (273 Main Street, Greenville, PA 16125). Application received to revise permit to add acreage and new haulroad at an existing surface mining site located in Brownsville/Luzerne/Redstone Townships and Brownsville Borough, **Fayette County**, affecting 60.2 acres. Receiving streams: unnamed tributaries to Dunlap Creek, Dunlap Creek, Monongahela River. Application received: September 21, 2000.

**03000106. P & N Coal Company, Inc.** (240 West Mahoning Street, PO Box 332, Punxsutawney, PA 15767). Application received for commencement, operation and reclamation of a bituminous surface auger mine located in Plumcreek Township, **Armstrong County**, proposed to affect 80.7 acres. Receiving streams: unnamed tributary "A" to Cherry Run. Application received: September 18, 2000.

**03940111. Canterbury Coal Company** (R. R. 1, Box 119A, Avonmore, PA 15618-9621). Renewal application received for continued reclamation of a bituminous surface auger mine located in Kiskiminetas Township, **Armstrong County**, affecting 88.4 acres. Receiving streams: unnamed tributaries to Roaring Run and Roaring Run. Renewal application received: September 27, 2000.

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

**17000109. Kenneth K. Rishel & Sons, Inc.** (1229 Turnpike Avenue, Clearfield, PA 16830), commencement, operation and restoration of a bituminous surface mine-auger permit in Lawrence Township, **Clearfield County** affecting 19.8 acres. Receiving streams: Orr's Run and unnamed stream to Orr's Run. Application received September 19, 2000.

**17900143. TDK Coal Sales, Inc.** (P. O. Box 259, Brockway, PA 15824), transfer of an existing bituminous surface mine permit from Al Hamilton Contracting Company, located in Penn and Brady Townships, **Clearfield County** affecting 342.5 acres. Receiving streams: Irish

Run and unnamed tributaries to Irish Run. Application received September 14, 2000.

**17714022. A. W. Long Coal Company** (1203 Presque-isle Street, Philipsburg, PA 16866), revision to an existing bituminous surface mine permit for a Change in Permit Acreage from 142.3 to 149.6 acres. The permit is located in Morris Township, **Clearfield County**. Receiving streams: Hawk Run and Moshannon Creek. Application received September 21, 2000.

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

**54763013R3. Harriman Coal Corporation** (978 Gap Street, Valley View, PA 17983), renewal of an existing anthracite surface mine operating in Hegins Township, **Schuylkill County** affecting 658.0 acres, receiving streams—Good Spring and Swatara Creeks. Application received September 19, 2000.

**54803019R3. Harriman Coal Corporation** (978 Gap Street, Valley View, PA 17983), renewal of an existing anthracite surface mine operation in Hegins and Porter Townships, **Schuylkill County** affecting 1313.0 acres, receiving stream—Good Spring Creek. Application received September 19, 2000.

**40000201. Northampton Fuel Supply Co., Inc.** (7500 Old Georgetown Road, Suite 1300, Bethesda, MD 20814), commencement, operation and restoration of a coal refuse reprocessing, fly ash disposal and preparation plant operation in Hanover Township, **Luzerne County** affecting 236.4 acres, receiving stream—Sugar Notch Creek. Application received September 22, 2000.

**54663021R3. Reading Anthracite Company** (200 Mahantongo Street, Pottsville, PA 17901), renewal of an existing anthracite surface mine operation in New Castle Township, **Schuylkill County** affecting 693.0 acres, receiving stream—Mill Creek. Application received September 27, 2000.

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

#### *Coal Applications Returned*

**54991303. Alfred Brown Coal** (R. R. 2, Box 118C, Hegins, PA 17938), return of an anthracite underground mine application in Blythe Township, **Schuylkill County** affecting 3.0 acres, receiving stream—Schuylkill River. Application received September 7, 1999. Application returned September 28, 2000.

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

#### *Small Noncoal (Industrial Mineral) Bond Release Application*

**40940802. Piacenti Trucking & Excavating, Inc.** (538R Pytnam Street, P. O. Box 278, West Hazleton, PA 18201), Stage I and II bond release for a small quarry operation in Butler Township, **Luzerne County** affecting 2.0 acres for \$2,000 on property owned by Clyde Young. Application received September 26, 2000.

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

#### *Noncoal Applications Received*

**35840602C3. Wyoming Sand & Stone Company** (6 Wyoming Sand Road, Tunkhannock, PA 18657), renewal of NPDES Permit No. PA0595012 in South Abington Township, **Lackawanna County**, receiving stream—unnamed tributary. Application received September 26, 2000.

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

### ENCROACHMENTS

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

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

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

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

**E09-808.** Encroachment. **Silverman Family Partnership**, 1208 Swamp Road, Fountainville, PA 18923. To construct and maintain three utility poles and associated netting fence impacting less than 0.01 acre of wetland (PFO) to facilitate the construction of a golf driving range. This site is located approximately 2,200 feet southeast from the intersection of Ferry Road and Route 313 (Doylestown, PA Quadrangle N: 17.0 inches; W: 4.7 inches) in New Britain Township, **Bucks County**.

**E23-402.** Encroachment. **PENCO Management**, P. O. Box 1119, Brandywine II, Suite 302, Chadds Ford, PA 19317. To modify and maintain approximately 800 linear feet of an unnamed tributary of Harvey Run (WWF-MF) within the Painters Crossing Condominiums. The slope, depth and width of the stream channel will be modified to eliminate the erosion problems and to direct the flows to the center of the channel. The site is located 2,200 feet southwest of the intersection of U. S. Route 1 (S. R. 0001) and Route 202 (S. R. 0202) (West Chester, PA UAGS Quadrangle N: 0.4 inch; W: 7.4 inches) in Chadds Ford Township, **Delaware County**.

**E46-874.** Encroachment. **Whitemarsh Township Authority**, 616 Germantown Pike, Lafayette Hill, PA 19444-1821. To perform the following activities in Whitemarsh Township, **Montgomery County**.

1. To expand and maintain an existing Sewage Pumping Station within the 100-year floodplain of the Schuylkill River, (WWF-MF) located 500 feet southwest of the

intersection of Center Street and Cedar Grove Road. (Norristown, PA USGS Quadrangle N: 13.5 inches; W: 4.6 inches)

2. To operate and maintain an existing Sewage Pumping Station within the 100 year floodplain of the Spring Mill Creek, (WWF) located 100 feet south of the intersection of Wells Street and Cedar Grove Road (Norristown, PA USGS Quadrangle N: 15.3 inches; W: 4.8 inches).

**E23-403.** Encroachment. **Radnor Township**, 301 Iven Avenue, Wayne, PA 19087. To replace and maintain an existing bridge with a precast concrete arch bridge with a clear span of 34 feet and an underclearance of 9 feet. This work also includes the placement of R-6 rock protection along 80 linear feet of stream. The proposed bridge spans the Little Darby Creek (CWF-MF) and is located at the Willows Park located off of Darby Paoli Road (Valley Forge, PA Quadrangle N: 3.60 inches; W: 2.65 inches) in Radnor Township, **Delaware County**.

**E23-404.** Encroachment. **Applied Card Systems, Inc.**, 800 Delaware Avenue, Wilmington, DE 19801. To construct, operate and maintain the following structures associated with a proposed commercial office facility.

1. 180 linear feet of 36 inch RCP stream enclosure across an unnamed tributary of West Branch of Chester Creek (TSF), a roadway approach fill in 0.42 acre of adjacent wetland (PSS), which will include two 42 inch by 29 inch HERCP cross drains, endwalls and rip-rap apron associated with an access road which will provide access from SR 0001. This work will include the removal of 150 linear feet of existing 36 inch CMP stream enclosure and impact to 225 linear feet of watercourse.

2. 42 linear feet of an 8-foot × 3-foot box culvert across an unnamed tributary of West Branch of Chester Creek (TSF), roadway approach fill in 0.10 acre of adjacent wetland (PEM), endwalls and rip-rap apron associated with an access road off of SR 0202. This work will include the removal of approximately 30 linear feet of 27 inch CMP culvert and impact to 90 linear feet of watercourse.

The project also includes the extension of two outfall structures which are waived according to 105.12(a)(2) and the installation and maintenance of a sanitary sewer utility crossing which qualifies for General Permit No. 5.

The site is located approximately 1000 feet southeast of the intersection of Baltimore Pike (SR 0001) and West Chester Pike (SR 0202) (West Chester, USGS Quadrangle N: 0.50 inch, W: 5.70 inches) in Concord Township, **Delaware County**.

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

**E45-400.** Encroachment. **Barbara Kulick**, 5257 Milford Road, East Stroudsburg, PA 18301. To place fill in approximately 0.09 acre of PEM wetlands for the purpose of constructing an access road to serve two commercial buildings. The project is located on the south side of S. R. 0209, approximately 0.7 mile east of Township Road T550 (Keystone Road) (Bushkill, PA-NJ Quadrangle N: 11.7 inches; W: 7.6 inches), Middle Smithfield Township, **Monroe County** (Philadelphia District, U. S. Army Corps of Engineers).

**E48-298.** Encroachment. **Antonio Soccorso Calantonia**, 2900 Swanson Street, Easton, PA 18045. To construct and maintain a channel change, having a length of approximately 600 feet in a tributary to the Lehigh River (CWF), consisting of the following: (1) a grass-lined trapezoidal channel with a minimum depth of 18 inches, a

bottom width of 10 feet, and 4 to 1 sideslopes; (2) six R-5 riprap step energy dissipaters with heights varying from 2 to 4 feet spaced uniformly along the main channel; and (3) approximately 150 of R-4 riprap lining at the end of the channel change. The project is located just north of the intersection of S. R. 2012 (Highland Park Road) and S. R. 2010 (Tumblecreek Road) (Nazareth, PA Quadrangle N: 2.65 inches; W: 1.85 inches), Williams Township, **Northampton County** (Philadelphia District, U. S. Army Corps of Engineers).

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

**E06-544.** Encroachment. **Washington Township**, Box 52, Barto, PA 19504. To remove the existing structure and to construct and maintain a new bridge structure having a clear span of 24 feet with an underclearance of 5.5 feet across Swamp Creek (TSF) and to fill in 0.004 acre of de minimis wetland in order to improve the alignment of Heydt's Schoolhouse Road (T-884) located about 1.2 miles north of Bechtelsville Borough (Manatawny, PA Quadrangle N: 2.8 inches; W: 1.9 inches) in Washington Township, **Berks County**. The applicant is not required to replace the wetland impact because it is de minimis.

**E06-545.** Encroachment. **Eisenhauer Nissan Saab, Inc.**, 6371 Penn Avenue, Wernersville, PA 19565. To construct and maintain a 2-inch resurfacing of an existing macadam parking lot of the Eisenhauer Nissan Saab, Inc. within the left bank's 100-year floodway of Manor Creek (TSF) located downstream of US 422 Bridge (Sinking Spring, PA Quadrangle N: 15.38 inches; W: 13.15 inches) in Lower Heidelberg Township, **Berks County**.

**E07-337.** Encroachment. **Earl Neiderhiser**, PennDot 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648. To remove an existing structure and to construct and maintain a double cell box culvert with cells of 15 feet × 8 feet in the channel of Spring Run (WWF) at a point at SR 4013, Section 001 (Altoona, PA Quadrangle N: 5.0 inches; W: 2.1 inches) in Logan Township and the City of Altoona, **Blair County**.

**E21-313.** Encroachment. **Norfolk Southern Railway Company**, 600 West Peachtree Street, Atlanta, GA 30308. To construct 31 crossings of High Density Polyethylene Conduits housing. Twelve 1.5-inch diameter dark fiber optic cables across the (15) Yellow Breeches Creek (HQ-CWF and CWF), 7 unnamed tributaries to the Yellow Breeches Creek (CWF), 1 Middle Spring Creek, 1 Reservoir Hollow (CWF), 1 Thomson Creek (CWF), 1 Spruce Run (HQ-CWF), 1 Mountain Creek (TSF), 1 Old Town Run (HQ-CWF), 1 Little Dogwood Run (HQ-CWF), 1 Cedar Run (CWF), and 1 Conodoguinet Creek (WWF) located across the southern portion of Cumberland County (Harrisburg West and Shippensburg, PA Quadrangle (N: 4.0 inches; W: 5.75 inches and N: 8.0 inches; W: 2.50 inches, respectively) in East Pennsboro, Lower Allen, Upper Allen, Monroe, South Middleton, Dickinson, Penn, South Newton, Southampton and Shippensburg Townships and Wormleysburg, Lemoyne, Carlisle, Mount Holly Springs, and Shippensburg Boroughs in **Cumberland County**.

**E21-315.** Encroachment. **Logan's Run Association**, 15 Central Blvd., Camp Hill, PA 17011. To place fill in 0.151 acre of wetlands for Phase One at Penn Valley Development for (1) 0.058 acre at Lots 185 and 186; and (2) 0.093 acre at Lots 40, 41, 58 and 57 for the purpose of continuing the construction of Penn Valley Residential

Subdivision located along the west side of Salt Road about 0.38 mile south of its intersection with Valley Street (Harrisburg West, PA Quadrangle N: 7.9 inches; W: 11.05 inches) in East Pennsboro Township, **Cumberland County**.

**E36-698.** Encroachment. **Nelson Wenger**, 100 E. Queen Street, Stevens, PA 17578. To construct and maintain an 8-inch diameter sanitary outfall pipe at the left bank of Indian Run and associated wetlands in order to construct a sewage treatment plant located on the north side of SR 36001 (Mt. Airy Road) about 0.9 mile northeast of Mt. Airy Village (Ephrata, PA Quadrangle N: 21.6 inches; W: 12.19 inches) in West Cocalico and Clay Townships, **Lancaster County**.

**E67-691.** Encroachment. **William Warehime**, Warehime Enterprises, Inc., 251 Frederick Street, Hanover, PA 17331. To fill 0.045 acre of wetlands of an unnamed tributary to Oil Creek (WWF) for development of Lots No. 35 and 50 along West Timber Lane in the proposed Morningstar residential development located along the east side of Breezewood Lane (Hanover, PA Quadrangle N: 7.2 inches; W: 11.2 inches) in Penn Township, **York County**.

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

**E14-381.** Encroachment. **Morse Reese**, 1740 Mudlick Rd., Julian, PA 16844. To remove the existing structure and to construct and maintain a 48-inch ADS N-12 polyethylene pipe with the associated clean approach fill and to realign less than 100 feet of stream channel at the inlet and outlet of the culvert that is in an unnamed tributary to Laurel Run located 0.75 mi. up Straw Jack Road from its intersection with Julian Pike (Bear Knob, PA Quadrangle N: 0.85 inch; W: 14.0 inches) in Houston Township, **Centre County**. This project proposes to directly impact 110 feet of an unnamed tributary to Laurel Run, which is classified as an Exceptional Value—Cold Water Fishery.

**E59-408.** Encroachment. **Lawrence Clark, P.E.**, Mansfield University, 110 Brooks Maintenance Building, Mansfield, PA 16933. To construct and maintain a 6.2 foot wide by 3.4 foot high by approximately 50 foot long CMP storm sewer outfall, with flared end section and R-5 rip rap protection, and a parallel 24 inch diameter CMP outfall to the old bank of Corey Creek and to construct and maintain earthen/cobble fill over and to the sides of the CMP pipes to extend to the old bank of Corey Creek and to construct R-4 rip rap along the limits of the restored old bank of Corey Creek. The project is located on the northeastern side of Mansfield University along Route 6 (Mansfield, PA Quadrangle N: 10.85 inches; W: 9.25 inches) in Richmond Township, **Tioga County**. The project will not impact wetlands while impacting approximately 200 feet of waterway. Corey Creek is a warm water fisheries stream.

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

**E65-765.** Encroachment. **Albert Overly**, R. D. 1, Box 344B, Mt. Pleasant, PA 15666. To modify, operate and maintain an existing culvert crossing consisting of two (2) 36-inch corrugated plastic pipes in Boyer Run (WWF) for the purpose of providing access to a proposed dwelling. The project is located off of Hecla and Carpentertown Road (Mount Pleasant, PA Quadrangle N: 12.5 inches; W: 2.3 inches) in Mount Pleasant Township, **Westmoreland County**.

**E65-767.** Encroachment. **Pennsylvania Department of Transportation**, Engineering District 12-0, P. O. Box 459, Uniontown, PA 15401. To remove the existing bridge and to construct and maintain a single span bridge having a normal span of 18.29 meters and an underclearance of 3.96 meters across Brush Creek (TSF) for the purpose of improving transportation safety and roadway structures. Also proposed is the construction and maintenance of two outfall structures consisting of a 0.61 meter RCP on S. R. 4008, 11.5 meters right of Station 0+017.000 and a 0.52 meter RCP on S. R. 3077, station 1+452.5. The project is located on S. R. 3077, Section E10, Segment 0080, Offset 0000 (Irwin, PA Quadrangle N: 14.2 inches; W: 1.8 inches) in Hempfield Township and Penn Borough, **Westmoreland County**.

**E11-287.** Encroachment. **Pennsylvania Department of Transportation**, Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648. To construct and maintain a 42.5-foot long, 15-foot wide, 6-inch thick paving slab in the bed of Bradley Run (CWF) located at the bottom of the existing abutments footing of the bridge on S. R. 0053, Segment 0390, Offset 1332 for the purpose of scour protection. The original stream bed material to be placed over the 6-inch slab (Ashville, PA Quadrangle N: 0.08 inch; W: 10.1 inches) in Gallitzin Township, **Cambria County**.

**E65-766.** Encroachment. **Easy Living Estates and Management Corporation**, R. D. 4, Box 107, Ligonier, PA 15658. To construct and maintain a 20-foot long by 8-foot box culvert in Belson Run (WWF) for providing access to the property; and to place and maintain fill in 0.5 acre of wetland. Also, to remove sediment deposit and perform maintenance work in the crest embankment and the discharge outlet pipe of an existing dam located in an unnamed tributary to Belson Run. The project is located at the Easy Living Estates and Management Corporation, New Stanton facility along the south side of S. R. 3093 (Mount Pleasant, PA Quadrangle N: 12.3 inches; W: 13.5 inches) in East Huntingdon and Hempfield Townships, **Westmoreland County**.

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

**E37-133.** Encroachment. **PA Turnpike Commission**, P. O. Box 67676, Harrisburg, PA 17106-7676. To conduct the following activities associated with the rehabilitation and expansion of the existing Gateway Toll Plaza on the Pennsylvania Turnpike (I-76) approximately 1 mile east of the Pennsylvania-Ohio state line in North Beaver Township, **Lawrence County**:

1. To construct and maintain a 60-foot long, 6.5-foot diameter reinforced concrete culvert in a tributary to Honey Creek and an earthen berm extending upstream along the east bank on a service access road extending west from Burkey Road (T-306) to the westbound lanes of I-76 (New Middletown, OH-PA Quadrangle N: 5.6 inches; W: 0.3 inch).

2. To fill a de minimis area of wetland (0.0008 acre) associated with relocation of the eastbound service access road approximately 600 feet east of Burkey Road (T-306) (Bessemer, PA Quadrangle N: 5.4 inches; W: 17.1 inches).

**E42-271.** Encroachment. **Ceres Township**, R. D. 1, Box 870, Shinglehouse, PA 16748. To remove the existing bridge and to install and maintain a concrete or metal box culvert having an 18.5-foot wide by 6-foot high waterway opening in Barden Brook on Whitetail Road (T-394) approximately 300 feet south of Barden Brook

Road (T-403) (Bullis Mills, PA Quadrangle N: 15.6 inches; W: 12.35 inches) in Ceres Township, **McKean County**.

### DAM SAFETY

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

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

**D35-164.** Dam. **Oakford Glenn Condominium Associates** (76 Oakford Glenn, Clarks Summit, PA 18411). To modify, operate, and maintain the Oakford Glenn Dam across Ackerly Creek (TSF), for the purpose of correcting a potentially hazardous condition and improve the existing dam facility. (Dalton, PA Quadrangle N: 2.98 inches; W: 12.8 inches) in Abington Township, **Lackawanna County**.

### ENVIRONMENTAL ASSESSMENT

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

**Environmental Assessment No. EA26-004SW. Stream Restoration, Inc.**, 3016 Unionville Road, Cranberry Township, PA 16066. To construct and maintain a passive treatment system in and along several unnamed tributaries to Laurel Run, to treat three acid mine discharges. The proposed system will consist of two vertical flow ponds, two flush ponds an open limestone channel and/or horizontal flow limestone bed, an anoxic limestone drain, a settling pond, and an aerobic wetland. The proposed facilities will replace an existing active treatment system that has previously treated two of the discharges. Construction of the new system will impact approximately 0.23 acre of wetlands. The project site is located along Laurel Run, approximately 1,700 feet south of its confluence with Meadow Run (Ohiopyle, PA Quadrangle N: 17:0 inches; W: 16.5 inches) in Stewart Township, **Fayette County**.

### ACTIONS

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

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

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

**(Part I Permits)**

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

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.

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

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

**WQM Permit No. 2300201.** Industrial Waste. **Sunoco Inc. (R&M)**, 1801 Market Street, Philadelphia, PA 19109-1699. The applicant is granted approval for construction and operation of groundwater treatment facility in Aldan Borough, **Delaware County**.

**NPDES Permit No. PA0057924.** Sewage. **Joyfor Joint Venture**, 1604 Walnut Street, Philadelphia, PA 19103. The applicant is authorized to discharge from a facility in Newtown Township, **Delaware County**.

**WQM Permit No. 1500423.** Sewage. **Atglen Borough Sewer Authority**, Box 250, Atglen, PA 19310. The applicant is granted approval to construct and operate a low-pressure sewer line to serve Ivan Umble Seven Lot subdivision in Atglen Borough, **Chester County**.

**NPDES Permit No. PA0058084.** Sewage. **Robert and Edith Trockels**, 200 Rainbow Drive, Apartment 10398, Livingston, TX 77351. The applicant is authorized to discharge from a facility in Upper Hanover, **Montgomery County**.

**WQM Permit No. 4600418.** Sewage. **Robert and Edith Trockels**, 200 Rainbow Drive, Apartment 10398, Livingston, TX 77351. The applicant is granted approval for construction and operation of SRSTP in Upper Hanover Township, **Montgomery County**.

**NPDES Permit No. PA0056588.** Sewage. **Tom and Julie Juliano**, 116 Meng Road, Schwenksville, PA 19473 is authorized to discharge from a facility located at Lower Frederick Township, **Montgomery County** into an unnamed tributary to Mine Run.

**NPDES Permit No. PA0036978.** Sewage. **Telford Borough Authority**, 122 Penn Avenue, Telford, PA 18969-0209 is authorized to discharge into Indian Creek at Franconia Township, **Montgomery County**. This is an amendment to an existing NPDES permit.

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

**Permit No. 5200401.** Sewage. **Tamiment Development, Inc.**, Tamiment Resort, Tamiment, PA 18371. Permit to construct and operate a spray irrigation system at the Tamiment Golf Course, located in Lehman Township, **Pike County**.

**NPDES Permit PA-0046272.** Sewage. **Porter Township Joint Municipal Authority**, 326 East Grand Avenue, Tower City, PA 17980 is authorized to discharge from a facility located in Porter Township, **Schuylkill County**, to Wiconisco Creek.

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

**Permit No. 0686401.** Sewage. **City of Reading**, 815 Washington Street, Reading, PA 19601-3690. This permit approves the modifications to the construction/operation of sewers and appurtenances in Reading City, **Berks County**.

**Permit No. 2800404.** Sewage. **Quincy Sewer Authority**, 7575 Mentzer Gap Road, Waynesboro, PA 17268. This permit approves the construction of Sewage Treatment Facilities, Sewers and Appurtenances, and Pump Stations in Quincy Township, **Franklin County**.

**Permit No. PA0086291.** Industrial Waste. **Texas Eastern**, Perulack Compressor Station, 5400 Westheimer Court, Wo-8A16, Houston, TX 77056 is authorized to discharge from a facility located in Lack Township, **Juniata County** to the receiving waters named Lick Run.

**Permit No. PA0082791.** Industrial Waste. **Chester County Solid Waste Authority**, 7224 Division Highway, Narvon, PA 17555-9505 is authorized to discharge from a facility located in Caernarvon Township, **Lancaster County** to the receiving waters named Conestoga River.

**Permit No. PA0088269.** Sewerage. **Quincy Sewer Authority**, 7575 Mentzer Gap Road, Waynesboro, PA 17268 is authorized to discharge from a facility located in Quincy Township, **Franklin County** to the receiving waters named West Branch Antietam Creek in Watershed 13-C.

**Permit No. PA0021695.** Sewerage. **Orbisonia-Rockhill Joint Municipal Authority**, Elliott Street, PO Box 346, Orbisonia, PA 17243-0346 is authorized to discharge from a facility located in Cromwell Township, **Huntingdon County** to the receiving waters named Blacklog Creek in Watershed 12-C.

**Permit No. PA0020885.** Sewerage. **Borough of Mechanicsburg**, Two West Strawberry at North Market Street, Mechanicsburg, PA 17055 is authorized to discharge from a facility located in Silver Spring Township, **Cumberland County** to the receiving waters named Conodoguinet Creek located in Watershed 7-B.

**Permit No. PA0085316.** Sewerage. **Fort Heritage, Ltd.**, 1958 Emmitsburg Road, Gettysburg, PA 17325 is authorized to discharge from a facility located in Cumberland Township, **Adams County** to the receiving waters named Marsh Creek in Watershed 13-D.

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

**NPDES PA0026557.** Sewerage Amendment. **The Municipal Authority of the City of Sunbury**, 225 Market Street, Sunbury, PA 17801-3482. Permission granted to upgrade existing facilities to meet projected hydraulic and organic loading. Facility located at City of Sunbury, **Northumberland County**.

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

**NPDES Permit No. PA0218464.** Industrial Waste. **Allegheny Energy Supply Company, L.L.C.**, 800 Cabin Hill Drive, Greensburg, PA 15601-1689 is authorized to discharge from a facility located at Springhill Township, **Fayette County** to receiving waters named Unnamed Tributary to Grassy Run.

**NPDES Permit No. PA0218588.** Sewage. **Michael Weekley**, 135 Sandy Drive, Clinton, PA 15026 is authorized to discharge from a facility located at Weekley Single Residence STP, Hanover Township, **Beaver County** to receiving waters named Drainage Swale to Unnamed Tributary of Traverse Creek.

**Permit No. 0400203.** Industrial Waste. **Alex E. Paris Contracting Co., Inc.**, PO Box 369, Route 18, Atlasburg, PA 15004-0369. Construction and operation of a Fly Ash disposal treatment facility located in Hanover Township, **Beaver County** to serve the Paris Fly Ash Landfill Leachate Treatment Facility.

**Permit No. 2600201.** Industrial Waste. **Allegheny Energy Supply Company, LLC**, 800 Cabin Hill Drive, Greensburg, PA 15601-1689. Construction of Electric Power Generation Plant located in Springhill Township, **Fayette County** to serve GANS Combustion Turbine Generating Plant Unit 8 and Unit 9.

**Permit No. 3200202.** Industrial Waste. **Indiana County Municipal Authority**, 827 Water Street, Indiana, PA 15701. Construction of Industrial Water Treatment Plant located in Pine Township, **Indiana County** to serve Heilwood Water Treatment Plant.

**Permit No. 0200411.** Sewage. **Castle Shannon Borough**, 3310 McRoberts Road, Castle Shannon, PA 15234-2711. Construction of sanitary sewers and appurtenances and pump station located in Castle Shannon Borough, **Allegheny County** to serve Canal Street sanitary sewer improvements.

**Permit No. 0400407.** Sewerage. **Michael Weekley**, 135 Sandy Drive, Clinton, PA 15026. Construction of Single Residence Sewage Treatment Plant located in Hanover Township, **Beaver County** to serve Weekley Residence.

**Permit No. 6500405.** Sewerage. **The Hempfield Township Municipal Authority** R. D. 6, Woodward Drive, Greensburg, PA 15601. Construction of Sanitary Sewer Extension (Foxridge Interceptor) located in Hempfield Township, **Westmoreland County** to serve Foxridge Plan.

**Permit No. 6586418-A4.** Sewerage. **Franklin Township Municipal Sanitary Authority**, 3001 Meadowbrook Road, Murrysville, PA 15668-1698. Modification and operation of a sewage treatment plant located in Murrysville, **Westmoreland County** to serve the Meadowbrook Road STP.

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

**NPDES Permit No. PA0023591.** Sewage. **Washington Township Municipal Authority**, P. O. Box 79, Fryburg, PA 16326 is authorized to discharge from a facility located in Washington Township, **Clarion County** to East Sandy Creek.

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

Final Notice is given that the Department of Environmental Protection, after public notice, has on effective date October 1, 2000 issued a National Pollutant Discharge Elimination System Permit to Permit No. **PA 0082791**, Permittee: **Chester County Solid Waste Authority**, 7224 Division Highway, Narvon, PA 17555.

This notice reflects changes from the notice published in the *Pennsylvania Bulletin*.

*Outfall 001 (Interim):*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	85	170	212
Total Suspended Solids	100	200	250
NH <sub>3</sub> -N			
(5-1 to 10-31)	17	34	42
(11-1 to 4-30)	51	102	126
Total Phosphorus	4.4	9	11
Fecal Coliform			
(5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		3,000/100 ml as a geometric average	
pH		6.0 to 9.0	
Total Residual Chlorine	0.9	—	1.6
Total Iron		monitor	
Dissolved Iron	8.7	17.4	21.8
p-chloro-m-cresol		monitor	
Dichlorobromomethane		monitor	

*Outfall 001 (Final):*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
NH <sub>3</sub> -N		monitor	
Total Iron		monitor	
Dissolved Iron		monitor	
Total Aluminum		monitor	
pH		monitor	

*Outfall 100 (Interim):*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
BOD <sub>5</sub>	100	200	250
Total Suspended Solids	100	200	250
NH <sub>3</sub> -N			
(5-1 to 10-31)	20	40	50
(11-1 to 4-30)	60	120	150
a-terpineol		monitor	
Benzoic acid		monitor	
P-Cresol		monitor	
Phenol		monitor	
Total Zinc	1.0	2.0	2.5
Total Iron	3.5	—	7.0
pH		6.0 to 9.0	

*Outfall 100 (Final):*

<i>Parameter</i>	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Instantaneous Maximum</i>
		Outfall 100 terminated	

*Outfall 101 (Interim):*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
NH <sub>3</sub> -N		monitor	
Total Iron		monitor	
Dissolved Iron		monitor	
Total Aluminum		monitor	
pH		monitor	

*Outfall 101 (Final):*

<i>Parameter</i>	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Instantaneous Maximum</i>
		Outfall 101 terminated	

*Outfalls 002 through 008 for stormwater:*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Organic Carbon		monitor	
Chemical Oxygen Demand		monitor	
Total Dissolved Solids		monitor	
NH <sub>3</sub> -N		monitor	
NO <sub>2</sub> + NO <sub>3</sub>		monitor	
Dissolved Iron		monitor	
pH		monitor	
Total Zinc		monitor	
Total Copper		monitor	
Total Chromium		monitor	
Total Cadmium		monitor	
Total Lead		monitor	
Total Aluminum		monitor	
Total Arsenic		monitor	
Total Cyanide		monitor	
Total Iron		monitor	
P-Cresol		monitor	
a-terpineol		monitor	

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.

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10U129	Silvercrest Development Corp. 824 8th Ave. Bethlehem, PA 18068	Northampton County Bushkill Township	Bushkill Creek HQ-CWF
PAS10U135	S & L Plastics, Inc. 2860 Bath Pike Nazareth, PA 18064	Northampton County Upper Nazareth Township	Monocacy Creek HQ-CWF
<i>Southwest Regional Office: Regional Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.</i>			
<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10A112	Yacht Club Communities, L.L.C. 12115 Perry Highway Wexford, PA 15090	Allegheny County O'Hara Township	Squaw Run; HQ-WWF
PAS10L022	Atlantic Renewable Energy Corporation 1825 I Street NW, Suite 400 Washington, DC 20009	Fayette County Springfield Township Stewart Township	Fulton Run—HQ-CWF Bear Run—HQ-CWF Cranberry Glade Run— HQ-CWF
PAS10L023	Stream Restoration, Inc. 3016 Unionville Road Cranberry Township, PA 16066	Fayette County Stewart Township	Laurel Run, HQ-CWF
PAS10W080	Amerikohl Mining, Inc. P. O. Box 427 Acme, PA 15610 West McMurray Development Inc. 300 Weyman Plaza Suite 210 Pittsburgh, PA 15236	Washington County North Strabane Township	Tributary to Little Chartiers Creek HQ-WWF

### 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 arrangement 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

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

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>Applicants Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Newtown Township Bucks County	PAR10-D512	Penns Trail Development Corporation P. O. Box 314, Bethlehem, PA 19477	Core Creek (CWF, MF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Milford Township Bucks County	PAR10-D524	Ramesh & Kailash Joshi 1035 O'Neill Highway Dunmore, PA	Molasses Creek (TSF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Doylestown Township Bucks County	PAR10-D525	D'Angelo Construction, Inc. P. O. Box 753, Warrington, PA 18976	Neshaminy Creek (TSF, MF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Richland Township Bucks County	PAR10-D529	Kelly Road Associates, Inc. 171 Route 173, Asbury, NJ 08802	Tohickon Creek (TSF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Horsham Township Montgomery County	PAR10-T634	RP Group, Inc. 1000 Chesterbrook Boulevard, Suite 100 Berwyn, PA 19312	Park Creek (TSF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
New Hanover Township Montgomery County	PAR10-T654	Gwynedd Glen, Inc. 484 Norristown Road, Suite 100 Blue Bell, PA 19422	Branch of Swamp Creek (TSF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Aston Township Delaware County	PAR10-J176	Brandolini Properties, Inc. P. O. Box 333, Lima, PA 19037	West Branch Chester Creek (TSF, MF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicants Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Chadds Ford Township Delaware County	PAR10-J182	St. Cornelius Church 110 Ridge Road, Chadds Ford, PA 19317	Harvey Run (WWF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
City of Philadelphia Philadelphia County	PAR10-5333	Department of General Services 18th and Herr Streets Harrisburg, PA 19120	Municipal Storm Sewer	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Northampton County Bethlehem Township	PAR10U102-1	Mark Wagner, Prs. P. O. Box 3154 Easton, PA 18043	Lehigh River WWF	Northampton CD (610) 746-1971
Schuylkill County New Castle & Norwegian Townships	PAR105803	Reading Anthracite Co. 200 Mahantongo St. P. O. Box 1200 Pottsville, PA 17901	Tributary to Schuylkill River	Schuylkill CD (570) 622-3742
Hamilton Township Adams County	PAR-10-0116	Orchard Hills Real Estate, Inc. 450 Spangler Road New Oxford, PA 17350	Beaver Creek	Adams County CD 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636
Amity Township Berks County	PAR-10-C336	Amity Elem. School Land Dev. David H. Robbins, Supt. Daniel Boone Area School Dist. 1445 E. Main St., P. O. Box 186 Douglassville, PA 19518-0186	UNT Schuylkill River	Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Exeter Township Berks County	PAR-10-C334	Exeter Little League David Wilrigs, Pres. Exeter Twp. Little League P. O. Box 4096 Reading, PA 19606	Owatin Creek and Schuylkill River	Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Exeter Township Berks County	PAR-10-C333	Country Club Estates II John G. Smith VP Forino Co., LP 555 Mt. Home Road Sinking Spring, PA 19608	Antietam Creek	Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Logan Township Blair County	PAR-10-0699	Castle Farms Development Richard E. Himes 1218C Pleasant Valley Road Altoona, PA 16602	Spring Run	Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877
Allegheny Township Blair County	PAR-10-0700	Cochran Subdivision Paul and Sue Cochran 767 Bear Wallow Road Duncansville, PA 16635	Spencer Run	Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877
Logan Township Blair County	PAR-10-0701	Glenwhite Run Barrens Site Stephen Fulwyfie 592 Gurlyn Drive Pittsburgh, PA 15235	Burgoon Run	Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877

## NOTICES

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<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicants Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Antis Township Bellwood Borough Blair County	PAR-10-0702	Bellwood Bridge PennDOT 1620 N. Juniata Street Hollidaysburg, PA 16648	Little Juniata River	Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877
Greenfield Township Blair County	PAR-10-0703	Walter Business Park ABCD Corporation Martin Marasco 4500 6th Avenue Altoona, PA 16602	Beaverdam Creek	Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877
Allegheny Township Blair County	PAR-10-0704	Plank Rd. Commons Wal-Mart Exp. Altoona NCPA Ltd. Partnership c/o GFD Management P. O. Box 3040 Cary, NC 27519	Brush Run	Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877
Logan Township Blair County	PAR-10-0705	Beverly Hills Phase III Beverly Hills Associates 101 Lakemont Park Blvd. Altoona, PA 16602	Spring Run	Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877
North Middleton Township Cumberland County	PAR-10-H245	Robert/Richard Kalbach Fill Borrow Area for Liberty Excavators, Inc. 6339 Creekview Road Mechanicsburg, PA 17055	UNT. Conodoguinet Creek	Cumberland County CD 43 Brookwood Avenue, Suite 4 Carlisle, PA 17013 (717) 240-7812
Antrim Township Franklin County	PAR-10-M221	Antrim Township Ben Thomas Jr. 10655 Antrim Church Road Greencastle, PA 17225	Paddy Run WWF	Franklin County CD 550 Cleveland Avenue Chambersburg, PA 17201 (717) 264-8074
Guilford Township Franklin County	PAR-10-M222	Chambers Center Assoc. 2294 Molly Pitcher Highway Chambersburg, PA 17201	Conococheague Creek WWF	Franklin County CD 550 Cleveland Avenue Chambersburg, PA 17201 (717) 264-8074
East Drumore Township Lancaster County	PAR-10-O-080	Musser's Inc. 35 Friendly Drive Quarryville, PA 17566	UNT to Conowingo Creek	Lancaster County CD 1383 Arcadia Road Rm. 6 Lancaster, PA 17601 (717) 299-5361
Washington Township Northumberland County	PAR104937	Greenbrier Farms PVF LLC R. R. 1, Box 108A Dornsife, PA 17823	Unt. Middle Creek and Unt. to Schwabens Creek	Northumberland County CD R. R. 3, Box 238C Sunbury, PA 17801 (570) 286-7114, Ext. 4
East Buffalo Township Union County	PAR106841	Bucknell University Athletic Facilities Lewisburg, PA 17837	Unt. Limestone Run	Union County CD 60 Bull Run Crossing Lewisburg, PA 17837 (570) 523-8782
Lawrence County Mahoning Township	PAR103741	Consumers PA Water Company Shenango Valley Division c/o Jack Walter, Co. Engineer 665 South Dock Street Sharon, PA 16146	Mahoning River (WWF)	Lawrence Conservation District Lawrence Co. Gov. Center 430 Court Street New Castle, PA 16101-3593 (724) 652-4512

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicants Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Mercer County New Vernon Township	PAR104353	PA Dept. of Conservation and Natural Resources Goddard State Park 684 Lake Wilhelm Road Sandy Lake, PA 16145	Sandy Creek (WWF)	Mercer Conservation District 747 Greenville Road Mercer, PA 16137 (724) 662-2242
<i>General Permit Type—PAG-3</i>				
<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Bucks County Middletown Township	PAR800100	United States Postal Service Langhorne Main Office 980 Wheeler Way Langhorne, PA 19047	Mill Creek	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6126
Bucks County Bensalem Township	PAR800103	United States Postal Service Bensalem Main Office 1800 Byberry Road Bensalem, PA 19020-9998	Unnamed Tributary to Neshaminy Creek	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6126
Lebanon County Myerstown Borough	PAR203564	Tech Cast, Inc. 640 South Cherry Street Myerstown, PA 17067	Tulpehocken Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York County Manchester Township	PAR143518	C-P Converters, Inc. 15 Grumbacher Road York, PA 17402	Codorus Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lycoming County Old Lycoming Township	PAR224814	Eastern Wood Products 2020 Mill Lane P. O. Box 1056 Williamsport, PA 17703-1056	Storm Drain to Bottle Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Washington County Donegal Township	PAR606164	Cossell's U-Pull-It 620 Old Brick Road West Alexander, PA 15376	Unnamed feeder to Little Wheeling Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Fayette County Lower Tyrone Township	PAR606165	Sechrist Auto Wreckers 885 Banning Road Dawson, PA 15428	Unnamed feeder to Youghiogheny River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000



*General Permit Type—PAG-4*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Bedford County West Providence Township	PAG043530	Richard Koontz 9508 Black Valley Road Everett, PA 15537-9635	UNT to Clear Creek (11-C)	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York County Chanceford Township	PAG043625	Brandy Wolfe and Christopher Ross 10850 Kline Road Brogue, PA 17309-9052	UNT to Otter Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lycoming County Clinton Township	PAG044844	Donald R. Person 212 Elimsport Road Montgomery, PA 17752	Unt. Black Hole Creek	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Allegheny County Sewickely Heights Borough	PAG046216	J. Robert Goldstein Ferry Road, R. D. 4 Sewickley, PA 15143	UNT of Killbuck Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

*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>
Lancaster County West Lampeter Township	PAG053540	Turkey Hill Minit Markets Turkey Hill Store #15 257 Centerville Road Lancaster, PA 17603	Goods Run	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Fayette County North Union Township	PAG056149	United Refining Co. of Pennsylvania P. O. Box 688 Warren, PA 16365	UNT of Redstone Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Allegheny County Pleasant Hills Borough	PAG056150	BP Exploration & Oil Inc. 4850 East 49th Street Cuyahoga Heights, OH 44125	UNT to Lewis Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

*General Permit Type—PAG-8*

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Brown Township Mifflin County	PAG-08-3553	Brown Township Municipal Authority STP 7748 S. R. 655 Reedsville, PA 17084	N/A	DEP Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Clearfield County Lawrence Township	PAG084817	Clearfield Municipal Authority 107 East Market St. Clearfield, PA 17870		Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664

### SEWAGE FACILITIES ACT PLAN APPROVAL

#### Actions under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).

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

The Plan Approval is granted for a revision to the Official Sewage Facilities Plan of Newtown Township, Delaware County. This revision provides for adequate sewage facilities planning to permit the development of a 41,200 square foot office building and 372 age restricted apartment units with community center/recreation facility on 41.3 acres. This project is located on the east side of Route 252, 0.7 mile south of Route 3, in Newtown Township, Delaware County. In addition, 8 homes of Dogwood Place and the two former Benson office buildings will be connected to the proposed treatment facility. This project will generate 85,000 gallons of sewage per day treated at a new wastewater treatment facility with a discharge to Hunters Run. The treatment facility will be owned and operated by Little Washington Wastewater Company, a subsidiary of Philadelphia Suburban Corporation as a Public Utility Commission regulated facility. A Water Quality Part II permit is required for the facility.

#### Plan revision approval granted under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20) Act 537 Plan, Special Study, Sewer Renovation 3, Borough of Marion Center and East Mahoning Township, Indiana County.

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

*Location:* The **Marion Center Sewage Treatment Plant** will be located in East Mahoning Township approximately 700 feet west of the Marion Center Borough municipal boundary on the eastern side of S. R. 0119 and 1,300 feet south of the intersection of S. R. 0119 and S. R. 0403. Discharge from the sewage treatment plant will be to Pine Run in East Mahoning Township, **Indiana County**.

*Project:* Approval of an Official Sewage Facilities Plan Update for Marion Center Borough and East Mahoning Township, Indiana County. Project involves construction of a 0.090 mgd sewage treatment facility in East Mahoning Township with collection and conveyance facilities to serve Marion Center Borough and a portion of East Mahoning Township. The treatment facility will discharge to Pine Run.

The Department's review of the sewage facilities update revision has not identified any significant impacts resulting from this proposal.

*Location:* The **Armagh Sewage Treatment Plant** will be located approximately 3,000 feet north of the municipality's boundary of Armagh Borough and East Wheatfield Township on the east side of S. R. 0056. This plant location is approximately 3,400 north of the intersection of S. R. 0056 and S. R. 0022. Discharge from the sewage treatment plant will be to Mardis Run in East Wheatfield Township, **Indiana County**.

*Project:* Approval of an Official Sewage Facilities Plan Update, Armagh Borough and East Wheatfield Township, Indiana County. Project involves construction of a 0.110 mgd sewage treatment facility in East Wheatfield Township with collection and conveyance facilities to serve Armagh Borough and a portion of East Wheatfield Township. The treatment facility will discharge to Mardis Run.

The Department's review of the sewage facilities update revision has not identified any significant impacts resulting from this proposal.

*Location:* The **Heilwood Sewage Treatment Plant** will be located along the south side of T. R. 663 approximately 200 feet west of the intersection of T. R. 633 and S. R. 0403 in Pine Township, Indiana County. The discharge from the sewage treatment plant will be to Yellow Creek in Pine Township, **Indiana County**.

*Project:* Approval of an Official Sewage Facilities Plan Update for Pine Township, Indiana County. Project involves construction of a 0.040 mgd sewage treatment facility in Pine Township, Indiana County, with collection and conveyance facilities to serve the Village of Heilwood. The treatment facility will discharge to Yellow Creek.

The Department's review of the sewage facilities update revision has not identified any significant impacts resulting from this proposal.

### SAFE DRINKING WATER

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

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

**Permit No. 1500506.** Public Water Supply, **Woods at Rock Raymond**, 1518 Meadowbrook Lane, West Chester, PA 19380. A permit has been issued to Woods at Rock Raymond for the construction of a booster pump station to serve the Woods at Rock Raymond Subdivision. The station will consist of two service pumps and one jockey pump in Caln Township, **Chester County**. *Type of Facility:* Public Water Supply System. *Consulting Engineer:* Evans Mill Environmental, Inc., 101 Fellowship Road, Uwchland, PA 19480. *Permit to Construct Issued:* September 15, 2000.

**Permit No. 5100501.** Public Water Supply, **Philadelphia Water Department**, 1101 Market Street, Philadel-

phia, PA 19107. A permit has been issued to the City of Philadelphia for the construction of an oxidant feed system for the Belmont Water Treatment Plant and the Queen Lane Water Treatment Plant. The Belmont Water Treatment Plant project includes construction of a chemical feed building and two 20,000 gallon concrete potassium permanganate solution storage tanks. The Queen Lane Water Treatment Plant project includes construction of a chemical feed building and conversion of two existing 40,000 gallon chemical storage tanks to solution storage tanks in the City of Philadelphia, **Philadelphia County**. *Type of Facility:* Public Water Supply System. *Consulting Engineer:* BCM Engineers, Inc., 920 Germantown Pike, Suite 200, Plymouth Meeting, PA 19462. *Permit to Construct Issued:* September 21, 2000

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

**Permit No. 5500503.** The Department issued a construction permit to **Middleburg Municipal Authority**, 13 North Main Street, Middleburg, PA 17842, Middleburg Borough, **Snyder County**. This permit authorizes construction of a third traveling bridge filter unit, changes to the piping in the clarifier building and changes and additions to the plant operation monitoring equipment.

**Permit No. 6214.** The Department cancelled an Operation Permit to **Middleburg Borough Water Authority**, 13 North Main Street, Middleburg, PA 17842, Middleburg Township, **Snyder County**. The permit was found to be active but their approved facilities are no longer in use, so therefore, the permit has been cancelled.

**Permit No. 5584502.** The Department cancelled an Operating Permit to **Middleburg Borough Water Authority**, 13 North Main Street, Middleburg, PA 17842, Middleburg Township, **Snyder County**. The permit was found to be active but their approved facilities are no longer in use, so therefore, the permit has been cancelled.

**Permit No. 8699.** The Department cancelled an Operation Permit to **Middleburg Borough Water Authority**, 13 North Main Street, Middleburg, PA 17842, Middleburg Township, **Snyder County**. The permit was found to be active but their approved facilities are no longer in use, so therefore, the permit has been cancelled.

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

**Permit No. 2500501.** Public Water Supply. **Summit Township Water Authority**, 8920 Old French Road, Erie, PA 16509 has been issued a permit for the construction of two drilled wells, well house and transmission main all within Waterford/Summit Townships, **Erie County**. *Type of Facility:* Community Water Supply. *Consulting Engineer:* August E. Maas, P.E., Hill Engineering, Inc., 8 Gibson St., North East, PA 16428. *Permit to Construct Issued:* September 27, 2000

## HAZARDOUS SITES CLEAN-UP

Under the Act of October 18, 1988

### Settlement Under the Hazardous Sites Cleanup Act Chester County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P.S. §§ 6020.101—6020.1305) and the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) (42 U.S.C.A. §§ 9601—9675), has entered into a settlement relating to the cleanup of the National Precision Casting HSCA Site

located at 175 Ravine Road, East Whiteland Township, Chester County, PA (Site). The settlement involves a Consent Order and Agreement between the Department and Ravine Road, L.P. and J. V. D'Ascenzo Construction Company (Settlor), who are potentially responsible parties as current owners of the Site. Settlor did not cause or contribute to the release or threatened release of hazardous substances at the Site.

The Site is a former foundry that was used for casting ferrous and nonferrous molds. Beginning in 1994, the Department conducted an investigation of the Site which revealed contamination of soils at the Site with substances including beryllium, chromium, copper, nickel, lead, zinc, antimony, magnesium, and manganese. In addition, installation and sampling of groundwater monitoring wells at the Site revealed contamination of groundwater with trichloroethylene (TCE). Beginning in November of 1995 through March, 1996, the Department implemented a prompt interim response at the Site. The interim response was carried out at the Site in a manner not inconsistent with the National Contingency Plan (NCP), 40 CFR Part 300, requirements for CERCLA removal actions. As of the date of the Consent Order and Agreement, groundwater contamination remains at the Site at levels above the Maximum Contaminant Level (MCL) for TCE in residential wells. Under the terms of the proposed Consent Order and Agreement, Settlor will make an immediate payment of \$9,000 for response costs incurred or to be incurred by the Department in connection with the Site.

This notice is provided under section 1113 of HSCA (35 P.S. § 6020.1113). The Department will provide for a 60-day public comment period on the proposed Consent Order and Agreement from the date of publication of this Notice. The proposed Consent Order and Agreement may be examined from 8 a.m. to 4 p.m. at the Department's office at Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, by contacting David Minsker at (610) 832-6193 or Paul Rettinger at (610) 832-6300 during normal business hours. Persons may submit written comments to David Minsker at the above address. The Department will provide a response to all significant written comments received during the public comment period, and the proposed Consent Order and Agreement authorizes the Department to withhold or withdraw its consent in the event that the Department determines, based on comments received during the public comment period, that the Consent Order and Agreement is inappropriate, improper or not in the public interest.

### Notice of Interim Response Milford Township, Bucks County Mount Milford Site

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (35 P.S. §§ 6020.101—6020.1304) (HSCA) has initiated a prompt interim response at the Mount Milford Site in Milford Township, Bucks County, PA. This response has been undertaken under sections 501(a) and 505(b) of HSCA.

The Mount Milford Site is located at 1940 Upper Ridge Road, Milford Township, Bucks County. The Site consists of an abandoned home and a construction-type trailer located behind the home. The trailer was found to contain about 160 five-gallon pails that were labeled "hazardous" and "flammable" during an inspection of a complaint by the Department's Waste Management Program. The site was subsequently referred to the HSCA program. The

HSCA Program with the assistance of the Emergency Response Team, conducted an entry in the trailer in order to obtain samples from the pails. UVIR and Flashpoint sampling analyses were performed on the samples collected during this entry.

The results of the Flashpoint analysis by the Department's Bureau of Labs determined that the contents of the buckets are considered to be hazardous wastes (Ignitibility) as defined by 25 PA Code § 261.21. The trailer in which the pails were located became contaminated by waste leakages from the containers. The total volume for the 160 pails is estimated at 800 gallons.

The Department considered two alternatives: 1) No action, which would allow the pails to remain at their present location, and 2) The removal and proper disposal of the pails. The Department determined that the no action alternative would not be protective of public health or safety or the environment. Deterioration of the pails and the trailer which would have resulted in the release of the pails' contents posed an ignition hazard and would have resulted in soil contamination, potential groundwater contamination and a direct contact threat to persons exposed to the drums' contents.

The Department bulked and secured the pails during September 11—21, 2000. This action was taken prior to the development of the Administrative Record to be protective of human health and safety and the environment.

The Department is providing this notice under sections 505(b) and 506(b) of HSCA, and the publication of this notice starts the Administrative Record public comment period under HSCA. The Administrative Record which contains information about this site and which supports the Department's decision to perform this action at the site is available for public review and comment. The Administrative Record can be examined from 8 a.m. to 4 p.m. at the Department's Southeastern Regional Office located at Lee Park, 555 North Lane, Suite 6010, Conshohocken, PA 19428, by contacting Robert Zang at (610) 832-6152 for an appointment. The Administrative Record may also be reviewed at the Milford Township Building, 2100 Krammes Road, (215) 536-2090.

The Administrative Record will be open for comment from the date of publication of this notice in the *Pennsylvania Bulletin* and will remain open for 90 days. Persons may submit written comments regarding this action to the Department until January 13, 2001, by mailing them to Robert Zang at the Pennsylvania Department of Environmental Protection, 555 North Lane, Suite 6010, Conshohocken, PA 19428.

The public will have an opportunity to present oral comments at a public hearing regarding the action taken. The hearing has been scheduled for Tuesday, November 28, 2000, at 7 p.m. at the Milford Township Building, 2100 Krammes Road, P. O. Box 86, Spinnerstown, PA 18968. Persons wishing to present formal oral comment at the hearing should register on or before 4 p.m., November 23, 2000, by calling John Gerdemann at (610) 832-6228.

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 call John Gerdemann at the above number or 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 extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or non-residential exposure factors, a description of the remediation performed, and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

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

The Department has received the following final reports:

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

**Palm Industrial Center**, Hereford Township, **Berks County**. Palm Partners, 404 Main Street, Pennsburg, PA 18073 and Earth Data, Inc., 924 Springdale Drive, Exton, PA 19341 have submitted a revised Final Report concerning remediation of site soils and groundwater contaminated with PHCs and PAHs. The report is intended to document remediation of the site to the Statewide health standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

### Preamble 3

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

Provisions of 25 Pa. Code § 250.8 Administration of Land Recycling Program requires the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to

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

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

The Department has acted upon the following plans and reports:

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

**Former Recycle Metals Corp.**, Parcel "A", Proposed Lankford Autoplex, Plymouth Township, **Montgomery County**. Christopher G. Barricklow, Enco Tech Midwest, Inc., 39255 Country Club Drive, Suite B40, Farmington Hills, MI 48331, has submitted a Final Report concerning remediation of site soil contaminated with PCBs and lead. The report demonstrated attainment of the Statewide health standard and was approved by the Department on August 28, 2000.

**Former Braun Iron Works**, Upper Moreland Township, **Montgomery County**. Laura L. Peck, Law Office of Janet S. Kole, 900 Haddon Avenue, Suite 412, Collingswood, NJ 08108, has submitted a Final Report concerning remediation of site soil contaminated with lead. The report demonstrated attainment of the Statewide health standard and was approved by the Department on August 29, 2000.

**Transit America, Inc.**, City of Philadelphia, **Philadelphia County**. Robert S. Hyams, Transit America, Inc., One Red Lion Road, Philadelphia, PA 19115, has submitted a supplemental Final Report concerning remediation of site groundwater contaminated with solvents and BTEX and a Final Report concerning remediation of site soils contaminated with PCBs, heavy metals, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The reports demonstrated attainment of

the site-specific standard for groundwater and the Statewide health and site-specific standards for soils and were approved by the Department on September 8, 2000.

**Sunoco**, Former No. 3 Tank Farm, Bethel Township, **Delaware County**. James Mulry, Mulry & Cresswell Environmental Inc., 1691 Horseshoe Pike, Suite 1, Glenmoore, PA 19343, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved by the Department on September 11, 2000.

**St. Alban's Circle Project**, Newtown Township, **Delaware County**. L. Sherrerd Steele, ePhase Inc., P. O. Box 44, West Chester, PA 19381-0044, has submitted a Final Report concerning remediation of site soil contaminated with polycyclic aromatic hydrocarbons. The Final Report was submitted within 90 days of the date of the release. The report demonstrated attainment of the Statewide health standard and was approved by the Department on September 11, 2000.

**New Jersey Transit**, Morrisville Yard, Falls Township, **Bucks County**. Michael Gonshor, P.G., Roux Associates, Inc., 1222 Forest Parkway, Suite 190, West Deptford, NJ 08066, has submitted a Final Report concerning remediation of site soil contaminated with PCBs, lead, heavy metals, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved by the Department on September 11, 2000.

**Chester Waterfront Redevelopment Project Site**, City of Chester, **Delaware County**. Robin A. Hoy, PECO Energy Company, 2301 Market Street, P. O. Box 8699, Philadelphia, PA 19101-8699, has submitted a Remedial Investigation/Risk Assessment/Remedial Alternatives Analysis Report, concerning remediation of site soil contaminated with PCBs, lead, heavy metals, pesticides, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons and groundwater contaminated with lead, heavy metals, pesticides, solvents, BTEX, petroleum hydrocarbons, and polycyclic aromatic hydrocarbons. The report was approved by the Department on September 11, 2000.

**Former Metro Container Corp., Inc.**, Trainer Borough, **Delaware County**. Carl J. Bones, Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104, has submitted a Remedial Investigation and Risk Assessment Report, concerning remediation of site soil and groundwater contaminated with PCBs, lead, heavy metals, solvents, BTEX and polycyclic aromatic hydrocarbons. The report was found deficient and disapproved by the Department on September 14, 2000.

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

**Wending Creek Farms**, Sweden Township, **Potter County**. Environmental Remediation & Recovery, Inc., on behalf of its client Agway Insurance Company, P. O. Box 4851, Syracuse, NY 13221, has submitted a Final Report concerning the remediation of site soil contaminated with BTEX, PHCs and PAHs. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on September 20, 2000.

## SOLID AND HAZARDOUS WASTE

### PREVIOUSLY UNPERMITTED CLASS OF SPECIAL HANDLING WASTE

#### INFECTIOUS OR CHEMOTHERAPEUTIC WASTE

**Permit issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and the municipal waste regulations for a general permit to operate infectious waste processing facilities.**

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

**General Permit No. WMGI013. GMS Marketing Services**, 191 Hempstead Turnpike, West Hempstead, NY 11552-1622. A permit for an infectious waste processing technology utilizing shredding and chemical disinfection using Didecylidimethyl Ammonium Chloride and Alkyldimethyl Benzyl Ammonium Chloride as disinfectants. The permit was issued by Central Office on October 3, 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.*

**09-320-054GP: Frantz Lithographic Service, Inc.** (1505 Ford Road, Bensalem, PA 19020) on September 27, 2000, for a Sheetfed Offset Lithographic Press in Bensalem Township, **Bucks County**.

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

**39-310-016GP: Haines & Kibblehouse, Inc.—Huckleberry Associates** (P. O. Box 196, Skippack, PA 19474) for construction and operation of a portable stone crushing plant and associated air cleaning device in South Whitehall Township, **Lehigh County**.

**40-310-047GP: Latona Trucking, Inc.** (620 South Main Street, Pittston, PA 18640) for construction and operation of a portable stone crushing plant and associated air cleaning device in Wilkes-Barre Township, **Luzerne 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.*

**49-318-032: Norcka Manufacturing, Inc.** (103 East Fifth Street, Building #8, Watsontown, PA 17777) on September 25, 2000, to incorporate conditions established in Plan Approval 49-318-032A for a wood furniture finishing booth in Watsontown Borough, **Northumberland County**.

**14-310-017J: Glenn O. Hawbaker, Inc.** (450 East College Avenue, Bellefonte, PA 16823) on September 26, 2000, to incorporate conditions established in Plan Approval 14-310-017K for various pieces of stone crushing, screening and conveying equipment in Spring Township, **Centre 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.**

*Philadelphia Department of Public Health, Air Management Services, 321 University Ave., Philadelphia, PA 19104, (215) 685-7584.*

**95-055: Sun Chemical—General Printing Ink Division** (3301 Hunting Park Avenue, Philadelphia, PA 19132) issued a Title V Operating Permit on September 7, 2000, for operation of a facility that manufactures commercial printing ink through blending and milling operations, warehousing and distribution. The Title V facility's air emission sources include 14 mixers, six mills, 21 mixing and storage tanks, two dispensing units, one transfer operation, one 2.5 MMBTU/hr natural gas-fired boiler, one 1.49 MMBTU/hr natural gas-fired air handling unit and one 1.44 MMBTU/hr natural gas-fired air handling unit. The facility's air emission control devices include three dust collectors.

**96-047: House of Corrections** (8001 State Road, Philadelphia, PA 19136) issued a Title V Operating Permit on September 15, 2000, for operation of a correctional institution that houses inmates in the City of Philadelphia, **Philadelphia County**. The Title V facility's air emission sources include 37 boilers and hot water heaters that burn natural gas or #2 fuel oil; 32 units have a heat input less than 10 MMBTU/hr, five units have a heat input between 10 and 12 MMBTU/hr. Other air emission sources include 12 emergency generators and one perchloroethylene dry-to-dry machine and ancillary equipment.

**95-030: Inolex Chemical Co.** (Jackson and Swanson Streets, Philadelphia, PA 19148) issued a Title V Operating Permit on September 25, 2000, for operation of a chemical manufacturing facility. The facility's air emission sources include a 52 MMBTU/hr boiler (limited to 49 MMBTU/hr), a 12.5 MMBTU/hr boiler, a 6.5 MMBTU/hr boiler, 7 reactors, a reactor tank, a vent condenser and an adipic silo. The facility's air emission control devices include three scrubbers and two baghouses.

**95-012: Philadelphian Condominiums** (2401 Pennsylvania Avenue, Philadelphia, PA 19130) issued a Title V Operating Permit on September 25, 2000, for operation of a condominium building. The facility's air emission sources include a 2200 HP engine, two 600 HP boilers and two 200 HP boilers.

## PLAN APPROVALS

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

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

**46-0020B: Superior Tube Co.** (3900 Germantown Pike, Collegeville, PA 19426) on September 27, 2000, for operation of Spray Lubrications Booths in Lower Providence Township, **Montgomery County**.

**23-0001Q: Sunoco, Inc.** (R&M) (Delaware Avenue and Green Street, Marcus Hook, PA 19061) on September 28, 2000, for operation of a FCCU Feed Heater and boilers in Marcus Hook Borough, **Delaware County**.

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

**39-399-049: GEO Specialty Chemicals, Inc.** (2409 North Cedar Crest Blvd., Allentown, PA 18104) on September 21, 2000, for construction of a lime storage system and associated air cleaning device in South Whitehall Township, **Lehigh County**.

**54-304-013A: Leed Foundry, Inc.** (Wade Road, Saint Clair, PA 17970) on September 21, 2000, for modification of a foundry sand blast and grinding system and associated air cleaning device in Saint Clair Borough, **Schuylkill County**.

**48-318-129B: C. F. Martin & Co., Inc.** (510 Sycamore Street, Nazareth, PA 18064) on September 21, 2000, for modification of a painting and drying booths in Upper Nazareth Township, **Northampton County**.

**40-303-012GP: American Asphalt Paving Co.** (500 Chase Road, Shavertown, PA 18708) on September 29, 2000, for modification of Batch Asphalt Plant #315 in Plains Township, **Luzerne County**.

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

**06-03117: Custom Processing Services, Inc.** (317 Washington Street, Birdsboro, PA 19508-2231) on September 27, 2000, for construction of three micro milling units controlled by three fabric collectors located at the Exeter Plant in Exeter Township, **Berks County**.

**21-03048: Carlisle Small Animal Veterinary Clinic, PC** (25 Shady Lane, Carlisle, PA 17013) on September 26, 2000, for installation of crematory controlled by an afterburner located at 25 Shady Lane in Middlesex Township, **Cumberland County**.

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

**11-498A: Pets After Life Services** (316 Allen Street, Portage, PA 15946) on September 25, 2000, for an animal crematory at Crematory in Portage Township, **Cambria County**.

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

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

**09-0027: Fres-Co System USA, Inc.** (3005 State Road, Telford, PA 18969) on September 29, 2000, for operation of a Graphic Arts facility in West Rockhill Township, **Bucks County**.

**15-0086: Bakery Feeds** (97 West Brook Drive, Honey Brook, PA 19344) on September 29, 2000, for operation of a Bakery Waste Recycling Operation in West Brandywine Township, **Chester County**.

**15-0055: Highway Materials, Inc.** (850 Quarry Road, Downingtown, PA 19335) on September 29, 2000, for operation of a baghouse in East Caln Township, **Chester County**.

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

**07-305-001A: Tyrone Synfuels, LP** (160 Quality Center Road, Homer City, PA 15748) on September 29, 2000, to authorize temporary operation of a fuel production facility controlled by a coal hammer mill baghouse, a cooler dust cyclone and a dryer baghouse, covered under this Plan Approval until January 27, 2001, at their Tyrone Division in Snyder Township, **Blair County**.

**21-312-021A: Arnold Fuel Oil, Inc.** (P. O. Box 2621, Harrisburg, PA 17105) on September 29, 2000, to authorize temporary operation of a petroleum product loading rack controlled by a vapor combustion unit, covered under this Plan Approval until January 25, 2001, at their Mechanicsburg Terminal, 127 Texaco Road in Silver Spring Township, **Cumberland County**. This source is subject to 40 CFR Part 60, Subpart XX—Standards of Performance for Bulk Gasoline Terminals.

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

**65-305-049: Koppers Industries, Inc.** (436 Seventh Avenue, Pittsburgh, PA 15219) on October 1, 2000, for operation of Coke By-Products Recovery Plant at the Monessen Coke Plant in Monessen, **Westmoreland County**.

**65-302-071: Koppers Industries, Inc.** (436 Seventh Avenue, Pittsburgh, PA 15219) on October 1, 2000, for operation of two boilers at the Monessen Coke Plant in Monessen, **Westmoreland County**.

**65-305-048: Koppers Industries, Inc.** (436 Seventh Avenue, Pittsburgh, PA 15219) on October 1, 2000, for operation of coke oven battery operations at the Monessen Coke Plant in Monessen, **Westmoreland 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 the 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).

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

#### *Coal Permits Issued*

**26900109. Chess Coal Company** (155 Chess Road, Smithfield, PA 15478). Permit renewal issued for continued operation and reclamation of a bituminous surface mine located in Georges Township, **Fayette County**, affecting 186.0 acres. Receiving streams: unnamed tributary to York Run. Application received: July 28, 2000. Renewal issued: September 25, 2000.

**03960105. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001). Permit revised to (a) change the NPDES locations for Sediment Pond A and Treatment Facility TA; (b) provide additional information for gas line variance from T. W. Phillips and gas line notices to CNG and Peoples Gas Company (and for Gas Well PNG #4239); and (c) change erosion and sedimentation controls and a stream variance to encroach to within 25 feet of unnamed tributary #8 to Huskins Run; at an existing bituminous surface/auger mine located in Cowanshannock Township, **Armstrong County**, affecting 510 acres. Receiving streams: unnamed tributaries to Huskins Run and Huskins Run. Revision application received: July 6, 2000. Revision issued: September 29, 2000.

*Cambria Office, 286 Industrial Park Road, Ebensburg, PA 15931-4119.*

#### *Coal Applications Issued:*

**32930105, Permit Revision. P & N Coal Company, Inc.** (240 West Mahoning Street, P. O. Box 332, Punxsutawney, PA 15767) for the restoration of unmanaged natural habitat rather than forestland on the properties of William and Rita Wakefield and Richard Hook in Banks Township, **Indiana County**, affecting 86.7 acres, receiving stream unnamed tributaries to Cush Creek and unnamed tributary to South Branch Bear Run, application received July 25, 2000, issued September 25, 2000.

**32980109, Permit Revision. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001) for revising SMP Boundary by deleting 8.2 acres and adding 8.2 acres to the southwest end of the existing permit. Total SMP acres remain 300.0 in Center Township, **Indiana County**, receiving stream three unnamed tributaries to Two Lick Creek, application received July 31, 2000, issued September 28, 2000.

**11900105, Permit Renewal for reclamation only. Cooney Brothers Coal Company** (P. O. Box 246, Creson, PA 16630) for continued restoration of a bituminous surface mine in Portage Township, **Cambria County**, affecting 45.0 acres, receiving stream an unnamed tributary to Beaverdam Run, application received September 25, 2000, issued September 27, 2000.

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

**33813020. John R. Yenzi, Jr.** (P. O. Box 287, Anita, PA 15711). Renewal of an existing bituminous strip and beneficial use of coal ash placement operation in Winslow Township, **Jefferson County** affecting 270.0 acres. Receiving streams: Two unnamed tributaries to Front Run. Application received: June 12, 2000. Permit issued: September 22, 2000.

**16990105. Sky Haven Coal Inc.** (R. D. 1, Box 180, Penfield, PA 15849). Commencement, operation, and restoration of a bituminous strip operation in Clarion Township, **Clarion County** affecting 140.4 acres. Receiving streams: Unnamed tributary to Little Mill Creek. Application received: December 28, 1999. Permit issued: September 22, 2000.

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

#### *Small Noncoal (Industrial Mineral) Permits Issued*

**64990801. Joshua Smith** (HCI Box 1601, Starlight, PA 18461), commencement, operation and restoration of a small bluestone quarry operation in Scott Township, **Wayne County**, affecting 2.0 acres, receiving stream—unnamed tributary to Sherman Creek. Permit issued September 29, 2000.

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

#### *Noncoal (Industrial Minerals) Permits Issued*

**26950302R. Carbon Fuel Resources, Inc.** (P. O. Box 275, West Leisenring, PA 15489). NPDES Renewal issued for an existing noncoal surface mine located in Jefferson Township, **Fayette County**, affecting 48 acres. Receiving streams: Redstone Creek to the Monongahela River. Application received: August 7, 2000. NPDES Renewal issued: October 2, 2000.

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

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

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



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

*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.*

**EA46-008SE.** Encroachment Permit. **W. B. Homes, Inc.**, 538 East Main Street, Lansdale, PA 19446. To construct, operate and maintain a non-jurisdictional dam across a small, intermittent unnamed tributary to Skip-pack Creek (TSF) associated with a stormwater management facility for the proposed Greenbrier Estate subdivision. The dam and its associated reservoir will impact approximately 225 linear feet of the channel during a 100-year storm event. The site is located just northeast of the intersection of Old Forty Foot Road (S. R. 1006) and Hedrick Road (Collegeville, PA USGS Quadrangle N: 19.3 inches; W: 0.3 inch) in Towamencin Township, **Montgomery County**.

**E09-805.** Encroachment Permit. **Realen Homes, LLC**, 1040 Stony Hill Road, Yardley, PA 19067. To remove an existing on-stream non-jurisdictional dam and associated concrete lined reservoir across unnamed tributary to Dyers Creek (WWF). Also to construct, in its place, a reservoir associated with a stormwater management facility to serve the proposed Loberg Tract residential development. The applicant also seeks Environmental Assessment approval to construct an on-stream nonjurisdictional dam impacting approximately 100 linear feet of the stream. The site is located approximately 1,250 feet southeast of the intersection of Dolington Road (S. R. 2075) and Mount Eyre Road (T-363) (Lambertville, PA-NJ USGS Quadrangle N: 2.6 inches; W: 1.2 inches) in Lower Makefield Township, **Bucks County**.

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

**E01-215.** Encroachment. **Richard Seifert**, 1450 Hunterstown/Hampden Road, New Oxford, PA 17350. To grade the right bank within the 100-year floodway of Plum Creek (WWF) in order to construct and maintain a parking lot associated with the development of McSherrystown West II housing development located immediately downstream of PA 116 Bridge (McSherrystown, PA Quadrangle N: 9.0 inches; W: 4.0 inches) in McSherrystown Borough, **Adams County**. This permit also includes 401 Water Quality Certification.

**E06-539.** Encroachment. **CPN Berks LLC**, William Siderewicz, The Pilot House, 2nd Fl., Boston, MA 02110. To construct and maintain a 6-inch outfall pipe and riprap apron along the Schuylkill River (WWF) at a point approximately 2,200 feet upstream of West Huller Lane (Temple, PA Quadrangle N: 7.7 inches; W: 10.0 inches) in Ontelaunee Township, **Berks County**. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E22-416.** Encroachment. **PA Game Commission**, 2001 Elmerton Avenue, Harrisburg, PA 17110. To construct and maintain a bridge having a span of 50 feet and an underclearance of 7.5 feet across the channel of Clarks Creek (HQ-CWF) and to impact 0.08 acre of wetlands at a point approximately 5.2 miles upstream of Route 225 (Enders, PA Quadrangle N: 7.8 inches; W: 15.7 inches) in Middle Paxton Township, **Dauphin County**. The permittee is required to provide a minimum of 0.16 acre of replacement wetlands. This permit also includes 401 Water Quality Certification.

**E36-693.** Encroachment. **PECO Energy**, 1848 Lay Rd., Delta, PA 17314. To perform maintenance dredging to remove accumulated sediment deposits from the north and south cooling water intake bays and the screenwell structure approach apron at the PECO Energy Company Peach Bottom Atomic Power Station located along the right bank in the Conowingo Reservoir on the Susquehanna River (WWF) (Holtwood, PA Quadrangle N: 3.6 inches; W: 4.5 inches) in Drumore Township, **Lancaster County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E36-687.** Encroachment. **Manor Township**, 26 Millersville Road, Lancaster, PA 17603. To remove the existing structure and to construct and maintain a reinforced precast concrete spread box beam bridge having a 23.4-foot clear span on a 70 degree skew with a 9.21-foot minimum underclearance over the West Branch Little Conestoga Creek (TSF) on Charlestown Road (T-595) (Columbia East, PA Quadrangle N: 2.6 inches; W: 4.4 inches) in Manor Township, **Lancaster County**. This permit also includes 401 Water Quality Certification.

**E44-102.** Encroachment. **Mifflin County School District**, East Derry Elementary School, 201 Eighth Street—Highland Park, Lewistown, PA 17044. To construct 375 feet of stream channel relocation of an unnamed tributary to Jacks Creek (TSF) in conjunction with the construction of a 16,770 square foot addition to the west side of the existing East Derry Elementary School building; and, to construct 240 foot long flood control earthen berms along both sides of a non-relocated upstream portion of the tributary to divert flood flows into the relocated portion of the tributary to protect the elementary school and downstream properties from flooding located on the south side of Back Maitland Road (SR 2004) about 0.3 mile east of its intersection with SR 2001 (Alfarata, PA Quadrangle N: 1.0 inches; W: 17.1 inches) in Derry Township, **Mifflin County**. This permit also includes 401 Water Quality Certification.

**E67-685.** Encroachment. **Izaak Walton League of America**, York County Chapter 97, 7131 Ironstone Hill Rd., Dallastown, PA 17313. To construct and maintain initial phases of a watershed wide stream restoration project in and along the South Branch Codorus Creek (WWF). The project's purpose is to stabilize severely eroded banks, improve water quality and improve fisheries habitat. The watershed projects will implement a natural stream channel design approach and construction activities will include rock vanes, log vanes, cross rock vanes, root wads, bank grading, minor floodway fills, riprap protection, low flow channels, debris jam removal and minor stream relocations. The first two restoration sites of this multi-phase project are located on the Raymond K. Smith property. The first side involves 100 feet of channel restoration located immediately down-

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

**E18-302.** Encroachment. **Keystone Central School District**, 95 West Fourth Street, Lock Haven, PA 17745. To construct and maintain an addition to the Central Mountain High School including access road, tennis courts and parking areas in the flood fringe of Bald Eagle Creek. This project is located approximately 500 feet north of the intersection of Route 150 and SR 2020 (Lusk Run Road) Beech Creek, PA Quadrangle N: 21 inches; W: 1 inch) in Bald Eagle Township, **Clinton County**. This permit was issued under section 105.13(e) "Small Projects."

**E18-304.** Encroachment. **Fred C. Vilello**, R. R. 2, Box 630, Lock Haven, PA 17745. To construct and maintain a 24' x 14' open-sided picnic pavilion supported by eight 6" x 6" treated posts embedded in an existing concrete slab located on Stork Road approximately 0.4 miles from the intersection of Stork Road with Coy Farm Road (Lock Haven, PA Quadrangle N: 5.4 inches; W: 12.8 inches) in Woodward Township, **Clinton County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E19-204.** Encroachment. **Louis N. Scerbo**, P. O. Box 12, Orangeville, PA 17859-0012. To modify and maintain an existing seasonal dwelling in the 100-year frequency floodway of Fishing Creek. The modification work shall be limited to the replacement of the dwelling foundation to original elevations with 10-inch concrete block. The project is located along the eastern right-of-way of SR 0487 approximately 800-feet north of SR 4041 and SR 0487 intersection (Bloomsburg, PA Quadrangle N: 16.4 inches; W: 4.2 inches) in Orange Township, **Columbia County**. This permit was issued under section 105.13(e) "Small Projects."

**E49-236.** Encroachment. **Municipal Authority of the City of Sunbury**, 225 Market Street, Sunbury, PA 17801-3482. To place and maintain fill in 0.19 acre of wetland and to construct and maintain an outfall structure to Shamokin Creek in Sunbury, **Northumberland County** (Sunbury, PA Quadrangle N: 18.5 inches; W: 6.5 inches) for the purpose of increasing sewage treatment capacity at the Municipal Authority's wastewater treatment facility.

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

**E30-192.** Encroachment. **Pennsylvania Department of Transportation**, Engineering District 12-0, P. O. Box 459, Uniontown, PA 15401. To remove the existing structure and to construct and maintain a prestressed concrete I-beam bridge having a single normal span of 30.1 meters and an underclearance of 2.0 meters across Pursley Creek (HQ-WWF). Also to construct and maintain a temporary stream crossing, a 525 mm diameter pipe outfall, and two 450 mm diameter pipe outfalls in Pursley Creek. The project is located on S. R. 3013 in the village of Oak Forest (Oak Forest, PA Quadrangle N: 17.0 inches; W: 15.6 inches) in Center Township, **Greene County**. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E32-419.** Encroachment. **Green Township**, 1492 Route 240 Highway, Commodore, PA 15729. To remove the existing pipe culvert and to construct and maintain a 60-foot long, 5-foot diameter pipe culvert (invert depressed 6 inches) in Whitaker Run (HQ-CWF) located on Barr Road (T-654) approximately 0.25 mile south of intersection of SR 1014 and Barr Road. Also, to construct and maintain bank protection at the culvert's approaches (Commodore, PA Quadrangle N: 6.6 inches; W: 7.9 inches) in Green Township, **Indiana County**. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E56-295.** Encroachment. **Pennsylvania Turnpike Commission**, P. O. Box 67676, Harrisburg, PA 17106-7676. To remove the existing structure and to construct and maintain a 0.3-meter depressed, 40.0-meter long, 4.3-meter x 3.0-meter concrete box culvert in an unnamed tributary to Kimberly Run (CWF) for the purpose of improving safety standards. The permit also authorizes the relocation and maintenance of 50 meters of this tributary to Kimberly Run downstream from the proposed box culvert, the placement and maintenance of fill in 0.003 hectares of PEM/PSS wetlands and wetland replacement at the PennDOT Somerset Wetland Bank. The project is located at milepost 114.5 of the Pennsylvania Turnpike (Route 76) (Murdock, PA Quadrangle N: 21.2 inches; W: 0.5 inch) in Somerset Township, **Somerset County**.

## STORAGE TANKS

### SITE SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site Specific Installation Permit under the authority of the Storage Tank and Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and 25 Pa. Code Chapter 245, Subchapter C has been issued by the Bureau of Watershed Conservation, Director, P. O. Box 8555, Harrisburg, PA 17105-8555, (717) 787-5267.

<i>SSIP Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Tank Type and Capacity</i>
00-23-003	Rebecca E. Drake Sunoco Inc. P. O. Box 426 Marcus Hook, PA 19061	Delaware County Marcus Hook Boro	1 AST Storing Racing Fuel 30,000 gallons

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**SPECIAL NOTICES**


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**Notice of Plan Approval Under the Municipal Waste Planning Recycling and Waste Reduction Act of 1988, Act 101**

The Department of Environmental Protection (Department) approved a revision to the Snyder County Municipal Waste Management Plan on September 29, 2000.

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.

The plan revision is a public document and may be viewed at the Office of the Snyder County Solid Waste Management Authority, P. O. Box 217, Middleburg, PA, or at the Department Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA.

Questions concerning this approval 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; or Ronald Sommers, Regional Planning and Recycling Coordinator, Bureau of Land Recycling and Waste Management, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, or Greg Schoffler, Director of Planning, Northumberland County Planning Commission, Administration Center, 399 South Fifth Street, Suite 207, Sunbury, PA 17801.

**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 (Department), announces the following grants to counties under section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. § 4000.901) (Act 101) and section 208 of the Waste Tire Recycling Act/Small Business and Household Pollution Prevention Act (Act 190 of 1996). This notice is being published to correct the amount of a grant award published in the *Pennsylvania Bulletin* on September 23, 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>Corrected Grant Award</i>
<i>Northeast Region</i>		
Monroe County	Plan Revision	\$70,741

[Pa.B. Doc. No. 00-1766. Filed for public inspection October 13, 2000, 9:00 a.m.]

**Acceptance of Applications for New or Innovative Technology Grants Through the Growing Greener Program**

As part of the second year of the Department of Environmental Protection's (DEP's) Growing Greener Program, applications are now being accepted for New or Innovative Technology grants. The Environmental Stewardship and Watershed Protection Act authorizes DEP to make these grants available to municipalities, municipal authorities, counties and school districts that are making improvements to existing drinking water or sewage treatment facilities using new or innovative technology. Grants for individual projects will be available up to \$100,000 under this program.

Projects will be evaluated based on: the need to address existing environmental and/or public health problems and the resulting benefits to be achieved; the significance of the new or innovative technology and the degree of technological advancement which it represents; the ability of the technology to go beyond compliance; and readiness to proceed.

The deadline for submitting new or innovative technology grant applications to the DEP Grants Center is December 15, 2000. To help ensure good grant applications, DEP is holding a series of grant workshops throughout the state. The dates and locations of the workshops are as follows:

Thursday, October 19, 2000  
10 a.m.—12 noon  
DEP Northwest Regional Office  
230 Chestnut Street  
Meadville, PA 16335-3481  
(814) 332-6942

Friday, October 20, 2000  
10 a.m.—12 noon  
DEP Southwest Regional Office  
400 Waterfront Drive  
Pittsburgh, PA 15222-4745  
(412) 442-4000

Wednesday, October 25, 2000  
1—3 p.m.  
DEP Northeast Regional Office  
2 Public Square  
Wilkes-Barre, PA 18711-0790  
(570) 826-2553

Thursday, October 26, 2000  
10 a.m.—12 noon  
DEP Northcentral Regional Office  
208 West Third Street  
Williamsport, PA 17701  
(570) 327-3669

Friday, October 27, 2000  
10 a.m.—12 noon  
DEP Southcentral Regional Office  
909 Elmerton Avenue  
Harrisburg, PA 17110-8200  
(717) 705-4707

Friday, November 3, 2000  
1—3 p.m.  
DEP Southeast Regional Office  
Lee Park, 555 North Lane  
Conshohocken, PA 19428  
(610) 832-6130

To request an application or to obtain more information concerning these grants, visit the Growing Greener website at <http://www.GrowingGreener.org>, or e-mail [GrowingGreener@dep.state.pa.us](mailto:GrowingGreener@dep.state.pa.us), or contact the Growing Greener Grants Center at 877-PAGREEN or (717) 705-5400. Written correspondence should be addressed to:

DEP Grants Center  
15th Floor, Rachel Carson State Office Building  
400 Market Street  
P. O. Box 8776  
Harrisburg, PA 17105-8776.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 00-1767. Filed for public inspection October 13, 2000, 9:00 a.m.]

### Availability of Technical Guidance

Technical guidance documents are on DEP's world wide website ([www.dep.state.pa.us](http://www.dep.state.pa.us)) at the public participation center. The "July 2000 Inventory" heading is the governor's list of non-regulatory guidance documents. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

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

#### *Ordering paper copies of DEP Technical Guidance*

DEP encourages the use of the Internet to view guidance documents. When this option is not available, persons can order a bound paper copy of the latest inventory or an unbound paper copy of any of the final documents listed on the inventory by calling DEP at (717) 783-8727.

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

#### *Changes to Technical Guidance Documents*

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

#### *Interim Policy*

DEP ID: 012-0200-002 Title: Interim Policy for Consideration of Local Comprehensive Plans and Zoning Ordinances in DEP Review of Grants. Description: DEP will seek to promote sound land use planning and develop-

ment by considering comprehensive planning and zoning ordinances in its decision making process on certain grants. This guidance will provide direction to DEP staff for the implementation of Acts 67 and 68 of 2000 in the administration of current DEP grant programs to avoid or minimize conflict with local land use decisions.

DEP will apply this policy where it has regulatory and decision-making discretion pursuant to legal authority and through the administration of DEP programs and regulations. This policy applies to DEP staff and applicants for DEP grant approvals. Effective Date: Effective immediately, with 30 day comment period provided before issuance of final guidance. Comment Period Ends: November 13, 2000 Contact: Policy Office, 717-783-8727 or e-mail: [growingsmarter@dep.state.pa.us](mailto:growingsmarter@dep.state.pa.us).

#### *Draft Guidance*

DEP ID: 381-5511-111 Title: Guidelines for the Uniform Environmental Review Process Description: This guidance is written to simplify the effort needed for documenting environmental compliance for proposed drinking water, wastewater, and other water quality projects requesting state and federal financial assistance in Pennsylvania. Comment Period Ends: November 13, 2000 Anticipated Effective Date: March 1, 2001 Contact: Peter Slack at (717) 787-6744 or e-mail at [Slack.Peter@dep.state.pa.us](mailto:Slack.Peter@dep.state.pa.us).

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 00-1768. Filed for public inspection October 13, 2000, 9:00 a.m.]

### Radiation Protection Advisory Committee Meeting

A meeting of the Radiation Protection Advisory Committee (RPAC) is scheduled for October 19, 2000, at 9:30 a.m. in the room G-50 in the Forum Building, Commonwealth Avenue and Walnut Streets, Harrisburg, PA.

Questions concerning the RPAC meeting should be addressed to William Kirk at (717) 783-9730 or e-mail at [kirk.william@dep.state.pa.us](mailto:kirk.william@dep.state.pa.us). The agenda is also available through the Public Participation Center on DEP's World Wide Web site at <http://www.dep.state.pa.us>.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Carole Stefnic directly at (717) 787-2480 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate your needs.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 00-1769. Filed for public inspection October 13, 2000, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Application of Christopher Chapman, M.D. for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Christopher Chapman, M.D. requests an exception to the requirements of 28 Pa. Code

§ 51.23 which requires Positron Emission Tomography scanning services to be provided only in a hospital.

The request is on file with the Department. Persons may receive a copy of the request for exception by requesting a copy from Division of Acute and Ambulatory Care, PA Department of Health, Room 532 Health and Welfare Building, Harrisburg, PA 17120, Telephone: (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 disability who wish to obtain a copy of the request 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, Jr.,  
*Secretary*

[Pa.B. Doc. No. 00-1770. Filed for public inspection October 13, 2000, 9:00 a.m.]

### Application of the Hospital of the University of Pennsylvania for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Hospital of the University of Pennsylvania has requested an exception to the requirements of 28 Pa. Code § 571.1 which requires compliance with minimum standards contained in the following publication, "Guidelines for Design and Construction of Hospitals and Healthcare Facilities." Hospital of the University of Pennsylvania requests exception from the following standards contained in this publication: HVAC System Table 2 and section 7.3A4 which requires a 4 foot door into the patient room.

The request is on file with the Department. Persons may receive a copy of the request for exception by requesting a copy from Division of Acute and Ambulatory Care, PA Department of Health, Room 532 Health and Welfare Building, Harrisburg, PA 17120, Telephone: (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 disability who wish to obtain a copy of the request 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, Jr.,  
*Secretary*

[Pa.B. Doc. No. 00-1771. Filed for public inspection October 13, 2000, 9:00 a.m.]

### Application of Lancaster General Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Lancaster General Hospital has requested exceptions to the requirements of 28 Pa. Code §§ 551.3(i) which defines location, 551.33 which requires an ASF survey, 553.2 ownership, 553.3 governing body responsibilities, 553.4 other governing body functions, 553.31 administrative responsibilities, 555.3 requirements of the medical staff, 555.22(e) preoperative care, 557.1,2,3,4, Quality Assurance and Improvement, 559.2 Director of Nursing, 563.12 separate patient medical record, 565.12 radiology services, 569.11 fire fighting service.

The request is on file with the Department. Persons may receive a copy of the request for exception by requesting a copy from Division of Acute and Ambulatory Care, PA Department of Health, Room 532 Health and Welfare Building, Harrisburg, PA 17120, Telephone: (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 disability who wish to obtain a copy of the request 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, Jr.,  
*Secretary*

[Pa.B. Doc. No. 00-1772. Filed for public inspection October 13, 2000, 9:00 a.m.]

### Application of St. Clair Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that St. Clair Hospital has requested an exception to the requirements of 28 Pa. Code § 125.14(a) which requires a deceased patient not be removed to the morgue until a physician conducts an examination and has pronounced death.

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

Welfare Building, Harrisburg, PA 17120, Telephone: (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 disability who wish to obtain a copy of the request 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, Jr.,  
*Secretary*

[Pa.B. Doc. No. 00-1773. Filed for public inspection October 13, 2000, 9:00 a.m.]

## DEPARTMENT OF PUBLIC WELFARE

### Availability of the FY 2001 Low-Income Home Energy Assistance Program State Plan

The Department of Public Welfare (Department) is making available to the public The 2001 Low-Income Home Energy Assistance Program State Plan. This document describes how the Department plans to use block grant funds provided under the Low-Income Home Energy Assistance Act, Title XXVI of the Omnibus Budget Reconciliation Act of 1981 (Pub. L. No. 97-35) (42 U.S.C.A. § 8621 et seq.), as amended, during the 2000-01 program year.

Copies of the State Plan are available for all interested individuals and groups at County Assistance Offices, or upon written request to Nancy Poindexter, Director, Division of Federal Programs and Program Management, DPW Building Complex #2, Room 224 Willow Oak Building #42, Harrisburg, PA 17105.

Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (Voice users).

FEATHER O. HOUSTON,  
*Secretary*

[Pa.B. Doc. No. 00-1774. Filed for public inspection October 13, 2000, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Finding Indiana County

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

The Department of Transportation plans to replace the existing bridge carrying S.R. 3035, Section 450, over Yellow Creek in the Borough of Homer City, Indiana County. The project involves the use of 0.16 hectare (0.39 acre) of the publicly owned Homer City Floodway Park, located in the Borough of Homer City, Indiana County.

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

No adverse environmental effect is likely to result from the reconstruction of this section of highway.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 00-1775. Filed for public inspection October 13, 2000, 9:00 a.m.]

### Finding Philadelphia

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

The Department of Transportation and the City of Philadelphia plan to replace the South Street Bridges, which cross over CSX Railroad, the Schuylkill River, the Schuylkill Expressway (I-76), University of Pennsylvania athletic fields, Amtrak and Septa Railroads in the City of Philadelphia.

The proposed bridge replacement includes the demolition of the existing South Street Bridges, which were determined eligible for listing on the National Register of Historic Places. The selection of the replacement on existing alignment alternative avoids the use of Hollenback Hall, the University of Pennsylvania Historic District and Schuylkill/Ramcat Historic District, Section 2002 resources.

The project boundaries extend from 27th Street on the east side of the Schuylkill River to approximately 300 feet west of Convention Avenue on the west side of the Schuylkill River. The South Street Bridges provide a primary link between residential neighborhoods on the east side of the Schuylkill River with the University City community on the west side of the Schuylkill River as well as a direct interchange connection to I-76. The replacement structures are being widened to provide two travel lanes in each direction; center left turn lanes, bicycle lanes, and sidewalks in each direction. The replacement structures are being designed to be aesthetically compatible with the adjacent historic property and districts, and it will not substantially impair protected attributes or contributing elements of these adjacent cultural resources.

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

No adverse environmental effect is likely to result from the construction of this project.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 00-1776. Filed for public inspection October 13, 2000, 9:00 a.m.]

## Retention of Engineering Firms

### York County Project Reference No. 08430AG2623

The Department will retain an engineering firm to provide environmental studies, preliminary engineering, final design, including preparation of bridge and roadway plans, specifications and estimates; construction consultation and viewers plans for S.R. 0295, Section 001, Susquehanna Trail Bridge, York County.

The firm selected may be required to conduct, but not limited to, the following activities: preparation of intent to enter notices; field surveys; Categorical Exclusion Evaluation Level 2, with emphasis on cultural resources and the potential for state and federal threatened and endangered species; Section 4(f) Evaluation; public meetings; plotting of topography and cross sections; pavement and drainage design; submission of utility verification and relocation engineering; field view; safety design review meeting; Step 9 and value engineering; hydraulic report including Wetland Identification and Delineation report; type, size and location submissions; structure plans; line and grade submissions; right-of-way plans; viewers plans; erosion and sedimentation control plans and narratives; Environmental Assessment Form and Application for Water Obstruction and Encroachment Permit; development of the soil and foundation engineering report; investigation of utility and property involvement; development of maintenance and protection of traffic plans and narratives; preparation of construction plans; specifications and estimates, consultation services during construction, electronic data transfer and shop drawing review.

- The design of this project will be developed using English units.
- Welcom's Open Plan software will be used by the Department for project management and tracking.
- A project specific Quality Development Plan will be prepared for this project.

The Department is seeking a multi-disciplined team with environmental, geotechnical, highway design, and structure design experience, especially in the area of multi-span bridge design.

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

- a. Specialized experience and technical competence with replacement of multi-span bridge projects and their ability to provide innovative solutions to complex technical problems.
- b. Experience of the team in environmental, highway design, structure design, geotechnical design and hydrological/ hydraulic analysis and design.
- c. The project team is expected to visit the site and provide an overview of their understanding of possible issues for the project based on their site observations.

d. Ability of the project team to communicate effectively in various mediums and provide strong public involvement management skills.

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

f. Ability to use technology for effectively transferring information and communicating between the Department and the consultant team members.

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

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

The Letter of Interest submission shall be sent to:

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

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

Any technical questions concerning the requirements for this project should be directed to Mr. Richard E. Marshall, P.E., District 8-0, at (717) 787-3324.

### Somerset County Project Reference No. 08430AG2624

The Department will retain an engineering firm to provide preliminary engineering and environmental studies for S.R. 6219, Section 019, Maryland State Line to Meyersdale Bypass, Somerset County.

The selected firm will be required to provide, but not limited to, the following engineering and design services for the approximately 8.1 mile section of U.S. Route 219: review the existing needs analysis report; perform limited field surveys to assess right-of-way impacts; provide preliminary engineering to develop and evaluate feasible alternatives to address the project needs; provide an environmental overview of the corridor and compare impacts of each alternative studied; perform three (3) rounds of agency coordination and public involvement to gather information and involve the public in the design process; provide a cost analysis of each alternative studied, and prepare a thorough pro/con evaluation of each alternative alignment. Deliverables will include a Final Environmental Impact Statement, a Mitigation Report, a Final Section 4(f) Report, and a Final Design Field View Submission.

The total estimated construction cost is \$140 Million.

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. This will include the specific individuals of the prime and the subconsultants who make up the design team.

c) Specialized experience and technical competence of firm.

d) Relative size of the firm to size of the project to be completed under this contract.

e) Demonstrated capacity for innovative engineering to resolve complex problems.

f) Location of Consultant with respect to the District Office.

The District will announce the shortlisted firms at an open public meeting to be held in Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648. All candidates who submit a letter of interest will be notified of the date. Specify a Contact person in the letter of interest.

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

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and no more than six (6) additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

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

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

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

#### **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. 00-1777. Filed for public inspection October 13, 2000, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

### Giorgio Foods, Inc. v. DEP; EHB Doc. No. 2000-199-K

Giorgio Foods, Inc. has appealed the issuance by the Department of Environmental Protection of an NPDES permit to same for a facility in Maiden creek Township, Berks County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in

an alternative form, please contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

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

GEORGE J. MILLER,  
*Chairperson*

[Pa.B. Doc. No. 00-1778. Filed for public inspection October 13, 2000, 9:00 a.m.]

## FISH AND BOAT COMMISSION

[Correction]

### Designation of Water Subject to Special Fishing Regulations

An error occurred in the notice which appeared at 30 Pa.B. 4981 (September 23, 2000). The notice inaccurately reflected the sections authorizing the special designation of Beaverdam (Run) Reservoir. The correct sections are §§ 65.9 and 65.11 (relating to big bass special regulations; and panfish enhancement special regulation).

PETER A. COLANGELO,  
*Executive Director*

[Pa.B. Doc. No. 00-00-1645. Filed for public inspection September 22, 2000, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Notice of Comments Issued

Sections 5(d) and 5(g) of the Regulatory Review Act (71 P. S. §§ 745.5(d) and 745.5(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 subsections 5.1(h) and 5.1(i) of the Regulatory Review Act (75 P. S. §§ 745.5a(h) and 745.5a(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>
10-159	Department of Health Drug and Alcohol Facilities and Services	9/28/00	8/28/02

**Department of Health Regulation No. 10-159  
Drug and Alcohol Facilities and Services  
September 28, 2000**

We submit for consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) which has not been met. The Department of Health (Department) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by August 28, 2002, the regulation will be deemed withdrawn.

**1. General.—Economic impact; Protection of the public health, safety and welfare; Reasonableness; Clarity.**

*Applicable Federal and State laws and regulations*

Sections 715.3(e), 715.11, 715.17, 715.23(a) and 715.26(a) contain the phrases “within the provisions of State and Federal confidentiality regulations,” “in accordance with applicable Federal and State statutes and regulations” or “required by Federal State statutes and regulations.” These vague references do not afford notice as to the specific requirements which must be satisfied. Therefore, the Department should provide citations to the specific sections of the CFR or *Pennsylvania Code* with which compliance is expected.

*Staffing ratios*

The Department uses ratios to establish minimum requirements for staffing and availability of services. Commentators believe the ratios in sections 715.6(d), 715.6(e), 715.6(f), 715.7(a), 715.8 and 715.19 require more staffing than is necessary, particularly for long-term maintenance patients. These sections contain ratios for physician staffing, dispensing staffing, psychosocial staffing and psychotherapy services. How did the Department develop these ratios? Is each ratio the most reasonable and appropriate to protect public health, safety and welfare? What data supports this determination?

*Appeals*

Section 715.3, relating to approval of narcotic treatment programs, requires Department approval to operate a program. Section 715.4, relating to patient capacity, requires Department approval to raise the permitted patient capacity of a program. If the Department does not grant approval of either request, what recourse does the applicant have? The Department should clearly establish appeal procedures in the final-form regulation, or cross-reference provisions where appeal procedures are delineated.

**2. Section 701.1. Definitions.—Consistency with statute and federal regulations; Clarity.**

*Agent*

This term is defined as a “Commonwealth approved opioid pharmacotherapy *agent*.” (Emphasis added.) Definitions should not use the word that is being defined. The Department should replace the word “agent” with an appropriate term such as “controlled substance.”

*Controlled substance*

This term is defined as “a drug, substance, or an immediate precursor included in schedules I through V of The Controlled Substance, Drug, Device, and Cosmetic Act, *or as added, deleted or rescheduled by regulation*.” (Emphasis added.) The phrase “or as added, deleted or rescheduled by regulation” makes the definition inconsis-

tent with the statutory definition. Further, the phrase is not needed and should be deleted from the final-form regulation.

*Detoxification of a narcotic dependent person utilizing a Commonwealth approved opioid pharmacotherapy agent*

It is not clear why the Department is not using the defined term “agent” in this term and in the definition. The lengthy term and definition would be clearer if the phrase “Commonwealth approved opioid pharmacotherapy agent” was replaced with the defined term “agent.”

This comment also applies to the definitions of “maintenance treatment,” “medical director,” “narcotic treatment program,” and “state authority.” We suggest that the Department replace the phrase “Commonwealth approved opioid pharmacotherapy agent” with the defined term “agent” in the text of these four definitions.

*Maintenance treatment*

The definition of this term is not consistent with the definition of the term found in 21 CFR 291.505(a)(2). The proposed definition does not include the other two types of treatment, that is, comprehensive maintenance treatment and interim maintenance treatment. The Department should adopt the CFR definition by reference or explain why the definition of the term in this regulation should not be consistent with the Federal definition.

**3. Section 715.2. Relationship of Federal and State regulations.—Clarity.**

We have two concerns with Subsection (b). First, the regulation states, “When there is a conflict between this chapter and the Federal regulations, the stricter standard shall apply.” No notice is offered indicating the compliance standard. Therefore, this sentence should be deleted. If the Department is or becomes aware of conflicts with Federal requirements, the Department should amend its regulations to address the conflicts.

Second, Subsection (b) states this “chapter is intended to *complement* the Federal regulations. . . .” (Emphasis added.) The term “complement” is not clear. The Department should replace the term “complement” with the term “supplement” or “supercede” to more clearly convey the Department’s intent.

**4. Section 715.3. Approval of narcotic treatment programs.—Clarity.**

Subsection (a) establishes that “an entity shall apply for and receive approval as required from the Department, the DEA and the FDA *or designee*. . . .” (Emphasis added.) It is not clear what the Department intends by the term “designee.” The Department should either define “designee” or delete the reference from the final-form regulation.

Subsection (d) states, “The Department *may* inspect the narcotic treatment program without notice. . . .” (Emphasis added.) Senator Vincent Hughes, Minority Chair of the Public Health and Welfare Committee, asked in his comments of September 13, 2000, why the Department has changed the existing notice requirement from “*will* inspect” without notice to “*may* inspect.” (Emphasis added.) The Department should advise us of their response to this question.

Subsection (g) does not contain a time limit for narcotic treatment programs to correct deficiencies. Senator Hughes notes in his comments of September 13, 2000, that the existing language in 4 Pa. Code § 263.3(c) provides a conditional approval if cited deficiencies can be

corrected within 60 days. The Department should explain why the proposed regulation does not have a maximum time limit for programs to correct deficiencies.

In Subsection (h)(2), it is not clear when the Department would require the submittal of plans of correction. Would the Department require the plans within 15 working days after the site inspection, or within 15 working days after the program receives the results of the site inspection? Additionally, it is not clear whether “working” days are calendar or business days. The Department should clarify this subsection to address these questions in the final-form regulation.

**5. Section 715.5. Patient capacity.—Need; Reasonableness; Clarity.**

This section begins with the broad statement, “The Department *may limit* the number of patients a narcotic treatment program may treat at a given time.” (Emphasis added.) However, the remainder of this provision relates to criteria the Department will consider when a program requests an increase in the permitted patient capacity. Does the Department intend to use section 715.5 for any other purpose, such as lowering the permitted patient capacity of a program? Can section 715.5 supercede the staffing ratios in section 715.7? The Department should explain the intent of section 715.5 and amend or delete the first sentence accordingly.

This section also requires written approval of the Department to be “based upon *periodic* monitoring and review.” (Emphasis added.) It is not clear what time frame is intended by “periodic.” This should be clarified in the final-form regulation.

Additionally, it is not clear what criteria are to be used to evaluate the factors listed in Subsections (1) through (5). The Department should list these criteria or reference the applicable citations where appropriate.

**6. Section 715.6. Physician staffing.—Need; Reasonableness; Clarity.**

Subsection (a)(2) allows a program to hire an interim medical director; requires the program to “develop and submit to the Department for approval a training program for the interim medical director;” and requires an interim medical director to meet medical director qualifications within 24 months of being hired. Commentators believe the 24-month limit is unreasonable. They state that certification by the American Society of Addiction Medicine can take up to 3 years. They suggest allowing 36 months for an interim medical director to attain these qualifications. Since the Department must approve the training program, why is the 24-month limit needed?

Subsection (a)(3)(i) requires a medical director to supervise “program physicians.” Subsection (b) states that programs may employ “narcotic treatment physicians to assist the medical director.” The terms “program physicians” and “narcotic treatment physicians” are not defined. It is not clear if there is a distinction in function between the two positions or if the terms are interchangeable. Whichever term or terms are used in the final-form rulemaking, the Department should use them consistently and define the term or terms in Section 701.1.

**7. Section 715.8. Psychosocial staffing.—Clarity.**

This section does not specify the ratio in Chapter 704 that psychosocial staffing must meet. Section 704.12 contains ratios that vary, depending on whether the position is considered “counselor” or “primary care staff.” As defined in Section 701.1, the terms “counselor” and “primary care staff” both include counseling. As a result,

it is not clear which ratio applies to psychosocial staffing. The Department should reference the specific staffing ratio that applies to psychosocial staffing in Section 704.12.

**8. Section 715.9. Intake.—Clarity.**

Under Subsection (a)(1), a program is required to “verify that the individual has reached the *age of majority*.” (Emphasis added.) To avoid confusion, the Department should replace “age of majority” with the more specific “age of 18.”

**9. Section 715.10. Pregnant patients.—Protection of the public health, safety and welfare.**

Under 21 CFR 291.505(d)(1)(iii)(B)(5), the program sponsor must “ensure that each female patient is fully informed of the possible risks to her or her unborn child from continued use of illicit drugs and from the use of, or withdrawal from, a narcotic drug administered or dispensed by the program in comprehensive maintenance or detoxification treatment.” Why is this requirement not included in Section 715.10?

**10. Section 715.12. Informed patient consent.—Clarity.**

This section requires “an informed, voluntary consent” before an agent can be administered to a patient. It is not clear what information must be provided to the patient and whether the consent must be written. The Department should clarify the requirement for “informed, voluntary consent.”

**11. Section 715.13. Patient identification.—Clarity.**

In Subsection (a) the term “develop” should be replaced with the term “use.”

**12. Section 715.14. Urine testing.—Need; Reasonableness; Economic impact; Clarity.**

*Failure of a urine test*

This section and Section 715.21 (relating to patient termination) do not directly mention the consequence of failing a urine test. The Department should explain what happens if a patient’s urine test detects and continues to detect any of the drugs in Subsection (a).

*Subsection (a)*

This subsection requires a random urinalysis at least monthly. Commentators believe that a patient, in the first 2 years of treatment, needs a urinalysis a minimum of once per week. Why is the Department requiring only monthly testing?

*Subsection (b)*

This subsection requires the program “to ensure that urine collected from patients is unadulterated.” This subsection also requires random observation “to be conducted professionally, ethically and in a manner that protects patient privacy.”

We have two questions. First, is the observer required to be a licensed healthcare professional? Second, how can a program both ensure the sample is unadulterated and conduct an observation “in a manner that protects patient privacy”?

*Subsection (c)*

Commentators believe establishing a “chain of custody” for urine specimens is costly and unnecessary. The Department should explain the need for a chain of custody and how the benefits outweigh the costs.

For clarity, the Department should consider replacing the phrase “. . . traced to the person to whom it belongs” with the phrase “. . . traced to the donor.”

**13. Section 715.15. Medication dosage.—Clarity.**

Subsection (a) states, “A narcotic treatment program may not administer an agent . . .” Subsection (c) allows methadone, an agent, to be “administered or dispensed.” For clarity, the Department should add the term “dispense” to Subsection (a) in the final-form regulation.

**14. Section 715.16. Take-home privileges.—Clarity.**

Subsection (a) includes the sentence “The physician shall make this determination after consultations with *appropriate staff within the program.*” (Emphasis added.) The phrase “appropriate staff within the program” is unclear. The Department should amend this section to state with which staff the physician must consult.

**15. Section 715.17. Medication control.—Clarity.**

This section includes requirements for narcotic treatment programs to store, compound, administer and dispense medication. We have three issues with this section.

First, Subsection (c)(1)(iii) states, “Only patients shall be permitted in the dispensing area.” We understand the intent is to restrict persons other than employees of the narcotic treatment program and the patient from entering the dispensing area. For clarity, this subsection should be amended to reflect that authorized employees are also allowed to enter the dispensing area.

Second, Subsection (c)(2) states “A narcotic treatment program shall develop and implement written policies and procedures regarding where and how medications are stored . . . Agents shall be stored in a locked safe that has been approved by the DEA.” Section 715.26, relating to security, requires that “A narcotic treatment program shall meet the security standards for the distribution and storage of controlled substances as required by Federal and State statutes and regulations.” The requirements for storage are unclear, specifically in dealing with a narcotic treatment program that stores a small amount of an agent in a secure area.

Specifically, 21 CFR 1301.72 and 1301.74 cover the requirements for the storage and security of controlled substances in general. For greater clarity, the Department should consider incorporating by reference 21 CFR 1301.72 and 1301.74 in both this section and Section 715.26, relating to security.

Finally, the phrase “adequately documented” in Subsection (c)(3)(iv) is unclear. The Department should clarify this phrase in the final-form regulation.

**16. Section 715.18. Rehabilitative services.—Consistency with Federal regulations; Clarity.**

This section requires a narcotic treatment program to “provide . . . a full range of rehabilitative services, which shall include legal services, employment services, HIV education services, public health services, adult educational services and behavioral health services.” Federal regulations, specifically 21 CFR 291.505(d)(4) and (d)(4)(i)(C) require each narcotic treatment program to provide “medical and rehabilitative services and programs” and “counseling on HIV disease,” respectively. However, 21 CFR 291.505(d)(4)(iv) requires narcotic treatment programs to “provide opportunities” for vocational rehabilitation, education and employment. For consistency with the Federal regulations, the Department should clearly state that, while programs are required to provide HIV services and public health services, a pro-

gram shall also provide opportunities for patients to access legal services, employment services, adult educational services and behavioral health services.

**17. Section 715.20. Patient transfers.—Need and Clarity.**

This section requires narcotic treatment programs to develop policies and procedures for transferring patients from one narcotic treatment program to another. There is nothing in Section 715.20 that indicates the patient’s records are confidential. The Department should consider cross-referencing Section 715.11, relating to the confidentiality of patient records, in this section to clarify that patient records will continue to be confidential even if transferred to another narcotic treatment program.

Section 715.20 also requires a narcotic treatment program to transfer patients within seven days of their request. We have two concerns. First, the Department should explain how this seven-day timeframe was arrived at, and why it is necessary. Second, is a “request” required to be in writing?

**18. Section 715.21. Patient termination.—Clarity.**

This section outlines the policies and procedures for a patient’s involuntary termination from a program. We have two issues regarding this section. First, commentators have suggested including “nonpayment” as a cause for involuntary termination from a program. The Department should add “nonpayment” to the list or explain why it should not be included.

Second, Paragraph (1)(iii) includes the phrase “excessively absent.” This phrase is unclear. For clarity, the Department should include in this paragraph the standards for determining when absences become excessive.

**19. Section 715.22. Patient grievance procedures.—Reasonableness; Clarity.**

Subsection (a) requires a narcotic treatment program to develop and utilize a patient grievance procedure. Subsection (b) states “. . . if the grievance is filed against the narcotic treatment program director, the review of the case shall be conducted by the governing body.”

Commentators have noted that such an arrangement may not be in the best interests of the patient. A multi-representative group of the narcotic treatment program may be better suited to render judgment in such cases. The Department should consider allowing grievances against the program director to be heard by either a multi-representative group or a sub-committee of the governing body instituted for the express purposes of grievance adjudication.

Additionally, the final-form regulations should clarify that grievances can be appealed to the Department.

**20. Section 715.23. Patient records.—Clarity.**

Subsection (e) requires all patient records, information and documentation be “maintained on standardized forms.” Will these forms be developed and provided by the Department? Also, will the Department allow records to be maintained electronically? If so, the Department should include the phrase “provided by the Department” in Subsection (e) of the final-form regulation, and clarify whether files can be maintained electronically.

**21. Section 715.25. Prohibition of medical units.—Clarity.**

Section 715.25 prohibits medical units from operating within the Commonwealth. We have two concerns with this section. First, commentators have argued that, be-

cause the number of narcotic treatment facilities is so few, it is difficult for patients to continue treatment at the program, as well as employment. Given the limited number of treatment facilities, the Department should explain its rationale for prohibiting medical units in Pennsylvania.

Second, the exact meaning of the term "medical unit" is unclear. For clarity, the Department should consider citing the specific federal regulation that defines medical units in this section.

**22. Section 715.28 Unusual incidents.—Need and Clarity.**

Subsection (c) requires narcotic treatment programs to file "Unusual Incidence Reports." An "unusual incident" under Subsection (c)(1) includes "Complaints of patient abuse (physical, verbal, sexual, emotional, financial)." The phrase "financial abuse" is unclear. The Department should clarify what constitutes financial abuse in the final-form regulation.

Additionally, there are a number of terms and phrases that are unclear in Section 715.28. These include:

- "inappropriate behavior" in Subsection (a)(1);
- "unusual circumstances" in the section title and Subsections (a)(5) and (c)(2);
- "significant disruption" in Subsections (a)(6) and (c)(3);
- "unusual incident" in Subsections (a)(9) and (b)(1); and
- "timely and appropriate" in Subsection (b)(3).

The Department should provide specific criteria for determining these standards or delete them in the final-form regulation.

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 00-1779. Filed for public inspection October 13, 2000, 9:00 a.m.]

**Notice of Filing of Final Rulemakings**

The Independent Regulatory Review Commission (Commission) received the following regulations on the dates indicated. To obtain the date and time of the meeting at which the Commission will consider these regulations, contact the Commission at (717) 783-5417 or visit its Website at [www.irrc.state.pa.us](http://www.irrc.state.pa.us). To obtain a copy of the regulation, contact the promulgating agency.

<i>Final-Form</i>		
<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
16A-626	State Board of Examiners of Nursing Home Administrators Fees	10/2/00
16A-600	State Board of Vehicle Manufacturers, Dealers and Salespersons Application Fees	10/2/00
16A-499	State Boards of Nursing and Medicine Certified Registered Nurse Practitioners Prescriptive Authority	10/2/00

<i>Final-Form</i>		
<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
57-213	Pennsylvania Public Utility Commission Reporting Requirements for Quality of Gas Service Benchmarks and Standards	10/2/00
57-214	Pennsylvania Public Utility Commission Reporting Requirements for Universal Service and Energy Conservation Programs	10/2/00
16A-558	State Board of Accountancy Fees	10/2/00

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 00-1780. Filed for public inspection October 13, 2000, 9:00 a.m.]

**INSURANCE DEPARTMENT**

**Allstate Insurance Company; Homeowners Rate and Rule Filing**

On September 26, 2000, the Insurance Department received from Allstate Insurance Company a filing for a proposed rate level and rule change for homeowners insurance.

Allstate Insurance Company requests an overall 0.0% change to be effective January 8, 2001, for new and renewal business.

Unless formal administrative action is taken prior to November 25, 2000, the subject filing may be deemed approved by operation of law.

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

Interested parties are invited to submit written comments, suggestions or objections to Ken Creighton, ACAS, Insurance Department, Bureau of Regulation of Rates and Policies, 1311 Strawberry Square, Harrisburg, PA 17120 (e-mail at [kcreight@ins.state.pa.us](mailto:kcreight@ins.state.pa.us)) within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 00-1781. Filed for public inspection October 13, 2000, 9:00 a.m.]

**Highmark Blue Cross Blue Shield; Demographic Rating Methodology Filing; 1-DEM-00-HBCBS**

Highmark Blue Cross Blue Shield submitted filing number 1-DEM-00-HBCBS for Insurance Department approval. This filing updates the demographic rating factors (age, industry, area and group size) for groups with 50 or fewer contracts in the western Pennsylvania plan area, which are members of associations or purchasing pools effective or renewing April 1, 2001.

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

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 00-1782. Filed for public inspection October 13, 2000, 9:00 a.m.]

### Keystone Health Plan West; Demographic Rating Methodology Filing; 1-DEM-00-KHPW

Keystone Health Plan West submitted filing number 1-DEM-00-KHPW for Insurance Department approval. This filing revises the rating methodology for small groups with 50 or fewer eligible HMO contracts in the western Pennsylvania plan area, which are members of associations or purchasing pools effective April 1, 2001 and ensuing months. Requested rating methodology proposes to use demographic factors for age, industry, area and group size.

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

Interested parties are invited to submit written comments, suggestions, or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 00-1783. Filed for public inspection October 13, 2000, 9:00 a.m.]

### Medical Malpractice Insurance Carriers and Self-Insured Health Care Providers

Insurance companies that offer basic limits medical malpractice coverage are required to report medical malpractice claims information to the Medical Professional Liability Catastrophe Loss Fund (Fund) and to the Insurance Department (Department) for insureds who are subject to the provisions of The Health Care Services Malpractice Act (40 P. S. §§ 1301.701—1301.1004) (act). Organizations and physicians that self-insure their medical malpractice exposures are also required to report this claims information. These reports are required under section 809 of the act (40 P. S. § 1301.809), as amended by the act of November 26, 1996 (P. L. 776, No. 135).

The claims information must be reported to the Fund and to the Department. The following Calendar Year 1999 claims information is due to the Fund and to the Department by November 1, 2000:

- the aggregate amount of premium earned;
- the aggregate amount of losses paid;
- the aggregate amount of losses incurred;
- the aggregate amount of loss reserves outstanding;
- the aggregate amount of loss adjustment expenses paid;
- the aggregate amount of loss adjustment expenses incurred;
- the aggregate amount of loss adjustment expense reserves outstanding;
- a table showing separately by accident year and county the number of claims first reported, (or arising), in 1999;
- a table showing separately by accident year and disposition (that is, judgement of arbitration panel, judgment of court, settlement, or other) the number of claims closed, (or disposed), in 1999;
- a separate table for each type of disposition identified above showing for claims closed (or disposed), in 1999 separately by accident year: the number of claims closed, (or disposed), with payment; the total losses incurred for those claims closed with payment; the basic coverage premiums collected.

Reports must be submitted in both printed form and in electronic form as an Excel spreadsheet. The forms for submission and preformatted Excel spreadsheets have been mailed and should arrive by October 1, 2000.

If you have not received your forms by this date, please contact Trisha Paules, Actuarial Associate, 1311 Strawberry Square, Harrisburg, PA 17120, (717) 783-0650, e-mail tpaules@ins.state.pa.us. Questions concerning the information contained in this notice may also be directed to Trisha Paules.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 00-1784. Filed for public inspection October 13, 2000, 9:00 a.m.]

### Medical Professional Liability Catastrophe Loss Fund Surcharge Filing

The Medical Professional Liability Catastrophe Loss Fund has filed for a 61% surcharge under the Health Care Services Malpractice Act (40 P. S. §§ 1301.101—1301.1006), commonly known as Act 111, as amended by Act 135 of 1996.

The filing indicates the following:

"This year's surcharge percentage calculation is premised on the Joint Underwriting Association's Rates approved as of this date [September 29, 2000], and effective January 1, 2001."

The surcharge applies to any new policies effective on or after January 1, 2001.

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

Interested parties are invited to submit written comments, suggestions or objections to Ken Creighton, ACAS, Insurance Department, Bureau of Regulation of Rates and Policies, 1311 Strawberry Square, Harrisburg, PA 17120 (e-mail at [kcreight@ins.state.pa.us](mailto:kcreight@ins.state.pa.us)) within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 00-1785. Filed for public inspection October 13, 2000, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board lease will expire:

Northampton County, Wine and Spirits Shoppe # 4814, 2473 Nazareth Road, Easton, PA 18045-2743.

*Lease Expiration Date:* October 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 10,000 net useable square feet of new or existing retail commercial space within 1 mile of the intersection of Route 33 and 248, Lower Nazareth or Palmer Township.

*Proposals due:* November 3, 2000 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Willard J. Rhodes, (717) 657-4228

Luzerne County, Wine and Spirits Shoppe # 4005, Kingston Plaza, 613 Third Avenue, Kingston, PA 18704-5814.

*Lease Expiration Date:* August 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,400 to 2,900 net useable square feet of new or existing retail commercial space within the Borough of Kingston.

*Proposals due:* November 3, 2000 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Ronald Hancher, Jr., (717) 657-4228

JOHN E. JONES, III,  
Chairperson

[Pa.B. Doc. No. 00-1786. Filed for public inspection October 13, 2000, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pennsylvania Public Utility Commission; Law Bureau Prosecutory Staff v. Northeast Energy Services, Inc.; Doc. No. C-00003832; A-110066

Public Meeting held  
September 13, 2000

*Commissioners Present:* John M. Quain, Chairperson; Robert K. Bloom, Vice-Chairperson; Nora Mead Brownell; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

### Default Order

*By the Commission:*

On June 28, 2000, the Law Bureau Prosecutory Staff instituted a complaint against Northeast Energy Services, Inc. (the Respondent), an Electric Generation Supplier licensed at A-110066. In the complaint, Prosecutory Staff alleged that the Commission sent by certified mail notices to the Respondent that pursuant to 66 Pa.C.S. § 510, its 1999-2000 Annual Assessment in the amount of \$52.00 was due. The complaint charged that the Respondent violated 66 Pa.C.S. § 510(c) by neither paying the assessment nor filing objections.

The complaint sought the following remedies:

- (1) that the Commission issue an order canceling the Respondent's license if Respondent failed to answer the complaint within 20 days of receipt of the complaint, and
- (2) that the Commission issue an order referring the total outstanding assessment balance to the Attorney General's office for appropriate civil collection action.

According to the post office return receipt, service of the complaint was perfected. To date, more than 20 days later, no answer has been filed to the complaint and the assessment has not been paid; *Therefore,*

*It Is Ordered:*

1. That the allegations in the Law Bureau Prosecutory Staff's complaint are deemed admitted and the complaint is thereby sustained.
2. That the Secretary serve a copy of this order upon all affected distribution utilities and providers of last resort in the areas served by Northeast Energy Services, Inc., and also cause a copy of this order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.
3. That Northeast Energy Services, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide a written notice to each existing customer directing each to select an alternative electric generation supplier within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's license absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2, above.
4. That absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the license held by Northeast Energy Services, Inc. at Docket No. A-110066 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's

Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Audits.

5. That 60 days after publication in the *Pennsylvania Bulletin*, following cancellation of the license pursuant to Ordering Paragraph No. 4, above, the Office of Executive Director refer the total outstanding assessment balance to the Attorney General's office for appropriate civil collection and action.

JAMES J. MCNULTY,  
Secretary

[Pa.B. Doc. No. 00-1787. Filed for public inspection October 13, 2000, 9:00 a.m.]

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before November 6, 2000, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protests shall also indicate whether it applies to the temporary authority application or the permanent application or both.

#### **Applications of the following for approval of the beginning of the exercise of the right and privilege of operating as common carriers for transportation of persons as described under each application.**

**A-00116616, Folder 2. A King's Limo, Inc.** (1051 Herbert Boulevard, Williamstown, NJ 08094), a corporation of the Commonwealth of Pennsylvania—(1) persons, in group and party service, exclusively operating vehicles with a seating capacity of 10–15 passengers including the driver, between points in the county of Chester and the townships of Birmingham, Concord and Thornbury, Delaware County, and from said areas to points in Pennsylvania within an airline distance of 50 statute miles of the limits of the counties of Chester and Delaware, and return; (2) persons, in group and party service, exclusively operating vehicles with a seating capacity of 10–15 passengers including the driver, from points in the county of Chester and the townships of Birmingham, Concord and Thornbury, Delaware County, to points in Pennsylvania, with Right No. 2 subject to the following conditions: (a) that no transportation shall originate in the townships of North Coventry, East Coventry, East Vincent, East Pikeland, Schuylkill and Tredyfrin, all in Chester County; and (b) that transportation shall be limited to a single group and party using one vehicle; (3) persons, in group and party service, exclusively operating vehicles seating more than 15 passengers, including the driver, between points in Pennsylvania; which is to be a transfer of the rights authorized under the certificate issued at A-00112068 to E. R. Gregg Investments, Inc., subject to the same limitations and conditions. *Attorney:* John J. Gallagher, 1760 Market Street, Suite 1100, Philadelphia, PA 19103.

**A-00117236. Darlene Pearson KcKinney, t/d/b/a Moving Right Along** (726 Greenleaf Street, Allentown, Lehigh County, PA 18102)—persons in paratransit ser-

vice, between points in the county of Lehigh, and from points in said county, to points in Pennsylvania, and return.

#### **Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under each application.**

**A-00114509, Folder 2. Elite Coach Limousine, Inc.** (3795 Old William Penn Highway, Murrysville, Westmoreland County, PA 15668), a corporation of the Commonwealth of Pennsylvania—additional right—persons in group and party service, in vehicles seating 15 passengers or less, including the driver, between points in the counties of Cambria, Indiana, Beaver, Butler, Armstrong, Fayette, Washington, Somerset and Westmoreland, and from points in said counties and the county of Allegheny, to points in Pennsylvania, and return.

#### **Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons by transfer of rights as described under each application.**

**A-00115591, Folder 2. Salem Trans, Inc.** (3525 South Lawrence Street, Philadelphia, Philadelphia County, PA 19148), a corporation of the Commonwealth of Pennsylvania—additional right—persons in limousine service, between points in the city and county of Philadelphia, and from points in said city and county, to points in Pennsylvania, and return; subject to the following condition: That no right, power or privilege is granted to transport persons and their baggage from the terminal facilities of Atlantic Aviation Service, Inc., at the Philadelphia International Airport; which is to be a transfer of all of the rights authorized under the certificate issued at A-00110526 to U.S.A. Limo Service, Inc., subject to the same limitations and conditions. *Attorney:* Edward L. Ciemniecki, One Liberty Place, 32nd Floor, 1650 Market Street, Philadelphia, PA 19103-7393.

[Pa.B. Doc. No. 00-1788. Filed for public inspection October 13, 2000, 9:00 a.m.]

### Telecommunications

**A-311020. Verizon Pennsylvania Inc. and Aquis Wireless Communications, Inc.** Joint Petition of Verizon Pennsylvania Inc. and Aquis Wireless Communications, Inc. for approval of an Interconnection Agreement under section 252(e) of The Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Aquis Wireless Communications, Inc., by its counsel, filed on September 26, 2000, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and Aquis Wireless Communications, 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. 00-1789. Filed for public inspection October 13, 2000, 9:00 a.m.]

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

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 00-1791. Filed for public inspection October 13, 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 Amendment No. 4 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 19, 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. 00-1790. Filed for public inspection October 13, 2000, 9:00 a.m.]

### Telecommunications

**A-310937F0002. Verizon Pennsylvania Inc. and PurePacket Communications of Northeast, Inc.** Joint Petition of Verizon Pennsylvania Inc. and PurePacket Communications of the Northeast, Inc. for approval of an Interconnection Agreement Under section 252(e) of The Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and PurePacket Communications of the Northeast, Inc., by its counsel, filed on September 27, 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. and PurePacket Communications of the Northeast, Inc. Joint Petition are on file with the Commission and are available for public inspection.

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Invitation for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Proj. # 0026.4 (Replacement of Refrigeration Controls—Tioga Marine Terminal—Shed # 1) until 2 p.m. on Tuesday, October 31, 2000. Bids shall be delivered to 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134.

The bid documents can be obtained from the Director of Procurement, 210 W. Washington Sq., 13th Floor, Philadelphia, PA 19106, (215) 928-9100 and will be available October 17, 2000. The cost of the bid document is \$35 (includes 7% PA Sales Tax). The cost is non-refundable. PRPA is an equal opportunity employer. Contractor will be required to comply with all applicable equal employment opportunity laws and regulations.

Mandatory prebid meeting will be held October 24, 2000, at 10 a.m. at The Tioga Marine Terminal, Tioga and Delaware Aves., Philadelphia, PA 19134. The PRPA will consider only those bids received from parties who attended the prebid meeting.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 00-1792. Filed for public inspection October 13, 2000, 9:00 a.m.]

## TREASURY DEPARTMENT

### Request for Proposals

The Treasury Department is accepting proposals from interested bidders for services related to the design, implementation, administration, management and marketing of the Tuition Account Investment Program. Bidders may also submit proposals for the administration of the Tuition Account Guaranteed Savings Program. Interested vendors may obtain a copy of the Request for Proposals by contacting the Treasury Department Legal Bureau, Room 127, Finance Building, Harrisburg, PA 17120, (717) 787-2740. Proposals in response to this request will be accepted no later than 4 p.m., Monday, December 11, 2000.

BARBARA HAFER,  
*Treasurer*

[Pa.B. Doc. No. 00-1793. Filed for public inspection October 13, 2000, 9:00 a.m.]