

NOTICES

DEPARTMENT OF AGRICULTURE

Dog Control Facility Bill Reimbursement Grant Program

The Department of Agriculture (Department) gives notice of the guidelines and conditions under which it will award up to \$100,000 in grants under its Year 2001 Dog Control Facility Bill Reimbursement Program (Program). The Program will award bill reimbursement grants of up to \$7,500-per-recipient to humane societies or associations for the prevention of cruelty to animals that meet the guidelines and conditions of this Program. The Program will be funded from the Dog Law Restricted Account, from funds which are surplus funds for the limited purposes set forth in the Dog Law (3 P. S. § 459-1002(b)). The guidelines and conditions are substantively identical to those used in last year's dog control facility bill reimbursement grant program.

A proposed version of these guidelines and conditions was published at 30 Pa.B. 5544 (October 28, 2000). The Department invited public and legislative review of these proposed guidelines and conditions, in accordance with the regulation at 7 Pa. Code § 23.4 (relating to guidelines and conditions). A single comment was received. The Northampton Borough Animal Shelter (NBAS) described itself as a municipal-owned animal shelter. NBAS related that it is a volunteer effort supported primarily by fundraisers conducted in the community it serves. NBAS is not a humane society or association for the prevention of cruelty to animals, and would not qualify to participate in the Program under the proposed guidelines and conditions. NBAS sought some revision to the guidelines and conditions to make it eligible to participate.

The Department declines to revise the eligibility requirements for participation in the Program to include any entity other than a humane society or association for the prevention of cruelty to animals. In response to the comment, though, the Department has added language to Paragraph 2(a) of the guidelines and conditions. This language allows an entity such as NBAS to incorporate as a humane society or association for the prevention of cruelty to animals and receive credit for the time it was in operation as a "municipal-owned animal shelter" toward the 1-year-operation requirement imposed by that paragraph. The net effect of this revision is to spare a municipal-owned animal shelter—such as NBAS—from having to be in operation a full year as a humane society or association for the prevention of cruelty to animals before being eligible to participate in the Program.

The Department invites applications for grants under the Program, in accordance with the final guidelines and conditions that follow.

Guidelines and Conditions for the Year 2001 Dog Control Facility Bill Reimbursement Grant Program

1. Definitions.

The following words and terms, when used in these guidelines and conditions, have the following meanings:

Department—The Pennsylvania Department of Agriculture.

Dog control—The apprehending, holding and disposing of stray or unwanted dogs, or as otherwise defined in the Dog Law (3 P. S. § 459-102).

Eligible Bill—A document seeking payment for materials, services or utilities from a grant recipient, setting forth the following:

- i. The date the document is issued.
- ii. The name and address of the humane society or association for the prevention of cruelty to animals to which the bill is issued.
- iii. If for materials, a description of the materials and the date of delivery.
- iv. If for services, a description of the nature of the services and the dates upon which the services were rendered.
- v. If for utilities (such as electricity, water, sewer, waste disposal and similar purposes), a statement of the period for which the utility for which payment is sought was provided.
- vi. The name, address and telephone number of the entity issuing the document.

Humane society or association for the prevention of cruelty to animals—A nonprofit society or association duly incorporated under 15 Pa.C.S. Ch. 53 Subch. A (relating to incorporation generally) for the purpose of prevention of cruelty to animals, or as otherwise defined in the Dog Law.

Program—The Year 2001 Dog Control Facility Bill Reimbursement Program.

2. Eligibility.

A humane society or association for the prevention of cruelty to animals is eligible to apply to receive a grant under the Program if that humane society or association for the prevention of cruelty to animals:

- a. Has been in operation as a humane society or association for the prevention of cruelty to animals, or as a municipal-owned animal shelter, for at least 1 year immediately preceding the application date.
- b. Has performed dog control functions for at least 1 year immediately preceding the application date.
- c. Has, in the performance of its dog control functions, accepted at least 100 stray or unwanted dogs into its facility within the year immediately preceding the application date, with at least 100 of these dogs originating from locations other than the following:
 - i. A city of the first class.
 - ii. A city of the second class.
 - iii. A city of the second class A.
 - iv. A city of the third class that has adopted its own dog licensing ordinance and assumed responsibility enforcement under the Dog Law (at 3 P. S. § 459-1201).
- d. Is not a party to a contract with the Department pursuant to which the Department pays that humane society or association for the prevention of cruelty to animals for dog control activities performed in the year 2001.

e. Agrees—as a condition of receiving any grant money under the Program—to continue to perform dog control activities through the year 2001.

f. Has a total operating budget of \$150,000 or less for the 2001 calendar year or, if its budget is on a basis other than calendar year, has a total operating budget of \$150,000 or less for each fiscal year comprising any portion of calendar year 2001.

3. Use of Grant Funds.

The Department will allocate a specific maximum grant amount to a successful grant applicant through a written grant agreement. This maximum grant amount will be specified in the grant agreement, and will not exceed \$7,500 with respect to an application. The maximum grant amount will be retained by the Department and used to reimburse the grant recipient for eligible bills the grant recipient has paid with respect to materials, services or utilities provided to the grant recipient from January 1, 2001 through December 31, 2001. The total reimbursement the Department will pay a grant recipient will not exceed the maximum grant amount. Any money remaining in a grant allocation beyond the termination date of the grant agreement will lapse into the Dog Law Restricted Account. If a bill covers materials, services or utilities provided, in whole or in part, before January 1, 2001 or after December 31, 2001, that bill is not an eligible bill and will not be reimbursed by the Department under the Program.

4. Application Process.

a. *Application required.* A humane society or association for the prevention of cruelty to animals seeking a grant under the Program must complete a written application form and deliver it to the Department no later than January 8, 2001. Applications received by the Department beyond that date will not be considered.

b. *Obtaining an application form.* The Department will provide grant application forms upon request. Requests for application forms should be directed to Richard Hess, Director, Bureau of Dog Law Enforcement, Department of Agriculture, 2301 North Cameron Street, Harrisburg, PA 17110-9408; telephone: (717) 787-4833, Fax: (717) 772-4352.

c. *Contents of grant application form.* A grant application form shall require the following information:

- i. The name and address of the applicant.
- ii. Information to verify that the applicant is a humane society or association for the prevention of cruelty to animals and otherwise meets the eligibility requirements set forth in paragraph 2, above.
- iii. The maximum grant amount sought by the applicant—not to exceed \$7,500.

iv. A description of the eligible bills for which the grant applicant intends to seek reimbursement, including a description (and copies, if available) of bills received by the applicant in 2000 for the same type of materials, services or utilities for which reimbursement will be sought under the grant agreement.

v. Such other information as the Department might reasonably require.

5. Review and approval of grant application.

a. *Review and notification.* The Department will review each timely grant application and provide the applicant written notification of whether the Department awards the grant, denies the grant or awards a grant in some amount less than the applicant sought. This written notification will be mailed no later than February 7, 2001, to the address provided by the applicant on the grant application form. If an application is incomplete or the

Department requires additional information or documentation in order to evaluate the grant request, it will so advise the applicant.

b. *Review criteria.* The Department will consider the following, among other factors, in determining whether to award a grant application:

- i. The number of applications received and the availability of funds for the grants sought.
- ii. The relative contribution of the applicant to dog control activities in the area it serves.
- iii. The relative contribution of the applicant to dog control as compared to the relative contribution of other applicants.
- iv. The relative importance of the grant to the continued operation of the applicant's dog control facility.
- v. The expense or logistical difficulty the Department would encounter if the applicant's dog control facility was no longer in operation.

6. Grant agreement.

a. *Grant agreement required.* A successful grant applicant must execute a grant agreement with the Department, setting forth the terms and conditions under which the grant money will be used by the Department to reimburse the grant recipient for payment of eligible bills.

b. *Reimbursement requests.* The grant agreement will set forth the exact procedure by which a grant recipient shall seek reimbursement from the Department for payment of eligible bills. The basic reimbursement request procedure will be as follows:

By May 15, 2001 the grant recipient will:

- (1) Deliver copies of the eligible bills it has paid between January 1 and April 30, 2001.
- (2) Verify that these bills have been paid and are eligible for reimbursement.
- (3) Provide a detailed report of the dog control activities performed by the successful applicant during the referenced 4-month period.

By September 15, 2001 the grant recipient will:

- (1) Deliver copies of the eligible bills it has paid between May 1 and August 31, 2001.
- (2) Verify that these bills have been paid and are eligible for reimbursement.
- (3) Provide a detailed report of the dog control activities performed by the successful applicant during the referenced 4-month period.

By January 15, 2002 the grant recipient will:

- (1) Deliver copies of the eligible bills it has paid between September 1 and December 31, 2001.
- (2) Verify that these bills have been paid and are eligible for reimbursement.
- (3) Provide a detailed report of the dog control activities performed by the successful applicant during the referenced 4-month period.

c. *Payment by the Department.* The Department will reimburse a grant recipient for eligible bills within 60 days of receiving a complete and timely reimbursement request.

d. *Termination.* The Department may terminate a grant agreement at any time by providing the grant

recipient written notice of termination at the address set forth on the grant application.

SAMUEL E. HAYES, Jr.,
Secretary

[Pa.B. Doc. No. 00-2130. Filed for public inspection December 8, 2000, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

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

BANKING INSTITUTIONS

Branch Applications

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|---|---------------|
| 11-27-00 | Mifflinburg Bank and Trust Company Mifflinburg Union County | Buffalo Village Lutheran Village 211 Fairground Road Lewisburg Union County | Filed |

SAVINGS INSTITUTION

No activity.

CREDIT UNIONS

Consolidations, Mergers and Absorptions

| <i>Date</i> | <i>Name of Credit Union</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|-----------------|---------------|
| 11-17-00 | White Rose Credit Union, York, and Stanreco Federal Credit Union, York Surviving Institution— White Rose Credit Union, York | York | Filed |

JAMES B. KAUFFMAN, Jr.,
Acting Secretary

[Pa.B. Doc. No. 00-2131. Filed for public inspection December 8, 2000, 9:00 a.m.]

Election by Standard Bank, PaSB to Exercise Conditional Powers

Effective on the date of this publication in the *Pennsylvania Bulletin*, under an election by Standard Bank, PaSB, authorized by section 513(b) of the Banking Code of 1965 (7 P. S. 513(b)), Standard Bank, PaSB is hereby granted the following conditional powers as described by sections 504(b)(xiii) and 506(a)(iv)(B) and (vi) of the Banking Code of 1965 (7 P. S. §§ 504(b)(xiii) and 506(a)(iv)(B) and (vi)), to be exercised only with the prior written approval of the Department of Banking.

JAMES B. KAUFFMAN, Jr.,
Acting Secretary

[Pa.B. Doc. No. 00-2132. Filed for public inspection December 8, 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 wastewaters into the surface waters of this Commonwealth. Unless otherwise indicated, on the basis of preliminary review an application of lawful standard and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge subject to certain effluent limitations and special conditions. These proposed determinations are tentative.

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

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

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

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

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

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

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

PA 0056502. Industrial Waste, **Transit America, Inc.**, One Red Lion Road, Philadelphia, PA 19115.

This application is for renewal of an NPDES permit to discharge stormwater from the Transit America, Inc. facility, in the City of Philadelphia, **Philadelphia County**. These are existing discharges to an unnamed tributary to Huntingdon Valley Creek and Pennypack Creek.

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

The proposed effluent limits for Outfall 001, based on an average storm event are as follows:

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|-------------------|-----------------------------------|---|
| BOD ₅ | | monitor/report |
| Suspended Solids | | monitor/report |
| Oil and Grease | | monitor/report |
| COD | | monitor/report |
| pH | | monitor/report |
| TKN | | monitor/report |
| Phosphorus (as P) | | monitor/report |

The proposed effluent limits for Outfall 002, based on an average storm event are as follows:

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|------------------|-----------------------------------|---|
| BOD ₅ | | monitor/report |
| Suspended Solids | | monitor/report |
| Oil and Grease | | monitor/report |

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|-------------------|-----------------------------------|---|
| COD | | monitor/report |
| pH | | monitor/report |
| TKN | | monitor/report |
| Phosphorus (as P) | | monitor/report |
| Iron | | monitor/report |
| Dissolved PCBs | | monitor/report |

The proposed effluent limits for Outfall 003, based on an average storm event are as follows:

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|-------------------|-----------------------------------|---|
| BOD ₅ | | monitor/report |
| Suspended Solids | | monitor/report |
| Oil and Grease | | monitor/report |
| COD | | monitor/report |
| pH | | monitor/report |
| TKN | | monitor/report |
| Phosphorus (as P) | | monitor/report |
| Iron | | monitor/report |
| Dissolved PCBs | | monitor/report |

The proposed effluent limits for Outfall 004, based on an average storm event are as follows:

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|-------------------|-----------------------------------|---|
| BOD ₅ | | monitor/report |
| Suspended Solids | | monitor/report |
| Oil and Grease | | monitor/report |
| COD | | monitor/report |
| pH | | monitor/report |
| TKN | | monitor/report |
| Phosphorus (as P) | | monitor/report |

The proposed effluent limits for Outfall 005, based on an average storm event are as follows:

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|-------------------|-----------------------------------|---|
| BOD ₅ | | monitor/report |
| Suspended Solids | | monitor/report |
| Oil and Grease | | monitor/report |
| COD | | monitor/report |
| pH | | monitor/report |
| TKN | | monitor/report |
| Phosphorus (as P) | | monitor/report |

The EPA waiver is in effect.

PA 0058246. Sewage, **James Gorman**, 1426 Rose Glen Road, Gladwyne, PA 19035.

This application is for issuance of an NPDES permit to discharge treated sewage from a single residence sewage treatment plant in Lower Merion Township, **Montgomery County**. This is a new discharge to an unnamed tributary to Mill Creek.

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

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

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

The EPA waiver is in effect.

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

PA 0026328. Sewage, **Township of Hopewell**, 1700 Clark Boulevard, Aliquippa, PA 15001.

This application is for renewal of an NPDES permit to discharge treated sewage from Raccoon Creek Water Pollution Control Plant in Hopewell Township, **Beaver County**.

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

Outfall 011: existing discharge, design flow of 1.25 mgd.

| <i>Parameter</i> | <i>Concentration (mg/l)</i> | | | |
|-------------------------|--|-----------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| CBOD ₅ | | | | |
| (5-1 to 10-31) | 20 | 30 | | 40 |
| (11-1 to 4-30) | 25 | 37.5 | | 50 |
| Suspended Solids | 30 | 45 | | 60 |
| Ammonia Nitrogen | | | | |
| (5-1 to 10-31) | 7.0 | 10.5 | | 14.0 |
| (11-1 to 4-30) | 21.0 | — | | — |
| Fecal Coliform | | | | |
| (5-1 to 9-30) | 200/100 ml as a geometric mean | | | |
| (10-1 to 4-30) | 2,000/100 ml as a geometric mean | | | |
| Total Residual Chlorine | 0.8 | | | 2.7 |
| Dissolved Oxygen | not less than 5.0 mg/l | | | |
| pH | not less than 6.0 nor greater than 9.0 | | | |

Other Conditions: The following effluent limitations will apply if/when the plant is expanded to a flow of 2.5 mgd.

Outfall 011: expanded discharge, design flow of 2.5 mgd.

| <i>Parameter</i> | <i>Concentration (mg/l)</i> | | | |
|-------------------------|--|-----------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| CBOD ₅ | | | | |
| (5-1 to 10-31) | 15 | 22.5 | | 30 |
| (11-1 to 4-30) | 25 | 37.5 | | 50 |
| Suspended Solids | 30 | 45 | | 60 |
| Ammonia Nitrogen | | | | |
| (5-1 to 10-31) | 4.0 | 6.0 | | 8.0 |
| (11-1 to 4-30) | 12.0 | 18.0 | | 24.0 |
| Fecal Coliform | | | | |
| (5-1 to 9-30) | 200/100 ml as a geometric mean | | | |
| (10-1 to 4-30) | 2,000/100 ml as a geometric mean | | | |
| Total Residual Chlorine | 0.5 | | | 1.6 |
| 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 0042561. Sewage, **Upper Stonycreek Joint Municipal Authority**, P. O. Box 24, Hooversville, PA 15936.

This application is for renewal of an NPDES permit to discharge treated sewage from Upper Stonycreek Joint Municipal Authority STP in Quemahoning Township, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Stony 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: Saltsburg Municipal Water Works on the Conemaugh River.

Outfall 001: existing discharge, design flow of 0.27 mgd., effective until the STP expansion is completed and operational.

| <i>Parameter</i> | <i>Concentration (mg/l)</i> | | | |
|-------------------------|--|-----------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| CBOD ₅ | 25 | 38 | | 50 |
| Suspended Solids | 30 | 45 | | 60 |
| Ammonia Nitrogen | | | | |
| (5-1 to 10-31) | 22.0 | 33.0 | | 44.0 |
| (11-1 to 4-30) | 25.0 | 38.0 | | 50.0 |
| Fecal Coliform | | | | |
| (5-1 to 9-30) | 200/100 ml as a geometric mean | | | |
| (10-1 to 4-30) | 20,000/100 ml as a geometric mean | | | |
| Total Residual Chlorine | 1.0 | | | 3.3 |
| pH | not less than 6.0 nor greater than 9.0 | | | |

Outfall 001: proposed expanded discharge, design flow of 0.656 mgd., effective after the STP expansion is completed and operational.

| Parameter | Concentration (mg/l) | | | |
|------------------------------------|--|----------------|---------------|-----------------------|
| | Average Monthly | Average Weekly | Maximum Daily | Instantaneous Maximum |
| CBOD ₅ | 25 | 38 | | 50 |
| Suspended Solids | 30 | 45 | | 60 |
| Ammonia Nitrogen (5-1 to 10-31) | 10.0 | 15.0 | | 20.0 |
| (11-1 to 4-30) | 25.0 | 38.0 | | 50.0 |
| Fecal Coliform (5-1 to 9-30) | 200/100 ml as a geometric mean | | | |
| (10-1 to 4-30) | 10,000/100 ml as a geometric mean | | | |
| Total Residual Chlorine | 0.5 | | | 1.6 |
| pH | not less than 6.0 nor greater than 9.0 | | | |

The EPA waiver is in effect.

Proposed NPDES Permit Renewal Actions for Minor Sewage Discharges

The following parties have applied to renew their current NPDES permits to allow the continued discharge of controlled 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 and telephone number of the writer and a brief statement to inform the Field Office of the basis of the comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

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

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

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

| NPDES No. | Facility Name and Address | County and Municipality | Tributary Stream | New Permit Requirements |
|-----------|--|---|--------------------------|-------------------------|
| PA0070360 | All American Plazas, Inc. Frystown Plaza P. O. Box 302 Bethel, PA 19507 | Berks County Bethel Township | UNT Crosskill Creek | TRC |
| PA0086169 | James W. & Sandra M. Adams 750 Hawk Mountain Road Albany, PA | Berks County Albany Township | Pine Creek | TRC |
| PA0080721 | Frank Perano Cedar Manor Mobile Home Park Box 278 King of Prussia, PA 19406 | Dauphin County Londonderry Township | UNT of Conewago Creek | TRC |

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

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

Persons objecting on the grounds of public or private interest to the approval of an application or submitted plan may file a written protest with the Department at the address indicated above each permit application or plan. Each written protest should contain the following: name, address and telephone number 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 commentator 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 applications and proposed plans, initial protests and additions or amendments to protests already filed should be filed within 15 calendar days from the date of this issue of the *Pennsylvania Bulletin*. A copy of each permit application and proposed plan is on file in the office indicated and is open to public inspection.

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

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

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

A. 678040200-1. Sewage submitted by **Dillsburg Area Authority**, P. O. Box 370, 4 Barlo Circle, Suite E, Dillsburg, PA 17019 in Carroll Township, **York County** to upgrade the design flow of a wastewater treatment facility was received in the Southcentral Region on November 13, 2000.

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

A. 0200416. Sewerage, **Charles A. Warden**, c/o Mid Atlantic Capital Group, 5th fl. Times Building, Pittsburgh, PA 15222. Application for the construction and operation of a small flow sewage treatment plant to serve the Warden Residence located in Indiana Township, **Allegheny County**.

**INDIVIDUAL PERMITS
(PAS)**

NPDES Individual

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

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

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

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

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

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

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

NPDES Permit PAS10-G448. Stormwater. **Woodstone Development**, P. O. Box 638, Uwchlan, PA 19480, has applied to discharge stormwater from a construction activity located in West Brandywine Township, **Chester County**, to Culbertson Run (HQ-TSF-MF).

NPDES Permit PAS10-G449. Stormwater. **Texas Eastern**, 5400 Westhismr Court, Houston, TX 77056, has applied to discharge stormwater from a construction activity located in Upper Uwchlan, West Vincent, West Pikeland, Uwchlan, West Whiteland, East Whiteland, East Goshen and Willistown Townships, **Chester County** and Edgemont and Ridley Townships, Brookhaven, Ridley Park and Eddystone Boroughs in **Delaware County** to Tributary to Pickering Creek (HQ, TSF), Pine Creek (HQ, TSF), Tributary to Ridley Creek (HQ, TSF), Tributary to Hunters Run (HQ, TSF), Tributary to Chrome Run (TSF, MF), Crum Creek (WWF, MF) and Tributary to and Little Crum Creeks (WWF, MF).

NPDES Permit PAS10-G447. Stormwater. **Tredyffrin Township**, 1100 Portrait Road, Berwyn, PA 19312, has applied to discharge stormwater from a construction activity located in Tredyffrin Township, **Chester County**, to Valley Creek (EV).

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

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

NPDES Permit PAS10S095. Stormwater. **Robert Latzanich**, 611 Belmont Ave., Mt. Pocono, PA 18344, has applied to discharge stormwater from a construction activity located in Coolbaugh Township, **Monroe County**, to Yankee Run, HQ-CWF and Red Run, 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.

5600509. Confluence Borough Municipal Authority, P. O. Box 6, Confluence, PA 15424. Water improvement project which includes construction of a water storage tank, addition of a water supply well with treatment, replacement of water meters, replacement of waterlines and repairing of an existing water storage tank serving Confluence Borough, **Somerset County**.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 1

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

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

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

and implement a public involvement plan. Requests to be involved, and comments, should be directed to the remediator of the site.

For further information concerning the content of a Notice of Intent to Remediate, please contact the Environmental Cleanup Program Manager in the Department Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

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

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

Drug Emporium Plaza, City of Philadelphia, **Philadelphia County**. Mark R. Urbassik, KU Resources, Inc., One Library Place, Suite 207, Duquesne, PA 15110, has submitted a Notice of Intent to Remediate site soil contaminated with PCBs, lead, heavy metals, solvents, BTEX, polycyclic aromatic hydrocarbons and benzidine and groundwater contaminated with lead, heavy metals solvents, BTEX, polycyclic aromatic hydrocarbons and benzidine. The applicant proposes to remediate the site to meet Statewide health and site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in *The Philadelphia Daily News* on October 13, 2000.

Lehigh Valley Dairies, Inc., Upper Gwynedd and Towamencin Townships, **Montgomery County**. Karen J. Niebuhr, P.E., Applied Engineering & Science, Inc., 2661 Perimeter Park Drive, Atlanta, GA 30341, has submitted a Notice of Intent to Remediate site groundwater contaminated with BTEX. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reporter* on October 16, 2000.

Young Residence, West Fallowfield Township, **Chester County**. Thomas M. Hippensteal, P.G., Mid-Atlantic Associates, P.A., P. O. Box 1128, North Wales, PA 19477, has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with BTEX and petroleum hydrocarbons. The applicant proposes to remediate the site to meet the Statewide health standards. A summary of the Notice of Intent to Remediate was reported to have been published in *The Herald* on October 25, 2000.

Former R. A. Munder Facility, Conshohocken Borough, **Montgomery County**. Richard P. Almquist, Jr., Oxford Engineers & Consultants, Inc., 2621 Van Buren Avenue, Suite 500, Norristown, PA 19403, has submitted a Notice of Intent to Remediate site soil contaminated with lead, heavy metals, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons and site groundwater contaminated with BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Times Herald* on October 26, 2000.

27th & Girard Streets Property, City of Philadelphia, **Philadelphia County**. J. Anthony Sauder, P.E., P.G., 3001 Market Street, Suite 200, Philadelphia, PA 19104, has submitted a Notice of Intent to Remediate site

soil and groundwater contaminated with heavy metals, BTEX, solvents, and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet Statewide health and site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on October 30, 2000.

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

Vitale Property, Coolbaugh Township, **Monroe County**. Brian Holtzhafer, Geologist, Hydrocon Services, Inc., 2945 South Pike Avenue, Allentown, PA 18103 has submitted a Notice of Intent to Remediate (on behalf of his client, Josephine Vitale, Prospect Street, Tobyhanna, PA 18466) concerning the remediation of site soils found or suspected to have been contaminated with kerosene. The applicant proposes to remediate the site to meet the Statewide health standard. A Final Report was simultaneously submitted. Please refer to additional *Pennsylvania Bulletin* notice.

Northampton County Farm Bureau Cooperative Association, Inc., Upper Nazareth Township, **Northampton County**. David A. Everitt, President, MEA, Inc., 201 Center Street, P. O. Box 370, Stockertown, PA 18083 has submitted a Notice of Intent to Remediate concerning the remediation of site soils and groundwater found or suspected to have been contaminated with BTEX (benzene, toluene, ethylbenzene, and xylene) compounds and/or petroleum hydrocarbons. The applicant proposes to remediate the site to meet the Statewide health standard. A Final Report was simultaneously submitted. Please refer to additional *Pennsylvania Bulletin* notice.

E. Arlene Smith Property, Plainfield Township, **Northampton County**. David A. Everitt, President, MEA, Inc., 201 Center Street, P. O. Box 370, Stockertown, PA 18083 has submitted a Notice of Intent to Remediate (on behalf of his client, E. Arlene Smith, E. Scenic Drive, Bath, PA 18014) concerning the remediation of site soils and groundwater found or suspected to have been contaminated with BTEX (benzene, toluene, ethylbenzene, and xylene) compounds and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet the Background standard.

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.

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

An application to increase the average daily waste volume at the landfill was received from **Superior Greentree Landfill**, 635 Toby Road, Kersey, PA 15846, Permit No. 101397, located in Fox Township, **Elk County**. The applicant was accepted in the Regional Office on November 20, 2000.

AIR QUALITY

Notice of Plan Approval and Operating Permit Applications

Nonmajor Sources and Modifications

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

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

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

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

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the Regional Office identified below. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

OPERATING PERMITS

Applications Received and Intent to Issue Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F (relating to operating permit requirements).

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

10-062A: Slippery Rock University (Slippery Rock, PA 16057) for operation of a natural gas co-fired system in Slippery Rock, **Butler County**.

25-066C: AKW, LP (1015 East 12th Street, Suite 200, Erie, PA 16503) for operation of heat treat furnaces and quench tank in Erie, **Erie County**.

25-069E: Engelhard Corp. (1729 East Avenue, Erie, PA 16503) for operation of a stearic acid removal oven in Erie, **Erie County**.

25-070C: Gunite EMI Corp. (603 West 12th Street, Erie, PA 16501) for operation of an in-line roto-pour and holding furnace in Erie, **Erie County**.

42-176E: Temple Inland Forest Products Corp.—Mt. Jewett (Hutchins Road, Mt Jewett, PA 16740) for operation of a wood chip refiner start up cyclone in Sargeant Township, **McKean County**.

42-399-015A: Temple Inland Forest Products Corp.—Mt. Jewett (Hutchins Road, Mt Jewett, PA 16740) for operation of three wood particle dryers and oil heater in Sargeant Township, **McKean County**.

42-399-027B: Temple Inland Forest Products Corp.—Mt. Jewett (R. D. 2, Hutchis Road, Mt. Jewett, PA 16740) for operation of a wet ESP in Sargeant Township, **McKean County**.

10-00087: DU-CO. Ceramics Co. (155 South Rebecca Street, Saxonburg, PA 16056) for a Natural Minor Operating Permit for the manufacture of ceramic electrical components in Jefferson Township, **Butler County**.

PLAN APPROVALS

Applications Received and Intent to Issue Plan Approvals under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B (relating to plan approval requirements).

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

AQ-SE-0011: Construction Demolition Recycling, Inc. (450 Oakdale Avenue, Hatboro, PA 19040) for construction of a concrete crusher in Upper Moreland Township, **Montgomery County**.

46-320-035: Alcom Printing Group, Inc. (140 Christopher Lane, Harleysville, PA 19438) for installation of a Miller 6 Color Sheetfed Press in Lower Salford Township, **Montgomery County**.

46-0001: Moyer Packing Co. (741 Souder Road, Souderton, PA 18964) for modification of fryer oil in existing boilers in Franconia Township, **Montgomery County**.

46-317-005E: Moyer Packing Co. (741 Souder Road, Souderton, PA 18964) for modification of fryer oil in a process dryer in Franconia Township, **Montgomery County**.

46-0194A: Freedom Alloys, Inc. (155 Railroad Plaza, Royersford, PA 19468) for construction of a 4,000 Pound Inductotherm Furnace in Royersford Borough, **Montgomery County**.

09-0015C: Rohm & Haas Co. (Route 413 and State Road, Bristo, PA 19007) for installation of a thermal oxidizer in Bristol Township, **Bucks County**.

46-0020C: Superior Tube Co. (3900 Germantown Pike, Collegeville, PA 19426) for installation of an Acti-

vated Carbon Adsorption System in Lower Providence Township, **Montgomery County**.

46-0198D: Blommer Chocolate Co. (1101 Blommer Drive, East Greenville, PA 18041) for modification of a Cocoa Bean Cleaning System in Upper Hanover Township, **Montgomery County**.

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

36-302-156A: Valley Proteins, Inc. (693 Wide Hollow Rd., East Earl, PA 17519) for authorization to use cooking oil as a backup fuel to their two existing boilers at the Terre Hill Facility in East Earl Township, **Lancaster County**.

67-309-070G: Global Stone PenRoc, Inc. (P. O. Box 1967, York, PA 17405-1967) for modifications to the West Filler Plant located in West Manchester Township, **York County**. Some of the modification work is subject to 40 CFR 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

67-05046: United Defense LP (P. O. Box 15512, York, PA 17405) to vent the existing shot blast operations controlled by a fabric filter to atmosphere in West Manchester Township, **York County**.

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

42-192A: IA Construction Corp. (Route 59, Lafayette, PA 16701) for construction of a drum mix asphalt plant in Lafayette Township, **McKean County**.

33-140A: Dominion Transmission Corp. Punxsutawney Station (Kauchmar Road, Hamilton, PA 15744) for construction of a 5,000 HP natural gas-fired compressor in Perry Township, **Jefferson County**. This facility is a Title V facility.

Bureau of Air Quality, Division of Permits, P. O. Box 8468, 400 Market Street, Harrisburg, PA 17105, (717) 787-4325.

17-00001A: Reliant Energy Mid Atlantic Power Holding, LLC (1001 Broad Street, Johnstown, PA 15907) to authorize the transfer of certified sulfur oxides (SO_x) emissions reduction credits (ERCs), expressed as tons per year (tpy), from the following ERC-generating facilities to Shawville Electric Generating Station for use under 25 Pa. Code § 123 and 40 CFR Part 51 (relating to stack height provisions): Reliant Energy Mid Atlantic Power Holding, LLC, Front Street Station, **Erie County**, 9057 tpy; Reliant Energy Mid Atlantic Power Holding, LLC, Williamsburg Station, **Blair County**, 2801 tpy.

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

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. These NPDES permits will contain, at a minimum, technology-based effluent limitations (as described in the Department's regulations—25 Pa. Code §§ 77.522, 87.102, 88.92, 88.187, 88.242, 89.52 and 90.102) for iron, manganese, suspended solids, settleable solids, alkalinity and pH. In addition 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.

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

Coal Applications Received

40663013R3. Jeddo-Highland Coal Company (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine operation in Hazle Township, **Luzerne County** affecting 304.0 acres, receiving stream—none. Application received November 20, 2000.

40663027R3. Jeddo-Highland Coal Company (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine operation in

Hazle Township, **Luzerne County** affecting 154.9 acres, receiving stream—none. Application received November 20, 2000.

40663031R3. Jeddo-Highland Coal Company (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine operation in Foster Township, **Luzerne County** affecting 536.0 acres, receiving stream—none. Application received November 20, 2000.

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

03990103. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Application received to revise permit to change the postmining land use from forestland and unmanaged natural habitat to land occasionally cut for hay at a bituminous surface/auger mining site located in Cowanshannock Township, **Armstrong County**, affecting 59.5 acres. Receiving streams: unnamed tributaries to Cowanshannock Creek. Revision application received: November 8, 2000.

03960105. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Application received for reclamation only of a bituminous surface/auger mining site located in Cowanshannock Township, **Armstrong County**, affecting 510.0 acres. Receiving streams: unnamed tributary to Huskins Run and Huskins Run. Application received November 13, 2000.

26000103. J. Construction Co. (R. R. 2, Box 626, Farmington, PA 15437). Permit application received for commencement, operation and reclamation of a bituminous surface mine located in Fairchance Borough and Georges Township, **Fayette County**, affecting 7 acres. Receiving streams: Muddy Run. Application received: November 13, 2000.

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

07000101. Cooney Brothers Coal Company (P. O. Box 246, Cresson, PA 16630), commencement, operation and restoration of bituminous surface mine in Logan Township, **Blair County**, affecting 31.0 acres, receiving stream unnamed tributary to Kittanning Run and Kittanning Run, application received November 14, 2000.

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

Industrial Minerals NPDES Permit Renewal Applications Received:

4275SM19. New Enterprise Stone & Lime Company, Inc. (P. O. Box 77, New Enterprise, PA 16664), renewal of NPDES Permit No. PA0599204, Warriors Mark and Spruce Creek Townships, **Huntingdon County**, receiving streams the Little Juniata River, unnamed tributaries to the Little Juniata River, and Gensimore Run. NPDES Renewal application received November 20, 2000.

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

Noncoal Applications Received

65900403. Pioneer Mid-Atlantic, Inc. (400 Industrial Boulevard, P. O. Box 5P, New Kensington, PA 15068). Renewal application received for a noncoal surface and underground mine located in Unity Township, **Westmoreland County**, affecting 492.0 acres. Receiving streams: unnamed tributaries to Nine Mile Run. Renewal application received: November 13, 2000.

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

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

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

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

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

E46-721. Encroachment. **Montgomery County Commissioners**, Montgomery County Courthouse, Norristown, PA 19494-0311. To reissue permit E46-721, which granted authorization to remove County Bridge 107 (a deteriorated three span I-beam bridge), and to construct and maintain a two span prestressed concrete box beam bridge in its place. The existing bridge, which is situated across Swamp Creek (TSF), is a 70-foot long, three span structure. The proposed bridge is a two span structure with each span measuring 30 feet wide and having an average underclearance of approximately 4.25 feet. The site is located along Swamp Creek Road (T-352) (Sassamansville, PA Quadrangle N: 13.9 inches; W: 15.1 inches) in Douglass Township, **Montgomery County**.

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

E45-403. Encroachment. **Dennis E. Slayton**, 112 Woods Way, Stroudsburg, PA 18360. To construct and maintain a private bridge having a single span of 30 feet and an underclearance of approximately 3.5 feet across Pocono Creek (HQ-CWF). The project is located southeast of Interchange 46—S. R. 0080, approximately 700 feet east of S. R. 0033 (Saylorsburg, PA Quadrangle N: 21.4 inches; W: 2.4 inches), Hamilton Township, **Monroe County** (Philadelphia District, U. S. Army Corps of Engineers).

E45-404. Encroachment. **Pocono Mountain School District**, Box 200, Swiftwater, PA 18370-0200. To modify

and maintain a pedestrian bridge having a single span of 67 feet and an underclearance of 9.5 feet across Pocono Creek (HQ-CWF) which includes replacement of the super structure. The project is located at the Tannersville Learning Center southwest of the intersection of S. R. 0611 and S. R. 0715, (Mount Pocono, PA Quadrangle N: 7.8 inches; W: 8.3 inches), Pocono Township, **Monroe County** (Philadelphia District, U. S. Army Corps of Engineers).

E54-280. Encroachment. **Edward Faust**, South Manheim Township, 3089 Fair Road, Auburn, PA 17922. To remove the existing road crossing and to construct and maintain a 7.5-foot by 20.0-foot concrete box culvert in a tributary to Bear Creek (CWF). This project is located along Township Road T-701 approximately 100 feet east of the intersection of Township Roads T-701 and T-662, (Freidensburg, PA Quadrangle N: 15.0 inches; W: 0.6 inch), South Manheim Township, **Schuylkill County** (Philadelphia District, U. S. Army Corps of Engineers).

E54-281. Encroachment. **Wesley J. Levan, II**, 145 N. Tulpehocken Street, Pine Grove, PA 17963. To construct and maintain an approximate 30-foot by 26-foot wooden deck attached to an existing residential dwelling within the floodway of Swatara Creek (CWF). The project is located along Tulpehocken Street approximately 500 feet southeast of the intersection of Tulpehocken Street and Outwood Road, (Pine Grove, PA Quadrangle N: 10.6 inches; W: 2.6 inches), Pine Grove Borough, **Schuylkill County** (Baltimore District, U. S. Army Corps of Engineers).

E58-237. Encroachment. **Department of Transportation, District 4-0**, Attention: Robert T. Doble, P.E., P. O. Box 111, Scranton, PA 18501. To remove the existing structure and to construct and maintain a 20.0-foot by 8.0-foot precast reinforced concrete box culvert depressed 1.0-foot along a tributary to the North Branch Wyalusing Creek (CWF). The project is located along S. R. 0858 approximately 250 feet south of the intersection of S. R. 0858 and Township Road T-630 (Lawton, PA Quadrangle N: 14.5 inches; W: 14.0 inches), Middletown Township, **Susquehanna County** (Baltimore District, U. S. Army Corps of Engineers).

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

E02-1327. Encroachment. **Bennington Woods, Incorporated**, 650 Smithfield Street, Suite 775, Pittsburgh, PA 15222. To place and maintain fill in 0.05 acre of wetlands (PEM) located within the Little Pine Creek watershed (TSF) for the purpose of constructing a single residential home. The project is located within the Bennington Woods development on the south side of Bennington Drive approximately 4,000 feet west of its intersection with Pressley Court (Glenshaw, PA Quadrangle N: 10.3 inches; W: 16.7 inches) in McCandless Township, **Allegheny County**. A prior encroachment impacted 0.06 acre of wetlands, with this encroachment the total wetland impact will be 0.11 acre. The applicants propose to meet the wetland replacement requirements by making a payment to the wetland replacement fund.

E04-253. Encroachment. **Empire Terminal, Incorporated**, 731—733 Washington Road, Suite 100, Pittsburgh, PA 15228-0999. To amend Permit E04-253 which authorized the modification of the existing barge dock by constructing and maintaining a 195 foot long embedded barge along the left bank of the Ohio River (WWF) near River Mile 23.7 (Beaver, PA Quadrangle N: 11.1 inches; W: 1.7 inches) in Monaca Borough, **Beaver County**. This

permit amendment is to construct and maintain an addition of a 176 foot long embedded barge on the upstream end of the existing embedded barge and to construct and maintain a new access road to the dock. Note site was originally permitted under E04-079.

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

E04-258 (Amendment). Encroachment. **Colona Terminal Services, Inc.**, 200 Neville Road, Neville Island, PA 15225. To amend permit E04-258 which authorized the operation and maintenance of an existing barge docking facility along the left bank of the Ohio River (WWF) near River Mile 23.6 (Beaver, PA Quadrangle N: 10.8 inches; W: 1.5 inches) in Monaca Borough, **Beaver County**. The permit amendment is to construct and maintain a barge dock unloading facility consisting of a 200 foot long embedded barge located approximately 1,000 feet upstream of the existing facility.

E56-300. Encroachment. **Municipal Authority of the Borough of Somerset**, 340 West Union Street, Somerset, PA 15501. To dredge and maintain the existing Laurel Hill Creek Reservoir in and along Laurel Hill Creek (HQ-CWF) for the purpose of increasing the storage capacity of the reservoir during drought conditions. The work will include the removal of a portion of an island located in the reservoir and the construction and maintenance of three temporary roadway crossings in Laurel Hill Creek (HQ-CWF) and two of its tributaries (HQ-CWF). The project is located at the end of Beck Road (Bakersville, PA Quadrangle N: 8.0 inches; W: 10.95 inches) in Jefferson Township, **Somerset County**.

E65-769. Encroachment. **Donegal Township**, HC6-3 Box 38, Jones Mills, PA 15646. To remove the existing structure and to construct and maintain a bridge having a clear span of 38.5 feet and an underclearance of 7 feet across Indian Creek (HQ-CWF) on T-916 (Hunter's Lane Road) located at a point approximately 600 feet west of the intersection of SR 381 and T-916 (Seven Springs, PA Quadrangle N: 19.4 inches; W: 10.25 inches) in Donegal Township, **Westmoreland County**.

E04-274. Encroachment. **Bet Tech International**, 3468 Brodhead Road, Monaca, PA 15061. To construct and maintain a barge docking facility consisting of a 1,125 foot sheet pile wall along the left bank of the Ohio River (WWF) for an existing slag/gravel/aggregates mining parcel. The project is located near River Mile 21.0 (Baden, PA Quadrangle N: 4.4 inches; W: 16.3 inches) in Hopewell Township, **Beaver County**.

E63-475 A1. Encroachment. **Missionary Partners, Ltd.**, 859 Missionary Drive, Pittsburgh, PA 15236. To amend Permit No. E63-475 to include the operation and maintenance of the existing 54 inch diameter stream enclosure in an unnamed tributary to Peters Creek (TSF) and to maintain the fill in approximately 0.25 acre of wetlands (PSS) and in the floodway of said stream for the purpose of correcting a slope stability problem located on the west side of S. R. 88 approximately 4,200 feet north from the intersection of S. R. 88 and Airport Road (Hackett, PA Quadrangle N: 22.1 inches; W: 0.4 inch) in Union Township, **Washington County**.

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

E25-624. Encroachment. **PA Department of Transportation**, District 1-0, 255 Elm Street, P. O. Box 398, Oil City, PA 16301. To remove the existing bridge and to construct and maintain a precast reinforced concrete box

culvert having a 12-foot wide by 5-foot high waterway opening in Brandy Run on S. R. 0098, Section 01M, Segment 0230, Offset 0835 approximately 0.25 mile north of I-90 (Swanville, PA Quadrangle N: 1.49 inches; W: 15.85 inches) in and to fill a de minimis amount of wetland (0.049 acre) at five locations in the vicinity of the crossing associated with widening of the roadway in Fairview Township, **Erie County**.

E27-061. Encroachment. **Forest County Commissioners**, Forest County Courthouse, Elm Street, Tionesta, PA 16353. To remove the existing bridge and to install and maintain a precast concrete box culvert having a 22-foot wide by 7-foot high waterway opening (8-foot high box with 1-foot depressed invert) in McCauley Run (EV) on T-316 (Hemlock Road) approximately 3 miles south of S. R. 3001 near the Clarion and Forest County boundary (Tionesta, PA Quadrangle N: 2.4 inches; W: 10.6 inches) in Tionesta Township, **Forest 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.

D15-382. Dam. **Gerard McKown** (59 South Third Street, Oxford, PA 19363). To modify, operate and maintain the Brook Crossing Detention Dam across a tributary to Dennis Run (WWF, MF), indirectly impacting 1.4 acres of wetlands (PEM/PSS/PFO) and 540 feet of stream, for the purpose of increasing the storage capacity of the basin. Work includes enlarging the basin, raising the emergency spillway, raising the dam to the original design height, and replacing the riser pipes. (Coatesville, PA Quadrangle N: 14.7 inches; W: 12.6 inches) in East Fallowfield Township, **Chester 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).

Permits Issued

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

WQM Permit No. 1500203. Industrial Waste. **Sunoco, Inc. (R & M)**, 4041 Market Street, Aston, PA 19014. Applicant is granted approval for construction and operation of an industrial wastewater treatment plant to treat contaminated groundwater at Sun Pipeline located in West Brandywine Township, **Chester County**.

WQM Permit No. 1500424. Sewage. **Robert E. Assini**, 20 Rima Court, Danville, CA 94526. Applicant is granted approval for the construction and operation of single residence STP located at 1109 Daniel Davis Lane in Birmingham Township, **Chester County**.

WQM Permit No. 0900403. Sewerage. **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976. Applicant is granted approval for the expansion and upgrade of the Green Street Sewage Treatment plant located in Doylestown Borough, **Bucks County**.

WQM Permit No. 4600421. Sewage. **Montgomery County S.P.C.A.**, P. O. Box 19, East Ridge Pike, Conshohocken, PA 19428. Applicant is granted approval for the construction and operation of a sewage treatment facility with spray irrigation of treated effluent to serve the Montgomery County S.P.C.A. located in Upper Frederick Township, **Montgomery County**.

WQM Permit No. 0900415. Sewage. **Daniel Rufe**, Box 57, Ottsville, PA 18942. Applicant is granted approval for the construction and operation of strip mall known as Harrow Station located in Nockamixon Township, **Bucks County**.

NPDES Permit No. PA0026701. Sewage. **The Municipal Authority of the Borough of Morrisville**, 35 Union Street, Morrisville, PA 19067. Is authorized to discharge from a facility located in Morrisville Borough, **Bucks County** into Delaware River Estuary Zone 2.

NPDES Permit No. PA0058157. Sewage. **Robert E. Assini**, 20 Rima Court, CA 94526. Is authorized to discharge from facility located in Birmingham Township, **Chester County** into Radley Run.

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

NPDES Permit No. PA-0055255-A1. Sewerage, **Eric Leiser**, 6558 St. Peters Road, Macungie, PA 18062 is authorized to discharge from a facility located in Upper Milford Township, **Lehigh County** to an unnamed tributary to Indian Creek.

NPDES Permit No. PA-0063401-A1. Sewerage, **Monteforte Enterprises, Inc.**, R. R. 2, Box 34A, New

Milford, PA 18834 is authorized to discharge from a facility located in New Milford Township, **Susquehanna County** to an unnamed tributary to Nine Partners Creek.

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

Permit No. PA0032051. Sewerage. **Granville Township** (Granville Township STP), 100 Helen Street, Lewistown, PA 17044 is authorized to discharge from a facility located in Granville Township, **Mifflin County** to the receiving waters named Juniata River in Watershed 12-A (Kishacoquillas-Jacks Creeks).

Permit No. PA0007625 Amendment No. 1. Sewerage. **Hedstrom Corporation**, Sunnyside Road, P. O. Box 432, Bedford, PA 15522-0432 is authorized to discharge from a facility located in Bedford Township, **Bedford County** to the receiving waters named Raystown Branch Juniata River (Outfall 001) and Dunning Creek (Outfall 002).

Permit No. PA0084034. Sewerage. **West Perry School District**, Carroll Elementary, R. R. 1, Box 7A, Elliottsburg, PA 17024 is authorized to discharge from a facility located in Carroll Township, **Perry County** to the receiving waters of an unnamed tributary of Sherman Creek in Watershed 7-A (Sherman Creek).

Permit No. PA0080730. Sewerage. **West Perry School District**, Blain Elementary, R. R. 1, Box 7A, Elliottsburg, PA 17024 is authorized to discharge from a facility located in Blain Borough, **Perry County** to the receiving waters of an unnamed tributary to Sherman Creek in Watershed 7-A (Sherman Creek).

Permit No. 4400401. Sewage. **Granville Township**, 100 Helen Street, Lewistown, PA 17044. This permit approves the construction of Sewage Treatment Facilities in Granville Township, **Mifflin County**.

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

NPDES Permit No. PA0046906. Sewage. **Moon Township Municipal Authority**, 1700 Beaver Grade Road, Suite 200, Moon Township, PA 15108-4307 is authorized to discharge from a facility located at Flaugherty Run Sewage Treatment Plant, Moon Township, **Allegheny County** to receiving waters named Flaugherty Run.

NPDES Permit No. PA0218456. Sewage. **Dale and Elaine Wright**, 432 Lakeview Drive, New Brighton, PA 15066 is authorized to discharge from a facility located at Wright Single Residence Sewage Treatment Plant, New Sewickley Township, **Beaver County** to receiving waters named Brush Creek.

Permit No. 0200402, Amendment No. 1. Sewerage. **Sanitary Authority of Elizabeth Township**, 522 Rock Run Road, Buena Vista, PA 15018. Construction of Sewer Line Extension located in Elizabeth Township, **Allegheny County** to serve Phase III of Arrowhead Lakes Project—Arrowhead Lakes Area.

Permit No. 0400403. Sewage. **Elaine Wright**, 432 Lakeview Drive, New Brighton, PA 15066. Construction of Single Residence Sewage Treatment Plant located in New Sewickley Township, **Beaver County** to serve Wright Single Family Home.

Permit No. 0400405. Sewerage. **Russell W. Smith andolan Smith**, 101 Spruce Hill Lane, Fombell, PA 16123. Construction and operation of a single residence

sewage treatment facility located in Marion Township, **Beaver County** to serve the Smith's SRSTP.

Public Notice of Permit Issuance

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

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

Final Notice is hereby given that the Department of Environmental Protection, after public notice, has on November 17, 2000, issued a National Pollutant Discharge Elimination System Permit to Permit No. **PAG 123503**, Permittee: **George Christianson** (Mountain View #1 Farm), 411 Chestnut Street, Lebanon, PA 17042.

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

INDIVIDUAL PERMITS

(PAS)

The following NPDES Individual Permits for Discharges of Stormwater from Construction Activities have been issued.

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

| <i>NPDES Permit No.</i> | <i>Applicant's Name and Address</i> | <i>County Municipality</i> | <i>Receiving Stream or Body of Water</i> |
|-------------------------|---|---|--|
| PAS10-G421 | Ambassador Homes, Inc. 977 East Schuylkill Road Pottstown, PA 19465 | North Coventry Township Chester County | Schuylkill River (HQ-TSF) |

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> |
|-------------------------|---|------------------------------------|-------------------------------|
| PAS10Q211 | Allentown Commercial Industrial Devel. Auth. & Allentown Economic Devel. Corp. P. O. Box 1400 711 Hamilton St. Allentown, PA 18105 | Lehigh County City of Allentown | Little Lehigh Creek HQ-CWF |

INDIVIDUAL PERMITS

(PAR)

Notice of Intent (NOI)

For Coverage under NPDES and/or other general permits

The following parties have submitted (1) Notices of Intent (NOIs) for Coverage under General NPDES Permits to discharge wastewater into the surface waters 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 |

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

| | |
|--------|---|
| PAG-5 | General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems |
| PAG-6 | General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems |
| PAG-7 | General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application |
| PAG-8 | General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site |
| PAG-9 | General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest or a Land Reclamation Site |
| PAG-10 | General Permit for Discharge Resulting From Hydrostatic Testing of Tanks and Pipelines |
| PAG-11 | (TO BE ANNOUNCED) |
| PAG-12 | Concentrated Animal Feeding Operations (CAFOs) |

General Permit Type—PAG-2

| <i>Facility Location County and Municipality</i> | <i>Permit No.</i> | <i>Applicant Name and Address</i> | <i>Receiving Stream, Body of Water or Site Name and Address</i> | <i>Contact Office and Telephone No.</i> |
|--|-------------------|--|---|--|
| Concord and Chadds Ford Townships Delaware County | PAR10-J195 | Rocco Absessinio 8100 Delaware Avenue Wilmington, DE 19801 | West Branch Chester Creek (TSF) | Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130 |
| Concord Township Delaware County | PAR10-J191 | Summit Properties 267 East Livingston Avenue Columbus, OH 43215 | Unnamed Tributary Beaver Creek (WWF, MF) | Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130 |
| Hatfield Township Montgomery County | PAR10-T640 | TH Properties, Inc. 345 Main Street Harleysville, PA 19438 | Unnamed Tributary Towamencin Creek (TSF) | Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130 |
| Perkiomen Township Montgomery County | PAR10-T653 | Sparango Construction Company, Inc. 506 Bethlehem Pike Ft. Washington, PA | Perkiomen Creek (TSF) | Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130 |
| Lower Pottsgrove Township Montgomery County | PAR10-T674 | Action Sports 1533 Harvey Lane, Pottstown, PA 19464 | Schuylkill River (WWF) | Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130 |
| Franconia Township Montgomery County | PAR10-T665 | Hopewell Christian Fellowship 31 South Main Street Telford, PA 18969 | Indian Creek (WWF) | 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>Applicant Name and Address</i> | <i>Receiving Stream, Body of Water or Site Name and Address</i> | <i>Contact Office and Telephone No.</i> |
|--|-------------------|--|---|--|
| Skippack Township Montgomery County | PAR10-T667 | Westrum Development Company 370 Commerce Drive Ft. Washington, PA | Perkiomen Creek (WWF, MF) | Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130 |
| Lower Providence Township Montgomery County | PAR10-T657 | Lower Providence Township 100 Parklane Drive Eagleville, PA 19408 | Mine Run (TSF) | Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130 |

General Permit Type—PAG-3

| <i>Facility Location County and Municipality</i> | <i>Permit No.</i> | <i>Applicant Name and Address</i> | <i>Receiving Stream, Body of Water or Site Name and Address</i> | <i>Contact Office and Telephone No.</i> |
|--|-------------------|---|---|--|
| Indiana County Homer City | PAR116122 | FMC Corporation Packing & Materials Division 57 Cooper Ave. Homer City, PA 15748-1306 | Two Lick Creek | Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000 |

General Permit Type—PAG-9

| <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> |
|--|-------------------|--|---|--|
| Somerset County Somerset Township | PAG096108 | Pile's Concrete Products Co. Inc. 115 Pickett Lane Friedens, PA 15541 | | Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000 |

**SEWAGE FACILITIES ACT
PLAN APPROVAL**

**Plan Revision Approval Granted November 15, 2000
under the Pennsylvania Sewage Facilities Act (35
P. S. §§ 750.1—750.20).**

*Regional Office: Water Management Program Manager,
Southcentral Region, 909 Elmerton Avenue, Harrisburg,
PA 17110-8200.*

Location: Nina Righenour Single Residence STP.
On Smoky Ridge Road. Juniata Township, **Bedford
County.**

Project Description: Approval of a revision to the Official Sewage Plan of Juniata Township, Bedford County. Project involves construction of a small flow sewage treatment facility to serve a proposed dwelling located on Smoky Ridge Road. Treated effluent is to be discharged to an intermittent surface water body known as Kegg's Run.

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

SAFE DRINKING WATER

**Permit issued for Operation Permit under the
Pennsylvania Safe Drinking Water Act (35 P. S.
§§ 721.1—721.17).**

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

Permit No. 1498505. The Department issued a Temporary Operation Permit (#3) to **College Township Water Authority**, 1481 East College Avenue, State College, PA 16801, College Township, **Centre County**. This permit authorizes operation of Spring Creek Park Well, a disinfection system, a sequestration system and a pump station.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 2

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

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

For further information concerning the final report, contact the Environmental Cleanup Program Manager in the Department 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:

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

Levitz Furniture Facility, Middletown Township, **Bucks County**. Jeffrey Stein, ATC Associates, 8989 Herrmann Drive, Suite 300, Columbia, MD 21045, has submitted a combined Remedial Investigation/Final Report concerning remediation of groundwater contaminated with lead, heavy metals, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet Statewide health and site-specific standards.

Dahle Residence, Lower Merion Township, **Montgomery County**. Marco Droese, P.G., Mulry & Cresswell Environmental, Inc., 1691 Horseshoe Pike, Glenmoore, PA 19343, has submitted a Final Report concerning remediation of site soil contaminated with BTEX and petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Statewide health standard.

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

Vitale Property, Coolbaugh Township, **Monroe County**. Brian Holtzhafer, Geologist, Hydrocon Services, Inc., 2945 South Pike Avenue, Allentown, PA 18103 has

submitted a Final Report (on behalf of his client, Josephine Vitale, Prospect Street, Tobyhanna, PA 18466) concerning the remediation of site soils found or suspected to have been contaminated with kerosene. The report was submitted to document remediation of the site to meet the Statewide health standard. A Notice of Intent to Remediate was simultaneously submitted. Please refer to additional *Pennsylvania Bulletin* notice.

Northampton County Farm Bureau Cooperative Association, Inc., Upper Nazareth Township, **Northampton County**. David A. Everitt, President, MEA, Inc., 201 Center Street, P. O. Box 370, Stockertown, PA 18083 has submitted a Final Report concerning the remediation of site soils and groundwater found or suspected to have been contaminated with BTEX (benzene, toluene, ethylbenzene, and xylene) compounds and/or petroleum hydrocarbons. The report was submitted to document remediation of the site to meet the Statewide health standard. A Notice of Intent to Remediate was simultaneously submitted. Please refer to additional *Pennsylvania Bulletin* notice.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 3

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

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

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

The Department has acted upon the following plans and reports:

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

Vitale Property, Coolbaugh Township, Monroe County. Brian Holtzhafer, Geologist, Hydrocon Services, Inc., 2945 South Pike Avenue, Allentown, PA 18103, submitted a Final Report (on behalf of his client, Josephine Vitale, Prospect Street, Tobyhanna, PA 18466) concerning the remediation of site soils found or suspected to have been contaminated with kerosene. The report documented attainment of the Statewide health standard and was approved on November 28, 2000.

SOLID AND HAZARDOUS WASTE

HAZARDOUS WASTE, TREATMENT, STORAGE AND DISPOSAL FACILITIES

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

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

Permit No. PAD000429589. Waste Management Disposal Services of PA, Inc., 1121 Bordentown Road, Morrisville, PA 19067. The RCRA post-closure permit for the GROWS Landfill, located in Falls Township, **Bucks County**, has been modified to resolve the EHB Docket No. 2000-063-MG appeal of the Department's February 9, 2000, permit action. Language in sections I.E., III.D, III.F, III.G. and III.H has been revised to more clearly reference or reflect applicable State and Federal regulations. Permit was issued by the Southeast Regional Office on November 21, 2000.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit ID No. 101652. Pitt Mining Company, 423 Wise Road, Shelocta, PA 15774 for operation of a Municipal Waste Processing Facility in Young Township, **Indiana County**. Permit modification for increase in daily intake tonnage to 440 tons/day was issued in the Regional Office on November 17, 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 25 Pa. Code Chapter 127 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.

AQ-SE-0011: Construction Demolition Recycling, Inc. (450 Oakdale Avenue, Hatboro, PA 19040) on November 22, 2000 for a Concrete Crusher in Upper Moreland Township, **Montgomery County**.

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

06-03123: Haines & Kibblehouse, Inc. (P.O. Box 196, Skippack, PA 19474) authorized use of a general permit for construction/operation of a nonmetallic mineral crushing plant at the Conestoga Landfill in New Morgan Borough, **Berks County**.

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

03-00208: Pioneer Mid-Atlantic, Inc. (400 Industrial Boulevard, New Kensington, PA 15068) on November 22, 2000, for construction and operation of one Portable Nonmetallic Mineral Processing Plant at the Pioneer Mid-Atlantic Tarrtown Facility in East Franklin Township, **Armstrong County**.

Administrative Operating Permit Amendments Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.450 (relating to administrative operating permit amendments).

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

46-0035: SmithKline Beecham Pharmaceuticals (709 Swedeland Road, King of Prussia, PA 19406) on November 21, 2000, for Building No. 11 Acid Gas Scrubber in Upper Merion Township, **Montgomery County**.

46-313-093A: SmithKline Beecham Research Co. (1250 South Collegeville Road, Collegeville, PA 19426) on November 22, 2000, for three centrifuges and one filter dryer in Upper Providence Township, **Montgomery County**.

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

41-322-001: Lycoming County Resource Management Services (P.O. Box 187, Montgomery, PA 17752) on November 16, 2000, to incorporate conditions established in Plan Approval 41-322-001A for a woodwaste tub grinder and associated 660 horsepower diesel engine at the Lycoming County Landfill in Brady Township, **Lycoming County**.

17-314-001B: Invensys Energy Metering (P.O. Box 528, Dubois, PA 15801) on November 20, 2000, to incorporate conditions established in Plan Approval 17-314-001E for three rubber curing ovens, an associated cool down chamber and associated air cleaning devices (a venturi scrubber and a packed bed scrubber operating in series) in the City of Dubois, **Clearfield County**.

Operating Permits Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapters F and G (relating to operating permit requirements).

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

28-03028: New Enterprise Stone & Lime Co., Inc. (P. O. Box 77, New Enterprise, PA 16664) on November 21, 2000, for a Natural Minor Operating Permit at the Dry Run Quarry in Fannett Township, **Franklin County**.

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

08-00002: E. I. DuPont de Nemours & Co., Inc. (R. D. 1, Box 15, Patterson Boulevard, Towanda, PA 18848) issued a Title V Operating Permit on November 7, 2000, for their medical, electronics, and printing/publishing products facility that includes seven surface coating operations, solvent preparation/cleanup operations, and four natural gas/oil-fired boilers in North Towanda Township, **Bradford County**.

14-00001: Corning Asahi Video Products Co. (3500 East College Avenue, State College, PA 16801) issued a Title V Operating Permit on October 30, 2000, for the glass manufacturing facility that includes glass melting furnaces, chrome plating operations, glass forming and finishing operations and small combustion units in College Township, **Centre County**.

47-00001: PPL Montour, LLC (2 North Ninth Street, Allentown, PA 18101) issued a Title V Operating Permit on November 16, 2000, for the electric generating facility that includes coal fired boilers, three diesel generators and coal and ash handling and storage equipment in Derry Township, **Montour County**.

55-00001: Sunbury Generation, LLC (1088 Springhurst Drive, Green Bay, WI 54304) issued a Title V Operating Permit on November 17, 2000, for the electric generating facility that includes multi-fuel fired boilers, two diesel generators, two combustion turbines and coal and ash handling and storage equipment in Shamokin Dam Borough, **Snyder County**.

PLAN APPROVALS

Plan Approvals Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B (relating to plan approval requirements).

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

46-0013: Clemens Family Corp. (2700 Funks Road, Hatfield, PA 19440) on November 21, 2000, for operation of a scrubber in Hatfield Township, **Montgomery County**.

23-0040A: Laurel Pipe Line Co., LP (3398 Garnet Mine Road, Boothwyn, PA 19061) on November 21, 2000, for operation of a Petroleum Pipeline Breakout Tanks in Bethel Township, **Delaware County**.

23-0091: Union Packaging, LLC (6250 Baltimore Avenue, Yeadon, PA 19050) on November 21, 2000, for operation of a Rotogravure Printing Press #1 in Yeadon Borough, **Delaware County**.

46-0059: Handelok Bag Co. (701A West Fifth Street, Lansdale, PA 19446) on November 21, 2000, for operation of a Flexographic Printing Press in Lansdale Borough, **Montgomery County**.

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

48-309-065A: ESSROC Cement Corp. (3251 Bath Pike, Nazareth, PA 18064) on November 20, 2000, for modification of a primary crushing operation and associated air cleaning device at the Nazareth II Plant in Nazareth Borough, **Northampton County**.

54-310-020A: Lehigh Asphalt Paving & Construction Co. (Andreas Sand Plant, P. O. Box 549, Tamaqua, PA 18252) on November 21, 2000, for construction of a stone crushing plant and associated air cleaning device in West Penn Township, **Schuylkill County**.

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

65-235A: Alcoa, Inc. (100 Technical Drive, Alcoa Center, PA 15069) on November 21, 2000, for operation of a Pilot Tunnel Kiln at Alcoa Technical Center in Upper Burrell Township, **Westmoreland County**.

Plan Approvals Extensions Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.13 (relating to extensions).

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

09-320-049: Fres-Co Systems USA, Inc. (3005 State Road, Telford, PA 18969) on November 21, 2000, for operation of a Flexographic Press in West Rockhill Township, **Bucks County**.

15-0019: PECO Energy Co. (Township Line and Cromby Road, Phoenixville, PA 19460) on November 21, 2000, for the operation of a Steam/Electric Power Generating in East Pikeland Township, **Chester County**.

23-313-041A: Sunoco, Inc. (R&M) (Delaware Avenue and Green Street, Marcus Hook, PA 19061) issued November 21, 2000, for operation of an Organic Chemical Production in Marcus Hook Borough, **Delaware County**.

09-0024A: Waste Management of PA, Inc. (200 Bordertown Road, Tullytown, PA 19007) on November 22, 2000, for operation of a Permitted Landfill in Tullytown Borough, **Bucks County**.

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

06-03041: Delaware County Solid Waste Authority (583 Longview Road, Boyertown, PA 19512) on October 31, 2000, to authorize temporary operation of a municipal waste landfill controlled by an enclosed ground flare and turbine, covered under this Plan Approval until February 27, 2001, at the Rolling Hills Landfill in Earl Township, **Berks County**. This source is subject to 40 CFR Part 60, Subpart WWW—Standards of Performance for Municipal Solid Waste Landfills.

38-309-049: Carmeuse Pennsylvania, Inc. (P. O. Box 160, Annville, PA 17003) on October 29, 2000, to authorize temporary operation of a rotary lime kiln controlled by a fabric filter, covered under this Plan Approval until February 26, 2001, in North Londonderry Township, **Lebanon County**.

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

14-313-034B: Rutgers Organics Corp. (201 Struble Road, State College, PA 16801) on November 15, 2000, to extend the authorization to operate a chemical process (Product 4049) and associated air cleaning devices on a temporary basis until March 14, 2001, in College Township, **Centre County**.

08-316-014: Masonite Corp. (P. O. Box 311, Towanda, PA 18848-0311) on November 9, 2000, to extend the authorization to operate a hardboard press and resin blending facility and associated air cleaning devices on a temporary basis until March 8, 2001, in Wysox Township, **Bradford County**.

47-318-009: Aldan Industries, Inc. (115 Woodbine Lane, Danville, PA 17821) on November 15, 2000, to extend the authorization to operate a fabric coating and curing operation and associated air cleaning device (a thermal oxidizer) on a temporary basis until March 14, 2001, in Mahoning Township, **Montour County**.

17-305-042A: DTE River Hill, LLC (P. O. Box 8614, Ann Arbor, MI 48107), owner, and Covol Technologies, Inc. (3280 North Frontage Road, Lehi, UT 84043), operator, on November 22, 2000, to extend the authorization to operate a coal fines agglomerated pellet drying oven and associated air cleaning device (a fabric collector) as well as a coal crusher and associated air cleaning device (a fabric collector) on a temporary basis until March 22, 2001, in Karthaus Township, **Clearfield County**.

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

04-446B: AES BV Partners (394 Frankfort Road, Monaca, PA 15061) on November 15, 2000, for operation of three Cogeneration Units at Beaver Valley Cogeneration in Potter Township, **Beaver County**.

56-025C: New Enterprise Stone & Lime (P. O. Box 77, New Enterprise, PA 16664) on November 22, 2000, for operation of a New Screen Replacement Crusher at Bakersville Crushing Plant in Jefferson Township, **Somerset County**.

04-702A: United States Gypsum Co. (1 Woodlawn Road, Aliquippa, PA 15001) on November 22, 2000, for operation of Wallboard Manufacturing at Aliquippa Plant in Aliquippa, **Beaver County**.

03-026A: Eljer Plumbingware, Inc. (1301 Eljer Way, Ford City, PA 16226) on November 27, 2000, for operation of Tunnel Kiln #1 at Ford City Plant in Burrell Township, **Armstrong County**.

65-602A: Derry Construction Co. Inc. (R. D. 5, Box 34, Latrobe, PA 15650) on November 27, 2000, for operation of an Asphalt Batch Facility at Torrance Asphalt Facility in Derry Township, **Westmoreland County**.

04-468C: S. H. Bell Co. (644 Alpha Drive, P. O. Box 11495, Pittsburgh, PA 15238) on November 27, 2000, for operation of a Loadout Shed at East Liverpool Terminal in Ohioville Boro, **Beaver County**.

32-349A: I-22 Processing, Inc. (One Energy Place, Suite 2200, Latrobe, PA 15650) on November 27, 2000, for operation of a Coal Transloading Facility at I-22 Yard in Burrell Township, **Indiana County**.

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

10-300B: Spang & Co., Magnetics Division (796 East Butler Road, P. O. Box 751, Butler, PA 16003) on November 30, 2000, for an automated paint line and integrated curing oven in East Butler Borough, **Butler County**.

37-307A: Hobel Brothers Co./Slippery Rock Salvage (214 Gardner Avenue, New Castle, PA 16107) on November 30, 2000, for an enclosed steel ingot cutting operation in New Castle, **Lawrence County**.

MINING

APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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

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

Coal Permits Issued

54001301. M & M Anthracite Coal Co. (245 Second Street, Joliet-Tremont, PA 17981), commencement, operation and restoration of an anthracite underground mine operation in Frailey Township, **Schuylkill County** affecting 3.0 acres, receiving stream—Middle Creek. Permit issued November 22, 2000.

54663021R3. Reading Anthracite Company (P. O. Box 1200, Pottsville, PA 17901), renewal of an existing anthracite surface mine operation in New Castle Township, **Schuylkill County** affecting 693.0 acres, receiving stream—Middle Creek. Renewal issued November 22, 2000.

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

03940101. TDK Coal Sales, Inc. (P. O. Box 259, Brockway, PA 15824). Permit revised to include a stream encroachment of an unnamed tributary to Holder Run at a bituminous surface mining site located in Bradys Bend Township, **Armstrong County**, affecting 129.2 acres. Receiving streams: unnamed tributary to Holder Run, to Holder Run, to Sugar Creek. Application received: September 18, 2000. Revision issued: November 17, 2000.

03950113. Seven Sisters Mining Co., Inc. (U. S. Route 22, Delmont, PA 15626). Permit reinstated as per the Environmental Hearing Board's March 7, 2000, adjudication (EHB Docket No. 98-034-R), and revised to eliminate mining within 300 feet of all dwellings without waivers, at a bituminous surface mining site located in Burrell and South Bend Townships, **Armstrong County**, affecting 93.0 acres. Receiving streams: unnamed tributary to Crooked Creek and Crooked Creek. Revision application received: August 7, 2000. Permit revision issued: November 20, 2000.

03940111. Canterbury Coal Company (R. D. 1, Box 119, Avonmore, PA 15618). Permit renewal issued for reclamation only 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. Application received: September 27, 2000. Reclamation only renewal issued: November 20, 2000.

04000101. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Permit issued for commencement, operation and reclamation of a bituminous surface/auger mine located in Darlington Township, **Beaver County**, affecting 102.2 acres. Receiving streams: State Line Creek and unnamed tributary to the North Fork of Little Beaver Creek. Application received: June 12, 2000. Permit issued: November 21, 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 act of June 22, 1937 (P. L. 1987, No. 394) (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.

E46-863. Encroachment Permit. **Liberty Properties Limited Partnership**, 65 Valley Stream Parkway, Malvern, PA 19355. To perform the following activities associated with the construction of an office building at 2301 Renaissance Boulevard;

1. To relocate approximately 1,790 linear feet of an unnamed tributary to Matsunk Creek (WWF) and routing its flow through 380 linear feet of proposed stream channel, and to construct and maintain 349 linear feet of 30-inch PEP stream enclosure. The abandoned channel will be filled to facilitate the construction of an office building, parking facilities, utilities and stormwater facilities.

2. To excavate 190 linear feet of unnamed intermittent tributary to Matsunk Creek and portions of the assumed 100-year floodway to facilitate the construction of Stormwater Detention Basin No. 2.

3. To place fill in 0.13 acre of wetland (PEM) to facilitate the construction of Drive C.

This project proposes impact to a total of 0.18 acre of wetland, 0.08 acre of a body of water (POW) and approximately 1,790 feet of watercourse. The project is located immediately south of the intersection of Horizon Drive and Renaissance Boulevard (Norristown, PA Quadrangle N: 1.70 inches; W: 1.75) in Upper Merion Township, **Montgomery County**.

This authorization also includes an environmental assessment approval for work associated with the construction of nonjurisdictional dams, for Basin No. 1 and Basin No. 2 across an unnamed intermittent tributary of Matsunk Creek and adjacent wetlands.

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

E39-387. Encroachment. **Borough of Catasauqua**, 118 Bridge Street, Catasauqua, PA 18032-2598. To maintain the existing twin 72-inch-diameter RCP culverts in Catasauqua Creek, with work consisting of replacing the steel rail trash rack at the upstream end of the structure. The project is located at the intersection of Walnut Street and St. John Street (Catasauqua, PA Quadrangle N: 6.3 inches; W: 12.9 inches), in the Borough of Catasauqua, **Lehigh County**.

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

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

E63-493. Encroachment. **Hardy Enterprises, Inc.**, 6000 Waterdam Plaza, Suite 240, McMurray, PA 15317-5431. To place and maintain fill in the floodway and along both banks of an unnamed tributary to Chartiers Creek (WWF) and to place and maintain fill in a de minimis area of wetland (PEM) for the purpose of constructing a retail development (Old Oak Commons) located on the west side of S. R. 19, approximately 500 feet north from the intersection of S. R. 19 and Old Oak Road (Canonsburg, PA Quadrangle N: 4.7 inches; W: 0.2 inch) in Peters Township, **Washington County**.

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

E10-313. Encroachment. **South Pike Square, L. P.**, 100 Highland Avenue, Cheswick, PA 15024. To modify and

maintain the existing 815-foot long, 60-inch diameter reinforced concrete and corrugated metal pipe stream enclosure, including installation of a new outlet endwall with two 30-inch diameter stormwater outfall pipes through the wings and placement of additional fill over the enclosure beginning approximately 30 feet upstream of S. R. 356 and extending upstream in a tributary to Little Buffalo Creek for the South Pike Square commercial development west of S. R. 356 approximately 0.75 mile northwest of S. R. 28 (Freeport, PA Quadrangle N: 13.6 inches; W: 13.6 inches) in Buffalo Township, **Butler County**.

E25-606. Encroachment. Presque Isle Condominium Association, 558 West 6th Street, Erie, PA 16507. To construct and maintain an 80-foot long, 9-foot diameter corrugated metal pipe culvert with rock riprap in the stream invert extending 50 feet upstream and downstream of the culvert in a tributary to Presque Isle Bay, Lake Erie (Scott Run) for the stabilization of the ravine slope at the existing Presque Isle Condominiums approximately 1,800 feet north of West 6th Street east of Peninsula Drive (Swanville, PA Quadrangle N: 20.0 inches; W: 3.75 inches) in Millcreek Township, **Erie County**.

[Pa.B. Doc. No. 00-2133. Filed for public inspection December 8, 2000, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Design, Construction and Testing Services; Request for Proposal

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

DGS 553-32DBC—Design, Construct and Test a New Emissions Control/Particulate Collection System for a Boiler Plant, Selinsgrove Center, Selinsgrove, Snyder County, PA. A brief description of the project is as follows: Design, construction and testing services necessary to complete modifications to the existing Boiler Plant to provide a particulate collection system. The modifications required under this RFP shall permit and accommodate firing with either anthracite or bituminous coal in each of the three existing boilers. The collection system must be approved by the Pennsylvania Department of Environmental Protection (PADEP) and demonstrate compliance with the allowable emissions criteria. The Design/Build Contractor will be the turnkey contractor for this project.

RFP PRICE—\$75 (Includes 6% PA Sales Tax) per RFP. Checks must be made payable to the Commonwealth of Pennsylvania. This price is nonrefundable. Requests for the RFP should be mailed to the Department of General Services, Bureau of Professional Selections and Administrative Services, Room 107, Headquarters Building, 18th & Herr Streets, Harrisburg, PA 17125. Contact Bidders Services at (717) 787-3923 or www.dgs.state.pa.us for the names of those who have secured the RFP.

Preproposal Conference

A preproposal conference will be held on Tuesday, December 19, 2000 at 10 a.m. at the Boiler Plant Building, Selinsgrove Center, Selinsgrove, Snyder County,

PA. Specific directions to the site may be obtained by contacting Fred Karns at (717) 772-2083.

All questions regarding the RFP or to clarify matters concerning the Proposers responsibilities must be submitted in writing to Norm Klinikowski, (717) 783-2593, Fax (717) 772-2036, by no later than 5 p.m., Thursday, January 4, 2001. Only firms requesting the RFP will receive a copy of all submitted questions and answers.

All proposals are due Thursday, January 18, 2001, no later than 2 p.m., in Room 107, Headquarters Building, 18th & Herr Streets, Harrisburg, PA 17125. Responses received after this due date and time will be returned unopened.

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 00-2134. Filed for public inspection December 8, 2000, 9:00 a.m.]

Design Professional Selections

The Selections Committee for the Department of General Services will meet to consider selections of Design Professionals for the following projects:

Project No. DGS 103-8—Linesville Spillway Improvements, Pymatuning State Park, Crawford County, PA. Construction Cost: \$2,012,000. The scope of work includes, but is not limited to, improvements to vehicular and pedestrian access/circulation; relocate utilities; new concession building; new flush comfort station; expand/improve parking/walkways; develop/stabilize shoreline and concrete repairs to the spillway.

Project No. DGS 170-11—Rehabilitation and Construction of a New Dam, Lyman Run State Park, Potter County, PA. Construction Cost: \$12,500,000. The scope of work includes, but is not limited to, demolition and removal of existing dam; salvage/stockpile usable materials; construct new dam; erosion/sedimentation control; diversion/care of water and necessary utilities for proper operation. Possible CM services (limited tasks) may be provided utilizing our existing Regional Construction Manager contract.

Project No. DGS 183-15—Recut the Channel in the Long Run Watershed, City of McKeesport, Allegheny County, PA. Construction Cost: \$1,878,330. The scope of work includes, but is not limited to, excavating approximately 2,000 linear feet of existing channel establishing uniform invert slope. Also included is, construction of a 1,525 foot concrete wall along Route 48 downstream of Ripple Road.

Project No. DGS 403-74—Demolition of Evangeline Rachel Hall Education Building and Water Tower, Cheyney University, Cheyney, Delaware County, PA. Construction Cost: \$1,667,000. The scope of work includes, but is not limited to, demolition and razing the existing 37,000 sq. ft. building and 120,000 gallon water storage tank and provide a landscaped park area with lighting/seating/walkways. Utility and water supply cross-connection are required.

Project No. DGS 414-64—Construction of School of Music, West Chester University, West Chester, Chester County, PA. Construction Cost: \$18,545,000. The scope of work includes, but is not limited to, construction of a 75,000 + sq. ft. School of Music and Performing Arts Center providing a high-tech teaching/learning facility.

Included are modern studios and teaching laboratories, practice and recital facilities, adequate support and storage space, professional recording studio, office space and classrooms. Possible CM services (limited tasks) may be provided utilizing our existing Regional Construction Manager contract.

Project No. DGS 515-24—Building No. 37, Installation of Central Air-Conditioning, Wernersville State Hospital, Wernersville, Berks County, PA. Construction Cost: \$1,725,000. The scope of work includes, but is not limited to, installation of central air-conditioning in the Basement, 1st, 2nd and 3rd floors. If necessary, and funding permits, other floors are to be added. Also included are window replacement, upgrade of HVAC and electric systems as required. Possible CM services (limited tasks) may be provided utilizing our existing Regional Construction Manager contract.

Project No. DGS 578-19—Reconstruction of Three Boilers, Installation of New Controls, Sate Correctional Institution, Dallas, Luzerne County, PA. Construction Cost: \$5,650,000. The scope of work includes, but is not limited to, reconstruction of three coal fired boilers and stokers with new boiler controls. Also included are repair/replacement of coal bunker, coal elevator and coal handling equipment.

Project No. DGS 800-269—Construct Library Addition and Classroom Building Addition, The Pennsylvania State University, York Campus, York, York County, PA. Construction Cost: \$9,917,000. The scope of work includes, but is not limited to, construction of an approximately 60,000 gross sq. ft. multi-story structure with three connected and integrated units: Library, Performing Arts Center with Classrooms and a Connecting Unit. The library will provide for increased shelving/stacking, seating and study rooms with a separate entrance and lobby. The Performing Arts Center/Theatre will be a multi-use facility seating 1,000 and include office/administrative areas, general classrooms and art classrooms/studios. Required Design Expertise: The Professional must have previous experience in design of a similar facility or must retain the services of a consultant that does have the expertise designing similar facilities for higher education. Possible CM services (limited tasks) may be provided utilizing our existing Regional Construction Manager contract.

Project No. DGS 1103-67 Phase 2 Part A—Hillman Library Renovation, University of Pittsburgh, Pittsburgh, Allegheny County, PA. Construction Cost: \$7,900,000. The scope of work includes, but is not limited to, design and cost estimating of the complete renovation of Hillman Library including roof, exterior plaza, exterior repairs, hazardous material abatement, upgrade of all building systems, which include telecommunications/data/video, interior space and replacement/upgrade of interior finishes. Required Design Expertise: The Professional Team must have considerable expertise in the planning/renovation of Libraries for teaching and research universities, where the presence of environmental contaminants is an issue. The following fields of expertise must be included as part of the Professional Team: Library design consultant, architectural, mechanical and building controls, electrical, fire protection, plumbing, structural, acoustics, telecommunications/data and environmental abatement consultant. Possible CM services (limited tasks) may be provided utilizing our existing Regional Construction Manager contract.

Project No. DGS 1570-7—Upgrade Electric Utility System, State Correctional Institution, Greensburg, Westmoreland County, PA. Construction Cost: \$2,600,000. The

scope of work includes, but is not limited to, replacement of existing distribution system in original construction, remove poles-overhead lines-transformers from inside security fence. Provide new service for modular buildings, visitor center and pole barn. Provide: second redundant service, additional emergency generator, upgrade emergency system, fuel oil storage, two parallel 600 KW diesel units and second electrical room and panelboards.

Requirements and Information

Note—Project Program

A Project Program, prepared by the Using Agency, is available for the following projects: DGS 103-8, DGS 170-11, DGS 183-15, DGS 403-74, DGS 414-64, DGS 515-24, DGS 578-19, DGS 800-269, DGS 1103-67 Phase 2 Part A and DGS 1570-7. Project Programs are available on the Internet by clicking on the project number in the advertisement which can be accessed through the Public Works section on the Department of General Services' Home Page at www.dgs.state.pa.us. Copies of the Project Programs may be obtained upon request to the Selections Committee, Department of General Services, Room 104, 18th & Herr Streets, Harrisburg, PA 17125, telephone (717) 783-8468, or via e-mail by addressing a request to: pbianchistate.pa.us.

Instructions for Filing Application

Professionals will not be considered by the Committee until all of the following requirements are met.

(a) Signed Form 150-ASP must be filed with the Department of General Services. The signature on Form 150-ASP must be an original signature. Consultants listed on the requesting professional firm's application, Form 150-ASP shall be deemed to be designated Key Consultants. Form 150-ASP, Application For Specific Project, may be obtained upon request to the Selections Committee, Department of General Services, Room 104, 18th & Herr Streets, Harrisburg, Pennsylvania 17125, telephone: (717) 783-8468. The Form 150-ASP can be downloaded from the Professional Selections Web Site of the Department of General Services' Internet Home Page at <http://www.dgs.state.pa.us>. In addition, the Form 150-ASP can be obtained via e-mail by addressing a request to: pbianchistate.pa.us.

(b) The requesting professional firm shall obtain from each consultant listed in Question 9, page 4 of the requesting professional firm's application (Form 150-ASP) a signed letter of certification on the consultant's letterhead, attesting to the firm's consent to participate in the requesting professional firm's application (Form 150-ASP) for the specific project. Signed letters of certification from consultants are required and constitute a part of the requesting professional firm's application (Form 150-ASP) for the specific project. The signature on the letter of certification must be an original signature.

(c) The requesting professional firm must submit six copies of Form 150-ASP, Application for Specific Project, for each project herein advertised in which the firm is interested and qualified to perform. At least one of the six copies submitted must contain all original signatures. For architectural projects and, when appropriate, for engineering projects, the Professional shall supply photographs showing a maximum of two different views of each of the three relevant projects described in Question 12, Pages 7 through 9 of the application (Form 150-ASP). The requesting professional firm or joint venture firm must be the Professional of Record for the projects described in

Question 12, Pages 7 through 9 of the application (Form 150-ASP). It is not acceptable to list work performed by Key Consultants. The identification and appropriate supportive information concerning each photograph shall include the name, project title, location, and the name of the Professional of Record. Color photo copies are acceptable, however, renderings and brochures will not be accepted in lieu of photographs. The photographs shall be attached to each copy of the application, (Form 150-ASP). The pages of each copy of Form 150-ASP must be stapled with photographs and consultant's letters of certification followed by the resume(s) of Key Personnel (listed in Question 10 and/or 11 on Pages 5 and/or 6) included as the last section of the application. Do not bind the application (Form 150-ASP) in any way to any other documentation. Do not bind the application (Form 150-ASP) in a binder of any type.

(d) A complete project submission, which consists of documents described in paragraphs (a), (b) and (c) above, must be received on or before the close of business (5:00 p.m.) Thursday, December 28, 2000, and addressed to the Selections Committee, Department of General Services, Room 104, 18th & Herr Streets, Harrisburg, Pennsylvania 17125. FAX applications are not acceptable.

Project submissions must be made on the Form 150-ASP. Applications submitted on any other form are unacceptable and will not be considered by the Committee.

(e) The Selections Committee may at its discretion establish interviews with any or all of the Professionals who have requested consideration for appointment as designer for the above projects. If an interview is required, the Professional will be notified by the Committee as to the date, time and location.

(f) Additional information, in writing, may be requested by the Committee as required.

Additional Services—Indoor Air Quality Assessment Program and Hazardous Materials

The Professional firm selected to design a project will be expected to perform and administer, when required by the Department as Additional Services, an Indoor Air Quality Assessment Program during Building or Renovation Commissioning and the sampling, testing, inspection and monitoring for removal of any asbestos, other hazardous waste or contaminants encountered during project design or construction, unless otherwise stated in the Scope.

The Selections Committee encourages responses from small firms, minority firms, women-owned firms and firms who have not previously performed state work, and will consider joint ventures, which will enable them to participate in this program.

All applications submitted are subject to review by the Selections Committee. The Selections Committee disclaims any liability whatsoever as to its review of the applications submitted and in formulating its recommendations for selection. All recommendations for selection made by the Committee shall be final pursuant to Act 57 of May 15, 1998.

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 00-2135. Filed for public inspection December 8, 2000, 9:00 a.m.]

Design Professional Selections

The Selections Committee for the Department of General Services will meet to consider selections of Design Professionals for the following project:

Project No. DGS 227-3—Construction of New Trevoze Station, Troop M, Trevoze Station, Bensalem, Bucks County, PA. Construction Cost: \$1,926,667. The scope of work includes, but is not limited to, construction of a 14,600 NSF State Police Station. The proposed two story building will house the Patrol Section, Drug Law Enforcement Unit and Crime/Investigation Unit. The project will include relocation of water and sewer service to adjacent state-owned facilities previously served through the Eastern State School and Hospital.

Requirements and Information

Note—Project Program

A Project Program, prepared by the Using Agency, is available for the following project: DGS 227-3. A Project Program is available on the Internet by clicking on the project number in the advertisement which can be accessed through the Public Works section on the Department of General Services' Home Page at www.dgs.state.pa.us. A copy of the Project Program may be obtained upon request to the Selections Committee, Department of General Services, Room 104, 18th & Herr Streets, Harrisburg, PA 17125, (717) 783-8468, or via e-mail by addressing a request to: pbianchi@state.pa.us.

Instructions for Filing Application

Professionals will not be considered by the Committee until all of the following requirements are met.

(a) Signed Form 150-ASP must be filed with the Department of General Services. The signature on Form 150-ASP must be an original signature. Consultants listed on the requesting professional firm's application, Form 150-ASP shall be deemed to be designated Key Consultants. Form 150-ASP, Application For Specific Project, may be obtained upon request to the Selections Committee, Department of General Services, Room 104, 18th & Herr Streets, Harrisburg, PA 17125, (717) 783-8468. The Form 150-ASP can be downloaded from the Professional Selections Web Site of the Department of General Services' Internet Home Page at <http://www.dgs.state.pa.us>. In addition, the Form 150-ASP can be obtained via e-mail by addressing a request to: pbianchi@state.pa.us.

(b) The requesting professional firm shall obtain from each consultant listed in Question 9, page 4 of the requesting professional firm's application (Form 150-ASP) a signed letter of certification on the consultant's letterhead, attesting to the firm's consent to participate in the requesting professional firm's application (Form 150-ASP) for the specific project. Signed letters of certification from consultants are required and constitute a part of the requesting professional firm's application (Form 150-ASP) for the specific project. The signature on the letter of certification must be an original signature.

(c) The requesting professional firm must submit six copies of Form 150-ASP, Application for Specific Project, for each project herein advertised in which the firm is interested and qualified to perform. At least one of the six copies submitted must contain all original signatures. For architectural projects and, when appropriate, for engineering projects, the Professional shall supply photographs showing a maximum of two different views of each of the three relevant projects described in Question 12, Pages 7 through 9 of the application (Form 150-ASP). The requesting professional firm or joint venture firm must be the Professional of Record for the projects described in Question 12, Pages 7 through 9 of the application (Form 150-ASP). It is not acceptable to list work performed by Key Consultants. The identification and appropriate supportive information concerning each photograph shall include the name, project title, location, and the name of the Professional of Record. Color photo copies are acceptable, however, renderings and brochures will not be accepted in lieu of photographs. The photographs shall be attached to each copy of the application, (Form 150-ASP). The pages of each copy of Form 150-ASP must be stapled with photographs and consultant's letters of certification followed by the resume(s) of Key Personnel (listed in Question 10 and/or 11 on Pages 5 and/or 6) included as the last section of the application. *Do not bind the application (Form 150-ASP) in any way to any other documentation. Do not bind the application (Form 150-ASP) in a binder of any type.*

(d) A complete project submission, which consists of documents described in paragraphs (a), (b) and (c) above, must be received on or before the close of business (5 p.m.) Thursday, December 28, 2000, and addressed to the Selections Committee, Department of General Services, Room 104, 18th & Herr Streets, Harrisburg, PA 17125. Fax applications are not acceptable.

Project submissions must be made on the Form 150-ASP. Applications submitted on any other form are unacceptable and will not be considered by the Committee.

(e) The Selections Committee may at its discretion establish interviews with any or all of the Professionals who have requested consideration for appointment as designer for the above projects. If an interview is required, the Professional will be notified by the Committee as to the date, time and location.

(f) Additional information, in writing, may be requested by the Committee as required.

Additional Services—Indoor Air Quality Assessment Program and Hazardous Materials

The Professional firm selected to design a project will be expected to perform and administer, when required by the Department as Additional Services, an Indoor Air Quality Assessment Program during Building or Renovation Commissioning and the sampling, testing, inspection and monitoring for removal of any asbestos, other hazardous waste or contaminants encountered during project design or construction, unless otherwise stated in the Scope.

The Selections Committee encourages responses from small firms, minority firms, women-owned firms and firms who have not previously performed state work, and will consider joint ventures, which will enable them to participate in this program.

All applications submitted are subject to review by the Selections Committee. The Selections Committee disclaims any liability whatsoever as to its review of the applications submitted and in formulating its recommen-

dations for selection. All recommendations for selection made by the Committee shall be final under Act 57 of May 15, 1998.

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 00-2136. Filed for public inspection December 8, 2000, 9:00 a.m.]

Effective Date of Section 4 of Act 60 of 2000

Under Act 60 of 2000, this is to provide notice that the United States Department of Justice, Federal Bureau of Prisons expended funds in the amount of \$223,960 allocated for the construction of a maximum-security prison in Caanan Township, Wayne County, Pennsylvania on June 15, 2000.

GARY CROWELL,
Secretary

[Pa.B. Doc. No. 00-2137. Filed for public inspection December 8, 2000, 9:00 a.m.]

Risk Management and Insurance Broker Services for a Controlled Insurance Program

Project No. DGS 377-1

Construct 1,000 Cell Close Security Correctional Facility

SCI—Forest

Forest County, PA

The joint venture of O'Brien Kreitzberg and DMJM (OK/DMJM) will receive written proposals for technical qualifications for risk management and insurance broker services for a controlled insurance program (CIP) for the construction of the proposed Forest County State Correctional Institution. The facility is to be located 2 miles north of Marienville, Pennsylvania bordering the Allegheny National Forest.

Separate and sealed proposals will be received by the construction manager, OK/DMJM, One Gateway Center, 13 West, Pittsburgh, PA 15222, until 2 p.m., prevailing time on December 28, 2000. Proposals will be opened privately and reviewed by the construction manager. At the construction manager's option, one or more of the proposers may be required to make an oral presentation at the offices of the construction manager. The presentation will be within 10 calendar days of the date established for receipt of written proposals.

Copies of the request for technical qualifications may be obtained at the office of OK/DMJM, One Gateway Center, 13 West, Pittsburgh, PA 15222, attention Tom Dirkes, upon written request on or after November 27, 2000.

A preproposal conference will be held in Conference Room A, on the 1st Floor of Two Gateway Center, Pittsburgh, PA on Monday, December 18, 2000 at 2 p.m.

Proposals shall be submitted in the form described in the request for proposal and must include responses to all items described therein in order to be considered.

For purposes of clarification, we provide the following information:

Owner of the Project: Commonwealth of Pennsylvania
Department of General Services

Construction Manager: O'Brien Kreitzberg/DMJM

Design Professional: STV/H. F. Lenz Company

The CM reserves the right to accept or reject any or all proposals.

Onsite work performed on any contract awarded on this project is subject to the requirements of the "Pennsylvania Prevailing Wage Act."

OK/DMJM is an Equal Opportunity Employer and does not discriminate against any applicant for employment, any independent contractor, or any other person because of race, color, religion, creed, ancestry, national origin, age or sex.

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 00-2138. Filed for public inspection December 8, 2000, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Jumbo Bucks Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Jumbo Bucks.

2. *Price:* The price of a Pennsylvania Jumbo Bucks instant lottery game ticket is \$5.00.

3. *Play Symbols:* Each Pennsylvania Jumbo Bucks instant lottery game ticket will contain one play area featuring three "Winning Number" areas and a "Your Numbers" area. The play symbols and their captions located in the three "Winning Number" areas and the "Your Numbers" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENTY), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT) and 29 (TWYNIN).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Your Numbers" area are: \$2.⁰⁰ (TWO DOL), \$5.⁰⁰ (FIV DOL), \$6.⁰⁰ (SIX DOL), \$7.⁰⁰ (SVN DOL), \$10.⁰⁰ (TEN DOL), \$12\$ (TWLV), \$15\$ (FIFTN), \$20\$ (TWENTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$20,000 (TWY THO) and \$250,000 (TWHNFYTH).

5. *Prizes:* The prizes that can be won in this game are \$2, \$5, \$6, \$7, \$10, \$12, \$15, \$20, \$50, \$100, \$500, \$1,000, \$20,000 and \$250,000. The player can win up to 11 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 3,600,000 tickets will be printed for the Pennsylvania Jumbo Bucks instant lottery game.

7. Determination of Prize Winners:

(a) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Number" play symbols and a prize play symbol of \$250,000 (TWHNFYTH) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$250,000.

(b) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Number" play symbols and a prize play symbol of \$20,000 (TWY THO) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$20,000.

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

(d) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Number" play symbols and a prize play symbol of \$500 (FIV HUN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$500.

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

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

(g) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Number" play symbols and a prize play symbol of \$20\$ (TWENTY) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(h) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Number" play symbols and a prize play symbol of \$15\$ (FIFTN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$15.

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

(j) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Number" play symbols and a prize play symbol of \$10.⁰⁰ (TEN DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(k) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Number" play symbols and a prize play symbol of \$7.⁰⁰

(SVN DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$7.

(l) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Number" play symbols and a prize play symbol of \$6^{.00} (SIX DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$6.

(m) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Number" play symbols and a prize play symbol of \$5^{.00} (FIV DOL) appears under the matching "Your Numbers"

play symbol, on a single ticket, shall be entitled to a prize of \$5.

(n) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Winning Number" play symbols and a prize play symbol of \$2^{.00} (TWO DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$2.

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

| <i>Win With Prizes Of:</i> | <i>Win</i> | <i>Approximate Odds</i> | <i>Approximate No. of Winners Per 3,600,000 Tickets</i> |
|----------------------------|------------|-------------------------|---|
| \$5 | \$5 | 1:6 | 600,000 |
| \$6 | \$6 | 1:60 | 60,000 |
| \$10 | \$10 | 1:60 | 60,000 |
| \$2 x 5 | \$10 | 1:40 | 90,000 |
| \$5 x 2 | \$10 | 1:120 | 30,000 |
| \$12 | \$12 | 1:600 | 6,000 |
| \$10 + \$2 | \$12 | 1:600 | 6,000 |
| \$5 x 2 + \$2 | \$12 | 1:300 | 12,000 |
| \$7 + \$5 | \$12 | 1:600 | 6,000 |
| \$15 | \$15 | 1:200 | 18,000 |
| \$5 x 3 | \$15 | 1:600 | 6,000 |
| \$10 + \$5 | \$15 | 1:300 | 12,000 |
| \$2 x 4 + \$7 | \$15 | 1:150 | 24,000 |
| \$15 + \$5 | \$20 | 1:600 | 6,000 |
| \$5 x 4 | \$20 | 1:300 | 12,000 |
| \$10 x 2 | \$20 | 1:200 | 18,000 |
| \$5 x 2 + \$10 | \$20 | 1:200 | 18,000 |
| \$20 | \$20 | 1:600 | 6,000 |
| \$50 x 2 | \$100 | 1:600 | 6,000 |
| \$5 x 10 + \$50 | \$100 | 1:545.45 | 6,600 |
| \$15 x 4 + \$10 x 4 | \$100 | 1:545.45 | 6,600 |
| \$20 x 3 + \$5 x 8 | \$100 | 1:521.74 | 6,900 |
| \$100 | \$100 | 1:600 | 6,000 |
| \$500 | \$500 | 1:60,000 | 60 |
| \$1,000 | \$1,000 | 1:450,000 | 8 |
| \$20,000 | \$20,000 | 1:900,000 | 4 |
| \$250,000 | \$250,000 | 1:1,200,000 | 3 |

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

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

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

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

LARRY P. WILLIAMS,
Acting Secretary

[Pa.B. Doc. No. 00-2139. Filed for public inspection December 8, 2000, 9:00 a.m.]

Pennsylvania 3 for the Money Instant Lottery Game

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

provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania 3 for the Money.

2. *Price:* The price of a Pennsylvania 3 for the Money instant lottery game ticket is \$1.00.

3. *Play Symbols:* Each Pennsylvania 3 for the Money instant lottery game ticket will contain one play area. The play symbols and their captions located in the play area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT) and 9 (NINE). Each Pennsylvania 3 for the Money instant lottery game ticket will also contain a "Tripler Bonus Box" area. The play symbols and their captions located in the "Tripler Bonus Box" area are: 1 (NO BONUS), 2 (NO BONUS), 3 (3XPRIZE), 4 (NO BONUS), 5 (NO BONUS), 6 (NO BONUS), 7 (NO BONUS), 8 (NO BONUS) and 9 (NO BONUS).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Prize" area are: \$1.00 (ONE DOL), \$2.00 (TWO DOL), \$3.00 (THR DOL), \$4.00 (FOR DOL), \$5.00 (FIV DOL), \$6.00 (SIX DOL), \$9.00 (NIN DOL), \$12\$ (TWLV), \$15\$ (FIFTN), \$45\$ (FRY FIV), \$100 (ONE HUN), \$300 (THR HUN) and \$3,333 (TTHOTT).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$3, \$4, \$5, \$6, \$9, \$12, \$15, \$45, \$100, \$300 and \$3,333.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 12,480,000 tickets will be printed for the Pennsylvania 3 for the Money instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal and a prize play symbol of \$3,333 (TTHOTT) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$3,333.

(b) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal, a play symbol of 3 (3XPRIZE) in the "Tripler Bonus Box" area and a prize play symbol of \$100 (ONE HUN) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$300.

(c) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal and a prize play symbol of \$300 (THR HUN) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$300.

(d) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal and a prize play symbol of \$100 (ONE HUN) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$100.

(e) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal, a play symbol of 3 (3XPRIZE) in the "Tripler Bonus Box" area and a prize play symbol of \$15\$ (FIFTN) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$45.

(f) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal and a prize play symbol of \$45\$ (FRY FIV) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$45.

(g) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal, a play symbol of 3 (3XPRIZE) in the "Tripler Bonus Box" area and a prize play symbol of \$5.00 (FIV DOL) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$15.

(h) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal and a prize play symbol of \$15\$ (FIFTN) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$15.

(i) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal, a play symbol of 3 (3XPRIZE) in the "Tripler Bonus Box" area and a prize play symbol of \$4.00 (FOR DOL) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$12.

(j) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal and a prize play symbol of \$12\$ (TWLV) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$12.

(k) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal, a play symbol of 3 (3XPRIZE) in the "Tripler Bonus Box" area and a prize play symbol of \$3.00 (THR DOL) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$9.

(l) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal and a prize play symbol of \$9.00 (NIN DOL) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$9.

(m) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal, a play symbol of 3 (3XPRIZE) in the "Tripler Bonus Box" area and a prize play symbol of \$2.00 (TWO DOL) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$6.

(n) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal and a prize play symbol of \$6.00 (SIX DOL) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$6.

(o) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal and a prize play symbol of \$5.00 (FIV DOL) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$5.

(p) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal and a prize play symbol of \$4.00 (FOR DOL) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$4.

(q) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal, a play symbol of 3 (3XPRIZE) in the "Tripler Bonus Box" area and a prize play symbol of \$1.00 (ONE DOL) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$3.

(r) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal and a prize play symbol of \$3.00 (THR DOL) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$3.

(s) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal and a prize play symbol of \$2⁰⁰ (TWO DOL) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$2.

(t) Holders of tickets with three matching 3 (THREE) play symbols in the same row, column or diagonal and a

prize play symbol of \$1⁰⁰ (ONE DOL) appearing in the "Prize" area, on a single ticket, shall be entitled to a prize of \$1.

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

| <i>Get Three 3's In Any Row, Column Or Diagonal With Prizes Of:</i> | <i>Win</i> | <i>Approximate Odds</i> | <i>Approximate No. of Winners Per 12,480,000 Tickets</i> |
|---|------------|-------------------------|--|
| \$1 | \$1 | 1:9.52 | 1,310,400 |
| \$2 | \$2 | 1:21.43 | 582,400 |
| \$3 | \$3 | 1:333.33 | 37,440 |
| \$1 (TRIPLE) | \$3 | 1:27.03 | 461,760 |
| \$4 | \$4 | 1:500 | 24,960 |
| \$5 | \$5 | 1:750 | 16,640 |
| \$6 | \$6 | 1:1,000 | 12,480 |
| \$2 (TRIPLE) | \$6 | 1:107.14 | 116,480 |
| \$9 | \$9 | 1:1,000 | 12,480 |
| \$3 (TRIPLE) | \$9 | 1:111.11 | 112,320 |
| \$12 | \$12 | 1:3,000 | 4,160 |
| \$4 (TRIPLE) | \$12 | 1:333.33 | 37,440 |
| \$15 | \$15 | 1:3,000 | 4,160 |
| \$5 (TRIPLE) | \$15 | 1:750 | 16,640 |
| \$45 | \$45 | 1:4,800 | 2,600 |
| \$15 (TRIPLE) | \$45 | 1:2,400 | 5,200 |
| \$100 | \$100 | 1:12,000 | 1,040 |
| \$300 | \$300 | 1:80,000 | 156 |
| \$100 (TRIPLE) | \$300 | 1:34,286 | 364 |
| \$3,333 | \$3,333 | 1:780,000 | 16 |

(TRIPLE) = Triples Prize

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania 3 for the Money instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania 3 for the Money, prize money from winning Pennsylvania 3 for the Money instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania 3 for the Money instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

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

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania 3 for the Money or through normal communications methods.

LARRY P. WILLIAMS,
Acting Secretary

[Pa.B. Doc. No. 00-2140. Filed for public inspection December 8, 2000, 9:00 a.m.]

Rates of Tax on Aviation Gasoline and Jet Fuel for 2001; Oil Company Franchise Tax Rate for 2001

Aviation Gasoline and Jet Fuels

Under 74 Pa.C.S. § 6121(b), the Secretary of Revenue announces that for the calendar year 2001 the rate of tax on aviation gasoline and all other liquid fuels used or sold and delivered by distributors within this Commonwealth for use as fuel in propeller-driven piston engine aircraft or aircraft engines will increase from the current rate of 3 7/10¢ per gallon to 4 3/10¢* per gallon or fractional part thereof.

Under 74 Pa.C.S. § 6131(b), the Secretary of Revenue announces that for the calendar year 2001 the rate of tax on jet fuels used or sold and delivered by distributors within this Commonwealth for use as fuel in turbine-propeller jet, turbojet and jet-driven aircraft and aircraft engines will increase from the current rate of 1 9/10¢ per gallon to 2¢ per gallon or fractional part thereof.

The rate of tax on aviation gasoline is adjusted annually beginning on January 1, 1985 and each January 1 thereafter. The rate of tax on jet fuels is adjusted annually beginning on January 1, 1986 and each January 1 thereafter. Under 74 Pa.C.S. §§ 6121(b) and 6131(b) the rate of each tax increases or decreases 1/10¢ per gallon for each 10% increase or decrease in the producer price index for jet fuel as determined by the United States Department of Labor, Bureau of Labor Statistics, for the

*The rate of 4 3/10¢ per gallon consists of the 1 1/2¢ per gallon tax imposed by the Liquid Fuels and Fuels Tax Act, 75 Pa.C.S. § 9004(c)(2), and the 2 8/10¢ per gallon additional tax imposed by 74 Pa.C.S. § 6121(a). As limited by 74 Pa.C.S. § 6121(b), the combined rate of these two component taxes may never exceed 6¢ per gallon or be less than 3¢ per gallon.

most recent 12-month period available as of November 1, subject to a maximum rate of 6¢ per gallon for aviation gasoline and 2¢ per gallon for jet fuels. On November 1, 2000, the most recently available 12-month period was September 1999 to September 2000, as reported in Bureau of Labor Statistics, United States Department of Labor, Producer Price Indexes, September 2000, USDL 00-292, released October 13, 2000, for which the percentage change was +62.4%. Accordingly, the aviation gasoline tax rate increases by 6/10¢ per gallon; however, the jet fuel tax rate increases by only 1/10¢ per gallon due to the 2¢ per gallon maximum rate.

Oil Company Franchise Tax

The Secretary of Revenue announces that for the calendar year 2001 there is an increase in the current rate of the oil company franchise tax from 13.9¢ per gallon to 14.0¢ per gallon on all liquid fuels and from 18.8¢ per gallon to 18.9¢ per gallon on all fuels used or sold and delivered by distributors within this Commonwealth under 75 Pa.C.S. §§ 9004(b) and 9002, definition of "Cents per Gallon Equivalent Basis."

The rate of the oil company franchise tax imposed under Chapter 95 (Taxes for Highway Maintenance and Construction) of the Vehicle Code, 75 Pa.C.S. § 9502, and collected under Chapter 90 (Liquid Fuels and Fuels Tax), 75 Pa.C.S. § 9004(b), is determined annually by the Department of Revenue and announced by each December 15 for the following calendar year. The tax rate is determined on a "cents per gallon equivalent basis," which is defined by 75 Pa.C.S. § 9002 as:

The average wholesale price per gallon multiplied by the decimal equivalent of any tax imposed by section 9502 (relating to imposition of tax), the product of which is rounded to the next highest tenth of a cent per gallon. The rate of tax shall be determined by the Department of Revenue on an annual basis beginning every January 1 and shall be published as a notice in the *Pennsylvania Bulletin* no later than the preceding December 15. In the event of a change in the rate of tax imposed by section 9502, the Department shall redetermine the rate of tax as of the effective date of such change and give notice as soon as possible.

"Average wholesale price" as used above is defined as:

The average wholesale price per gallon of all taxable liquid fuels and fuels, excluding the Federal excise tax and all liquid fuels taxes, as determined by the Department of Revenue for the 12-month period ending on the September 30 immediately prior to January 1 of the year for which the rate is to be set. In no case shall the average wholesale price be less than 90¢ nor more than \$1.25 per gallon.

For the 12-month period ending September 30, 2000 the Department has determined that the average wholesale price of liquid fuels and fuels was 90.6¢ per gallon; accordingly, an average wholesale price of 90.6¢ per gallon is used to determine the rate for 2001.

The oil company franchise tax imposed under 75 Pa.C.S. § 9502 in terms of mills applicable to each gallon is:

| <i>Imposition Section</i> | <i>Liquid Fuels</i> | <i>Fuels</i> |
|---------------------------|---------------------|--------------|
| 75 Pa.C.S. § 9502(a)(1) | 60.0 | 60.0 |
| 75 Pa.C.S. § 9502(a)(2) | 55.0 | 55.0 |

| <i>Imposition Section</i> | <i>Liquid Fuels</i> | <i>Fuels</i> |
|---|---------------------|----------------|
| 75 Pa.C.S. § 9502(a)(3) | 38.5 | 38.5 |
| 75 Pa.C.S. § 9502(a)(4) | 00.0 | 55.0 |
| Total Mills per Gallon: | 153.5 | 208.5 |
| Decimal Equivalent: | .1535 | .2085 |
| Multiply by Average Wholesale Price: | × 90.6¢ | × 90.6¢ |
| Product: | 13.907¢ | 18.890¢ |
| Oil Company Franchise Tax per Gallon (Rounded Up to Next Highest Tenth): | 14.0¢ | 18.9¢ |

Act 3 of 1997 provides that the oil company franchise tax as computed above is collected at the same time as the liquid fuels and fuels tax of 12¢ per gallon; therefore, effective January 1, 2001 the combined rate of tax for liquid fuels (primarily gasoline) is 26.0¢ per gallon and for fuels (primarily diesel fuel) is 30.9¢ per gallon.

LARRY P. WILLIAMS,
Acting Secretary

[Pa.B. Doc. No. 00-2141. Filed for public inspection December 8, 2000, 9:00 a.m.]

Realty Transfer Tax; Revised 1999 Common Level Ratio Real Estate Valuation Factors

The following real estate valuation factors are based on sales data compiled by the State Tax Equalization Board in 1999. These factors are the mathematical reciprocals of the actual common level ratio. For Pennsylvania Realty Transfer Tax purposes, these factors are applicable for documents accepted from January 1, 2001 to June 30, 2001, except as indicated. The date of acceptance of a document is rebuttably presumed to be its date of execution, that is, the date specified in the body of the document as the date of the instrument 61 Pa. Code § 91.102 (relating to acceptance of documents).

| <i>County</i> | <i>Adjusted Common Level Ratio Factor</i> |
|--------------------|---|
| * Allegheny | 1.00 |
| ** Beaver | 2.73 |
| * Carbon | 2.00 |
| * Cumberland | 1.00 |
| *** Northumberland | 7.25 |
| * Perry | 1.00 |
| * Venango | 1.00 |

* Adjusted by the Department of Revenue to reflect assessment base change effective January 1, 2001.

** Based on revised common level ratio issued by the State Tax Equalization Board effective July 1, 2000.

*** Adjusted by the Department of Revenue to reflect assessment ratio change effective January 1, 2001.

LARRY P. WILLIAMS,
Acting Secretary

[Pa.B. Doc. No. 00-2142. Filed for public inspection December 8, 2000, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Retention of Engineering Firms

York County Project Reference No. 08430AG2646

The Department of Transportation will retain an engineering firm for a project agreement to provide a study to review the feasibility for new and modified interchanges in York County. Locations of the new or modified interchanges to be included in the feasibility study are as follows:

- A new interchange on Interstate 83 between the Maryland State Line and Exit 1 (Shrewsbury) at State Route 2078 (Windy Hill Road)
- Reconstruction of Exit 1 on Interstate 83 at State Route 0851
- A new interchange on Interstate 83 between Exits 11 (Emigsville) and 12 (Strinestown) at State Route 0921
- An interchange at Exit 9 (Arsenal Road) of Interstate 83 that will provide all desired movements to and from Interstate 0083 and State Route 0030
- Completion of the interchange of State Route 0030 and State Route 2005 (Memory Lane)

The required services will include preparation of a feasibility study addressing the impact of partial reconstruction, total reconstruction or new construction on the environment; traffic, both existing and projected to a twenty (20) year period beyond an anticipated open to traffic date; cultural and community values and resources; land use; economic development; the potential for state and federal threatened and endangered species; hydraulics and hydrology; public utilities; safety; right of way, including relocations; wetlands; and future facility maintenance.

Recommendations for projects will be developed, by the selected firm, for possible inclusion in the York County Metropolitan Planning Organization's Transportation Improvement Program and/or Long Range Plan. Preliminary and final design, utility, right of way and construction cost projections and a proposed schedule will be required for each recommended improvement.

- Engineering drawings, figures, details and other associated sketches or schematics will be developed using English units.
- Welcom's Open Plan software will be used by the Department for project management and tracking.
- A Quality Development Plan will be prepared for the study.
- Public and community involvement will be required.

The Department is seeking a multi-disciplined team with environmental, geotechnical, highway design, traffic analysis and structure design experience.

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

1. Specialized experience and technical competence with similar projects and their ability to provide innovative solutions to complex technical problems.

2. Project team management including sub-consultants and how the project manager will manage several disciplines and interact successfully with the District.

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

4. The project team is expected to visit the sites and provide an overview of their understanding of possible issues for the project based on their field observations.

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

The selected firm and any sub-consultant firms working on this study for the selected firm will not be allowed to participate in any future projects associated with the recommendations of this study.

The goal for the Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be ten (10%) percent of the total contact price. Additional information concerning DBE participation in this Agreement is contained in the "General Requirements and Information" section after the advertised project(s).

Limit the letter of interest 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:

District Consultant Selection Committee
Mr. Barry G. Hoffman, P.E., District Engineer
Engineering District 8-0
2140 Herr Street
Harrisburg, PA 17103-1699
Attention: Mr. Larry E. Graeff

Clearly indicate on mailing package:

LETTER OF INTEREST ENCLOSED

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. Larry E. Graeff, Senior Project Manager, District 8-0, at (717) 783-5119.

Armstrong, Butler, Clarion, Indiana and Jefferson Counties Project Reference No. 08430AG2647

The Department will retain an engineering firm for an Open-End Contract to provide supplementary construction inspection staff under the Department's Inspector(s)-in-Charge to perform construction inspection services on various projects in Engineering District 10-0, that is Armstrong, Butler, Clarion, Indiana, and Jefferson Counties. The Contract will include roadway and bridge construction projects, and material plant inspection. The Contract will be for a period of sixty (60) months, with a maximum cost of one million (\$1,000,000) dollars.

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

Chapter 1) which governs the determination of the eligibility of costs making up the firm's Direct and Indirect Costs.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The final ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the final ranking.

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

- a. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, and drainage.
- b. Past Performance.
- c. Understanding of Department's requirements, policies, and specifications.
- d. Number of available inspectors in each payroll classification.
- e. Number of NICET certified inspectors in each payroll classification.
- f. Ability to provide CPM scheduling.

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

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

| <i>Classification</i> | <i>No. of Inspectors</i> |
|--|--------------------------|
| Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent) | 1 (1) |
| Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent) | 9 (5) |
| Transportation Construction Inspector—Materials (TCI-Materials) (NICET Highway Materials Level 2 or equivalent) | 3 (1) |
| Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent) | 20 (12) |
| Technical Assistant—1 (TA-1) (NICET Highway Construction Level 1 or equivalent) | 3 (0) |
| Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent) | 3 (0) |

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

- 1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of High-

way Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.

- 2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
- 3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
- 4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
- 5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

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

| <i>Payroll Classification</i> | <i>Maximum Straight Time Hourly Payroll Rate (Year 2000)</i> |
|-------------------------------|--|
| (TCM-1) | \$23.22 |
| (TCIS) | \$20.34 |
| (TCI-Materials) | \$17.55 |
| (TCI) | \$17.05 |
| (TA-1) | \$13.80 |
| (TA) | \$11.72 |

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

The maximum hourly payroll rate is the maximum hourly rate paid to an employee in a specific Department Payroll classification. The Department reserves the right to negotiate hourly payroll rates of compensation of individuals based on knowledge, experience and education up to the payroll classification maximum hourly payroll rate.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; provide certified CDS operators, nuclear densometer gauge licensed operators, NECEPT certified field bituminous technicians; and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation, or construction.

The firm selected may be required to supply the following equipment to the Department:

| <i>Quantity</i> | <i>Item</i> |
|-----------------|---|
| 5 | Nuclear Densometer Gauges/License |
| 5 | Vehicle for Transporting Nuclear Gauge |
| 4 | Two-Way Radios |
| 6 | Cellular Phones (for Engineer's employees only) |
| 3 | Paint Inspection Medical Tests |

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

exceed the maximum direct reimbursement shown below.

- Nuclear Denso-meter Gauge @ \$660.00 each Maximum/month
- Vehicle for Gauge @ \$650.00 each Maximum/month
- Two-way Radio @ \$ 25.00 each Maximum/month
- Cell Phone Usage* As per invoice
- Paint Inspection As per invoice
- Medical Tests

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

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

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

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

| <i>Classification</i> | <i>No. of Resumes</i> |
|-----------------------|-----------------------|
| TCM-1 | 2 |
| TCIS | 11 |
| TCI-M | 4 |
| TCI | 24 |

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages (8 1/2" x 11", one sided), including any transmittal sheets, plus an organizational chart (up to 11" x 17" size) and additional resumes, if applicable. Any number and/or page size beyond these maximums will not be reviewed by the Department. See the General Requirements and Information Section for additional Letter of Interest conditions.

The Letter of Interest submission shall be sent to:

Mr. Richard H. Hogg, P.E., District Engineer
Engineering District 10-0
2550 Oakland Avenue, P. O. Box 429
Indiana, PA 15701-0429
Attn: Michael P. Masisak

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 Michael P. Masisak, phone number (724)357-2869, fax number (724)357-5951.

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. 00-2143. Filed for public inspection December 8, 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 subsection 5.1(h) and (i) of the Regulatory Review Act (75 P. S. § 745.5a(h) and (i)).

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

| <i>Reg. No.</i> | <i>Agency/Title</i> | <i>Issued</i> | <i>Final-Form Submission Deadline</i> |
|-----------------|---|---------------|---|
| 15-415 | Department of Revenue Sales and Use Tax; Partial Refunds for Bad Debts | 11/27/00 | 10/23/02 |

Department of Revenue Regulation No. 15-415 Sales and Use Tax; Partial Refunds for Bad Debts November 27, 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 have not been met. The Department of Revenue (Department) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by October 23, 2002, the regulation will be deemed withdrawn.

1. Section 33.5(a). Definitions.—Clarity.

The definition of "discount amount" references "the amount of credit granted to a vendor by the Department under Section 227 of the TRC. . . ." Under this section of the Tax Reform Code, the "amount of credit" is 1% of the tax collected. This specific percentage should be included in the definition.

2. Section 33.5(b). Filing a petition for partial refund.—Fiscal Impact; Reasonableness; Need; Clarity.

Subsection (b)(2)

Subsection (b)(2) states that a vendor may assign the right to file a petition for refund to an affiliated entity. The example describes such an assignment by a retailer to an affiliated company that issues credit cards. However, the example does not indicate which company wrote off the bad debt on a Federal tax return. There are two concerns.

First, if the affiliated credit card company, not the retailer, has written off the bad debt, the regulation should clearly state whether the retailer may assign the right to file a refund petition to the affiliated credit card company.

Second, if bad debts on sales by a vendor are written off by an affiliated entity, is it the intent of the regulation that the vendor may still file the refund petition?

Subsection (b)(3)

This subsection contains minimum record retention requirements to establish the validity of a petition for refund of sales tax on a bad debt. There are three concerns.

First, subsection (b)(3)(i) contains two distinct record keeping requirements: name or account number and date of sale. For clarity, these requirements should be placed in separate subsections.

Second, subsections (b)(3)(i)-(ix) set forth several types of documentation that must be retained to substantiate the validity of a refund claim. However, it does not indicate how long the documentation should be retained. Do the existing retention rules at 61 Pa. Code § 34.2(e)(3) apply? If so, section 34.2(e)(3) should be referenced in section 33.5(b). If not, the regulation should include a time limit for record retention for the purposes of this section.

Third, subsections (b)(3)(vii) and (viii) both require documentation that the bad debt was deducted on a Federal income tax return. The only distinction is that subsection (b)(3)(vii) applies to returns filed in 1999 and refunds of one-third, and subsection (b)(3)(viii) applies to returns filed after January 1, 2000, and refunds of two-thirds. Subsection (b)(1) explains that bad debts deducted on returns filed in 1999 will only qualify for a refund of one-third of the sales tax. Therefore, there is no need to repeat this distinction with two repetitive subsections. Subsections (b)(3)(vii) and (viii) should be combined into one subsection.

3. Section 33.5(c). Examples for determining the partial refund amount, using as a basis a one-third refund.—Consistency with Statute; Clarity.

This subsection provides examples for calculating the amount of refund in different circumstances. There are two concerns.

First, the examples are based on situations in which the refund is one-third of the sales tax. These examples apply only to bad debts listed as deductions on Federal income tax returns filed in 1999. Starting on January 1, 2000, the refund is permanently increased to two-thirds of the sales tax on bad debts. The examples in the regulation would be more useful if they were based on refunds for two-thirds of the sales tax.

Second, the example in subsection (c)(1) includes the following statement: "Partial Refund, less one-third of any discount allowed by the Department." The only discount that applies to this regulation is set forth in section 227 of the Tax Reform Code (Act) (72 P.S. § 7227). If examples using the two-thirds refund are added to this regulation, this language should match the words in section 247(b) of the Act (72 P.S. § 7247.1(b)), as amended by Act 23 of 2000, which states: "... less two-thirds of any discount under Section 227 of this act."

4. Alternative methods for calculation and documentation.—Reasonableness; Clarity.

The proposed regulation states in section 33.5(b)(1) that a vendor may file a refund petition with the Board of Appeals (Board). The Pennsylvania Retailer's Association wrote that some retailers file petitions for refunds of the sales tax on thousands of transactions that occurred in 1 year. The Association claims that some retailers have already encountered problems with documenting large numbers of transactions, and suggests that the regulation address the use of alternate methods of documentation and calculation.

The Department in a private letter ruling (No. SUT-00-016), dated August 8, 2000, addressed situations in which the volume of uncollectible accounts makes documentation impractical. The ruling states that the Board "will determine the appropriateness of alternate methods." However, the proposed regulation is silent on this issue. The regulation should address whether alternative methods of calculation and documentation can be used for refund petitions.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 00-2144. Filed for public inspection December 8, 2000, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Merger

An application has been received requesting approval of the merger of Union Mutual Insurance Company of Westmoreland County with and into Farmers' and Mechanics' Mutual Insurance Company, both of which operate as mutual property insurance companies organized under the laws of the Commonwealth of Pennsylvania. The initial filing was received on November 29, 2000, and was made under requirements set forth under the Business Corporation Law of 1988, 15 Pa.C.S. §§ 1921—1932 and 15 P.S. §§ 21205—21207. Persons wishing to comment on the grounds of public or private interest in this merger are invited to submit a written statement to the Insurance Department within 30 days from the date of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Cressinda Bybee, Company Licensing Division,

Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120; fax (717) 787-8557; email cbybee@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-2145. Filed for public inspection December 8, 2000, 9:00 a.m.]

Benjamin Nelson, Jr.; Order to Show Cause; Doc. No. SC00-07-023

A prehearing telephone conference initiated by the administrative Hearings Office is scheduled for December 19, 2000, at 10 a.m. Each party shall supply to the Docket Clerk on or before December 12, 2000, a telephone number to be used for the conference. A hearing shall occur on January 17, 2001 at 10 a.m. in Room 200, Administrative Hearings Office, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102. The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508, 701—704 (relating to Administrative Agency Law) and 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and the Insurance Department's Special Rules of Administrative Practice and Procedure, 31 Pa. Code Chapter 56.

At the prehearing telephone conference, the parties shall be prepared to discuss settlement, stipulations, witnesses and the documents anticipated for use at the hearing, estimated time for the hearing, special evidentiary or legal issues and other matters relevant to the orderly, efficient and just resolution of this matter. If an attorney or representative for a party participating in the telephone conference does not have complete settlement authority relative to this matter, the party or persons with full settlement authority also shall be available by telephone during the conference. Pending hearing, parties shall exchange proposed exhibits, the names of witnesses, and provide an offer of proof with respect to each witness, and informally attempt to resolve undisputed facts by stipulation. No prehearing memoranda or other written submissions are required for the prehearing telephone conference; however, the parties are encouraged to discuss settlement and possible stipulations pending the conference. Except as established at the prehearing telephone conference, both parties shall appear at the scheduled hearing prepared to offer all relevant testimony or other evidence. Each party must bring documents, photographs, drawings, claims, files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents for photographs into evidence shall bring enough copies for the record and each opposing party.

Motions preliminary to those at hearing, protests, petitions to intervene, or notices of intervention, if any, must be filed on or before January 3, 2001 with the Docket Clerk, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answers to petitions to intervene, if any, shall be filed on or before January 10, 2001. The Presiding Officer will consider a written request for continuance of the scheduled prehearing telephone conference or hearing, for good cause only. A party must contact the opposing party prior to requesting a continuance. All continuance requests must indicate whether the opposing party objects to a continuance.

Persons with a disability who wish to attend the above-referenced administrative hearing, and require an auxiliary aid, service or other accommodation to participate in the hearing, please contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-2146. Filed for public inspection December 8, 2000, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Montgomery County, Wine & Spirits Shoppe # 4610, Collegeville Shopping Center, 222 East Main Street, Collegeville, PA 19426.

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 7,000 net useable square feet of new or existing retail commercial space located on Route 29 in Collegeville.

Proposals due: January 5, 2001 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: Robert J. Jolly, (215) 482-9670

Philadelphia County, Wine & Spirits Shoppe # 9101, 5050 Umbria Street, Philadelphia, PA 19128

Lease Expiration Date: May 31, 2001

Lease warehouse 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 warehouse space in a 1 mile radius of the intersection of Domino Lane and Umbria Street, Philadelphia.

Proposals due: January 5, 2001 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: Robert J. Jolly, (215) 482-9670

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 00-2147. Filed for public inspection December 8, 2000, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth

have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before January 2, 2001, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating as contract carrier for transportation of persons as described under each application.

A-00097169, Folder 2. Norman Ray Peachey, t/d/b/a K. V. Bus Lines (88 Shawnee Drive, Belleville, Mifflin County, PA 17007)—contract carrier—persons, for Juniata Valley Tri-County MH/MR Program, between points in Pennsylvania.

Service of Insurance Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Scott Hewitt, t/a Point Transfer; Doc. No. A-00114773C0001

Complaint

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania, empowered to regulate motor carriers and brokers within this Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Scott Hewitt, t/a Point Transfer, respondent, maintains a principal place of business at 27 West 735 Sycamore Lane, West Chicago, IL 60185.
2. That all times relevant to this Complaint, respondent held a certificate of public convenience issued by this Commission at Application Docket No. A-00114773.
3. That pursuant to Section 512 of the Public Utility Code, 66 Pa.C.S. § 512, and 52 Pa. Code Chapter 32; respondent is required to maintain evidence of current insurance on file with this Commission.
4. That respondent has failed to maintain evidence of bodily injury and property damage liability insurance, in violation of the Public Utility Code and regulations cited in Paragraph 3 of this complaint.
5. That as a result of failure to maintain evidence of current insurance on file with this Commission, the Bureau of Transportation and Safety Prosecutory Staff requests that the Secretary of the Commission revoke respondent's certificate of public convenience.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Secretary of the Commission revoke the certificate of public convenience held by Scott Hewitt, t/a Point Transfer at Docket No. A-00114773, for failure to maintain current evidence of insurance on file with the Commission.

Respectfully submitted,

George T. Mahan, Director
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

Notice to Plead

A. You must file an answer within twenty (20) days of the date of service of the complaint. The date of service is the date of issue of this publication. 52 Pa. Code § 1.56(a). The answer must raise all factual and legal arguments that you wish to claim in your defense and must include the docket number of this complaint. Your answer must be verified and the original and two (2) copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265, Harrisburg, PA 17105-3265
Insurance Unit (717) 787-1227

B. If you fail to answer this complaint with twenty (20) days of the date of service as identified in Paragraph A above, the Bureau of Transportation and Safety will request the Secretary to revoke the certificate of public convenience; contract carrier permit; or brokerage license.

C. In lieu of an answer, you may elect not to contest this complaint by causing insurer to file proper evidence of current insurance (Form E for bodily injury and property damage liability or Form H for cargo insurance) in accordance with the Commission's regulations. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Upon receipt of the proof of insurance from your insurer, the complaint proceeding shall be closed. *ACCORD certificates of insurance are unacceptable as evidence of insurance.*

D. If you fail to file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request the Secretary to sustain the complaint and cancel the certificate of public convenience; contract carrier permit; or brokerage license.

E. If you file an answer which contests the complaint, the matter will be assigned to the Office of Administrative Law Judge for hearing and decision.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Insurance/Filing Unit at (717) 783-5933.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-2148. Filed for public inspection December 8, 2000, 9:00 a.m.]