

NOTICES

DEPARTMENT OF AGRICULTURE

Order of Quarantine; Plum Pox Virus

Whereas, the Plant Pest Act (3 P. S. §§ 258.1—258.27) empowers the Pennsylvania Department of Agriculture (Department) to take various measures to detect, contain and eradicate plant pests in this Commonwealth; and

Whereas, the powers granted the Department under the Plant Pest Act include (at 3 P. S. § 258.21) the power to establish quarantines to prevent the dissemination of plant pests within this Commonwealth; and

Whereas, Plum Pox Virus—a serious non-native plant pest that injures and damages stone fruits such as peaches, nectarines, plums, and apricots by drastically reducing the fruit yields from these stone fruit trees and by disfiguring the fruit to the point it is unmarketable—has been detected in certain areas of this Commonwealth; and

Whereas, the Department has exercised its authority under the Plant Pest Act and issued several Orders of Quarantine—affecting portions of Adams, Cumberland and York Counties—in an effort to contain, identify and eradicate the Plum Pox Virus; and

Whereas, the Department has determined it necessary to temporarily prohibit the planting of stone fruit trees in these quarantined areas; and

Whereas, the Department considers this prohibition necessary in order to prevent or reduce the spread of PPV in this Commonwealth.

Now, therefore, under authority of Section 21 of the Plant Pest Act (3 P. S. § 258.21), the Pennsylvania Department of Agriculture hereby issues the following order:

This Department hereby prohibits the planting of stone fruit trees (apricot, nectarine, peach and plum) in the areas currently under PPV-related quarantine. This temporary prohibition applies to both fruit-bearing and ornamental varieties of stone fruit trees. Examples of common varieties of ornamental stone fruit trees include purple-leaf plum, flowering almond, flowering peach and purple-leaf sandcherry. The areas currently under PPV-related quarantine, and references to prior editions of the *Pennsylvania Bulletin* containing these Quarantine Orders, are as follows:

Adams County

Latimore Township (29 Pa.B. 5735, November 6, 1999)

Huntington Township (29 Pa.B. 5735, November 6, 1999)

Borough of York Springs (30 Pa.B. 5852, November 11, 2000)

That portion of Tyrone Township located north of State Highway 234 (30 Pa.B. 4357, August 19, 2000)

That part of Menallen Township located to the east of the rough north-to-south line extending from the northern border of the township, south on State Route 4007 (Pine Grove Furnace Road) to State Route 4008, to State Highway 34 (at Bendersville), and south on State Highway 34 to the southern border of that township (30 Pa.B. 4357, August 19, 2000)

Cumberland County

Dickinson Township (30 Pa.B. 4357, August 19, 2000)

South Middleton Township (30 Pa.B. 3269, July 1, 2000)

Borough of Mount Holly Springs (30 Pa.B. 5852, November 11, 2000)

This Order applies to commercial orchards, commercial nurseries, homeowners and all persons within the quarantine areas described above.

This Order is effective as of December 13, 2000, and shall remain in effect until terminated by subsequent order.

SAMUEL E. HAYES, Jr.
Secretary

[Pa.B. Doc. No. 00-2215. Filed for public inspection December 22, 2000, 9:00 a.m.]

Plum Pox Virus Commercial Orchard Fruit Tree Indemnity Program

The Department of Agriculture (Department) established the procedures and requirements pursuant to which it awards grants under the Plum Pox Virus Commercial Orchard Fruit Tree Indemnity Program (Program) by publication of a notice at 30 Pa.B. 4014 (August 5, 2000). In summary, the Program provides commercial stone fruit producers reimbursement for 15% of the losses they will sustain as a result of the destruction of peach trees, nectarine trees and other stone fruit trees as part of the Department's Plum Pox Virus (PPV) eradication effort. The Program complements a current initiative of the United States Department of Agriculture (USDA) to reimburse commercial stone fruit producers for 85% of these losses. Both the Program and its Federal counterpart use the same formula for calculating losses.

The following clarifications are made with respect to the referenced procedures and requirements:

1. *Age of Trees.* The referenced notice establishing the procedures and requirements for the Program contained a table that assigned a particular net present value (Net Present Value Table) to stone fruit trees based upon the age of the trees involved. Since stone fruit trees might grow for several years at a nursery before being planted in a commercial orchard, though, the "age" of a stone fruit tree shall be determined from the date it is planted at a commercial orchard. By way of example: If 2-year old stone fruit nursery stock is planted in a commercial orchard on May 1, 2000, it will not be considered to be 1 year of age until May 1 of 2001.

In addition, for purposes of calculating reimbursement under the Net Present Value Table the age of a stone fruit tree will increase by 1 year after each harvest of stone fruit from the tree. By way of example: Once fruit has been harvested from a 6-year old block of stone fruit trees, that block will be considered 7 years old for purposes of reimbursement under the Net Present Value Table.

2. *Net Present Value of Trees that are Less Than 1 Year of Age.* The referenced Net Present Value Table did not assign a net present value to stone fruit trees that are

less than 1 year of age. The net present value of stone fruit trees that are planted in a commercial orchard and are less than 1 year of age shall be \$2,827 per acre. This figure is consistent with the USDA's loss reimbursement formula.

3. *Reimbursement for Inputs.* Commercial orchard owners invest in pesticides, herbicides, labor and other "inputs" in preparing a stone fruit orchard to produce a crop. The notice establishing the procedures and requirements for the Program did not make provision for reimbursement of these inputs when—through Order of the Department—a stone fruit crop cannot be harvested. The Department will reimburse the owner of a commercial orchard for these lost inputs with respect to stone fruit trees that are 4 years of age or older. Stone fruit trees are generally considered to be pre-productive or non-bearing until they are 4 years of age or older. For example, trees planted in 1996 or earlier would be considered 4 years of age or older. The reimbursement for these lost inputs shall be as follows:

(a) If the Department issues an Order on or before July 1, requiring the removal and destruction of stone fruit trees that are 4 years of age or older, reimbursement for lost inputs shall be \$699-per-acre.

(b) If the Department issues an Order after July 1, requiring the removal and destruction of stone fruit trees that are 4 years of age or older, reimbursement for lost inputs shall be \$854-per-acre.

Once fruit is harvested from a block of stone fruit trees, that block is ineligible for reimbursement of input costs. This reimbursement for lost inputs shall be in addition to payments made in accordance with the Net Present Value Table. Reimbursement of input costs shall be effective for Treatment Orders issued after June 1, 2000.

Additional Information

Further information may be obtained by contacting the Pennsylvania Department of Agriculture, Attn: Lyle B. Forer, Director, Bureau of Plant Industry, 2301 North Cameron Street, Harrisburg, PA 17110-9408, (717) 772-5203.

SAMUEL E. HAYES, Jr.,
Secretary

[Pa.B. Doc. No. 00-2216. Filed for public inspection December 22, 2000, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending December 12, 2000.

BANKING INSTITUTIONS

Consolidations, Mergers & Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-9-00	Farmers First Bank Lititz Lancaster County Purchase of assets/assumption of liabilities of one branch office of Main Street Bank, Reading, located at: 1950 Old Philadelphia Pike Greenfield East Lampeter Township Lancaster County	Lititz	Effective

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-7-00	Brentwood Bank Bethel Park Allegheny County	6257 Library Road Bethel Park Allegheny County	Filed
12-12-00	FirstService Bank Lansdale Montgomery County	301 Oxford Valley Rd. Yardley Bucks County	Authorization Surrendered

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-12-00	Northwest Savings Bank Warren Warren County	To: 2218-2220 South Queen Street York York County	Approved

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
		<i>From:</i> Queensgate Shopping Center 2081 Springwood Road York York County	

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-8-00	Main Street Bank Reading	1950 Old Philadelphia Pike Greenfield East Lampeter Township Lancaster County	Effective

SAVINGS INSTITUTIONS

None

CREDIT UNIONS**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
12-6-00	Belco Community Credit Union, Harrisburg, and Quaker Oats Shiremanstown Federal Credit Union, Shiremanstown Surviving Institution— Belco Community Credit Union, Harrisburg	Harrisburg	Effective

JAMES B. KAUFFMAN, Jr.,
Acting Secretary

[Pa.B. Doc. No. 00-2217. Filed for public inspection December 22, 2000, 9:00 a.m.]

Election by Fidelity Savings Bank to Exercise Conditional Powers

Effective on the date of this publication in the *Pennsylvania Bulletin*, under an election by Fidelity Savings Bank, authorized by section 513(b) of the Banking Code of 1965 (7 P. S. § 513(b)), Fidelity Savings Bank, 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. 00-2218. Filed for public inspection December 22, 2000, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of January 2001

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of January 2001, is 8 1/4%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. 96-221). Further preemption was instituted with the signing of Pub. L. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which such individual owns and which such individual occupies or has occupied as his principal residence.

Each month the Department of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in Pennsylvania. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 5.83 to which was added 2.50 percentage points for a total of 8.33 that by law is rounded off to the nearest quarter at 8 1/4%.

JAMES B. KAUFFMAN, Jr.,
Acting Secretary

[Pa.B. Doc. No. 00-2219. Filed for public inspection December 22, 2000, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Emergency Shelter Grant Program

The Department of Community and Economic Development (DCED) has been invited to apply for funding through the United States Department of Housing and Urban Development.

The Emergency Shelter Grant Program is established within subtitle B of Title IV of the Stewart B. McKinney Homeless Assistance Act (42 U.S.C.A. §§ 11371—11378). The program authorizes grants for the rehabilitation or conversion of buildings for use as emergency shelters for the homeless, for the payment of certain operating expenses and essential services in connection with emergency shelters for the homeless, and for homeless prevention activities. The program is designed to be the first step in a continuum of assistance to enable homeless individuals and families to move toward independent living as well as to prevent homelessness.

One copy of the application may be submitted to the Department by local governments to the Customer Service Center, DCED, 4th Floor, Commonwealth Keystone Building, Harrisburg, PA 17120 in accordance with DCED's Single Application requirements. A copy of the application must also be sent to the appropriate regional office. The application window will open on January 1, 2001 and close at 5 p.m. on February 28, 2001. Applications received after this date may not be considered for funding.

Applications forms and instructions may be obtained by contacting the Department's main office in Harrisburg (717) 720-7404 or the Department's Regional Offices. Persons with a disability who wish to submit an application in accordance with the provisions stated herein and who require assistance with that application and persons who require copies of this notice in an alternate format (large type, braille, and the like) should contact Edward Geiger, 4th Floor, Commonwealth Keystone Building, Harrisburg, Pennsylvania 17120, telephone (717) 787-5327 to discuss how the Department may best accommodate their needs. The following is the listing of DCED Regional Offices and the counties they serve:

Department of Community and Economic Development Regional Offices

Southeast

Bucks, Chester, Delaware, Montgomery and Philadelphia counties

PA Department of Community and Economic
Development

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

Northeast

Berks, Bradford, Carbon, Lackawanna, Lehigh, Luzerne, Monroe, Northampton, Pike, Schuylkill, Sullivan, Susquehanna, Tioga, Wayne and Wyoming counties

PA Department of Community and Economic
Development

Suite 201 Samters Building
101 Penn Avenue
Scranton, PA 18503-2025
(570) 963-4571

Central

Adams, Cumberland, Dauphin, Franklin, Lancaster, Lebanon, Perry and York, Bedford, Blair, Cambria, Centre, Clinton, Columbia, Fulton, Huntingdon, Juniata, Lycoming, Mifflin, Montour, Northumberland, Snyder, Somerset and Union counties.

PA. Department of Community and Economic
Development

4th Floor, Commonwealth Keystone Building
Harrisburg, PA 17120
(717) 787-7347

Southwest

Allegheny, Armstrong, Beaver, Butler, Fayette, Greene, Indiana, Washington and Westmoreland counties

PA Department of Community and Economic
Development

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

Northwest

Cameron, Clarion, Clearfield, Crawford, Elk, Erie, Forest, Jefferson, Lawrence, McKean, Mercer, Potter, Venango and Warren counties

PA Department of Community and Economic
Development

1200 Lovell Place Apartments
Erie, PA 16503
(814) 871-4241

Main Office

4th Floor, Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120
(717) 720-7404

SAMUEL A. MCCULLOUGH,
Secretary

[Pa.B. Doc. No. 00-2220. Filed for public inspection December 22, 2000, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

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

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

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

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

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

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 0053651. Industrial Waste, **Johnson Matthey**, 1401 King Street, West Chester, PA 19380.

This application is for renewal of an NPDES permit to discharge treated groundwater and stormwater from a groundwater remediation system in West Whiteland Township, **Chester County**. This is an existing discharge to an Unnamed Tributary to Valley Creek.

The receiving stream is classified for the cold water fish, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of 36,000 gpd are as follows:

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
1,1,2 Trichloroethane	0.002	0.004	0.005
1,1,2,2, Tetrachloroethane	0.0007	0.0014	0.0017
Trichloroethylene	0.01	0.02	0.025
Tetrachloroethylene	0.0025	0.005	0.0062
pH	within limits of 6.0 to 9.0 standard units at all times		

The proposed effluent limits for Outfall 002 are as follows:

Parameter	Average Annual (mg/l)	Instantaneous Maximum (mg/l)
CBOD ₅	monitor/report	monitor/report
Chemical Oxygen Demand	monitor/report	monitor/report
Oil and Grease	monitor/report	monitor/report
pH	monitor/report	monitor/report
Total Suspended Solids	monitor/report	monitor/report
Total Kjeldahl Nitrogen	monitor/report	monitor/report

<i>Parameter</i>	<i>Average Annual (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Phosphorus	monitor/report	monitor/report
Iron (Dissolved)	monitor/report	monitor/report

The EPA waiver is in effect.

PA 0044776. Sewage, **Northwestern Chester County Municipal Authority**, Dampman Hill Road, P. O. Box 308, Honey Brook, PA 19344.

This application is for renewal of an NPDES permit to discharge treated sewage from Northwestern Chester County Municipal Authority in Honey Brook Township, **Chester County**. This is an existing discharge to West Branch Brandywine Creek.

The receiving stream is classified for high quality trout stocking, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of 600,000 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅			
(5-1 to 10-31)	15	22.5	30
(11-1 to 4-30)	25	37.5	50
Total Suspended Solids	30	45	60
Ammonia (as N)			
(5-1 to 10-31)	3.0		6.0
(11-1 to 4-30)	9.0		18.0
Phosphorus (as P)	2.0		4.0
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 6.0 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		
Color, True			75 pt/Co
NH ₃ -N instream			0.5
Total Residual Chlorine	0.5		1.2

Other Conditions:

1. Chlorine Minimization
2. Proper Sludge Disposal

The EPA waiver is in effect.

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

PA 0061000. Sewerage, **Village of the Four Seasons, Inc.**, R. R. 3, Box 3350, Uniondale, PA 18470.

This proposed action is for the renewal of an NPDES permit to discharge treated sewage into East Branch of Tunkhannock Creek in Herrick Township, **Susquehanna County**.

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

The proposed effluent limits for Outfall 001 based on a design flow of 0.028 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Total Suspended Solids	30	60
NH ₃		
(5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Dissolved Oxygen	a minimum of 6.0 mg/l at all times	
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric mean	
(10-1 to 4-30)	2000/100 ml as a geometric mean	
Total Residual Chlorine	1.0	2.0
pH	6.0 to 9.0 standard units at all times	

The EPA waiver is in effect.

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

PA 0032557. SIC Code 4952, Sewage, **Board of Supervisors of the Township of Logan**, 800 39th Street, Altoona, PA 16602-1799.

This application is for issuance of an NPDES permit for an increased discharge of treated sewage to Little Juniata River in Watershed 11-A, in Antis Township, **Blair County**.

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

The proposed interim effluent limits for Outfall 001 for a design flow of 0.60 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
5-day CBOD			
(5-1 to 10-31)	20	30	40
(11-1 to 4-30)	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N			
(5-1 to 10-31)	15	XXX	XXX
Total Phosphorus	monitor	XXX	XXX
Total Nitrogen	monitor	XXX	XXX
Total Cadmium	monitor	XXX	XXX
Total Lead	monitor	XXX	XXX
Total Residual Chlorine	1.0	XXX	2.0
Dissolved Oxygen		minimum of 5.0 at all times	
pH		from 6.0 to 9.0 inclusive	
Fecal Coliform			
(5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		7,900/100 ml as a geometric average	

The proposed final effluent limits for Outfall 001 for a design flow of 0.70 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N			
(5-1 to 10-31)	10	XXX	20
(11-1 to 4-30)	21	XXX	42
Total Phosphorus	monitor	XXX	XXX
Total Nitrogen	7.0	XXX	14.0
Total Cadmium	monitor	XXX	XXX
Total Lead	monitor	XXX	XXX
Dissolved Oxygen		minimum of 5.0 at all times	
pH		from 6.0 to 9.0 inclusive	
Fecal Coliform			
(5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		7,000/100 ml as a geometric average	

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

The EPA waiver is in effect.

PA 0081221. SIC Code 6515, Sewage, **Campbell's Mobile Homes, Inc.** (Bailey Run Mobile Home Park), P. O. Box 129, Newport, PA 17074-0129.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to an unnamed tributary to Bailey Run in Watershed 12-B (Tuscarora—Buffalo Creeks), in Miller Township, **Perry County**.

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

The proposed effluent limits for Outfall 001 for a design flow of 0.030 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>	
CBOD ₅	25	50	
Suspended Solids	30	60	
NH ₃ -N			
(5-1 to 10-31)	3	6	
(11-1 to 4-30)	9	18	
Dissolved Oxygen		minimum of 5.0 at all times	
pH		from 6.0 to 9.0 inclusive	

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 3,500/100 ml as a geometric average	

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

The EPA waiver is in effect.

PA 0087319. SIC Code 5171, Industrial Waste, **Scranton-Altoona Terminals Corporation (Sinking Spring Bulk Storage Terminal)**, P. O. Box 2070, Sinking Springs, PA 19608.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Cacoosing Creek in Watershed 3-C (Tulpehocken Creek), in Spring Township, **Berks County**.

The receiving stream is classified for trout stocking, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Pottstown Borough located on the Schuylkill River. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfalls 001, 002, 003 and 004 are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Recoverable Petroleum Hydrocarbons	XXX	monitor and report	XXX

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

The EPA waiver is in effect.

PA 0084468. SIC Code 3479, Industrial Waste, **Durabond Coating Company, Inc.** (Durabond Coating Plant), P. O. Box 38, Highspire, PA 17034.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Laurel Run in Watershed 7-C (Clark—Paxton Creeks), in Steelton Borough, **Dauphin County**.

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

The proposed effluent limits for Outfall 101 for a design flow of 0.0004 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	9.5	19	24
BOD ₅	13	26	32
Oil and Grease	14.5	29	30

Outfall 201 receives stormwater runoff from plant areas with industrial activities.

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

The EPA waiver is in effect.

PA 0008303. SIC Code 3312, Industrial Waste, **Pennsylvania Steel Technologies, Inc. (Steelton Plant)**, 215 South Front Street, Steelton, PA 17113-2594.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to the Susquehanna River in Watershed 7-C (Clark—Paxton Creeks), in Steelton Borough, **Dauphin County**.

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

The proposed effluent limits for Outfall 002 for a design flow of 27.6 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
pH	from 6.0 to 9.0 inclusive	
Total Suspended Solids	30	60
Oil and Grease	10	15
Temperature		105°F

The proposed effluent limits for Outfall 102 (internal monitoring) are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
pH	from 6.0 to 9.0 inclusive	
Total Suspended Solids	1,452 lb/day	3,883 lb/day
Oil and Grease	339 lb/day	897 lb/day

The proposed effluent limits for Outfall 112 (internal monitoring) are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
pH	from 6.0 to 9.0 inclusive	
Total Suspended Solids	monitor and report	
Oil and Grease	monitor and report	
Total Zinc	0.31 lb/day	0.93 lb/day
Total Lead	0.12 lb/day	0.62 lb/day

The proposed effluent limits for Outfall 122 (internal monitoring) are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
pH	from 6.0 to 9.0 inclusive	
Total Suspended Solids	monitor and report	
Total Zinc	0.34 lb/day	1.10 lb/day
Total Lead	0.22 lb/day	0.67 lb/day

Outfalls 001 through 008, 010 and 015 are identified as stormwater outfalls receiving runoff from areas with industrial activity. Monitoring is required for Chemical Oxygen Demand, Dissolved Iron, Oil and Grease, pH, and Total Suspended Solids for Outfalls 001 through 008 and 015.

Part C includes chemical additive usage conditions and requirements for stormwater outfalls.

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

The EPA waiver is not in effect.

PA 0010782. SIC Codes 4911, 4953, and 4952, Industrial Waste, **Reliant Energy (Titus Power Plant)**, 1001 Broad Street, Box 1050, Johnstown, PA 15907.

This application is for renewal of an NPDES permit for existing discharge of treated industrial waste to the Schuylkill River in Watershed 3C, in Cumru Township, **Berks County**.

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

The proposed effluent limits for Outfall 001 for a design flow of 1.469 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH	6.0 to 9.0 S. U. at all times		
Total Suspended Solids	30	100	100
Oil and Grease	15	20	20
Total Residual Chlorine	0.50		1.60

The proposed effluent limits for Outfall 002 for a design flow of 2.149 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH	6.0 to 9.0 S. U. at all times		
Total Suspended Solids	30	60	75
Oil and Grease	15	30	30
Total Residual Chlorine	monitor and report		
Total Chromium	0.20	0.20	0.50
Total Zinc	1.00	1.00	2.50
Total Copper	0.56	1.00	1.40
Total Iron	1.00	1.00	2.50
126 Priority Pollutants	nondetectable	nondetectable	

The proposed effluent limits for Outfall 004 for a design flow of 1.007 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH		6.0 to 9.0 S. U. at all times	
Total Suspended Solids	30	100	100
Total Dissolved Solids	2,500	5,000	6,250
Oil and Grease	15	20	20

The proposed effluent limits for Outfall 104 for a design flow of 0.147 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH		6.0 to 9.0 S. U. at all times	
Total Suspended Solids	30	100	100
Oil and Grease	15	20	20

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

The EPA waiver is not in effect.

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

PA 0112585. Sewerage, SIC: 4952, **John B. Watkins**, R. R. 1, Box 29, East Smithfield, PA 18817.

This proposed action is for renewal of an NPDES permit for discharge of treated sewage to Toad Hollow in Ulster Township, **Bradford County**.

The receiving stream is classified for the following uses: Warm water fishery and aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the downstream potable water supply (PWS) considered during the evaluation is the Danville Borough located 140 miles below the discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.003 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
Suspended Solids	10	20
NH ₃ -N		
(5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Total Chlorine Residual	Monitor	
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0029068. Sewerage, SIC: 4952, **Valley Township Municipal Authority**, P. O. Box 307, Danville, PA 17821.

This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage wastewater to Mauses Creek in Valley Township, **Montour County**.

The receiving stream is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Merck and Company located at Riverside.

The proposed effluent limits for Outfall 001 based on a design flow of 0.21 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅			
(5-1 to 10-31)	16	24	32
(11-1 to 4-30)	25	40	50
TSS	30	45	60
Ammonia-N			
(5-1 to 10-31)	5	7.5	10
(11-1 to 4-30)	10	15	20
Total Cl ₂ Residual	1.0		2.3

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Fecal Coliforms (5-1 to 9-30)		200 col/100 ml as a geometric mean	
(10-1 to 4-30)		2,000 col/100 ml as a geometric mean	
pH		6.0 to 9.0 at all times	

The EPA waiver is in effect.

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

PA 0002991. Industrial Waste, SIC: 3312, **Bethlehem Steel Corporation**, 1170 Eighth Avenue, Bethlehem, PA 18016-7699.

This application is for renewal of an NPDES permit to discharge treated cooling water, stormwater and groundwater from Johnstown Plant in City of Johnstown, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters, Conemaugh River, Little Conemaugh River, Hinckstown Run, classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is Saltsburg Municipal M.W., located at 308 Point Street, Saltsburg, PA 15681, 49 miles below the discharge point.

Outfall 309: existing discharge, design flow of 0.85 mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	monitor and report				
Temperature (°F)				110	
pH	not less than 6.0 nor greater than 9.0				

Outfalls 119, 305, 308, 310, 310A, 311A, 312A, 312B, 313, 313A, 313B, 314, 314A, 315, 401—405, 405A—E, G, and H, 406, 501—504A and B, 505—523, 801—805, 1000—1001: existing discharge, design flow varies.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
	The discharge via these outfalls shall consist of uncontaminated stormwater/groundwater only.				

The EPA waiver is in effect.

PA 0095401. Sewage, **Saint Victor's Roman Catholic Church**, Box 149, Bairdford, PA 15006.

This application is for renewal of an NPDES permit to discharge treated sewage from Saint Victor's Roman Catholic Church STP in West Deer Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an Unnamed Tributary of Dawson Run Tributary to Deer Creek, which are classified as a cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Oakmont Borough Municipal Authority at Allegheny River Mile 13.3.

Outfall 001: existing discharge, design flow of 0.001778 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	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	7.5			15.0
(11-1 to 4-30)	20.0			40.0
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	monitor and report			
Dissolved Oxygen	not less than 3 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0218693. Sewage, **Luzerne Township Sewage Authority**, 415 Hopewell Road, Brownsville, PA 15417-9542.

This application is for issuance of an NPDES permit to discharge treated sewage from Luzerne Township Sewage Authority Sewage Treatment Plant in Luzerne Township, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Monongahela River, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the PA-American Water Company—Brownsville.

Outfall 001: new discharge, design flow of 0.42 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	25	37.5		50
Suspended Solids	30	45		60
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	100,000/100 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.

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

PA 0221830. Sewage. **Borough of West Sunbury**, P. O. Box 202, West Sunbury, PA 16061.

This application is for a renewal of an NPDES Permit to discharge treated sewage to the UNT to South Branch Slippery Rock Creek in Clay Township, **Butler County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Camp Allegheny intake on Slippery Rock Creek located at Clay Township, Butler County, approximately 36 miles below point of discharge.

The proposed effluent limits for Outfall No. 001 based on a design flow of 0.028 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
TSS	30	45	60
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	5,600/100 ml as a geometric average		
Total Residual Chlorine	0.5		1.2
pH	6.0—9.0 at all times		

The EPA waiver is in effect.

PA 0041246. Sewage, **Fort LeBoeuf School District**, Mill Village Elementary School, 34 East Ninth Street, P. O. Box 810, Waterford, PA 16441.

This application is for renewal of an NPDES permit to discharge treated sanitary sewage from Mill Village Elementary School to an unnamed tributary to French Creek in Mill Village Borough, **Erie County**. This is an existing discharge.

The receiving water is classified for warm water fishery, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply (PWS) considered during the evaluation is Cambridge Springs Borough, located 15 miles downstream of the discharge.

The proposed effluent limits for Outfall 001 based on average design flow of 0.0078 mgd, are:

<i>Parameter</i>	<i>Effluent Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	50
Total Suspended Solids	30	60
NH ₃ -N (5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Dissolved Oxygen	minimum of 3.0 mg/l at all times	

<i>Parameter</i>	<i>Effluent Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
Total Residual Chlorine (interim) (final)	0.67	1.57
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	monitor and report	
pH	200/100 ml as a geometric average 5,200/100 ml as a geometric average 6.0 to 9.0 standard units at all times	

The EPA waiver is in effect.

PA 0103861. Sewage. **Zoccoli's Mobile Home Park**, R. D. 1, Edinburg, PA 16116.

This application is for renewal of an NPDES Permit, to discharge treated sewage to unnamed tributary to the Shenango River in Mahoning Township, **Lawrence County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Western Pennsylvania Water Company—New Castle District on the Shenango River located in New Castle, approximately 5 miles below point of discharge.

The proposed discharge limits for Outfall No. 001 based on a design flow of 0.0035 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
TSS	30	60
Ammonia-Nitrogen (5-1 to 10-31)	9.5	19
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 2,000/100 ml as a geometric average	
Total Residual Chlorine	0.5	1.2
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0029467. Sewage. **North Warren Municipal Authority**, 4 Hospital Drive, North Warren, PA 16365.

This application is for renewal of an NPDES Permit to discharge treated sewage to the Conewango Creek in Conewango Township, **Warren County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Emlenton Municipal Water supply on the Allegheny River located at Emlenton, approximately 98 miles below point of discharge.

The proposed effluent limits for Outfall No. 001 based on a design flow of 0.75 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
TSS	30	45	60
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 62,000/100 ml as a geometric average		
Total Residual Chlorine	0.5		1.6
pH	6.0—9.0 at all times		

The EPA waiver is in effect.

PA 0038369. Industrial Waste, SIC: 4941. **Sharpsville Borough Water Treatment Plant**, Mercer Avenue, Sharpsville, PA 16150.

This application is for renewal of an NPDES Permit, to discharge treated industrial waste to Shenango River in Sharpsville Borough, **Mercer County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Pennsylvania Water Company—Shenango Valley Division on the Shenango River located at River Mile 30.0, approximately 2.0 miles below point of discharge.

The proposed discharge limits for Outfall No. 001 based on a design flow of 0.034 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report		
Total Suspended Solids	30.0	60.0	75.0
Total Aluminum	0.58	1.2	1.5
Total Iron	2.0	4.0	5.0
Total Manganese	1.0	2.0	2.5
Total Residual Chlorine	0.5		1.2
pH	6.0 to 9.0 at all times		

The EPA waiver is in effect.

PA 0004251, Amendment No. 2. Industrial Waste, SIC: 3321. **Advanced Cast Products**, 18700 Mill Street, Meadville, PA 16335.

This application is for amendment of an NPDES Permit, to discharge noncontact cooling water and stormwater to Van Horne Creek and French Creek in Vernon Township, **Crawford County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the City of Franklin on French Creek located at Franklin, approximately 28.2 miles below point of discharge.

The proposed discharge limits for Outfall No. 002 based on a design flow of 0.175 mgd are:

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

The proposed discharge limits for Outfall No. 003 based on a design flow of 0.175 mgd are:

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

The EPA waiver is in effect.

PA 0031640. Sewage, **General McLane School District**, 11771 Edinboro Road, Edinboro, PA 16412.

This application is for renewal of an existing NPDES permit to discharge treated sanitary sewage from a middle school and a high school to an unnamed tributary to Conneauttee Creek in Washington Township, **Erie County**. This is an existing discharge.

The receiving water is classified for warm water fishery, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the downstream potable water supply (PWS) considered during the evaluation is Franklin General Authority on French Creek, approximately 50 miles downstream.

The proposed effluent limits for Outfall 001 based on average design flow of 0.025 mgd are:

<i>Parameter</i>	<i>Effluent Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	50
Total Suspended Solids	30	60
NH ₃ -N		
(5-1 to 10-31)	2	4
(11-1 to 4-30)	6	12
Phosphorus as "P"	1.0	
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
Total Residual Chlorine	0.5	1.2
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
pH	6.0 to 9.0 standard units at all times	

The EPA waiver is in effect.

PA 0238422. Sewage. **Joseph P. Sitarik**, 21 Paddock Drive, New Hope, PA 18938.

This application is for a new NPDES Permit, to discharge treated sewage to Allegheny River in Watson Township, **Warren County**. This is a new discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Emlenton Water Company on the Allegheny River located at Emlenton, approximately 72 miles below point of discharge.

The proposed discharge limits for Outfall No. 001 based on a design flow of 0.0004 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX	
CBOD ₅	10	20
TSS	20	40
Fecal Coliform (all year)	200/100 ml as a geometric average	
Total Residual Chlorine	XX	
pH	6.0 to 9.0 at all times	

XX—Monitor and report on Annual Maintenance Report.

The EPA waiver is in effect.

Proposed NPDES Permit Renewal Actions for Minor Sewage Discharges

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

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

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

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

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

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

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA-0062031	Bruce Harding c/o Twin Cedars, Inc. 364 Little Walker Road Shohola, PA 18458-9373	Pike County Shohola Township	Unnamed Tribu- tary to Little Walker Lake	None

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

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0029980	Sleighton School 485 Valley Road Glen Mills, PA 19342	Delaware County Middletown Township	Rocky Run	
PA 0052451	The Wool House Francis L. Hamilton Oates P. O. Box 426 Landenberg, PA 19350-0426	Chester County New Garden Township	East Branch of White Clay Creek	

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0053601	Richard and Brenda Steinmetz 5564 Tollgate Road Pipersville, PA 18947	Bucks County Plumstead Township	UNT to Geddes Run	

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

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0081591	Eastern York County Sewer Authority P. O. Box 6206 44 Walnut Springs Road Hellam, PA 17406-6206	York County Hallam Borough	Kreutz Creek	TRC
PA 0081884	Cuttin' Co. LLC Biggerstaff Rest. P. O. Box 3038 Gettysburg, PA 17325	Adams County Straban Township	UNT Beaverdam Creek	TRC

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

Applications under the Pennsylvania Clean Streams Law

(Part II Permits)

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

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

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

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

WQM Permit No. 4600435. Sewerage. **Mark and Brenda Phelan**, 191 Hill Road, Green Lane, PA 18054.

Applicant is requesting approval for construction and operation of single residence STP located in Salford Township, **Montgomery County**.

WQM Permit No. 1500429. Sewerage. **West Brandywine Township Municipal Authority**, 199 Lafayette Road, Coatesville, PA 19320-1229. Applicant is requesting approval for the construction and operation of a pump station and force main to serve Ashberry Lane a.k.a. Hammell North a single residential Subdivision located in West Brandywine Township, **Chester County**.

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

A. 5400406. Sewerage. **Schuylkill County Municipal Authority**, 221 South Centre Street, P. O. Box 960, Pottsville, PA 17901. Application for expansion of the Gordon Wastewater Treatment Facility, which will serve several facilities located in Gordon Borough and Foster Township, **Schuylkill County**. Application received in the Regional Office—November 6, 2000.

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

WQM No. 0800201. Industrial Waste. **Taylor Packing Company, Inc.**, P. O. Box 188, Wyalusing, PA 18853. Applicant submitted permit application for addition of clarifier and associated pumps, pumphouse and dechlorination system. Facility will be located at Wyalusing Township, **Bradford County**. Application was received November 17, 2000, at the Northcentral Regional Office of Department of Environmental Protection in Williamsport.

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

A 0500410. Sewage submitted by **Nina Righenour**, P. O. Box 23, New Baltimore, PA 15553 in Juniata Township, **Bedford County** to construct a small flow sewage treatment system to serve her single family residence was received in the Southcentral Regional Office on November 23, 2000.

A. 4400402. Sewage submitted by **Bratton Township Supervisors**, 460 Mountain Lane, McVeytown, PA 17051 in Bratton Township, **Mifflin County** to construct a wastewater treatment system was received in the Southcentral Region on November 29, 2000.

A. 4400403. Sewage submitted by **Bratton Township Supervisors**, 460 Mountain Lane, McVeytown, PA 17051 in Bratton Township, **Mifflin County** to construct a Pump Station/Force Main in McVeytown was received in the Southcentral Region on November 29, 2000.

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

WQM Permit No. 1000408. Sewage, **Brenda Lee and Gregory J. Clifford**, 400 Glade Mill Rd., Valencia, PA 16059. This project is for the construction of a Single Residence Sewage Treatment Plant in Middlesex Township, **Butler County**.

WQM Permit No. 2700402. Sewage, **Carl R. Schwing**, 154 Star Route, Sheffield, PA 16347. This project is for the construction of a Single Residence Sewage Treatment Plant in Howe Township, **Forest 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 discharge.

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

Persons wishing to comment on the proposed permit are invited to submit a statement to the Regional Office or County Conservation District Office indicated as the responsible office, within 30 days from the date of this public notice. A copy of the written comments should be sent to the County Conservation District Office. Comments reviewed within this 30-day permit will be considered in the formulation of the final determination regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Regional Office of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the Regional Office considers the public response significant.

Following the 30-day comment period, the Water 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 construc-

tion activity, are on file and may be inspected at the County Conservation District Office or the Department Regional Office indicated above the application.

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

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

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

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

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

NPDES Permit PAS10Q189. Stormwater. **Charles J. Danweber**, 3650 Schoeneck Road, Macungie, PA 18062, has applied to discharge stormwater from a construction activity located in Lower Macungie Township, **Lehigh County**, to Little Lehigh Creek, HQ-CWF.

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

NPDES Permit PAS10S092. Stormwater. **White Oak Country Estates, Inc.**, 4511 Falmer Avenue, Bethlehem, PA 18020-9796, has applied to discharge stormwater from a construction activity located in Hamilton Township, **Monroe County** to McMichaels Creek, HQ-CWF.

Northcentral Regional Office: Regional Water Management Program Manager, 208 W. 3rd St., Suite 101, Williamsport, PA 17701, (570) 327-3574.

Centre County Conservation District, 414 Holmes Ave., Suite 4, Bellefonte, PA 16823, (814) 355-6817

NPDES Permit PAS10F094. Stormwater. **Craig W. Kissell**, 311 Rt. 322, Nittany Meadow Lane, Boalsburg, PA 16827 has applied to discharge stormwater from a construction activity located in Harris Township, **Centre County** to Spring Creek, HQ-CWF.

SAFE DRINKING WATER

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

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

A. 2300504. Public Water Supply. **Philadelphia Suburban Water Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010. This proposal involves the renovations of the Tinicum Booster Pump Station that includes pump upgrades, chlorination facilities, tank rehabilitation and a new emergency generator in Tinicum Township, **Delaware County**.

Bureau of Water Supply Management, Division of Drinking Water Management, 400 Market Street, Harrisburg, PA 17105, contact: Godfrey C. Maduka, (717) 787-9037.

A. 9996496. Nirvana, Inc., One Nirvana Plaza, Forestport, NY 13338; Mosafar Rafizadeh, Owner. Applicant requests Department approval to sell bottled water in Pennsylvania under the brand name: Nirvana Natural Spring Water.

Northwest Regional Office: Regional Manager, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6899.

A. 2400501. Ridgway Township Municipal Authority, P. O. Box 43, Ridgway, PA 15853. This proposal involves the construction of a water main, a 278,000 gallon water storage tank, and related appurtenances in the Boot Jack area of Ridgway Township, **Elk 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 cleanup 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 below 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 below. During this comment period the municipality may request that the person identified below, as the remediator of the site, develop and implement a public involvement plan. Requests to be involved, and comments, should be directed to the remediator of the site.

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

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

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

PPL—Decommissioned Centralia Substation, Centralia Borough, **Columbia County.** Lisa A. Palfey, PPL Generation, LLC, One Scotch Pine Drive, Hazleton, PA 18201-9760 has submitted a Notice of Intent to Remediate soil contaminated with PCBs. 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 *Shamokin News-Item* on October 30, 2000.

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

Nine Mile Run Slag Disposal Site, City of Pittsburgh (Squirrel Hill), **Allegheny County.** Mulugetta Birru, Urban Redevelopment Authority, 200 Ross Street, Pittsburgh, PA 15219-2069 has submitted a Notice of Intent to Remediate soil contaminated with lead and heavy metals. The applicant proposes to remediate the site to meet the site specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Pittsburgh Post Gazette* on December 11, 2000.

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

Tops Markets, Inc., 97 and 98 E. Corydon St. and 14 S. David St., Bradford Township, **McKean County,** and Raymond F. Laport of GZA Geo Environmental, 364 Nagel Drive, Buffalo, NY 14225, has submitted a Notice of Intent to Remediate soil and groundwater. The site has been found to be contaminated with lead, heavy metals, solvents, BTEX, PAHs. The applicant proposes to remediate the site to meet the Site Specific Standard in a Special Industrial Area. A Notice of the Intent to Remediate will be published in the *Bradford Journal.*

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) and the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and regulations to operate solid waste processing or disposal area or site.

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

A. 101429. Richard S. Burns and Company, Inc., Transfer Station and Processing Facility, 4300 Rising Sun Avenue, Philadelphia, PA 19140. This application was received for a permit modification to increase the capacity of the transfer station and processing facility from 200 tons per day to 1,000 tons per day. Application was received in the Southeast Regional Office on December 5, 2000.

AIR QUALITY

Notice of Plan Approval and Operating Permit Applications

Nonmajor Sources and Modifications

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

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 indicated 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 through 143, the Federal Clean Air Act and regulations adopted under the act.

OPERATING PERMITS

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

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

45-318-030: Custom Designs & Manufacturing Co., Inc., (P. O. Box 216, Pocono Summit, PA 18346) for operation of the paint spray operations and associated air cleaning devices in Tobyhanna Township, **Monroe County**.

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

38-03029: Elk Corp. of Texas—Myerstown Facility (401 Weavertown Road, Myerstown, PA 17067) for a Natural Minor Operating Permit for an asphalt roofing shingle manufacturing facility in Jackson Township, **Lebanon County**.

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

47-318-009: Aldan Industries, Inc. (115 Woodbine Lane, Danville, PA 17821-0429) for operation of a fabric coating and curing operation and associated air cleaning device (a thermal oxidizer) in Mahoning Township, **Montour County**.

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

65-00778: Three Rivers Marine & Rail Terminals (2200 Springfield Pike, Suite 300, Connellsville, PA 15425) for operation of a coal loading facility at Gibsonton Yard in Rostraver Township, **Westmoreland County**.

04-00502: Shasta, Inc. (300 9th Street, Monaca, PA 15061) for operation of three grinding machines at Aliquippa Plant in Aliquippa, **Beaver County**.

04-000-033: NOVA Chemicals, Inc. (400 Frankfort Road, Monaca, PA 15061-2298) for their thermoplastic resin manufacturing facility at their Beaver Valley Plant in Monaca, **Beaver County**. NOVA Chemicals Inc. has requested that the Department modify the RACT Plan to include changes. This action entails:

- Correction of a math error in tallying their total facility wide VOC emission cap of 468 tons/year in Condition # 4 (formerly labeled #2).
- Correction of the overall permit condition numbering error.
- Clarification of language in Condition # 3 (formerly labeled # 1).
- Stating that the RACT Operating Permit and associated limitations cover only those sources identified in their June 19, 1995 RACT proposal.
- Clarification of language in Condition # 5 (formerly labeled # 3).
- Removing the reference to Table 4-1 and replacing it with a Department approved parametric monitoring plan.

Notice of Intent to Issue Title V Operating Permits

Under 25 Pa. Code § 127.521 and § 127.424, the Department of Environmental Protection (Department) intends to issue a Title V Operating Permit to the following facilities. These facilities are major facilities subject to the operating permit requirements under Title V of the Federal Clean Air Act and 25 Pa. Code Chapter 127, Subchapters F and G (relating to operating permit requirements; and Title V operating permits).

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

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

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

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

04-00227: Koppel Steel Corp.—Ambridge Plant (P. O. Box 750, Beaver Falls, PA 15010) in Beaver Falls, **Beaver County**. The permit is being significantly modified to incorporate changes of the RACT Approval. The facility has the potential of emitting more than 100 tons of oxides of nitrogen (NO_x) and is considered to be major for the emissions of greater than 25 tons of hazardous air pollutants.

Interstate Ozone Transport Reduction

Proposed Revisions to Title V/State Only Operating Permits to Establish NO_x Allowance Allocations and to Include Conditions Relating to NO_x Budget Trading Program

The Department of Environmental Protection (Department) intends to issue new or revise existing Title V/State Only Operating Permits to incorporate the provisions of 25 Pa. Code §§ 145.1—145.90. These regulations establish a NO_x Budget and a NO_x Budget Trading Program for NO_x budget units for the purpose of achieving the health-based ozone ambient air quality standard. The Department is establishing the NO_x Allowance Allocations for each NO_x budget unit under the provisions of 25 Pa. Code § 145.42.

The new or revised Title V/State only operating permits will, beginning in 2003, require the owner or operator of each NO_x budget unit to hold a quantity of NO_x allowances by November 30 of each year not less than the total NO_x emissions for the control period from the NO_x budget unit. One NO_x Allowance is the limited authorization to emit one ton of NO_x during the NO_x Allowance Control Period, which begins May 1 of each year and ends September 30 of the same year. The NO_x allowances held in the source's current year NO_x Allowance Tracking System (NATS) compliance and overdraft accounts must be equal to or greater than the total NO_x emitted from the source during the year's NO_x allowance control period. The initial NO_x allowance control period begins on May 1, 2003.

The new or revised Title V/State only operating permits will also include emission monitoring, reporting and recordkeeping requirements for each NO_x budget source. NO_x emissions from each NO_x budget source shall be monitored, reported and recorded in accordance with 25 Pa. Code §§ 145.30 and 145.70 through 145.76.

Persons wishing to file protests or comments on the proposed Title V/Operating Permits or allocations must submit the protest or comment within 30 days from the date of this notice. Interested persons may also request that a hearing be held concerning the proposed permits or allocations. Any comments or protests filed at the below address must include a concise statement of the objections to the issuance of the permit and/or allocations 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* and a newspaper of general circulation, where the facility is located, at least 30 days prior to the date of the hearing.

Copies of the proposed permits, allocations and other relevant information are available for review at the address given.

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

	<i>Electric Generation Units</i>	<i>Non Electric Generation Units</i>
State Trading Program Budget	47,224	3,619
Sum of NO _x Budget Unit Allowance Allocations 2003—2007	44,863	3,438

There is also a combined 2,542 allocation set aside for 2003—2007 for all newly affected electric and nonelectric generation units.

The following allowances reflect a change from a notice published in the November 4, 2000, *Pennsylvania Bulletin*. FPL Energy purchased the cogen facility gas turbine listed below from Sunoco, Inc. where the gas turbine NO_x affected source was previously listed.

23-0084: FPL Energy MH50 LP (700 Universe Blvd., Juno Beach, FL 33408) located in Marcus Hook Borough, **Delaware County**.

NO_x affected Source: Cogen Facility Gas Turbine Point ID: 090 Allowance: 163

23-0001: Sunoco Inc. (R & M) (P. O. Box 426, Marcus Hook, PA 19061-0426) located in Marcus Hook Borough, **Delaware County**

NO_x affected

Source: Boiler 7 Point ID: 089 Allowance: 102

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).

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

54-321-006B: Guilford Mills, Inc. (Gold Mills, Inc., 1 Penn Dye Street, Pine Grove, PA 17963) for construction of a tenter-frame dryer (#3) and associated air cleaning device at the Penn Dye Plant in Pine Grove Borough, **Schuylkill County**.

54-399-030: Silberline Manufacturing Co., Inc. (P. O. Box B, Tamaqua, PA 18252) for construction of an aluminum pigment process (silvet production) in Rush Township, **Schuylkill County**.

39-399-050: Apollo Metals LTD (1001 14th Avenue, P. O. Box 4045, Bethlehem, PA 18018-0045) for modification of a copper plating system, solution evaporators and associated air cleaning device in Bethlehem, **Lehigh County**.

66-315-042: Proctor & Gamble Paper Products Co. (P. O. Box 32, Mehoopany, PA 18629) for installation of new diaper converting lines with associated air cleaning devices in Washington Township, **Wyoming County**. Proctor & Gamble Paper Products Co. is a major facility subject to Title V permitting requirements. The installation will allow the company to market a new diaper product. The new diaper converting lines will be controlled by two new drum filters which will reduce particulate emissions to 0.35 ton per year. The Plan Approval will contain conditions requiring the source to show compliance with the emission rates. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

66-399-002: Proctor & Gamble Paper Products Co. (P. O. Box 32, Mehoopany, PA 18629) for the installation of a central dust collection system in Washington Township, **Wyoming County**. Proctor & Gamble Paper Products Co. is a major facility subject to Title V permitting requirements. The installation will collect particulate matter from air cleaning devices of the diaper converting processes. Particulate emissions will be reduced by the use of a baghouse control system which will reduce particulate matter emissions to 2.19 tons per year. The Plan Approval will contain conditions requiring the source to show compliance with the emission rates. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

66-399-001: Proctor & Gamble Paper Products Co. (P. O. Box 32, Mehoopany, PA 18629) for installation of a new paper additive delivery system in Washington Township, **Wyoming County**. Proctor & Gamble Paper Products Co. is a major facility subject to Title V permitting

requirements. This system will use low VOC content paper additives to minimize the VOC emissions. The company will be limited to emit 4.7 tpy of VOCs on a 12 month rolling sum from this system. The Plan Approval will contain conditions requiring the source to show compliance with the emission rate. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

06-05007A: Carpenter Technology Corp. (P. O. Box 14662, Reading, PA 19612-4662) for modification of the boilers in Building 48 in Reading City, **Berks County**. Some of the sources are subject to 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units.

07-03038: Amerway, Inc. (3701 Beale Avenue, Altoona, PA 16601) for installation of Baghouse #2 to control tin lead solder alloy melting pots in the City of Altoona, **Blair County**.

21-05037A: Union Quarries, Inc. (P. O. Box 686, Carlisle, PA 17013) for installation of a replacement asphalt plant with fabric filter at the Bonny Brook Quarry in South Middleton Township, **Cumberland County**. The asphalt plant is subject to 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities.

28-05020: T. B. Woods, Inc. (440 North Fifth Avenue, Chambersburg, PA 17201-1778) for installation of two knockout boxes and a fabric collector to control existing shot blast machines and grinding stations in Chambersburg Borough, **Franklin County**.

36-03039: Nissin Foods (USA) Co., Inc. (Masako Place, 2901 Hempland Road, Lancaster, PA 17601) for construction of one 11,824,000 (Natural Gas) Btu/hr boiler and one 11,552,000 (No. 2 Fuel Oil) Btu/hr boiler both manufactured by Mira Boiler Co., Ltd. at the Lancaster Plant in East Hempfield Township, **Lancaster County**. These sources are subject to 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units.

36-03122: Allegheny Energy Resources, Inc. (301 Fifth Avenue, Room 307, McKeesport, PA 15132) for construction of a landfill gas recycling facility controlled by an incinerator at Chester County Solid Waste Authority's Lanchester Landfill in Caernarvon Township, **Lancaster County**.

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

30-131A: Foree Oil Co. (8235 Douglas Avenue, Suite 402 LB 27, Dallas, TX 75225) for operation of Combustion Engines/Gas Heated Dehydrator at Foree Compressor Station in Franklin Township, **Greene County**.

Notice of Intent to Approve

Plan Approval Application PA-63-014D

Under 25 Pa. Code § 127.44(a)(4), the Department of Environmental Protection (Department) intends to issue a Plan Approval to Orion Power Midwest for the installation of SNCR on Units 1—3 at the Elrama Power Station, as described in its application received on September 21, 2000.

Copies of the application, the Department's analysis and other documents used in evaluation of the application are available for public inspection during normal business hours at the following address: Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222.

In order for the Department to assure compliance with all applicable standards, the Department proposes to place the following conditions on the Plan Approval:

Special Conditions for Plan Approval PA-63-014D

1. The source is to be constructed in accordance with the plans submitted with the application (as approved herein).

2. Upon completion of the construction of the above indicated air contamination source an operating permit application must be obtained from the person noted.

3. This plan approval is for the installation of an ESA designed SNCR system on Boilers 1—3 at Elrama Power Station located in Union Township, Washington County.

4. The outlet stack exhaust concentration of NH₃ from units 1—3 shall not exceed 3 ppm_v (ammonia slip).

5. Stack testing to determine the emission rate of ammonia (as NH₃) and carbon monoxide (CO) shall be conducted no later than 90 days after installation.

6. Stack testing shall be performed in accordance with 25 Pa. Code Chapter 139 regulations and the Department's Source Testing Manual.

7. Two copies of a pre-test protocol shall be submitted to the Department for review at least 60 days prior to the performance of the stack tests.

8. The Department shall be notified at least 2 weeks prior to the stack test of the date and time of the test so that an observer may be present.

9. Two copies of the stack test results shall be supplied to the Department for review within 60 days of completion of the testing.

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

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

b) Operation is authorized only to facilitate the start-up and shake-down of sources and air cleaning devices, to permit operations pending the issuance of an Operating Permit or to permit the evaluation of the sources for compliance with all applicable regulations and requirements.

c) This condition authorizes temporary operation of the sources for a period of 180 days from the date of commencement of operation, provided the Department receives notice from the Owner/Operator under subpart (a), above.

d) The Owner/Operator may request an extension if compliance with all applicable regulations and Plan Approval requirements has not been established. The extension request shall be submitted in writing at least 15 days prior to the end of this period of temporary operation and shall provide a description of the compliance

status of the source, a detailed schedule for establishing compliance, and the reasons compliance has not been established.

e) The notice submitted by the Owner/Operator under subpart (a), above, prior to the expiration of this Plan Approval, shall modify the plan approval expiration date. The new plan approval expiration date shall be 180 days from the date of the written notice.

Any person wishing to provide the Department with additional information which they believe should be considered prior to the issuance of the Plan Approval may submit the information to the Department of Environmental Protection at the address shown below. A 30-day comment period, from the date of this publication, will exist for the submission of comments. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed Plan Approval (specify the Plan Approval number).
- Concise statements regarding the relevancy of the information or objections to issuance of the Plan Approval.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in this newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to: Joseph Pezze, Regional Air Quality Program Manager, Department of Environmental Protection, Southwest Region—Field Operation, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

For additional information you may contact the following at the same address: Thomas J. Joseph, Air Pollution Control Engineer III, Air Quality Control.

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

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

In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b) the Department of Environmental Protection (Department) intends to issue a plan approval to Seneca Landfill, Inc. (Hartmann Road, Evans City, PA 16033) for their plant in Jackson and Lancaster Townships, Butler County. The facility currently has a Title V Operating Permit. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

Seneca intends to operate a portable rock crushing plant in conjunction with their landfill expansion and forthcoming mining operations. Seneca desires to begin operation of the crusher during the 1st quarter 2001. The rock crusher facility will be located within the landfill's existing solid waste disposal permitted area. The crusher equipment components will include one jaw crusher, one impact crusher, one screening unit and various conveyor belts and stackers. Seneca is limiting the rock crushing operations to 10 hours a day, 5 days a week for a total of 2,600 hours per year. A maximum of 150 tons of material will be processed by the crusher equipment per hour with

a maximum of 1.9 million tons of material to be processed over the next 5 years. The source is not subject to Federal NPS or NESHAP standards.

43-310E: Dufenco Farrell Corp. (15 Roemer Boulevard, Farrell, PA 16121) for construction of new annealing furnaces to replace the existing furnaces in No. 21 and 22 areas in Farrell, **Mercer County**. The public notice is required for sources required to obtain a Plan Approval at Title V facilities in accordance with 25 Pa. Code § 127.44. The permit will be subject to the following conditions:

1. Maximum steel throughput for #21/#22 annealing furnaces shall not exceed 770,000 tons per year based on a 12-month consecutive period.

2. Natural gas usage for each area (#21 and #22 areas) shall be maintained on a monthly basis. These records shall be maintained for at least 5 years and made readily available to Department personnel upon request.

3. The NO_x emission rate from the annealing furnaces shall not exceed 0.065 pounds per million BTU.

4. A stack test shall be performed in accordance with the provisions of Chapter 139 to determine the emission rates (lb/MMBTU) of NO_x and CO pollutants. A minimum of three furnaces shall be tested. The stack tests shall be performed while the aforementioned sources are operating at the maximum rated capacity as stated on the application.

The above conditions will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate the Best Available Technology for the source.

MINING

APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (Department). A copy of the application is available for inspection at the District mining office indicated above each application. Where a 401 water quality certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for 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. The NPDES permits will contain, at a minimum, technology-based effluent limitations (as described in the Department's regulations—25 Pa. Code §§ 77.522, 87.102, 88.92, 88.187, 88.242, 89.52 and 90.102) for iron, manganese, suspended solids, settleable solids, alkalinity and pH. In addition 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.

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

Coal Applications Received

17950113. Waroquier Coal Company (P. O. Box 128, Clearfield, PA 16830), renewal of an existing bituminous surface mine permit in Greenwood Township, **Clearfield County** affecting 60.2 acres. Receiving streams: unnamed tributary 1 and 2 to Watts Creek to Watts Creek to Clearfield Creek to West Branch of the Susquehanna River. Application received November 27, 2000.

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

03950104. State Industries, Inc. (P. O. Box 1022, Kittanning, PA 16201). Renewal application received for continued reclamation of a bituminous surface auger mine with incidental sandstone and shale removal and a portable crusher located in East Franklin and Washington Townships, **Armstrong County**. Receiving streams: unnamed tributaries to Limestone Run and an unnamed tributary to the Allegheny River. Renewal application received: December 4, 2000.

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

33000103. Falls Creek Energy Co., Inc. (R. D. 6, Box 231, Kittanning, PA 16201). Commencement, operation, and restoration of a bituminous surface strip and auger operation in McCalmont Township, **Jefferson County** affecting 56.0 acres. Receiving streams: Big Run. Application received: November 22, 2000.

43850105. C & K Coal Company (P. O. Box 69, Clarion, PA 16214). Renewal of an existing bituminous surface strip operation in Pine and Mercer Townships, **Mercer and Butler Counties** affecting 96.0 acres. Re-

ceiving streams: Two unnamed tributaries to Swamp Run. Application received: November 30, 2000.

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

49960201R. Split Vein Coal Co., Inc. (R. R. 1, Box 1027, Paxinos, PA 17860-9637), renewal of an existing coal refuse reprocessing operation in Mt. Carmel Township, **Northumberland County** affecting 77.5 acres, receiving stream—none. Application received November 28, 2000.

40823001R3. Kaminski Brothers, Inc. (303 New Boston Road, Pittston, PA 18640-9611), renewal of an existing anthracite surface mine operation in Jenkins Township, **Luzerne County** affecting 28.2 acres, receiving stream—none. Application received December 1, 2000.

Knox District Office, P. O. Box 669, Knox, PA 16232.
Noncoal Applications Received

43950302. Atlantic States Materials of PA, Inc. (P. O. Box 269, Mercer, PA 16137). Renewal of an existing sand and gravel operation in East Lackawannock Township, **Mercer County** affecting 107.0 acres. Receiving streams: Unnamed tributary to Beaver Run and Beaver Run to Neshannock Creek. Renewal of NPDES Permit No. PA0227030. Application received December 4, 2000.

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

5176SM6C2. American Asphalt Paving Co. (500 Chase Road, Shavertown, PA 18708), renewal and correction of NPDES Permit No. PA0593761 in Falls Township, **Wyoming County**, receiving stream—unnamed tributary to Susquehanna River. Application received December 4, 2000.

APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

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

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

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

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

E46-882. Encroachment. **Montgomery County**, Department of Roads and Bridges, P. O. Box 311, Norristown, PA 19404-0311. To perform the following activities associated with the bridge replacement and roadway improvements for Cedar Hill Road:

1. To remove an existing simple span steel truss bridge and to construct and maintain, in its place, a single span prestressed concrete spread box beam bridge across Park Creek (WWF-MF) and to place and maintain associated riprap scour protection at both abutments. The proposed structure will have a clear span of 62.32 feet and an underclearance of 9.61 feet. The amount of wetland impact is considered a de minimis impact and wetland mitigation is not required.

2. To construct and maintain a temporary cofferdam associated with the diversion of stream flow through the project area.

The site is located approximately 2,800 feet northeast of the intersection of Cedar Hill Road and Strong Lane (Ambler, PA USGS Quadrangle N: 16.1 inches; W: 10.2 inches) in Horsham Township, **Montgomery County**.

E23-408. Encroachment. **Delaware County**, Government Center Bldg., Room 206, Media, PA 19063-2788. To remove an existing single span, pony truss bridge across Ridley Creek (WWF-MF). The demolition will include the removal of the existing abutments, wingwalls and the roadway approaches. The bridge is located approximately 1,300 feet west of the intersection of Ridley Mill Lane and Irvington Lane (AKA East 25th Street), (Bridgeport, NJ-PA Quadrangle, N: 22.3 inches; W: 15.00 inches) in the City of Chester and Nether Providence Township, **Delaware County**.

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

E35-376. Encroachment. **Charles Miller**, 13046 Maple Drive, Clarks Summit, PA 18411. To remove existing silts and sediments from an existing pond and to expand the pond by approximately 20 feet on the western side. The project is located approximately 2,500 feet east of the intersection of S. R. 3001 and Maple Drive, Ransom, PA Quadrangle N: 13.7 inches; W: 3.5 inches), Newton Township, **Lackawanna County** (Baltimore District, U. S. Army Corps of Engineers).

E39-393. Encroachment. **LaFarge Corporation**, 5160 Main Street, Whitehall, PA 18052-1827. To modify and maintain an existing intake structure along the Lehigh River (WWF), with work consisting of constructing a steel bar screen against the face of the intake house. The project includes removal of stone fill, within an area of approximately 25 feet by 15 feet, which had been placed in the river during an emergency to facilitate clearing of the intake opening. The project proposes to provide periodic removal of debris and sediment within an area of 20 feet by 25 feet, in front of the intake. The project is located along the west bank of the Lehigh River, approxi-

mately 300 feet south of the S. R. 0329 Bridge (Cementon, PA Quadrangle N: 11.7 inches; W: 0.5 inch), Whitehall Township, **Lehigh County** (Philadelphia District, U. S. Army Corps of Engineers).

E39-394. Encroachment. **Whitehall Township**, 3219 MacArthur Road, Whitehall, PA 18052. To repair and maintain the existing Robbins Street Bridge across Spring Creek (CWF), having a waterway opening of approximately 12.1 feet by 7 feet, with work including replacement of the concrete slab deck, repair of the concrete abutments and placement of riprap for scour protection. The bridge is located approximately 1,500 feet upstream of S. R. 0145 (Cementon, PA Quadrangle N: 13.1 inches; W: 3.9 inches), Whitehall Township, **Lehigh County** (Philadelphia District, U. S. Army Corps of Engineers).

E39-395. Encroachment. **Borough of Emmaus**, 28 South Fourth Street, Emmaus, PA 18049. To remove the existing structure and to construct and maintain a twin 48-inch SLCPP stormwater outfall structure along a tributary to Leibert Creek (HQ-CWF). The project is located on the north side of Broad Street, approximately 250 feet east of the intersection of Broad Street and 10th Street (Allentown West, PA Quadrangle N: 5.1 inches; W: 0.3 inch), Emmaus Borough, **Lehigh County** (Philadelphia District, U. S. Army Corps of Engineers).

E40-560. Encroachment. **James and Dorothy Johns**, 55 North Mountain Boulevard, Mountaintop, PA 18707. To authorize fill that was placed in 0.21 acre of wetlands, within a drainage basin of Bow Creek for the purpose of constructing a dental office and associated parking. The project is located on 1.27 acres on the west side of S. R. 309 (Wilkes-Barre West, PA Quadrangle N: 5.3 inches; W: 2.6 inches), Wright and Fairview Townships, **Luzerne County** (Baltimore District, U. S. Army Corps of Engineers). The applicant proposes to contribute to the Pennsylvania Wetland Replacement Project in lieu of replacing wetlands onsite.

E48-299. Encroachment. **Northampton County**, 669 Washington Street, Easton, PA 18042. To remove the existing structure and to construct and maintain a prestressed concrete box beam bridge having a single normal span of 40 feet and an underclearance of 9.5 feet across Monocacy Creek (CWF). The bridge is known as County Bridge No. 102 and is located along Township Road T436 (Georgetown Road), approximately 500 feet north of Hanoverville Road, Nazareth, PA Quadrangle N: 11.8 inches; W: 14.4 inches, Lower Nazareth Township, **Northampton County** (Philadelphia District, U. S. Army Corps of Engineers).

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

E01-218. Encroachment. **Randy Test**, Test Enterprises, Inc., 1235 Abbottstown Pike, Hanover, PA 17331. To construct and maintain 120 linear feet of open bottom multi-plate aluminum pipe-arch culvert having an 11-foot clear span with a 5.67-foot rise across an unnamed tributary to Beaver Creek on Deer Trail Drive from its intersection with Abottstown Pike (SR 0194). Construction of a second open bottom aluminum multi-plate

pipe-arch culvert of 140 linear feet having a 7.75-foot clear span with a 6-foot rise to cross another unnamed tributary to Beaver Creek on Orchard View Drive and intersect with Deer Trail Drive for access within the Test Estates residential development. The permit also authorizes construction of an 8-inch diameter PVC sanitary sewer line within the roadway embankment of Deer Trail Drive. The site is located (Hanover, PA Quadrangle N: 19.0 inches; W: 15.0 inches) in Berwick Township, **Adams County**.

E22-422. Encroachment. **Michael Velott**, Colonial Ridge, Inc., 4800 Linglestown Road, Ste. 306, Harrisburg, PA 17112. To authorize previously placed fill material in 0.001 de minimis acre of wetlands in conjunction with the construction of a single family residence located on Lot 21 of the Colonial Ridge Residential Development (Harrisburg East, PA Quadrangle N: 15.5 inches; W: 7.0 inches) in Lower Paxton Township, **Dauphin County**.

E36-699. Encroachment. **William Adams**, Lancaster Township, 1240 Maple Avenue, Lancaster, PA 17603. To rehabilitate and maintain the banks of Little Conestoga Creek by removing manmade and natural obstructions, constructing a rock vane, rock and log frame channel deflector, stabilizing stream bank erosion, and establishing a riparian buffer located just downstream of Columbia Avenue bridge (PA 462) (Lancaster, PA Quadrangle N: 6.8 inches; W: 13.0 inches) in Lancaster and Manor Townships, **Lancaster County**.

E36-700. Encroachment. **Patsy Davis**, Pequea Township, 1028 Millwood Road, Willow Street, PA 17584. To construct and maintain a 48-inch outfall and its associated structures along the right bank of Goods Run (TSF) located immediately downstream of Baumgardner Road bridge (LR 36027) (Conestoga, PA Quadrangle N: 5.2 inches; W: 4.6 inches) in Pequea Township, **Lancaster County**.

E07-340. Encroachment. **Earl Neiderhiser**, PennDot 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648. To construct a 6-inch concrete slab and place original stream bed material on top of slab between the existing abutment of a bridge across the channel of a tributary to New Creek (HQ-CWF) at a point at SR 1016 (Frankstown, PA Quadrangle N: 17.33 inches; W: 9.95 inches) in Frankstown Township, **Blair County**.

E31-167. Encroachment. **George Epps Norfolk Southern Railway Co.**, 600 W. Peachtree St., Atlanta, GA 30308. To construct a fiber optics line across the channel of Little Juniata River (TSF) at a Norfolk Southern Railroad Crossing (Alexandria, PA Quadrangle N: 13.75 inches; W: 11.5 inches) in Logan Township, **Huntingdon County**.

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

E14-375. Encroachment. **SEDA-COG Joint Rail Authority**, R. R. 1, Box 372, Lewisburg, PA 17837. To modify, operate and maintain two bridges across Buffalo Run (High Quality-Cold Water Fishery); to remove three existing structures and construct, operate and maintain nine stream crossings of unnamed tributaries to Buffalo Run (High Quality-Cold Water Fishery); to place and

maintain fill in 0.36 acre of wetlands associated to Buffalo Run (Exceptional Value Wetlands); and to remove two existing bridges across Buffalo Run (High Quality-Cold Water Fishery) for the improvement of 3.6-miles of railway. The structures authorized for construction, operation and maintain shall be so as follows:

Structure Number	Number of Pipes or Spans	Diameter or Rise	Length or Span
Bridge NO. 3	2	7-feet (rise)	17-feet (span)
Bridge NO. 4	1	30-feet (rise)	13.5-feet (span)
Culvert No. 3	1	4-feet (rise)	12-feet (span)
Culvert No. 7	1	30-inches (diameter)	50-feet (length)
Culvert No. 9	1	30-inches (diameter)	40-feet (length)
Culvert No. 14	1	5.9-feet (rise)	3.9-feet (span)
Culvert No. 18	1	5.9-feet (rise)	3.9-feet (span)
Culvert No. 21	1	5.9-feet (rise)	3.9-feet (span)
Culvert No. 26	1	5-feet (rise)	5-feet (span)
Culvert No. 26A	1	5-feet (rise)	5-feet (span)
Culvert No. 27	1	5.9-feet (rise)	3.9-feet (span)

Construction of all in-stream structures and stream restoration shall be completed in dry work conditions through dam and pumping or fluming stream flow around work area. All rock used for in-stream structures, diversions and mitigation shall be non-erodible materials that are free of fines and silts. The project will permanently impact 0.36 acre of wetland while impacting 600-feet of waterway. The project is located along the western right-of-way of SR 0550 approximately 5,000 feet north of Upper Gyp Road and SR 0550 intersection (Bellefonte, PA Quadrangle N: 4 inches; W: 10 inches) in Benner and Spring Townships, **Centre County**. The 0.36-acre of permanently impacted wetlands shall be successfully mitigated by 0.44 acre of replacement wetlands. The 600-feet of permanently impacted waterway shall be successfully mitigated by 0.12 acre of stream restoration. The replacement wetland and stream restoration shall be completed prior to commencement of any construction activity authorized by this permit.

E17-354. Encroachment. **Wallaceton-Boggs Municipal Authority**, P. O. Box 97, West Decatur, PA 16878. To install, operate and maintain a gravity sewer line beneath Laurel Run (Cold Water Fishery); Simeling Run (Cold Water Fishery); unnamed tributaries to Simeling Run (Cold Water Fishery); and through wetlands associated to Laurel Run and Simeling Run (Exceptional Value Wetlands) for the collection and conveyance of municipal wastewater. Cumulatively the gravity sewer line will be constructed with a minimum installation link of 125-feet beneath Laurel Run, 15-feet beneath Simeling Run, 20-feet beneath the unnamed tributaries, and 1695-feet through the wetlands. All sewer line installations between October 1 and December 31 shall be conducted by borings; sewer line installations outside this time frame shall be conducted in dry work conditions through the use of dam and pumping or fluming stream flow around the work area. All stone use for in-stream channel use shall be free of fines and silt. The project permanently impacts 160-feet of waterway while temporarily impacting 0.77 acre of wetland. The project is located along the southern and northern right-of-way of SR 0322 at the intersection of SR 2024 and SR 0322 (Wallaceton, PA Quadrangle N: 12 inches; W: 5 inches) in Boggs Township and Wallaceton Borough, **Centre County**. This permit also au-

thorizes the construction, operation, maintenance and removal of temporary stream crossings for equipment access; all crossings shall be constructed with suitable rock that is free of fines and silt. All temporary stream crossings shall be removed and the areas of stream bank disturbance stabilized immediately upon removal.

E19-207. Encroachment. **Paul E. Heise, District Manager**, Pennsylvania Department of Transportation, P. O. Box 218, Montoursville, PA 17754-0218. To remove the existing single span concrete encased steel I-beam bridge having a span of 53 feet and an average underclearance of 6.5 feet and to construct and maintain a single span prestressed concrete box beam bridge with a clear span of 56.5 feet and a normal waterway opening of 40 feet, on a skew of 45 degrees and an underclearance of 6.5 feet over the East Branch of Briar Creek on SR 1023, Section 005, approximately 0.17 mile southeast of SR 1014 (Mifflinville, PA Quadrangle N: 12.13 inches; W: 7.86 inches) in Briar Creek Township, **Columbia County**. The project will not impact wetlands while impacting approximately 80 feet of waterway.

The East Branch of Briar Creek is a Cold Water Fisheries Stream.

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

E26-278. Encroachment. **Western Pennsylvania Conservancy**, Box R, Route 381 South, Mill Run, PA 15464. To construct and maintain utility lines across Bear Run (EV) at two locations for onsite use at Fallingwater Historic Site: the first crossing known as Gardner's Cottage Bridge Crossing, consists of water and sanitary sewer pipelines and fiber optic conduit/cable and telephone conduit/cable for onsite use attached to an existing bridge by suspension underside of the bridge located approximately 2,500 feet upstream of Youghiogheny River (Mill Run, PA Quadrangle N: 5.72 inches; W: 12.68 inches). The second crossing, known as Mine House Bridge Crossing, consists of a water pipeline using an existing pipeline embedded in an existing concrete bridge deck located approximately 2,500 feet upstream of the Youghiogheny River (Mill Run, PA Quadrangle N: 5.68 inches; W: 13.2 inches) in Stewart Township, **Fayette County**.

WATER ALLOCATIONS

Applications received under the act of June 24, 1939 (P. L. 842, No. 365) (32 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of the Commonwealth.

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

WA65-212C. Water Allocation. **Latrobe Municipal Authority**, P. O. Box 88, Latrobe, PA 15650. The applicant is requesting the right to withdraw 9,000,000 gallons per day (peak day) from the H. A. Seward Reservoir (Trout Run) and Kingston Dam (Loyalhanna Creek).

WA11-237B. Water Allocation. **Borough of Patton Water Works**, P. O. Box 175, Patton, PA 16668. The applicant is requesting the right to withdraw 750,000 gallons per day from the Patton Dam, Chest Creek.

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.

NPDES Permit No. PA0024180. Amendment No. 1. Sewage. **Berks-Montgomery Municipal Authority**, P. O. Box 370, 136 Municipal Drive, Gilbertsville, PA 19525. Applicant is granted approval for an amendment to reroute the Swamp Creek Sewage treatment plant located in Douglass Township, **Montgomery County**.

NPDES Permit No. PA0030431. Sewage. **Fox Valley Community Services, Inc.**, P. O. Box 971, Concordville, PA 19331. Is authorized to discharge from a facility located in Concord Township, **Delaware County**, into West Branch of Chester Creek.

NPDES Permit No. PA0034100. Sewage. **Malvern Courts, Inc.**, 85 Bacton Hill Road, Frazer, PA 19355. Is authorized to discharge from a facility located in East Whiteland Township, **Chester County** into Valley Creek.

NPDES Permit No. PA0013463. Industrial Waste. **U. S. Steel Group**, A Unit of USX Corporation-Fairless Works, Fairless Hills, PA 19030. Is authorized to discharge from a facility located in Falls Township, **Bucks County** into the Delaware River Zone 2.

NPDES Permit No. PA0026468. Sewage. **Lower Bucks County Joint Municipal Authority**, 7811 New

Falls Road, Levittown, PA 19058-0460. Is authorized to discharge from a facility located in Bristol Township, **Bucks County** into the Delaware River (Estuary Zone 2).

WQM Permit No. 0900417. Sewage. **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976. Applicant is granted approval for the construction and operation of a sanitary sewer force main and to upgrade Pump Station No. 6 located in New Hope Borough and Solebury Township, **Bucks County**.

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

NPDES Permit No. PA-0007757-A1 (Transfer). Industrial Waste, **BPB America, Inc.**, 2424 Lakeshore Road West, Mississauga, ON L5J 1K4, Canada, is authorized to discharge from a facility located in Exeter Township, **Luzerne County** to North Branch of the Susquehanna River.

NPDES Permit No. PA-0060861. Sewerage. **Wayne Highland School District**, 474 Grove Street, Honesdale, PA 18431 is authorized to discharge from a facility located in Preston Township, **Wayne County** to an unnamed tributary to Equinunk Creek.

WQM Permit No. 3500404. Sewerage. **The City of Scranton Sewer Authority**, 307 North Washington Avenue, Scranton, PA is granted approval for modifications to its sewage treatment plant—upgrade to the chlorination facility, addition of sulfur dioxide dechlorination system, construction of post-aeration system and modifications to the sludge thickening and sludge storage process, City of Scranton, **Lackawanna County**.

WQM Permit No. 4000403. Sewerage. **Wyoming Valley Sanitary Authority**, P. O. Box 33A, Wilkes-Barre, PA 18703 is granted approval for the replacement of three existing screw pumps at the headworks pumping station with four submersible non-clog centrifugal pumps. The sewage treatment facility is located in Hanover Township, **Luzerne County**.

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

Permit No. PA0080195 00-1. Sewerage. **Anvil International, Inc.**, 1411 Lancaster Avenue, Columbia, PA 17512 is authorized to discharge from a facility located in Columbia Borough, **Lancaster County** to the receiving waters of an unnamed tributary of Shawnee Run.

Permit No. PA0088421 T-1. Sewerage. **Patrick T. Gibson**, 2887 Chaneyville Road, Clearville, PA 15535-8828 is authorized to discharge from a facility located in Southampton Township, **Bedford County** to the receiving waters of an unnamed tributary to Town Creek.

Permit No. PA0009776. Sewerage. **The Pfaltzgraff Company** (West York Facility), Bowman Road, P. O. Box 244, Thomasville, PA 17364 is authorized to discharge from a facility located in West York Borough and West Manchester Township, **York County** to the receiving waters of an unnamed tributary of Codorus Creek in Watershed 7-H (Codorus Creek).

Permit No. PA0081442. Sewerage. **South Eastern School District**, P. O. Box 217, Fawn Grove, PA 17321 is authorized to discharge from a facility located in Fawn Township, **York County** to the receiving waters of an unnamed tributary to Falling Branch Creek in Watershed 7-I (Kreutz—Muddy Creeks).

Permit No. 3677204 00-1. Sewage. **Anvil International, Inc.**, 1411 Lancaster Avenue, Columbia, PA 17512. This permit approves a name change from Supply Sales/Grinnel to Anvil International, Inc. in Columbia Borough, **Lancaster County**.

Permit No. 0695202 00-1. Sewage. **Process Recovery Corporation**, 2909 Windmill Road, Sinking Spring, PA 19608. This permit approves modifications to the construction/operation of Industrial Waste Treatment Facilities in Cumru Township, **Berks County**.

Permit No. 3600407. Sewage. **Columbia Municipal Authority**, 308 Locust Street, Columbia, PA 17512. This permit approves modifications to the construction/operation of Sewage Treatment Facilities in Columbia Borough, **Lancaster County**.

Permit No. 050045 00-1. Sewage. **Patrick T. Gibson**, 2887 Chaneyville Road, Clearville, PA 15535-8828. This permit approves the construction of Sewage Treatment Facilities in Southampton Township, **Bedford County**.

Permit No. 6700408. Sewage. **South Eastern School District**, P. O. Box 217, Fawn Grove, PA 17321. This permit approves the construction of Sewage Treatment Facilities in Fawn Township, **York County**.

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

Permit No. PA0114596. Industrial Waste Amendment. **Avery Dennison Chemical Division US**, Draketown Road, Mill Hall, PA 17751-9601. Construction of water storage tank and cooling tower will replace existing pond. Facility located at Bald Eagle Township, **Clinton County**.

Permit No. PA0008443. Industrial Waste Amendment. **PPL Generation LLC**, 2 North Ninth Street, Allentown, PA 18101-1179. Permit amended to delete the limitation for total chlorine residual at Outfalls 050 and 052. Also amended to update chronic WET test dilution series as a result of increase discharge flow. Facility located at Derry Township, **Montour County**.

WQM Permit No. 4900404. Sewerage. **Charles and Barbara Carpenter**, R. R. 1, Box 959, Paxinos, PA 17860. Permission granted to replace malfunctioning septic system serving a single residence small flow system located at Shamokin Township, **Northumberland County**.

Southwest Regional Office: Water Management Program

Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

Permit No. 462S25-A1. Sewerage. **Youngwood Borough Authority**, 17 South Sixth Street, Youngwood, PA 15697. Modification and operation of Sanitary Sewers and Pump Station located in Youngwood Borough, **Westmoreland County** to serve Depot Street.

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

NPDES Permit No. PA0024741. Sewage. **Municipal Authority of the Township of Sheffield**, 20 Leather Street, Sheffield, PA 16347 is authorized to discharge from a facility located in Sheffield Township, **Warren County** to the West Branch Tionesta Creek.

NPDES Permit No. PA0001481. Industrial Waste. **Damascus Tube Company**, 795 Reynolds Industrial Park, Greenville, PA 16125 is authorized to discharge from a facility located in Pymatuning Township, **Mercer County** to the Shenango River.

NPDES Permit No. PA0223131. Sewage. **Living Church International, Inc.**, R. R. 1, Box 131, Fairmont City, PA 16224 is authorized to discharge from a facility located in Redbank Township, **Clarion County** to an unnamed tributary to Pine Creek.

NPDES Permit No. PA0221139. Sewage. **Timber-view POL**, 2235 Main, Zelenople, PA 16063 is authorized to discharge from a facility located in Jackson Township, **Butler County** to an unnamed tributary to Breakneck Creek.

NPDES Permit No. PA0002453. Industrial Waste. **Sharpville Quality Products**, 2 North 6th Street, Sharpville, PA 16150 is authorized to discharge from a facility located in Sharpville, **Mercer County** to the Shenango River.

NPDES Permit No. PA0031879. Sewage. **Pittsburgh District Church of the Nazarene**, 177 North Road, Butler, PA 16001 is authorized to discharge from a facility located in Franklin Township, **Butler County** to an unnamed tributary to Mulligan Run.

NPDES Permit No. PA0100021. Sewage. **Five Forks Sewage Association**, HCR 3, Box 9, Tionesta, PA 16353 is authorized to discharge from a facility located in Tionesta Township, **Forest County** to the Allegheny River.

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-G024-R	Charlestown Oaks, Inc. 2 EF Raymond Drive Havertown, PA 19083	Charlestown Township Chester County	Little Valley Creek (EV)
PAS10-G410	Brandywine Realty Trust 14 Campus Boulevard, Suite 100 Newtown Square, PA 19073	East Goshen Township Chester County	Ridley Creek/Delaware (HQ-TSF)

<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-G416	Coventry Ridge Limited Partnership 1890 Rose Cottage Lane Malvern, PA 19355	East Coventry Township Chester County	Pigeon Creek (HQ-TSF)

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 of this Commonwealth; (2) NOIs for coverage under General Permits for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania; or (3) Notifications for First Land Application of Sewage Sludge.

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

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

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

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater From Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest or a Land Reclamation Site
PAG-10	General Permit for Discharge Resulting From Hydrostatic Testing of Tanks and Pipelines
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>
West Bradford Township Chester County	PAR10-G396	General Residential Properties 666 Exton Commons, Exton, PA 19341	Unnamed Tributary East Branch Brandywine River (WWF-MF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Concord Township Delaware County	PAR10-J187	Dickinson Development Company P. O. Box 100, Chadds Ford, PA 19317	West Branch Chester Creek (TSF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130

NOTICES

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<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Horsham Township Montgomery County	PAR10-T669	Gigliotti Welsh Road Associates, LP P. O. Box 270, Newtown, PA 18940	Park Creek (WF, M)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Whitemarsh Township Montgomery County	PAR10-T472	The Norlen Group 505 1/2 Germantown Pike Lafayette Hill, PA	Sandy Run (TSF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Worcester Township Montgomery County	PAR10-T648	Worcester Township P. O. Box 767, Worcester, PA 19490	Zacharias Creek (TSF)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Bryn Athyn Borough Montgomery County	PAR10-T683	Bryn Athyn Borough 2835 Buck Road, Bryn Athyn, PA 19009	Tributary to Huntingdon Creek (TSF, M)	Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Luzerne County Hanover Township	PAR10R213	Earth Conservancy 101 S. Main St. Ashley, PA 18706	Sugar Notch Run Solomon's Creek	Luzerne CD (570) 674-7991
Northampton County Allen Township	PAR10U146	Kreidersville Land Co. c/o Wasyl Mauser 1460 Old Carriage Rd. Northampton, PA 18067	Hokendauqua Creek CWF	Northampton CD (610) 746-1971
Erie County Millcreek Township	PAR10K172	Joseph Montagna 811 Lowell Avenue Erie, PA 16505	UNT to Walnut Creek (CWF; MF)	Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-4203
Erie County Millcreek Township	PAR10K174	Pastore, Inc. 2315 Grandview Blvd. Erie, PA 16506	UNT to Walnut Creek (CWF; MF)	Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-4203
Erie County Summit Township	PAR10K175	Scott's Development Co. P. O. Box 3306 Erie, PA 16508	Tributary to Walnut Creek (CWF; MF)	Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-4203
Lawrence County Shenango Township	PAR103744	Berner International Corporation Attn: Mark McNulty R. D. 3, Wilmington Road P. O. Box 5205 New Castle, PA 16105	UNT to Big Run (WWF)	Lawrence Conservation District Lawrence Co. Government Center 430 Court Street New Castle, PA 16101-3593 (724) 652-4512

General Permit Type—PAG-3

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Philadelphia County City of Philadelphia	PAR200002	Allied Tube & Conduit Corp. 11350 Norcom Road Philadelphia, PA 19154	UNT to Walton Run and (3J Pennypack Watershed)	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Bucks County Falls Township	PAR220002	Commonwealth Wood Preservers of PA, Inc. 400 Rock Run Road Fairless Hills, PA 19030	Rock Run	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Philadelphia County City of Philadelphia	PAR140021	Perfecseal, Inc. 9800 Bustleton Avenue Philadelphia, PA 19115	UNT to Pennypack Creek and (3J Pennypack Watershed)	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Delaware County Lower Chichester Township	PAR230024	Esschem Incorporated 4000 Columbia Avenue Linwood, PA 19061	Delaware River	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Montgomery County Whitemarsh Township	PAR230073	McNeil Consumer Healthcare 7050 Camp Hill Road Fort Washington, PA 19034	Sandy Run Creek and (3F Wissahickon Watershed)	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Bucks County Milford Township	PAR600067	Gene's Used Auto Parts 1275 Kumry Road Pennsburg, PA 18073	Stony Run Creek and Perkiomen Watershed	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Delaware County Lower Chichester Township	PAR800104	Federal Express Corporation—ZTYRT Station 1500 Blue Ball Road Linwood, PA 19061	Naaman Creek	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Glenshaw Allegheny County	PAR216124	Glenshaw Glass Company 1101 William Flynn Highway Glenshaw, PA 15166	Pine Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Mt. Pleasant Borough Westmoreland County	PAR216149	Blairsville Wilbert Vault Co. 100 North East Lane Blairsville, PA 15717	Sherrick Run to Jacobs Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-4

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Bedford County Juniata Township	PAG043668	Nina Righenour P. O. Box 23 New Baltimore, PA 15552	Kegg Run	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Locust Township Columbia County	PAG045105	Albert L. and Brenda M. Klinger R. D. 3, Box 325 Catawissa, PA 17820	UNT to Roaring Creek	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Wayne Township Clinton County	PAG044901	Harold E. Heaton R. D. 1, Box 416A Lock Haven, PA 17745	UNT West Br. Susquehanna	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Lewis Township Northumberland County	PAG044880	Norman D. Eisley P. O. Box 221, R. D. 2 Turbotville, PA 17772	UNT Beaver Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Shamokin Township Northumberland County	PAG045106	Charles and Barbara Carpenter R. R. 1, Box 959 Paxinos, PA 17860	Bennys Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Westmoreland County Hempfield Township	PAG046221	Paul M. Barr, Jr. 2474 Long Street Greensburg, PA 15601	UNT of Slate Creek	Southwest Regional Office: Water Management Program Manager, 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Redbank Township Clarion County	PAG048358	Dane N. Rowe 5733 Route 66 Fairmount City, PA 16224	Leasure Run	DEP Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Slippery Rock Township Butler County	PAG048701	W. Robert Hunter 419 Centerville Pike Slippery Rock, PA 16057	Slippery Rock Creek	DEP Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-5

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Delaware County Springfield Township	PAG-050015	Springfield Township 50 Powell Rd. Springfield, PA 19064	Stoney Creek	Southeast Region Water Management 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>
Westmoreland County Rostraver Township	PAG056152	CoGo's Company 2589 Boyce Road Pittsburgh, PA 15241	UNT to the Youghiogheny River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-10

<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>
Statewide Use	PAG109607	Equitable Gas Company 200 Allegheny Center Mall Pittsburgh, PA 15212	Statewide Use— Water body information to be provided to the Department before discharge	DEP Central Office 400 Market Street Harrisburg, PA 17105 (717) 787-8184

**SEWAGE FACILITIES ACT
PLAN APPROVAL**

Plan Revision approval granted December 5, 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: Pleasant Hills Resort Campground STP. Northeast of SR 3011 along Middle Ridge. Juniata and Penn Townships, Huntingdon County.

Project Description: Approval of a revision to the Official Sewage Plan of Juniata and Penn Townships, Huntingdon County. Project involves construction of a small flow sewage treatment facility to serve 38 proposed additional camp sites. Treated effluent will be discharged to an unnamed tributary to Raystown Lake.

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

Plan revision approval granted December 6, 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: 4 W. Water St., Abbottstown, PA 17301.

The approved plan provides for an expansion of the existing **Abbottstown-Paradise Joint Municipal Authority** sewage treatment plant from a current capacity of .215 mgd to .350 mgd. Municipalities involved include Hamilton Township, Abbottstown Borough, and Berwick Township in **Adams County**, and Paradise Township in **York County**.

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

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

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

Location: State College Borough and College, Ferguson, Halfmoon, Harris and Patton Townships, Centre County—The University Area Joint Authority service area.

Project Description: The approved plan calls for expansion of the existing UAJA wastewater treatment facility from 6.0 to 9.0 mgd to provide for continuing growth and development in the greater State College service area. Since the receiving stream for the existing discharge, Spring Creek, is designated HQ-CWF by Chapter 93 of the Department's regulations, and because it is a renowned trout fishery, the municipality selected an expansion plan which avoids additional discharge to the Creek.

The project will involve the construction of nutrient removal facilities for the entire proposed 9.0 mgd flow. Up to 6 mgd of the treated effluent will continue to be discharged to Spring Creek.

Additional "polishing" treatment facilities will be constructed to provide advanced treatment to an additional 3.0 mgd. This waste stream will be subject to microfiltration, reverse osmosis or nanofiltration and ultraviolet disinfection. A portion of this flow will be conveyed via a new transmission line for reuse by industrial, commercial and/or agricultural customers. The remainder will be conveyed via a new transmission line to Slab Cabin Run, an intermittent tributary of Spring Creek. The highly treated product of this process will be used to augment base flow in Slab Cabin Run.

The project will be constructed in three phases, with 0.75 mgd of new capacity brought on-line in 2004, another 0.75 mgd in 2008 and the final 1.5 mgd in 2013.

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

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

Location: Borough of Big Run, Big Run Borough, Jefferson County. Borough of Big Run, P. O. Box 437, Big Run, PA 15715.

Project Description: This approved project proposes three changes to the 537 Base Plan:

1. The proposed wastewater treatment plant will be moved to a higher elevation and situated beyond the Big Run Borough line in Henderson Township.

2. Treatment technology was changed due to the limited area at the new location, so a modified activated sludge process known as Upflow Sludge Blanket Filtration has been proposed.

3. The location of gravity sewers and force mains has been modified to minimize PennDOT right-of-way encroachments.

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

SAFE DRINKING WATER

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

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

Permit No. 1500507. Public Water Supply. **Nottingham Towers Apartments**, 10 Arbour Court, Nottingham, PA 19362. A permit has been issued for the permitting and upgrades of the Nottingham Towers Apartments existing non-permitted water supply system. The upgrades will include installation of a storage tank, chemical feed systems, service pumps, and hydropneumatic tanks in East Nottingham Township, **Chester County**. *Type of Facility:* Public Water Supply System. *Consulting Engineer:* Evans Mill Environmental, Inc., 101 Fellowship Road, Uwchlan, PA 19480. *Permit to Construct Issued:* November 14, 2000.

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

Permit No. 0600506. Public water supply. **Western Berks Water Authority, Berks County**. *Responsible Official:* E. David Wenger, Authority Chairperson, Western Berks Water Authority, 91 Water Road, Sinking Spring, PA 19608-9633. *Type of Facility:* New dissolved air flotation clarification units. *Consulting Engineer:* Deborah M. Watkins, Inc., 1400 Weston Way, West Chester, PA 19380. *Permit to Construct Issued:* December 6, 2000.

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

Permit No. Minor Amendment. The Department issued a construction permit to **Benton Municipal Water & Sewer Authority**, P. O. Box 516, Benton, PA 17814-0516, Benton Borough, **Columbia County**. This permit authorizes construction of a caustic soda feed system and replacement of the gas chlorination facilities with sodium hypochlorite feed at the EPD pressure and filtration plant.

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

Permit No. 0200503. Public Water Supply. **Plum Borough Municipal Authority**, 4555 New Texas Road, Pittsburgh, PA 15239. *Type of Facility:* Addition of chlorinator building to High School Pump Station. *Permit issued for Construction:* November 28, 2000.

Permit No. 5600507. Public Water Supply. **Meyersdale Municipal Authority**, 226 Center Street, Meyersdale, PA 15552. *Type of Facility:* Fike Hollow Road Water Storage Tank. *Permit issued for Construction:* November 28, 2000.

Permit No. 1100503. Public Water Supply. **Redevelopment Authority of Cambria County**, 401 Candlelight Drive, Suite 209, P. O. Box 93, Ebensburg, PA 15931. *Type of Facility:* 53,000 gallon storage tank, booster station, transmission main, distribution piping and 6 fire hydrants (Onnalinda system). *Permit issued for Construction:* November 28, 2000.

Permit No. 5687504-A1. Public Water Supply. **Garrett Borough**, 307 Municipal Road, P. O. Box 218, Garrett, PA 15542. *Type of Facility:* Corrosion control (Aqua Mag), two metering pumps and appurtenances. *Permit issued for Construction:* November 28, 2000.

Permit No. 5026048. Public Water Supply. **Crystal Springs Water Company**, 45 West Noblestown Road, Carnegie, PA 15106. *Type of Facility:* Amendment for bottled water sold under "Giant Eagle Distilled Water" and "Giant Eagle Spring Water." *Permit issued for Operation:* November 28, 2000.

Permit No. 5600505. Public Water Supply. **Seven Springs Municipal Authority**, R. D. 1, Helen Road, Champion, PA 15622. *Type of Facility:* Sunset Reservoir. *Permit issued for Construction:* November 28, 2000.

Permit No. 5600506. Public Water Supply. **Stoystown Borough Municipal Authority**, P. O. Box 324, Stoystown, PA 15563-0324. *Type of Facility:* Well # 10 (Egler Test Well). *Permit issued for Construction:* November 21, 2000.

Permit No. 5600508. Public Water Supply. **Central City Water Authority**, 241 Sunshine Avenue, Central City, PA 15926. *Type of Facility:* Clean and repaint four water storage tanks. *Permit issued for Construction:* November 21, 2000.

Permit No. 3000501. Public Water Supply. **East Dunkard Water Association**, Box 241, Dilliner, PA 15327. *Type of Facility:* East Dunkard bolted steel water storage tank. *Permit issued for Construction:* November 21, 2000.

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

Permit No. 4300502. Public Water Supply. **Pine Grove Mobile Home Park**, 374 North Perry Highway, Mercer, PA 16137 has been issued a construction permit for Well No. 6 in Coolspring Township, **Mercer County**. *Type of Facility:* Community Water Supply. *Consulting Engineer:* K.E.A., Inc., 6124 East State St., P. O. Box 1267, Hermitage, PA 16148-0267. *Permit to Construct Issued:* December 8, 2000.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 2

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

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

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

The Department has received the following final reports:

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

Scranton Army Ammunition Plant (a.k.a. Chamberlain Manufacturing Corporation), City of Scranton, **Lackawanna County**. David Everitt III, Environmental Scientist, MEA, Inc., 201 Center Street, Stockertown, PA 18083 has submitted a Final Report (on behalf of his clients, the Department of the Army and Chamberlain Manufacturing Corporation) concerning the remediation of site soils and groundwater found or suspected to have been contaminated with petroleum products and metals. The report was submitted to document remediation of the site to meet the Statewide health standard.

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

Bosco's Auto Center—Susquehanna Valley Mall, Monroe Township, **Snyder County**. Vitillo Corporation, on behalf of their client Bosco's Auto Center, Routes 11 and 15, Susquehanna Valley Mall, Selinsgrove, PA 17870, has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with BTEX and PHCs. The report is intended to document remediation of the site to meet the Statewide health standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 3

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

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

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

The Department of Environmental Protection has acted upon the following plans and reports:

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

Williamsburg Village Properties L.P., Towamencin Township, **Montgomery County**. Marc Selover, P.G., Environmental Resolutions, Inc., 124 Gaither Drive, Suite 160, Mt. Laurel, NJ 08054-1719, has submitted a Final Report concerning remediation of site soil contaminated with solvents. The report demonstrated attainment of the Statewide health standard and was approved by the Department on October 10, 2000.

Abington Shopping Center, Abington Township, **Montgomery County**. Dennis Fisher, NTH Consultants, Ltd., 860 Springdale Drive, Exton, PA 19341, has submitted a combined Site Investigation, Risk Assessment and Cleanup Plan Report concerning remediation of site soil and groundwater contaminated with solvents. The report was approved by the Department on October 10, 2000.

Sunoco Station #0460-8998, New London Township, **Chester County**. Jennifer L. O'Reilly, Groundwater & Environmental Services, Inc., 410 Eagleview Blvd., Suite 110, Exton, PA 19341, has submitted a Final Report concerning remediation of site soil contaminated with BTEX and petroleum hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved by the Department on October 11, 2000.

Sun Pipe Line Company, East Goshen Township, **Chester County**. Jennifer L. Stafford, P.G., Groundwater & Environmental Services, Inc., 410 Eagleview Blvd., Suite 10, Exton, PA 19341, has submitted a Remedial Investigation and Risk Assessment Report concerning remediation of site soil and groundwater contaminated with BTEX and petroleum hydrocarbons. The report was approved by the Department on October 12, 2000.

Main Street at Exton, West Whiteland Township, **Chester County**. J. Anthony Sauder, P.G., Pennoni Associates, Inc., 3001 Market Street, Suite 200, Philadelphia, PA 19104, has submitted a Remedial Investigation/Risk Assessment Report/Cleanup Plan concerning remediation of site soil contaminated with heavy metals, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons and groundwater contaminated with solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The report was approved by the Department on October 12, 2000.

Riverfront North Site—Property A, Bristol Borough, **Bucks County**. Michael A. Christie, P.G., Penn Environmental & Remediation, Inc., 2755 Bergey Road, Hatfield, PA 19440, has submitted a Final Report concerning remediation of site soil contaminated with lead, heavy metals, solvents, and polycyclic aromatic hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved by the Department on October 23, 2000.

Unisys and Former Lockheed Martin Site, Tredyfrin Township, **Chester County**. Randy L. Shuler, Environmental Resources Management, Inc., 250 Phillips Blvd., Suite 280, Ewing, NJ 08618, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with heavy metals and solvents. The report demonstrated attainment of the Statewide health and site-specific standards and was approved by the Department on October 26, 2000.

Millennium—The Center for Internet Excellence, Conshohocken Borough, **Montgomery County**. Richard P. Almquist, Jr., Oxford Engineers and Consultants, Inc., 2621 Van Buren Ave., Suite 500, Norristown, PA 19401, has submitted a Baseline Environmental Report as it applies to a Special Industrial Area site. The report was approved by the Department on October 27, 2000.

Amtrak 2.5 Acre Site—Richmond Station, City of Philadelphia, **Philadelphia County**. Craig Caldwell, National Railroad Passenger Corp., Amtrak, 30th and Market Sts., Philadelphia, PA 19104, has submitted a Final Report concerning remediation of site soil contaminated with lead, heavy metals, BTEX and polycyclic aromatic hydrocarbons and groundwater contaminated with BTEX and polycyclic aromatic hydrocarbons. The report demon-

strated attainment of the Statewide health standard and was approved by the Department on October 27, 2000.

Former Atlantic Service Station 0363-0431, Upper Darby Township, **Delaware County**. Michael Sarcinello, Groundwater & Environmental Services, Inc., 410 Eagleview Blvd., Suite 110, Exton, PA 19341, has submitted a Remedial Investigation/Final Report concerning remediation of site soil contaminated with BTEX and groundwater contaminated with BTEX and petroleum hydrocarbons. The report demonstrated attainment of the Statewide health and site-specific standards and was approved by the Department on October 31, 2000.

Burns Residence, Bristol Township, **Bucks County**. Brian R. Evans, Hydrocon Services, Inc., 2945 South Pike Avenue, Allentown, PA 18103, has submitted a Final Report concerning remediation of site soil contaminated with BTEX and polycyclic aromatic hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved by the Department on November 6, 2000.

Thomas H. Bliss, Patricia Bliss and Blissco Partnership, East Nottingham Township, **Chester County**. Phillip F. Gray, Jr., Storb Environmental Inc., 410 North Easton Road, Willow Grove, PA 19090, has submitted a Final Report concerning remediation of site soil contaminated with BTEX and petroleum hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved by the Department on November 7, 2000.

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 demonstrated attainment of the Statewide health standard and was approved by the Department on November 11, 2000.

SOLID AND HAZARDOUS WASTE

LICENSE TO TRANSPORT HAZARDOUS WASTE

License expired under the Solid Waste Management Act (35 P. S. §§ 6018.1001—6018.1003) and regulations for license to transport hazardous waste.

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

ABC Tank Co., Inc., P. O. Box 111, Clayton, NJ 08312; License No. **PA-AH 0342**; license expired on November 30, 2000.

Disposal Systems, Inc., P. O. Box 6696, Freehold, NJ 07728; License No. **PA-AH 0470**; license expired on November 30, 2000.

Griffin Industrial Services, Inc., P. O. Box 519, East Syracuse, NY 13057; License No. **PA-AH 0471**; license expired on November 30, 2000.

Select Transportation, Inc., 5055 Nike Drive, Columbus, OH 43026; License No. **PA-AH 0469**; license expired on November 30, 2000.

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

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

ADCOM Express, Inc., 2462-C South Santa Fe Avenue, Vista, CA 92084-8002; License No. **PA-AH S158**; license terminated December 1, 2000.

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

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

Culp Petroleum Company, Inc., P. O. Box 10815, Rock Hill, SC 29731; License No. **PA-AH 0673**; license issued December 1, 2000.

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

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

Envirite of Illinois, Inc., 16435 S. Center Avenue, Harvey, IL 60426; License No. **PA-AH 0547**; renewal license issued December 4, 2000.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit No. 101432, Superior Waste Services of Delaware Valley, Inc., Water and Washington Streets, Norristown, PA 19401. A Permit modification was issued to extend the operating and waste acceptance hours for Superior's municipal waste transfer station (f/k/a Santangelo Transfer Station) located in the Borough of Norristown, **Montgomery County**. Permit was modified by the Southeast Regional Office on December 7, 2000.

A. 101549. Waste Management Disposal Services of Pennsylvania, Inc., 1425 Sell Road, Pottstown, PA 19464. Two applications were returned for expansions of the Pottstown Landfill. One application was for a vertical expansion of the permit area of the Pottstown Landfill—Eastern Expansion. The second application was for a vertical expansion of the permit area on top of the closed portions of the Pottstown Landfill. Because of application deficiencies, the administrative reviews were terminated and both applications were returned by the Southeast Regional Office on December 7, 2000.

PREVIOUSLY UNPERMITTED CLASS OF SPECIAL HANDLING WASTE INFECTIOUS OR CHEMOTHERAPEUTIC WASTE

Amended license issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations for license to transport infectious and chemotherapeutic waste.

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

Sterilogic Waste Systems, Inc., 3220 Tillman Drive, Suite 107, Bensalem, PA 19020; License No. **PA-HC 0208**; amended license issued December 4, 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.

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

45-310-022: Haines & Kibblehouse, Inc.—Locust Ridge Quarry (HC 88, Box 282, Pocono Lake, PA 18347) for construction and operation of portable stone crushing plant in Tobyhanna Township, **Monroe County**.

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

17-18: American Refining and Exploration Co. (100 Four Falls Corporate Center, Suite 215, West Conshohocken, PA 19428) on November 15, 2000, for construction and operation of a 450 horsepower natural gas-fired compressor engine and associated catalytic converter pursuant to the General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP-5) in Huston Township, **Clearfield County**.

19-01A: Bernardi Italian Foods (595 West 11th Street, Bloomsburg, PA 17815) on November 21, 2000, for operation of a 20.92 million BTU per hour natural gas-fired boiler equipped with a low NOx burner/flue gas recirculator pursuant to the General Plan Approval and General Operating Permit for Small Gas and No. 2 Oil Fired Combustion Units (BAQ-GPA/GP-1) in Bloomsburg Town, **Columbia County**.

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

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

41-329-001A: Lycoming County Resource Management Services (P. O. Box 187, Montgomery, PA 17752) on November 7, 2000, for operation of two 860 horsepower landfill gas-fired internal combustion engines at the Lycoming County Landfill in Brady Township, **Lycoming**

County. These engines are subject to Subpart Cc of the Federal Standards of Performance for New Stationary Sources.

08-310-003: State Aggregates, Inc. (4401 Camp Meeting Road, Center Valley, PA 18034) on November 21, 2000, for operation of a sand and gravel processing plant in Sheshequin Township, **Bradford County.** This plant is subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources.

49-318-034: Milton Steel, Inc. (6 Canal Street, Milton, PA 17847) on November 21, 2000, for operation of two steel parts surface coating dip tanks in Milton Borough, **Northumberland County.** These tanks are subject to Subpart EE of the Federal Standards of Performance for New Stationary Sources.

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

04-00044: Zinc Corp. of America (300 Frankfort Road, Monaca, PA 15061) for operation of Zinc Smelting at Monaca Zinc Smelter in Potter Township, **Beaver 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).

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

49-313-035K: Merck & Co., Inc. (P. O. Box 600, Danville, PA 17821) on December 7, 2000, to incorporate conditions established in Plan Approvals 49-313-035L and 49-313-035M for various pieces of pharmaceutical process equipment in Riverside Borough, **Northumberland County.**

17-399-013: Burke-Parsons-Bowlby Corp. (R. R. 3, Box 275, Dubois, PA 15801) on December 7, 2000, to incorporate conditions established in Plan Approval 17-399-013A for five process/storage tanks and associated air cleaning device (a scrubber) in creosote wood-preserving operation in Sandy Township, **Clearfield 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).

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

38-05016: Quaker Alloy, Inc. (200 East Richland Avenue, Myerstown, PA 17067) on November 30, 2000, for modification of the shell molding/coremaking operations at North and Center Bay—Hill Foundry in Myerstown Borough, **Lebanon County.**

67-03098: Worker-Semmel Funeral Home, Inc. (849 East Market Street, York, PA 17403) on December 7, 2000, for construction of a human crematory controlled by an afterburner at 400 Pattison Street in York City, **York County.**

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

49-307-003A: ISTIL (USA) Milton, Inc. (P. O. Box 298, Milton, PA 17847) on November 7, 2000, for reactivation of a steel billet reheat furnace and bar rolling mill in Milton Borough, **Northumberland County.**

59-309-001D: OSRAM Sylvania Products, Inc. (1 Jackson Street, Wellsboro, PA 16901) on November 7, 2000, for installation of an air cleaning device (a fabric collector) on a material handling operation ("Proportioner Area") in Wellsboro Borough, **Tioga County.**

49-313-032H: Merck and Co., Inc. (P. O. Box 600, Danville, PA 17821) on November 14, 2000, for installation of air cleaning devices (a thermal oxidizer and a packed bed scrubber) on various pharmaceutical process vessels in Riverside Borough, **Northumberland County.**

59-301-019: TLC Services (621 Smith Street, Mansfield, PA 16933) on November 20, 2000, for construction of a crematory incinerator in Tioga Township, **Tioga County.**

19-304-003B: S & B Foundry Co. (3825 Columbia Boulevard, Bloomsburg, PA 17815) on November 20, 2000, for construction of two 1,000 pound iron melting electric induction furnaces and associated air cleaning device (a fabric collector) in South Centre Township, **Columbia County.**

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

65-706: Jeannette Specialty Glass (P. O. Box 99, North Fourth Street, Jeannette, PA 15644) reissued December 8, 2000, for glass melting tank at Jeannette Shade & Novelty Plant in Jeannette, **Westmoreland County.**

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

43-322A: Thompson Fabricating, Inc. (60 Council Avenue, Wheatland, PA 16161) on December 1, 2000, for operation of a paint booth in Wheatland, **Mercer County.**

24-123B: Superior Greentree Landfill, Inc. (635 Toby Road, Kersey, PA 15846) on December 4, 2000, for installation and operation of an enclosed flare in Fox Township, **Elk 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).

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

01-03021: Agway, Inc. d/b/a Andgrow Fertilizer (3150 Stoney Point Road, East Berlin, PA 17316) on September 20, 2000, to authorize temporary operation of a fertilizer mixing plant controlled by a fabric collector, covered under this Plan Approval until January 18, 2001, in Latimore Township, **Adams County.**

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

65-919A: Angelo Iafate Construction Co. (P. O. Box 259, 108B Main Street, New Stanton, PA 15672) on December 8, 2000, for operation of a crusher and asphalt plant at Carpenter Town Asphalt Plant in Mount Pleasant Borough, **Westmoreland County.**

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

10-313-028B: Indspec Chemical Corp. (133 Main Street, Petrolia, PA 16050) on December 31, 2000, for a resorcinol flaker in Petrolia, **Butler County**.

10-399-018: Resolite, A United Dominion Co. (Route 19 North, Box 338, Zelenople, PA 16063) on December 31, 2000, for a fiberglass pultrusion process in Jackson Township, **Butler County**.

42-185A: IA Construction Corp. (Route 155, Franklin, PA 16323) on December 30, 2000, for a batch asphalt plant in Annin Township, **McKean 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).

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

Coal Applications Issued:

32000101. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001), commencement, operation and restoration of a bituminous surface-auger mine in Rayne Township, **Indiana County**, affecting 153.9 acres, receiving stream Crooked Creek, unnamed tributary to Crooked Creek, application received March 14, 2000, permit issued December 1, 2000.

56920105, Permit Revision. Sanner Energies, Inc. (1179 Rockdale Road, Rockwood, PA 15557-6409), to change the land use from woodland to cropland and unmanaged natural habitat in Southampton Township, **Somerset County**, affecting 100.2 acres, receiving stream unnamed tributaries to North Branch of Jennings Run, application received October 2, 2000, issued December 4, 2000.

56703124, Permit Renewal. Diamond T Coal Company (P. O. Box 260, Friedens, PA 15541), for continued operation of a bituminous surface-auger mine in Stonycreek Township, **Somerset County**, affecting 568.5 acres, receiving stream Lamberts Run, application received August 29, 2000, issued December 7, 2000.

56663098, Permit Renewal. PBS Coals, Inc. (P. O. Box 260, Friedens, PA 15541), for continued operation of a bituminous-coal refuse reprocessing surface mine in Shade Township, **Somerset County**, affecting 412.3 acres, receiving stream Dark Shade Creek and Little Dark Shade Creek, application received August 29, 2000, issued December 7, 2000.

56950111, Permit Renewal. Cooney Brothers Coal Company (P. O. Box 246, Cresson, PA 16630), for continued operation of a bituminous surface and auger mine in Shade Township, **Somerset County**, affecting 248.5 acres, receiving stream unnamed tributary to Shade Creek and Shade Creek, application received September 25, 2000, permit issued December 5, 2000.

56950106, Permit Renewal. Zubek, Inc. (173 House Coal Road, Berlin, PA 15530-8822), for continued operation of a bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 122.0 acres, receiving stream unnamed tributaries to Schrock Run and Schrock Run, application received June 27, 2000, issued December 7, 2000.

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

65950111. M. B. Energy, Inc. (175 McKnight Road, Blairsville, PA 15717-7961). Permit renewed for continued operation and reclamation of a bituminous surface mine located in Derry Township, **Westmoreland County**, affecting 84.7 acres. Receiving streams: unnamed tributary to Miller Run to Loyalhanna Creek. Application received: October 16, 2000. Renewal issued: December 4, 2000.

03950109. Walter L. Houser Coal Co., Inc. (R. R. 9, Box 434, Kittanning, PA 16201). Permit renewal issued for continued reclamation only of a bituminous surface mine located in Mahoning Township, **Armstrong County**, affecting 80 acres. Receiving streams: unnamed tributary to Mahoning Creek and Mahoning Creek. Application received: October 11, 2000. Reclamation only renewal issued: December 5, 2000.

03000104. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Permit issued for commencement, operation and reclamation of a bituminous surface/auger mine located in Valley and Kittanning Townships, **Armstrong County**, affecting 411.6 acres. Receiving streams: unnamed tributary "C" to Mill Run; unnamed tributary "D" to Mill Run; Cowanshannock Creek; unnamed tributary "A" to Cowanshannock Creek; unnamed tributary "C" to Cowanshannock Creek; unnamed tributary "B" to Mill Run; or unnamed tributary "B" to Cowanshannock Creek. Application received: April 14, 2000. Permit issued: December 7, 2000.

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

17980127. Waroquier Coal Company (P. O. Box 128, Clearfield, PA 16830), commencement, operation and restoration of a bituminous surface mine-auger permit in Lawrence Township, **Clearfield County** affecting 53 acres. Receiving streams: unnamed tributary to Hogback Run to Hogback Run to Hogback Run to the West Branch of the Susquehanna River. Application received December 18, 1998. Permit issued December 6, 2000.

17000106. G & S Timber, Inc. (P. O. Box 207, Curwensville, PA 16833), commencement, operation and restoration of a bituminous surface mine-auger permit in Bigler Township, **Clearfield County** affecting 7.3 acres. Receiving streams: unnamed stream to Upper Morgan Run to Clearfield Creek to West Branch Susquehanna River. Application received June 26, 2000. Permit issued December 6, 2000.

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

16900113. Ancient Sun, Inc. (P. O. Box 129, Shippenville, PA 16254). Renewal of an existing bituminous strip and auger operation in Redbank Township, **Clarion County** affecting 214.6 acres. This renewal is issued for

reclamation only. Receiving streams: Two unnamed tributaries to Pine Creek. Application received: September 18, 2000. Permit Issued: November 30, 2000.

10970104. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127). Revision to an existing bituminous strip operation to add 6.0 acres of coal removal in Venango Township, **Butler County** affecting 130.8 acres. Receiving streams: Unnamed tributaries to Little Scrubgrass Creek and unnamed tributaries to Scrubgrass Creek. Application received: October 2, 2000. Permit Issued: November 28, 2000.

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

Small Noncoal (Industrial Minerals) Permits Issued

25002805. Rohrer-Blum (3180 Rt. 6, Waterford, PA 16441). Commencement, operation and restoration of a small noncoal sand and gravel operation in Amity Township, **Erie County** affecting 5.0 acres. Receiving streams: None. Application received: July 27, 2000. Permit Issued: November 30, 2000.

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

58000844. Bill O'Dell (233 Delaware Street, Forest City, PA 18421), commencement, operation and restoration of a bluestone quarry operation in Harford Township, **Susquehanna County** affecting 5.0 acres, receiving stream—none. Permit issued December 4, 2000.

58008034. Jack L. McKeeby (Box 571, New Milford, PA 18834), commencement, operation and restoration of a bluestone quarry operation in Franklin Township, **Susquehanna County** 1.0 acres, receiving stream—none. Permit issued December 5, 2000.

58000805. William C. Chamberlain (R. R. 1, Box 50B, Susquehanna, PA 18847), commencement, operation and restoration of a quarry operation in Jackson Township, **Susquehanna County** affecting 2.0 acres, receiving stream—none. Permit issued December 7, 2000.

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

Noncoal Permits Issued

5074SM1A2C5. Valley Quarries, Inc. (P. O. Box J, Chambersburg, PA 17201-0809), renewal and correction of NPDES Permit No. PA 0122629 in Guilford Township, **Franklin County**, receiving stream—intermittent stream tributary to Conococheague Creek. Renewal/Correction issued December 5, 2000.

6477SM4A1C2. John F. Walter Excavating, Inc. (P. O. Box 175, Newville, PA 17241), renewal of NPDES Permit No. PA0612677 in Middlesex Township, **Cumberland County**, receiving stream—unnamed tributary to Conodoquinet Creek. Renewal issued December 5, 2000.

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

Noncoal (Industrial Minerals) Permits Issued

65900402. Pioneer Mid-Atlantic, Inc. (400 Industrial Boulevard, New Kensington, PA 15068). Permit revised to add acreage for two support areas for product stockpiles and limestone fines placement at a large noncoal (limestone) quarry located in Derry Township, **Westmoreland County**, now affecting 1,303.0 acres. Receiving streams: unnamed tributaries to both and including Harbridge Run and Tannery Hollow. Application received: May 23, 2000. Revision issued: December 5, 2000.

Knox District Office, P. O. Box 669, Knox, PA 16232. Environmental Good Samaritan Proposals Issued:

EGS 42001. Elk County Fisherman (HCR 1, Box 199A, Ridgway, PA 15853). A project to add alkalinity to the upper reaches of Gumboot Run in Sergeant Township, **McKean County**, affecting 5.0 acres. Receiving streams: Gumboot Run. Project proposal received: October 2, 2000. Project Issued: November 20, 2000.

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

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

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

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

Permits Issued and Actions on 401 Certifications:

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

E 46-866. Encroachment Permit. **Reitnour Investment Properties—Limerick, L.P.**, 1260 Valley Forge Road, Phoenixville, PA 19460. To modify an existing 5.6 acre reservoir by placing fill in a 3.2 acre portion, to deepen the remaining 2.4 acre portion, to enlarge the remaining reservoir by 2.0 acres, to place and maintain stormwater outfalls and to place fill in 0.16 acre of wetlands (PEM). The activities also include the extension of an existing enclosure by 29 feet and to construct stormwater outfall #95 which qualifies for a waiver of permit requirements in accordance with 105.12(a)(2). This permit also includes Environmental Assessment approval to modify a nonjurisdictional dam that will lower the

reservoir water surface elevation and impact 20 linear feet of stream at the outlet. This work is associated with the construction of the Lakeview Commercial Center located at the site of the former Lakeview Amusement Park approximately 1,200 feet northeast of the intersection of Lewis Road and Royersford Road (Phoenixville, PA Quadrangle N: 12.65 inches; W: 4.1 inches) in Limerick Township and Royersford Borough, **Montgomery County**. The project will impact a total of 5.6 acres of reservoir, 0.16 acre of wetlands and 80 linear feet of watercourse. The permittee is required to provide 0.9 acre of replacement wetlands.

E15-641. Encroachment Permit. **Brandywine Operating Partnership**, 14 Campus Boulevard, Suite 100, Newtown Square, PA 19073. To construct, operate and maintain the following Water Obstructions and Encroachments Activities associated with the Applebrook Corporate office facility:

1. To install a 101-foot long single span bridge over Ridley Creek (HQ-TSF) associated with construction of Drive A (West Chester, PA Quadrangle N: 21.1 inches; W: 5.5 inches);

2. Excavation of a reservoir area within and along a 164 linear-foot segment of an unnamed intermittent tributary of Ridley Creek (West Chester, PA Quadrangle N: 21.5 inches; W: 5.4 inches);

3. To construct Drive B across three unnamed tributaries of Ridley Creek, impacting 50, 78 and 70 linear feet of watercourse;

4. To place fill within and along 220, 255 and 360 linear feet of three unnamed tributaries of Ridley Creek and impacting 0.11 acre of adjacent wetlands for the construction of a parking area.

5. Issuance of this permit constitutes approval of the Environmental Assessment for an on-stream, non-jurisdictional dam impacting 210 linear feet of two unnamed tributaries of Ridley Creek. The facility will temporarily serve as sedimentation basin during construction and detention basin for post construction.

This project is situated approximately 800 feet northwest of the junction of Clock Tower Drive and East Boot Road (West Chester, PA—Quadrangle N: 21.8 inches; W: 5.4 inches) in East Goshen Township, **Chester County**.

The applicant proposes to construct 0.73 acre of replacement wetlands on the proposed Applebrook Golf Course site (DEP application E15-640) which is located immediately to the north of this project.

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

E45-393. Encroachment. **White Heron Lake, Inc.**, P. O. Box 9, White Heron Lake, East Stroudsburg, PA 18301. To remove the existing wooden bridge deck and to construct and maintain an open grid steel deck on the existing beams of a private bridge having a single span of approximately 20 feet and underclearance of 6 feet across Marshall Creek. This project also includes maintenance of the deteriorated stone bridge abutments. This bridge serves as a secondary access to White Heron Lake residential development and is located east of S. R. 1007, approximately 0.25 mile downstream of Township Road T521 (East Stroudsburg, PA Quadrangle N: 10.1 inches; W: 1.7 inches) in Middle Smithfield Township, **Monroe County**.

E58-233. Encroachment. **Bart-Rich Enterprises, Inc.**, 1 Technology Place, East Syracuse, NY 13057. To place fill in 0.25 acre of wetlands to construct parking facilities for a proposed Burger King Restaurant, to construct and maintain a 6 inch sanitary sewer line across a tributary to the Susquehanna River, and to construct and maintain a stormwater outfall to a tributary to the Susquehanna River. This project is located at the intersection of S. R. 0171 and S. R. 0011 (Great Bend, PA/NY Quadrangle N: 16.7 inches; W: 15.6 inches), in Great Bend Township, **Susquehanna County**. The permittee is required to provide 0.25 acre of replacement wetlands.

E58-236. Encroachment. **Pennsylvania Department of Transportation, District 4-0**, P. O. Box 111, Scranton, PA 18501. To remove the existing structure and to construct and maintain a single span, fiber reinforced, polymer bridge having a normal clear span of 18.0 feet on a 70° skew with a minimum underclearance of 4.67 feet across a tributary to DuBois Creek. The project is located along S. R. 1037 approximately 100 feet south of the intersection of S. R. 1037 and S. R. 1022, (Franklin Forks, PA Quadrangle N: 12.7 inches; W: 2.5 inches) in Great Bend Township, **Susquehanna County**.

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

E06-540. Encroachment. **David Hoffman**, 704 Buck Hollow Road, Mohnnton, PA 19540. To relocate an existing bridge for small equipment having a span of 50 feet and an underclearance of 12 feet approximately 800 feet downstream from its existing location across Beaver Run at a point approximately 1,200 feet upstream of Zion Road (Morgantown, PA Quadrangle N: 17.5 inches; W: 0.8 inch) in Robeson Township, **Berks County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E07-322. Encroachment. **Leonard S. Fiore, Inc.**, 5506 Sixth Avenue, Rear, Altoona, PA 16602. To place fill in 0.4 acre of wetlands for roadway construction and to construct and maintain two 8-inch diameter sanitary sewer line wetland crossings in conjunction with the development of the Fox Hollow (Phase 4) residential subdivision along Brush Run (WWF) located between Route 36 and Logan Boulevard about 1.3 miles northwest of Hollidaysburg (Hollidaysburg, PA Quadrangle N: 13.0 inches; W: 3.5 inches) in Allegheny Township, **Blair County**. This permit also includes 401 Water Quality Certification.

E36-696. Encroachment. **Virginia Brady**, Pequea Township, 1020 Millwood Road, Willow Street, PA 17584. To remove the existing bridge and to construct and maintain a new concrete bridge having a single span of 20 feet with an underclearance of 8 feet minimum across the channel of Goods Run (TSF) on T-557 (Millwood Road) located about 0.7 mile south of Baumgardner Village (Conestoga, PA Quadrangle N: 13.8 inches; W: 5.0 inches) in Pequea Township, **Lancaster County**. This permit also includes 401 Water Quality Certification.

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

E41-467. Encroachment. **Glen L. Powell**, 160 Powell Road, Butler, PA 16002-8890. To 1) remove sunken and submerged old growth timber logs, not including the log cribs or piles of logs, from the West Branch Susquehanna

River bed from a point 300 feet upstream of the Hepburn Street Dam to Crane Island, which is approximately 12 miles upstream from the dam, 2) place fish habitat root wads in the general area where old growth logs were removed (Williamsport, PA Quadrangle, from N: 19.6 inches; W: 0.9 inch to Linden, PA Quadrangle N: 13.7 inches; W: 9.9 inches) in the City of Williamsport, Loyalsock Township, South Williamsport Borough, Duboistown Borough, Armstrong Township, Susquehanna Township, and Woodward Township, Nippenose Township, Piatt Township, **Lycoming County**. This permit was issued under section 105.13(e) "Small Projects."

E59-406. Encroachment. **Richmond Township**, 563 Valley Road, Mansfield, PA 16933. To remove the existing structures and construct, operate and maintain three new culvert structures located on Township Route T-754. The first structure consists of installing a 2440 mm (8 foot) corrugated steel pipe culvert (Mansfield, PA Quadrangle N: 8.6 inches, W: 11 inches), the second structure consists of installing a 2108 mm x 1448 mm (6.92 ft X 4.75 ft) corrugated steel pipe arch culvert (Mansfield, PA Quadrangle N: 8.7 inches; W: 11 inches). Both of these structures will be installed on unnamed tributaries to the Tioga River. The third structure consists of a 5790 mm x 1850 mm (19 ft x 6.2 ft) aluminum box culvert with concrete invert over Slate Creek (Mansfield, PA Quadrangle N: 6.5 inches; W: 10.25 inches). This culvert (number 3) shall be depressed 12 inches and fish baffles shall be incorporated in the construction. This permit also authorizes the temporary installation of a diversion dike for the Slate Run crossing which upon completion of the project shall be completely removed and the area restored and stabilized. All three of these structures are in Richmond Township, **Tioga County**.

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

E32-423. Encroachment. **Indiana County Commissioners**, 825 Philadelphia Street, Indiana, PA 15701-3942. To remove the existing structure known as Josephine Bridge No. 61B, and to construct and maintain a dual span bridge having a clear span of 19.71 meters each and an underclearance of 6.1 meters across Blacklick Creek (TSF). The project includes construction and maintenance of scour protection. Also, to construct and maintain a temporary causeway and cofferdam during construction. The structure is located on T-660 at a point approximately 0.35 mile north of the intersection of T-660 and S. R. 2017 (Bolivar, PA Quadrangle N: 18.55 inches; W: 8.7 inches) in Burrell Township, **Indiana County**.

E65-763. Encroachment. **St. Clair Township**, P. O. Box 506, Seward, PA 15954. To remove the existing structure and to construct and maintain a 6-inch depressed 64-inch x 43-inch corrugated metal pipe arch culvert in Shannon Run (HQ-CWF) for the purpose of minimizing flooding. The project is located on Wildcat Road, approximately 1 mile from its intersection with Shannon Creek Road (Rachelwood, PA Quadrangle N: 17.0 inches; W: 9.0 inches) in St. Clair Township, **Westmoreland County**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

ENVIRONMENTAL ASSESSMENT

Environmental Assessment Approval and Actions on 401 Certification

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

D21-152EA. Environmental Assessment. **Dickinson Township** (219 Mountain View Road, Mount Holly Springs, PA 17065). To breach and remove the Barnitz Mill Dam across Yellow Breeches Creek (HQ-CWF) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 500 feet southwest of the intersection of the Pine Road (S. R. 3006) and T471 (Mount Holly Springs, PA Quadrangle N: 22.4 inches; W: 13.5 inches) Dickinson Township, **Cumberland County**.

SPECIAL NOTICES

Submission Date for Grant Applications under the Pennsylvania Solid Waste-Resource Recovery Development Act

The Department of Environmental Protection (Department) announces that it is accepting Resource Recovery Demonstration Grant applications from counties, municipalities, and municipal authorities within Pennsylvania under the Pennsylvania Solid Waste-Resource Recovery Development Act of 1974, Act 198. Projects must be capable of demonstrating, for a minimum of 2 years, the production of energy or the recovery of materials from solid waste (except sewage sludge). Grant applications must meet the terms and conditions established in Chapter 76 of the Department's Regulations adopted under Act 198.

Priority in selecting successful applicants during this application solicitation will be given to unique and innovative resource recovery projects not previously demonstrated or currently being demonstrated in Pennsylvania. Priority in selecting successful applicants during this application solicitation will also be given to unique and innovative resource recovery demonstration projects involving regional cooperative projects involving more than one county or municipality. Other types of resource recovery projects may also be considered. All projects must be capable of being replicated in other areas of Pennsylvania.

All applicants must provide a business plan and market commitments for energy or materials produced by the demonstration project. All projects should be capable of reaching full scale production within 12 months of notice of a grant award.

A lead municipality or county serving as the development agency for regional projects must have resolutions from other participating counties or municipalities in support of the project. Counties and municipalities may sponsor cooperative projects with private sector entities provided that a minimum of 5% equity in the project is maintained by the development agency for the term of the demonstration period.

The deadline for submission of grant applications is 3 p.m. March 22, 2001. Applications must be on forms provided by the Department. Applications received by the Department or post marked after the deadline will not be considered during this application solicitation.

Counties and municipalities must contact the appropriate DEP Planning and Recycling Coordinator listed below to obtain a grant application. A pre-application conference with the DEP Regional Planning and Recycling Coordinator is required. Inquiries concerning this notice should be

directed to Carl Hursh, Chief, Waste Reduction and Recycling, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Division of Waste Minimization and Planning, Rachel Carson State Office Building, P. O. Box 8472, Harrisburg, PA 17105-8472.

[Pa.B. Doc. No. 00-2221. Filed for public inspection December 22, 2000, 9:00 a.m.]

Proposed Draft Great Lakes Annex 2001; Public Information Meeting

The Department of Environmental Protection (Department) will be conducting a public information meeting on the Draft Annex 2001, a proposed amendment to the Great Lakes Charter of 1985, on January 16, 2001, from 7 to 8:30 p.m., at the Erie County Courthouse, 140 West Sixth Street, Courtroom H, Erie, PA.

The proposed draft Annex 2001 is an amendment to the Great Lakes Charter of 1985. The Great Lakes Charter of 1985 is a nonbinding agreement signed by the Governors of Illinois, Indiana, Michigan, Minnesota, New York, Ohio, Pennsylvania, and Wisconsin and the Premiers of Ontario and Quebec. The proposed draft Annex 2001 would forge a new binding agreement to: manage the Great Lakes waters; create a new standard requiring an improvement to the water and water dependent natural resources of the Great Lakes before allowing new water uses; implement the new standard for interim decisions under the United States Water Resources Development Act (WRDA) of 1986; include the Premiers in reviewing and consulting on all new proposed diversions and exports subject to WRDA; and obtain better information for the better management of Great Lakes waters.

Comments on the Annex 2001 should be submitted to by February 16, 2001 to:

Irene B. Brooks
Executive Director
Office for River Basin Cooperation
Department of Environmental Protection
Box 2063
400 Market Street
Harrisburg, PA 17105-2063

or

Jeff Edstrom
Senior Policy Director
Council of Great Lakes Governors
35 East Wacker Drive
Suite 1850
Chicago, IL 60601

Copies of the draft Annex 2001 can be obtained contacting the Office for River Basin Cooperation at (717) 772-4785 or email hines.john@dep.state.pa.us or visit the Department's website at www.dep.state.pa.us (direct link: Annex 2001).

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 00-2222. Filed for public inspection December 22, 2000, 9:00 a.m.]

DEPARTMENT OF HEALTH

Human Immunodeficiency Virus (HIV) Community Prevention Planning Committee; Public Meetings

The Statewide HIV Community Prevention Planning Committee, established by the Department of Health under sections 301 and 317 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), will hold a public meeting on Wednesday, January 17, 2001.

The meeting will be held at the Best Western Inn and Suites, 815 Eisenhower Boulevard, Middletown, PA 17057, from 9 a.m. to 3 p.m.

For additional information please contact Thomas M. DeMelfi, Department of Health, Bureau of Communicable Diseases, P. O. Box 90, Room 912 Health and Welfare Building, Harrisburg, PA 17108, (717) 783-0574.

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

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 00-2223. Filed for public inspection December 22, 2000, 9:00 a.m.]

Notice of Requests for Exceptions for Long-term Care Nursing Facilities

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

Liberty Court, Genesis Eldercare Network
1526 Lombard Street
Philadelphia, PA 19146

Wesbury United Methodist Community
31 North Park Avenue, Extended
Meadville, PA 16335

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.36(e) (relating to Bathing facilities):

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

The requests are on file with the Department. Persons may receive a copy of the request for exception by requesting a copy from:

Division of Nursing Care Facilities
Room 526, Health and Welfare Building
Harrisburg, PA 17120
(717) 787-1816

Fax: (717) 772-2163

E-Mail Address: PAEXCEPT@STATE.PA.US

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

Comments received by the Department within 15 days after the date of publication of this notice will be reviewed.

by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 00-2224. Filed for public inspection December 22, 2000, 9:00 a.m.]

Special Supplemental Nutrition Program for Women, Infants and Children (WIC Program)

Notice of change in store slot allocations by county and of an increase in the maximum allowable cost of WIC Food Prescription Two.

I. Allocation of Store Slots

Under 28 Pa. Code § 1103.3(b), the WIC Program hereby publishes notice of the store slot allocations by county as listed below. The information contained herein is effective immediately upon this publication.

<i>County</i>	<i>New Slot Allocation</i>	<i>County</i>	<i>New Slot Allocation</i>
Adams	14	Lackawanna	44
Allegheny	131	Lancaster	58
Armstrong	17	Lawrence	17
Beaver	27	Lebanon	14
Bedford	8	Lehigh	51
Berks	50	Luzerne	50
Blair	31	Lycoming	24
Bradford	17	Mckean	11
Bucks	42	Mercer	23
Butler	23	Mifflin	12
Cambria	30	Monroe	22
Cameron	2	Montgomery	45
Carbon	8	Montour	2
Centre	22	Northampton	30
Chester	32	Northumberland	12
Clarion	9	Perry	4
Clearfield	18	Philadelphia	269
Clinton	9	Pike	5
Columbia	11	Potter	5
Crawford	17	Schuylkill	22
Cumberland	14	Snyder	4
Dauphin	41	Somerset	17
Delaware	52	Sullivan	2
Elk	6	Susquehanna	9
Erie	58	Tioga	11
Fayette	32	Union	8
Forest	1	Venango	13
Franklin	24	Warren	8
Fulton	3	Washington	31
Greene	10	Wayne	9
Huntingdon	10	Westmoreland	53

<i>County</i>	<i>New Slot Allocation</i>	<i>County</i>	<i>New Slot Allocation</i>
Indiana	16	Wyoming	7
Jefferson	10	York	39
Juniata	4		

II. Maximum Allowable Cost for WIC Food Prescription Two

Under 28 Pa. Code § 1103.4(a)(6)(ii), due to an increase in the number of infant formula cans for WIC Food Prescription Two from 24 to 31, the WIC Program hereby publishes notice of the maximum allowable cost of WIC Food Prescription Two. The information contained herein is effective immediately upon publication.

The maximum allowable cost for WIC Food Prescription Two is \$131.44.

Persons with a disability who wish to obtain a copy of this notice and require an auxiliary aide service or other accommodation to do so, should contact Greg Landis at (717) 783-1289, V/TT: (717) 783-6514 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 00-2225. Filed for public inspection December 22, 2000, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Unemployment Compensation Benefit Rate Table

The purpose of this notice is to effect the automatic extension of the Unemployment Compensation Benefit Rate Table. Each year the maximum weekly benefit rate is calculated as 66-2/3% of the average weekly wage in covered employment for the preceding fiscal year. The maximum weekly benefit rate for unemployment compensation purposes in this Commonwealth during calendar year 2001 will be \$430.

Under the authority contained in sections 201 and 404(e)(2) of the Unemployment Compensation Law (43 P. S. §§ 761 and 804(e)(2)) and 34 Pa. Code § 65.111, the table for 2001 is being adopted by this notice and will be codified in 34 Pa. Code Chapter 65, Appendix A. See 14 Pa.B. 4688 (December 29, 1984).

The deadline for conformity is January 1, 2001, as established by section 404(e)(2) of the Unemployment Compensation Law.

Any questions concerning this notice should be directed to Alan Williamson, Deputy Secretary for Unemployment Compensation Programs, Labor and Industry Building, Harrisburg, PA 17120.

JOHNNY J. BUTLER,
Secretary

Table Specified for the Determination of Rate and Amount of UC Benefits

	<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part D Amount of Compensation</i>	<i>Part E</i>
\$ 800 -	\$ 812	\$ 35	\$ 1,320	\$ 910	\$ 560
813 -	837	36	1,360	936	576
838 -	862	37	1,400	962	592
863 -	887	38	1,440	988	608
888 -	912	39	1,480	1,014	624
913 -	937	40	1,520	1,040	640
938 -	962	41	1,560	1,066	656
963 -	987	42	1,600	1,092	672
988 -	1,012	43	1,640	1,118	688
1,013 -	1,037	44	1,680	1,144	704
1,038 -	1,062	45	1,720	1,170	720
1,063 -	1,087	46	1,760	1,196	736
1,088 -	1,112	47	1,800	1,222	752
1,113 -	1,162	48	1,840	1,248	768
1,163 -	1,187	49	1,880	1,274	784
1,188 -	1,212	50	1,920	1,300	800
1,213 -	1,237	51	1,960	1,326	816
1,238 -	1,262	52	2,000	1,352	832
1,263 -	1,287	53	2,040	1,378	848
1,288 -	1,312	54	2,080	1,404	864
1,313 -	1,337	55	2,120	1,430	880
1,338 -	1,362	56	2,160	1,456	896
1,363 -	1,387	57	2,200	1,482	912
1,388 -	1,412	58	2,240	1,508	928
1,413 -	1,437	59	2,280	1,534	944
1,438 -	1,462	60	2,320	1,560	960
1,463 -	1,487	61	2,360	1,586	976
1,488 -	1,512	62	2,400	1,612	992
1,513 -	1,537	63	2,440	1,638	1,008
1,538 -	1,562	64	2,480	1,664	1,024
1,563 -	1,587	65	2,520	1,690	1,040
1,588 -	1,612	66	2,560	1,716	1,056
1,613 -	1,637	67	2,600	1,742	1,072
1,638 -	1,662	68	2,640	1,768	1,088
1,663 -	1,687	69	2,680	1,794	1,104
1,688 -	1,712	70	2,720	1,820	1,120
1,713 -	1,737	71	2,760	1,846	1,136
1,738 -	1,762	72	2,800	1,872	1,152
1,763 -	1,787	73	2,840	1,898	1,168
1,788 -	1,812	74	2,880	1,924	1,184
1,813 -	1,837	75	2,920	1,950	1,200
1,838 -	1,862	76	2,960	1,976	1,216
1,863 -	1,887	77	3,000	2,002	1,232
1,888 -	1,912	78	3,040	2,028	1,248
1,913 -	1,937	79	3,080	2,054	1,264
1,938 -	1,962	80	3,120	2,080	1,280
1,963 -	1,987	81	3,160	2,106	1,296
1,988 -	2,012	82	3,200	2,132	1,312
2,013 -	2,037	83	3,240	2,158	1,328
2,038 -	2,062	84	3,280	2,184	1,344
2,063 -	2,087	85	3,320	2,210	1,360
2,088 -	2,112	86	3,360	2,236	1,376
2,113 -	2,137	87	3,400	2,262	1,392
2,138 -	2,162	88	3,440	2,288	1,408

<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part D Amount of Compensation</i>	<i>Part E</i>	
2,163 -	2,187	89	3,480	2,314	1,424
2,188 -	2,212	90	3,520	2,340	1,440
2,213 -	2,237	91	3,560	2,366	1,456
2,238 -	2,262	92	3,600	2,392	1,472
2,263 -	2,287	93	3,640	2,418	1,488
2,288 -	2,312	94	3,680	2,444	1,504
2,313 -	2,337	95	3,720	2,470	1,520
2,338 -	2,362	96	3,760	2,496	1,536
2,363 -	2,387	97	3,800	2,522	1,552
2,388 -	2,412	98	3,840	2,548	1,568
2,413 -	2,437	99	3,880	2,574	1,584
2,438 -	2,462	100	3,920	2,600	1,600
2,463 -	2,487	101	3,960	2,626	1,616
2,488 -	2,512	102	4,000	2,652	1,632
2,513 -	2,537	103	4,040	2,678	1,648
2,538 -	2,562	104	4,080	2,704	1,664
2,563 -	2,587	105	4,120	2,730	1,680
2,588 -	2,612	106	4,160	2,756	1,696
2,613 -	2,637	107	4,200	2,782	1,712
2,638 -	2,662	108	4,240	2,808	1,728
2,663 -	2,687	109	4,280	2,834	1,744
2,688 -	2,712	110	4,320	2,860	1,760
2,713 -	2,737	111	4,360	2,886	1,776
2,738 -	2,762	112	4,400	2,912	1,792
2,763 -	2,787	113	4,440	2,938	1,808
2,788 -	2,812	114	4,480	2,964	1,824
2,813 -	2,837	115	4,520	2,990	1,840
2,838 -	2,862	116	4,560	3,016	1,856
2,863 -	2,887	117	4,600	3,042	1,872
2,888 -	2,912	118	4,640	3,068	1,888
2,913 -	2,937	119	4,680	3,094	1,904
2,938 -	2,962	120	4,720	3,120	1,920
2,963 -	2,987	121	4,760	3,146	1,936
2,988 -	3,012	122	4,800	3,172	1,952
3,013 -	3,037	123	4,840	3,198	1,968
3,038 -	3,062	124	4,880	3,224	1,984
3,063 -	3,087	125	4,920	3,250	2,000
3,088 -	3,112	126	4,960	3,276	2,016
3,113 -	3,137	127	5,000	3,302	2,032
3,138 -	3,162	128	5,040	3,328	2,048
3,163 -	3,187	129	5,080	3,354	2,064
3,188 -	3,212	130	5,120	3,380	2,080
3,213 -	3,237	131	5,160	3,406	2,096
3,238 -	3,262	132	5,200	3,432	2,112
3,263 -	3,287	133	5,240	3,458	2,128
3,288 -	3,312	134	5,280	3,484	2,144
3,313 -	3,337	135	5,320	3,510	2,160
3,338 -	3,362	136	5,360	3,536	2,176
3,363 -	3,387	137	5,400	3,562	2,192
3,388 -	3,412	138	5,440	3,588	2,208
3,413 -	3,437	139	5,480	3,614	2,224
3,438 -	3,462	140	5,520	3,640	2,240
3,463 -	3,487	141	5,560	3,666	2,256
3,488 -	3,512	142	5,600	3,692	2,272

	<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part D Amount of Compensation</i>	<i>Part E</i>
3,513 -	3,537	143	5,640	3,718	2,288
3,538 -	3,562	144	5,680	3,744	2,304
3,563 -	3,587	145	5,720	3,770	2,320
3,588 -	3,612	146	5,760	3,796	2,336
3,613 -	3,637	147	5,800	3,822	2,352
3,638 -	3,662	148	5,840	3,848	2,368
3,663 -	3,687	149	5,880	3,874	2,384
3,688 -	3,712	150	5,920	3,900	2,400
3,713 -	3,737	151	5,960	3,926	2,416
3,738 -	3,762	152	6,000	3,952	2,432
3,763 -	3,787	153	6,040	3,978	2,448
3,788 -	3,812	154	6,080	4,004	2,464
3,813 -	3,837	155	6,120	4,030	2,480
3,838 -	3,862	156	6,160	4,056	2,496
3,863 -	3,887	157	6,200	4,082	2,512
3,888 -	3,912	158	6,240	4,108	2,528
3,913 -	3,937	159	6,280	4,134	2,544
3,938 -	3,962	160	6,320	4,160	2,560
3,963 -	3,987	161	6,360	4,186	2,576
3,988 -	4,012	162	6,400	4,212	2,592
4,013 -	4,037	163	6,440	4,238	2,608
4,038 -	4,062	164	6,480	4,264	2,624
4,063 -	4,087	165	6,520	4,290	2,640
4,088 -	4,112	166	6,560	4,316	2,656
4,113 -	4,137	167	6,600	4,342	2,672
4,138 -	4,162	168	6,640	4,368	2,688
4,163 -	4,187	169	6,680	4,394	2,704
4,188 -	4,212	170	6,720	4,420	2,720
4,213 -	4,237	171	6,760	4,446	2,736
4,238 -	4,262	172	6,800	4,472	2,752
4,263 -	4,287	173	6,840	4,498	2,768
4,288 -	4,312	174	6,880	4,524	2,784
4,313 -	4,337	175	6,920	4,550	2,800
4,338 -	4,362	176	6,960	4,576	2,816
4,363 -	4,387	177	7,000	4,602	2,832
4,388 -	4,412	178	7,040	4,628	2,848
4,413 -	4,437	179	7,080	4,654	2,864
4,438 -	4,462	180	7,120	4,680	2,880
4,463 -	4,487	181	7,160	4,706	2,896
4,488 -	4,512	182	7,200	4,732	2,912
4,513 -	4,537	183	7,240	4,758	2,928
4,538 -	4,562	184	7,280	4,784	2,944
4,563 -	4,587	185	7,320	4,810	2,960
4,588 -	4,612	186	7,360	4,836	2,976
4,613 -	4,637	187	7,400	4,862	2,992
4,638 -	4,662	188	7,440	4,888	3,008
4,663 -	4,687	189	7,480	4,914	3,024
4,688 -	4,712	190	7,520	4,940	3,040
4,713 -	4,737	191	7,560	4,966	3,056
4,738 -	4,762	192	7,600	4,992	3,072
4,763 -	4,787	193	7,640	5,018	3,088
4,788 -	4,812	194	7,680	5,044	3,104
4,813 -	4,837	195	7,720	5,070	3,120
4,838 -	4,862	196	7,760	5,096	3,136

	<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part D Amount of Compensation</i>	<i>Part E</i>
4,863 -	4,887	197	7,800	5,122	3,152
4,888 -	4,912	198	7,840	5,148	3,168
4,913 -	4,937	199	7,880	5,174	3,184
4,938 -	4,962	200	7,920	5,200	3,200
4,963 -	4,987	201	7,960	5,226	3,216
4,988 -	5,012	202	8,000	5,252	3,232
5,013 -	5,037	203	8,040	5,278	3,248
5,038 -	5,062	204	8,080	5,304	3,264
5,063 -	5,087	205	8,120	5,330	3,280
5,088 -	5,112	206	8,160	5,356	3,296
5,113 -	5,137	207	8,200	5,382	3,312
5,138 -	5,162	208	8,240	5,408	3,328
5,163 -	5,187	209	8,280	5,434	3,344
5,188 -	5,212	210	8,320	5,460	3,360
5,213 -	5,237	211	8,360	5,486	3,376
5,238 -	5,262	212	8,400	5,512	3,392
5,263 -	5,287	213	8,440	5,538	3,408
5,288 -	5,312	214	8,480	5,564	3,424
5,313 -	5,337	215	8,520	5,590	3,440
5,338 -	5,362	216	8,560	5,616	3,456
5,363 -	5,387	217	8,600	5,642	3,472
5,388 -	5,412	218	8,640	5,668	3,488
5,413 -	5,437	219	8,680	5,694	3,504
5,438 -	5,462	220	8,720	5,720	3,520
5,463 -	5,487	221	8,760	5,746	3,536
5,488 -	5,512	222	8,800	5,772	3,552
5,513 -	5,537	223	8,840	5,798	3,568
5,538 -	5,562	224	8,880	5,824	3,584
5,563 -	5,587	225	8,920	5,850	3,600
5,588 -	5,612	226	8,960	5,876	3,616
5,613 -	5,637	227	9,000	5,902	3,632
5,638 -	5,662	228	9,040	5,928	3,648
5,663 -	5,687	229	9,080	5,954	3,664
5,688 -	5,712	230	9,120	5,980	3,680
5,713 -	5,737	231	9,160	6,006	3,696
5,738 -	5,762	232	9,200	6,032	3,712
5,763 -	5,787	233	9,240	6,058	3,728
5,788 -	5,812	234	9,280	6,084	3,744
5,813 -	5,837	235	9,320	6,110	3,760
5,838 -	5,862	236	9,360	6,136	3,776
5,863 -	5,887	237	9,400	6,162	3,792
5,888 -	5,912	238	9,440	6,188	3,808
5,913 -	5,937	239	9,480	6,214	3,824
5,938 -	5,962	240	9,520	6,240	3,840
5,963 -	5,987	241	9,560	6,266	3,856
5,988 -	6,012	242	9,600	6,292	3,872
6,013 -	6,037	243	9,640	6,318	3,888
6,038 -	6,062	244	9,680	6,344	3,904
6,063 -	6,087	245	9,720	6,370	3,920
6,088 -	6,112	246	9,760	6,396	3,936
6,113 -	6,137	247	9,800	6,422	3,952
6,138 -	6,162	248	9,840	6,448	3,968
6,163 -	6,187	249	9,880	6,474	3,984

	<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part D Amount of Compensation</i>	<i>Part E</i>
6,188 -	6,212	250	9,920	6,500	4,000
6,213 -	6,237	251	9,960	6,526	4,016
6,238 -	6,262	252	10,000	6,552	4,032
6,263 -	6,287	253	10,040	6,578	4,048
6,288 -	6,312	254	10,080	6,604	4,064
6,313 -	6,337	255	10,120	6,630	4,080
6,338 -	6,362	256	10,160	6,656	4,096
6,363 -	6,387	257	10,200	6,682	4,112
6,388 -	6,412	258	10,240	6,708	4,128
6,413 -	6,437	259	10,280	6,734	4,144
6,438 -	6,462	260	10,320	6,760	4,160
6,463 -	6,487	261	10,360	6,786	4,176
6,488 -	6,512	262	10,400	6,812	4,192
6,513 -	6,537	263	10,440	6,838	4,208
6,538 -	6,562	264	10,480	6,864	4,224
6,563 -	6,587	265	10,520	6,890	4,240
6,588 -	6,612	266	10,560	6,916	4,256
6,613 -	6,637	267	10,600	6,942	4,272
6,638 -	6,662	268	10,640	6,968	4,288
6,663 -	6,687	269	10,680	6,994	4,304
6,688 -	6,712	270	10,720	7,020	4,320
6,713 -	6,737	271	10,760	7,046	4,336
6,738 -	6,762	272	10,800	7,072	4,352
6,763 -	6,787	273	10,840	7,098	4,368
6,788 -	6,812	274	10,880	7,124	4,384
6,813 -	6,837	275	10,920	7,150	4,400
6,838 -	6,862	276	10,960	7,176	4,416
6,863 -	6,887	277	11,000	7,202	4,432
6,888 -	6,912	278	11,040	7,228	4,448
6,913 -	6,937	279	11,080	7,254	4,464
6,938 -	6,962	280	11,120	7,280	4,480
6,963 -	6,987	281	11,160	7,306	4,496
6,988 -	7,012	282	11,200	7,332	4,512
7,013 -	7,037	283	11,240	7,358	4,528
7,038 -	7,062	284	11,280	7,384	4,544
7,063 -	7,087	285	11,320	7,410	4,560
7,088 -	7,112	286	11,360	7,436	4,576
7,113 -	7,137	287	11,400	7,462	4,592
7,138 -	7,162	288	11,440	7,488	4,608
7,163 -	7,187	289	11,480	7,514	4,624
7,188 -	7,212	290	11,520	7,540	4,640
7,213 -	7,237	291	11,560	7,566	4,656
7,238 -	7,262	292	11,600	7,592	4,672
7,263 -	7,287	293	11,640	7,618	4,688
7,288 -	7,312	294	11,680	7,644	4,704
7,313 -	7,337	295	11,720	7,670	4,720
7,338 -	7,362	296	11,760	7,696	4,736
7,363 -	7,387	297	11,800	7,722	4,752
7,388 -	7,412	298	11,840	7,748	4,768
7,413 -	7,437	299	11,880	7,774	4,784
7,438 -	7,462	300	11,920	7,800	4,800
7,463 -	7,487	301	11,960	7,826	4,816

<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part D Amount of Compensation</i>	<i>Part E</i>	
7,488 -	7,512	302	12,000	7,852	4,832
7,513 -	7,537	303	12,040	7,878	4,848
7,538 -	7,562	304	12,080	7,904	4,864
7,563 -	7,587	305	12,120	7,930	4,880
7,588 -	7,612	306	12,160	7,956	4,896
7,613 -	7,637	307	12,200	7,982	4,912
7,638 -	7,662	308	12,240	8,008	4,928
7,663 -	7,687	309	12,280	8,034	4,944
7,688 -	7,712	310	12,320	8,060	4,960
7,713 -	7,737	311	12,360	8,086	4,976
7,738 -	7,762	312	12,400	8,112	4,992
7,763 -	7,787	313	12,440	8,138	5,008
7,788 -	7,812	314	12,480	8,164	5,024
7,813 -	7,837	315	12,520	8,190	5,040
7,838 -	7,862	316	12,560	8,216	5,056
7,863 -	7,887	317	12,600	8,242	5,072
7,888 -	7,912	318	12,640	8,268	5,088
7,913 -	7,937	319	12,680	8,294	5,104
7,938 -	7,962	320	12,720	8,320	5,120
7,963 -	7,987	321	12,760	8,346	5,136
7,988 -	8,012	322	12,800	8,372	5,152
8,013 -	8,037	323	12,840	8,398	5,168
8,038 -	8,062	324	12,880	8,424	5,184
8,063 -	8,087	325	12,920	8,450	5,200
8,088 -	8,112	326	12,960	8,476	5,216
8,113 -	8,137	327	13,000	8,502	5,232
8,138 -	8,162	328	13,040	8,528	5,248
8,163 -	8,187	329	13,080	8,554	5,264
8,188 -	8,212	330	13,120	8,580	5,280
8,213 -	8,237	331	13,160	8,606	5,296
8,238 -	8,262	332	13,200	8,632	5,312
8,263 -	8,287	333	13,240	8,658	5,328
8,288 -	8,312	334	13,280	8,684	5,344
8,313 -	8,337	335	13,320	8,710	5,360
8,338 -	8,362	336	13,360	8,736	5,376
8,363 -	8,387	337	13,400	8,762	5,392
8,388 -	8,412	338	13,440	8,788	5,408
8,413 -	8,437	339	13,480	8,814	5,424
8,438 -	8,462	340	13,520	8,840	5,440
8,463 -	8,487	341	13,560	8,866	5,456
8,488 -	8,512	342	13,600	8,892	5,472
8,513 -	8,537	343	13,640	8,918	5,488
8,538 -	8,562	344	13,680	8,944	5,504
8,563 -	8,587	345	13,720	8,970	5,520
8,588 -	8,612	346	13,760	8,996	5,536
8,613 -	8,637	347	13,800	9,022	5,552
8,638 -	8,662	348	13,840	9,048	5,568
8,663 -	8,687	349	13,880	9,074	5,584
8,688 -	8,712	350	13,920	9,100	5,600
8,713 -	8,737	351	13,960	9,126	5,616
8,738 -	8,762	352	14,000	9,152	5,632
8,763 -	8,787	353	14,040	9,178	5,648
8,788 -	8,812	354	14,080	9,204	5,664

NOTICES

	<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part D Amount of Compensation</i>	<i>Part E</i>
8,813 -	8,837	355	14,120	9,230	5,680
8,838 -	8,862	356	14,160	9,256	5,696
8,863 -	8,887	357	14,200	9,282	5,712
8,888 -	8,912	358	14,240	9,308	5,728
8,913 -	8,937	359	14,280	9,334	5,744
8,938 -	8,962	360	14,320	9,360	5,760
8,963 -	8,987	361	14,360	9,386	5,776
8,988 -	9,012	362	14,400	9,412	5,792
9,013 -	9,037	363	14,440	9,438	5,808
9,038 -	9,062	364	14,480	9,464	5,824
9,063 -	9,087	365	14,520	9,490	5,840
9,088 -	9,112	366	14,560	9,516	5,856
9,113 -	9,137	367	14,600	9,542	5,872
9,138 -	9,162	368	14,640	9,568	5,888
9,163 -	9,187	369	14,680	9,594	5,904
9,188 -	9,212	370	14,720	9,620	5,920
9,213 -	9,237	371	14,760	9,646	5,936
9,238 -	9,262	372	14,800	9,672	5,952
9,263 -	9,287	373	14,840	9,698	5,968
9,288 -	9,312	374	14,880	9,724	5,984
9,313 -	9,337	375	14,920	9,750	6,000
9,338 -	9,362	376	14,960	9,776	6,016
9,363 -	9,387	377	15,000	9,802	6,032
9,388 -	9,412	378	15,040	9,828	6,048
9,413 -	9,437	379	15,080	9,854	6,064
9,438 -	9,462	380	15,120	9,880	6,080
9,463 -	9,487	381	15,160	9,906	6,096
9,488 -	9,512	382	15,200	9,932	6,112
9,513 -	9,537	383	15,240	9,958	6,128
9,538 -	9,562	384	15,280	9,984	6,144
9,563 -	9,587	385	15,320	10,010	6,160
9,588 -	9,612	386	15,360	10,036	6,176
9,613 -	9,637	387	15,400	10,062	6,192
9,638 -	9,662	388	15,440	10,088	6,208
9,663 -	9,687	389	15,480	10,114	6,224
9,688 -	9,712	390	15,520	10,140	6,240
9,713 -	9,737	391	15,560	10,166	6,256
9,738 -	9,762	392	15,600	10,192	6,272
9,763 -	9,787	393	15,640	10,218	6,288
9,788 -	9,812	394	15,680	10,244	6,304
9,813 -	9,837	395	15,720	10,270	6,320
9,838 -	9,862	396	15,760	10,296	6,336
9,863 -	9,887	397	15,800	10,322	6,352
9,888 -	9,912	398	15,840	10,348	6,368
9,913 -	9,937	399	15,880	10,374	6,384
9,938 -	9,962	400	15,920	10,400	6,400
9,963 -	9,987	401	15,960	10,426	6,416
9,988 -	10,012	402	16,000	10,452	6,432
10,013 -	10,037	403	16,040	10,478	6,448
10,038 -	10,062	404	16,080	10,504	6,464

	<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part D Amount of Compensation</i>	<i>Part E</i>
10,063 -	10,087	405	16,120	10,530	6,480
10,088 -	10,112	406	16,160	10,556	6,496
10,113 -	10,137	407	16,200	10,582	6,512
10,138 - [or more]-10,162	10,162	408	[*] 16,240	10,608	6,528
10,163 -	10,187	409	16,280	10,634	6,544
10,188 -	10,212	410	16,320	10,660	6,560
10,213 -	10,237	411	16,360	10,686	6,576
10,238 -	10,262	412	16,400	10,712	6,592
10,263 -	10,287	413	16,440	10,738	6,608
10,288 -	10,312	414	16,480	10,764	6,624
10,313 -	10,337	415	16,520	10,790	6,640
10,338 -	10,362	416	16,560	10,816	6,656
10,363 -	10,387	417	16,600	10,842	6,672
10,388 -	10,412	418	16,640	10,868	6,688
10,413 -	10,437	419	16,680	10,894	6,704
10,438 -	10,462	420	16,720	10,920	6,720
10,463 -	10,487	421	16,760	10,946	6,736
10,488 -	10,512	422	16,800	10,972	6,752
10,513 -	10,537	423	16,840	10,998	6,768
10,538 -	10,562	424	16,880	11,024	6,784
10,563 -	10,587	425	16,920	11,050	6,800
10,588 -	10,612	426	16,960	11,076	6,816
10,613 -	10,637	427	17,000	11,102	6,832
10,638 -	10,662	428	17,040	11,128	6,848
10,663 -	10,687	429	17,080	11,154	6,864
10,688 -	or more	430	* 17,120	11,180	6,880

* The claimant will be ineligible for benefits unless 20% of the claimant's total base year wages was paid in a quarter or quarters other than the high quarter.

[Pa.B. Doc. No. 00-2226. Filed for public inspection December 22, 2000, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Medical Assistance Program Fee Schedule Revisions; 1999/2000 HCPCS Updates

The Department of Public Welfare announces that effective January 1, 2000, changes have been made to the Medical Assistance Program Fee Schedule as a result of implementing the 1999 and 2000 updates to the Health Care Financing Administration Common Procedure Coding System (HCPCS). The update contains code changes required by the Health Care Financing Administration and other codes added to the Fee Schedule to enable providers to bill in accordance with current standards of practice. The new procedure codes are compensable beginning January 1, 2000. Fees for the new procedure codes will be published in a Medical Assistance Bulletin that will be issued to all providers.

Changes to the Medical Assistance Program Fee Schedule for Provider Types 01, 03, 04, 05, 07, 10, 11, 12, 15, 16, 17, 19, 20, 23, 30, 43, 49 and 50.

Additions Effective January 1, 2000

TOS	Procedure Code	TOS	Procedure Code	TOS	Procedure Code	TOS	Procedure Code	TOS	Procedure Code
AE	A4280	AE	A4381	AE	A4394	AE, 9P	A7007	40	D9241
AE	A4369	AE	A4382	AE	A4395	AE, 9P	A7008	9R	E0779
AE	A4370	AE	A4383	AE	A5200	AE	A7009	9R	E0780
AE	A4371	AE	A4384	AE	A6200	AE	A7010	9P	E0785
AE	A4372	AE	A4385	AE	A6201	AE	A7011	9R	E1390
AE	A4373	AE	A4386	AE	A6202	AE	A7012	60, AK, AL	G0108
AE	A4374	AE	A4387	AE, 9P	A7000	AE	A7013	60, AK, AL	G0109
AE	A4375	AE	A4388	AE, 9P	A7001	AE	A7014	9P	K0458
AE	A4376	AE	A4389	AE	A7002	AE	A7015	9P	K0459
AE	A4377	AE	A4390	AE	A7003	AE	A7016	9P, 9R	K0531
AE	A4378	AE	A4391	AE, 9P	A7004	AE, 9P	A7017	AM	L1690
AE	A4379	AE	A4392	AE	A7005	20, 27	D7471	AM	L1847
AE	A4380	AE	A4393	AE	A7006	20, 27	D7871	AM	L5968
AM	L5975	10, 20, 40	33282	10, 20, 27, 40	44202	10, 20, 27, 40	54692	25, 27	62318
AM	L5988	10, 20, 40	33284	10, 20, 27, 40	44970	10, 20, 27, 40	55550	25, 27	62319
AM	L6693	10, 20, 40	33410	10, 20, 27, 40	47560	10, 20, 40	57107	25	64470
AM	L8015	20, 40	33968	10, 20, 27, 40	47561	10, 20, 40	57109	25	64472
AM	L8035	10, 20, 40	35682	10, 20, 27, 40	47562	10, 20, 40	58550	25	64475
10, 20, 40	13102	10, 20, 40	35683	10, 20, 27, 40	47563	10, 20, 47, 40	58551	25	64476
10, 20, 40	13122	25	36521	10, 20, 27, 40	47564	25, 40	58555	25	64479
10, 20, 40	13133	25	36550	10, 20, 27, 40	47570	25, 27, 40	58558	25	64480
10, 20, 40	13153	10, 20, 40	36819	10, 20, 27, 40	49320	10, 20, 27, 40	58559	25	64483
10, 20, 40	15001	10, 20, 27, 40	36831	10, 20, 27, 40	49321	10, 20, 27, 40	58560	25	64484
10, 20, 40	15351	10, 20, 27, 40	36833	10, 20, 27, 40	49322	10, 20, 27, 40	58561	20, 40	64626
10, 20, 40	15401	10, 20, 27, 40	38120	10, 20, 27, 40	49323	10, 20, 27, 40	58562	20, 40	64627
20	20979	10, 20, 27, 40	38570	10, 20, 27, 40	49650	10, 20, 27, 40	58563	20, 40	67220

NOTICES

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<i>TOS</i>	<i>Procedure Code</i>	<i>TOS</i>	<i>Procedure Code</i>	<i>TOS</i>	<i>Procedure Code</i>	<i>TOS</i>	<i>Procedure Code</i>	<i>TOS</i>	<i>Procedure Code</i>
10, 20, 27, 40	22318	10, 20, 27, 40	38571	10, 20, 27, 40	49651	10, 20, 27, 40	58660	54, 57, RD	73542
10, 20, 27, 40	22319	10, 20, 27, 40	38572	10, 20, 27, 40	50541	10, 20, 27, 40	58665	54, 57, RD	76005
25	27096	10, 20, 40	39560	10, 20, 27, 40	50544	10, 20, 27, 40	58661	51	77427
20, 27, 40	27347	10, 20, 40	39561	10, 20, 27, 40	50546	10, 20, 27, 40	58662	53, 58, RN	78020
20, 27, 40	28289	10, 20, 27, 40	43280	10, 20, 27, 40	50547	10, 20, 27, 40	58670	53, 58, RN	78206
25, 40	31623	10, 20, 27, 40	43651	10, 20, 27, 40	50548	10, 20, 27, 40	58671	53, 58, RN	78456
25, 40	31624	10, 20, 27, 40	43652	10, 20, 27, 40	50945	10, 20, 27, 40	58673	53, 58, RN	78494
25, 40	31643	10, 20, 27, 40	43653	10, 20, 27, 40	51990	10, 20, 27, 40	61862	53, 58, RN	78496
25, 40	32997	10, 20, 27, 40	44200	10, 20, 27, 40	51992	25, 27	62310	53, 58, RN	78588
10, 20, 40	33140	10, 20, 27, 40	44201	10, 20, 27, 40	54690	25, 27	62311	86	80048
86	80053	86	83893	86	84376	86	88166	60	90660
86	80069	86	83897	86	84377	86	88167	80	94621
86	80074	86	83901	86	84378	86	88249	AY, AZ	94621
86	80076	86	83903	86	84379	86	88264	60	95970
86	82127	86	83904	86	85046	60	90378	60	95972
86	82726	86	83905	86	88153	60	90657	60	95973
86	83021	86	83906	86	88154	60	90658	60	95974
86	83716	86	83919	86	88165	60	90659	60	95975
86	83891	86	84154						

End—Dated January 31, 2001

Procedure codes being deleted from the fee schedule as a result of those updates and which will not be compensable for services provided after January 31, 2001

<i>TOS</i>	<i>Procedure Code</i>	<i>TOS</i>	<i>Procedure Code</i>	<i>TOS</i>	<i>Procedure Code</i>	<i>TOS</i>	<i>Procedure Code</i>	<i>TOS</i>	<i>Procedure Code</i>
20, 27	D7470	AE	K0137	9P	K0171	9P	K0177	9P	K0191
40	D9240	AE	K0138	9P	K0172	9P	K0178	9P	K0192
9R	E1400	AE	K0139	9P	K0173	9P	K0179	9R	K0193
9R	E1401	9P	K0168	9P	K0174	9P	K0180	9R	K0194
9R	E1402	9P	K0169	9P	K0175	9P	K0181	AE	K0277
9R	E1403	9P	K0170	9P	K0176	9P	K0190	AE	K0278
AE	K0279	AE	K0432	10, 20, 27, 40	56304	10, 20, 40	56324	10, 20, 40	61855
9R	K0284	AE	K0433	10, 20, 27, 40	56305	10, 20, 27, 40	56340	10, 20, 40	61865
AE	K0419	AE	K0434	10, 20, 27, 40	56306	10, 20, 27, 40	56341	25, 27	62274
AE	K0420	AE	K0435	10, 20, 27, 40	56307	10, 20, 27, 40	56342	25	62275
AE	K0421	AE	K0436	10, 20, 27, 40	56308	10, 20, 27, 40	56343	25, 27	62276
AE	K0422	AE	K0437	10, 20, 27, 40	56309	10, 20, 27, 40	56349	25, 27	62277

<i>TOS</i>	<i>Procedure Code</i>	<i>TOS</i>	<i>Procedure Code</i>	<i>TOS</i>	<i>Procedure Code</i>	<i>TOS</i>	<i>Procedure Code</i>	<i>TOS</i>	<i>Procedure Code</i>
AE	K0423	20, 27, 40	13300	10, 20, 27, 40	56311	25, 27, 40	56350	25, 27	62278
AE	K0424	20, 27, 40	15580	10, 20, 40	56312	10, 20, 27, 40	56351	25, 27, 40	62279
AE	K0425	20, 27, 40	15625	10, 20, 40	56313	10, 20, 27, 40	56352	25, 27	62288
AE	K0426	10, 20, 27, 40	33242	10, 20, 27, 40	56315	10, 20, 27, 40	56353	25, 27	62289
AE	K0427	10, 20, 27, 40	33247	10, 20, 27, 40	56316	10, 20, 27, 40	56354	25, 27	62298
AE	K0428	10, 20, 27, 40	56300	10, 20, 27, 40	56317	10, 20, 27, 40	56355	25, 27	64440
AE	K0429	10, 20, 27, 40	56301	10, 20, 27, 40	56320	10, 20, 27, 40	56356	25, 27	64441
AE	K0430	10, 20, 27, 40	56302	10, 20, 40	56322	10, 20, 27, 40	56362	25, 27	64442
AE	K0431	10, 20, 27, 40	56303	10, 20, 40	56323	10, 20, 27, 40	56363	25, 27	64443
51	74419	51	77430	86	80058	86	80092	60	90745
51	77420	86	80049	86	80059	86	86588		
51	77425	86	80054	86	80091	60	90592		

The fiscal note was prepared under provision of Section 612 of The Administrative code of 1929 (71 P. S. § 232).

Price changes made to the Medical Assistance Fee Schedule are routinely included in carryforward budget estimates.

Contact Person:

Interested persons are invited to submit written comments to this notice within 30-days of this publication. Comments should be sent to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Any comments received will be considered for subsequent Fee Schedule updates.

Persons with a disability may use the AT&T Relay Services by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). Persons who require another alternative should contact Thomas Vracarich at (717) 783-2800.

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-NOT-265. (1) General Fund; (2) Implementing Year 2000-01 is \$4,675,000; (3) 1st Succeeding Year 2001-02 is \$2,801,000; 2nd Succeeding Year 2002-03 is \$2,785,000; 3rd Succeeding Year 2003-04 is \$2,785,000; 4th Succeeding Year 2004-05 is \$2,785,000; 5th Succeeding Year 2005-06 is \$2,785,000; (4) 1999-00 Program—\$622,669,000; 1998-99 Program—\$695,935,000; 1997-98 Program—\$662,740,000; (7) Medical Assistance—Outpatient; (8) recommends adoption. These changes are retroactive to January 1, 2000. Funds are available in the budget for these changes.

[Pa.B. Doc. No. 00-2227. Filed for public inspection December 22, 2000, 9:00 a.m.]

DEPARTMENT OF REVENUE

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

The following real estate valuation factor is based on sales data compiled by the State Tax Equalization Board in 1999. This factor is the mathematical reciprocal of the actual common level ratio. For Pennsylvania Realty Transfer Tax purposes, this factor is 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).

Adjusted Common Level Ratio Factor
County
* Franklin 5.71

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

LARRY P. WILLIAMS,
Acting Secretary

[Pa.B. Doc. No. 00-2228. Filed for public inspection December 22, 2000, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding

Philadelphia

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

The Department of Transportation and the City of Philadelphia plan to replace the Germantown Avenue Bridge, which crosses over the Wissahickon Creek in the City of Philadelphia.

The proposed bridge replacement includes the demolition of the existing Germantown Avenue Bridge, which has been determined to be a contributing element to the Fairmount Park and Chestnut Hill Historic Districts, which are listed on the National Register of Historic Places. The selection of the replacement on a modified south approach alignment alternative minimizes the impact to both Chestnut Hill and Fairmount Park Historic Districts, Section 4(f) and Section 2002 resources, and best preserves the historicity of the circa 1786 bridge piers.

The project boundaries extend from the northern entrance to Chestnut Hill College on the northeast side of the Creek to the intersection of Hillcrest Avenue on the southeast quadrant of the bridge. The southeast corner of the Project is predominantly residential and commercial. The Germantown Avenue Bridge Replacement provides a primary link between residential neighborhoods on the east side of the Wissahickon Creek with the Chestnut Hill and Fairmount Park Historic Districts. The replacement bridge is being designed to be aesthetically compatible with the adjacent Historic Districts, and it will not substantially impair protected attributes or contributing elements of these adjacent cultural resources.

The replacement structure is anticipated to be a three span, continuous, composite, curved steel plate girder. In summary, the superstructure will be replaced with one travel lane and one bicycle lane in each direction; pedestrian facilities will be incorporated over the length of the Project; left turn lanes will be constructed at Hillcrest Avenue and Sugarloaf slope; sidewalks on both sides, the Western sidewalk being a separate pedestrian bridge which leads directly to the Fairmount Park Trailhead; and minimal disturbance to the surrounding Wissahickon landscaping.

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

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

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 00-2229. Filed for public inspection December 22, 2000. 9:00 a.m.]

FISH AND BOAT COMMISSION

Consideration of Change to Wilderness Trout Stream Designation

At the next meeting of the Fish and Boat Commission (Commission) on January 12 and 13, 2001, the Commission will consider extending the wilderness trout stream designation of East Hickory Creek in Warren County. Currently, a 5.6-mile section of East Hickory Creek from the headwaters downstream to the confluence with Middle Hickory Creek is managed for wild trout pursuant to 58 Pa. Code § 57.4 (relating to wilderness trout streams). This section of stream is located within the boundaries of the Allegheny National Forest and is part of the Hickory Creek Wilderness Area. At present, the lower boundary of the Hickory Creek Wilderness Area is the Allegheny National Forest Road 119 Bridge, which is located 1.6 miles downstream of the confluence with Middle Hickory Creek. In the interest of providing a common boundary for wilderness management programs, the United States Forest Service has requested that the Commission extend the length of its wilderness trout stream designation on this water. Therefore, the Commission will consider extending the wilderness trout stream designation on East Hickory Creek downstream for a distance of 1.6 miles to the Allegheny National Forest Road 119 Bridge. The revised limits will extend from the headwaters downstream to the Allegheny National Forest Road 119 Bridge, for a distance of 7.2 miles. This change, if approved by the Commission, will go into effect upon publication in the *Pennsylvania Bulletin*.

At this time, the Commission is soliciting public input concerning the designation. Persons with comments, objections or suggestions concerning the designation are invited to submit comments in writing to Executive Director, Fish and Boat Commission, P.O. Box 67000, Harrisburg, PA 17106-7000 by no later than 4 p.m. on January 11, 2001. Comments submitted by facsimile will not be accepted.

Comments also may be submitted electronically at "ra-pfbcregs@state.pa.us." A subject heading of the proposal and a return name and address must be included in each transmission. In addition, all electronic comments must be contained in the text of the transmission, not in an attachment. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 00-2230. Filed for public inspection December 22, 2000. 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Sections 5(d) and (g) of the Regulatory Review Act (71 P. S. §§ 745.5(d) and (g)) provide that the designated

standing committees may issue comments within 20 days of the close of the public comment period, and the Independent Regulatory Review Commission (Commission) may issue comments within 10 days of the close of the committees' comment period. The Commission's Comments are based upon the criteria contained in subsections 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>
12-55	Department of Labor & Industry Food-Service Employee Incentive Program	12/07/00	11/06/02

**Department of Labor and Industry
Regulation No. 12-55**

Food-Service Employee Incentive Program

December 7, 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 Labor and Industry (Department) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by November 6, 2002, the regulation will be deemed withdrawn.

1. Complaint or dispute resolution.—Reasonableness; Clarity.

This regulation does not provide a method for resolving disputes or complaints dealing with escrow funds or the disbursement of such funds. We understand that the Department will use existing procedures based on section 260.9a of the Wage Payment and Collection Law (43 P. S. § 260.9a). Adding a new section on complaint or dispute resolution with a citation to this statute would clarify this regulation.

2. Section 231.95. Employee incentive account.—Consistency with statute.

Subsection (b)

For consistency with the Act, the phrase "no less than" should be inserted between the phrases "consisting of" and "the difference" in the first sentence of Subsection (b).

Subsection (f)

Subsection (f) requires the employer to allow the Department access to records maintained under this section "within seven days following written or verbal notice." Who will give "written or verbal notice?" This should be clarified in the final-form regulation.

3. Section 231.96. Writing required.—Reasonableness; Clarity.

Subsection (d) states "The Department will prepare a recommended notification and acknowledgement form . . . (and the Department) will make these forms available on

its Internet Web site and through other means." The phrase "other means" is unclear. The "other means" should be listed in the final-form regulation.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 00-2231. Filed for public inspection December 22, 2000, 9:00 a.m.]

INSURANCE DEPARTMENT

Aetna U.S. Healthcare; Rate Filing

On December 1, 2000, Aetna U.S. Healthcare submitted a rate filing to increase its Central/Northeastern Pennsylvania service area commercial HMO premium rates. The filing represents an average annual increase over the second quarter 2000 approved filing of approximately 19% on medical and 22% on pharmacy. The estimated rate increase will affect about 77,000 medical members and 69,000 pharmacy members. The increase will result in an additional annual premium income of approximately \$60 million (\$50 million on medical and \$10 million on pharmacy). The proposed effective date is April 1, 2001.

This filing is available for public inspection during normal working hours at the Harrisburg Office at 1311 Strawberry Square, Harrisburg, PA 17120.

Interested parties are invited to submit written comments, suggestions or objections to Cherri Sanders-Jones, Actuary, Bureau of Accident & Health Insurance, Insurance Department, within 30 days after the publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-2232. Filed for public inspection December 22, 2000, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) in connection with the termination of the insured's automobile policy. The hearing will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure).

The administrative hearings will be held in the Insurance Department's Offices in Harrisburg or Philadelphia, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Harrisburg Regional Office, Room 200, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Keith McClain; file no. 00-181-07921; Pennsylvania National Mutual Casualty; doc. no. P00-12-004; January 18, 2001, 10 a.m.

The following hearings will be held in the Philadelphia Regional Office, Room 1701, State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Martin and Arlene Techner; file no. 00-210-03930; National Union Fire Insurance Co. of Pittsburgh, PA; doc. no. PH00-12-011; March 26, 2001, at 10 a.m.;

Appeal of Martha J. Bixby; file no. 00-280-04176; Erie Insurance Exchange; doc. no. PH00-12-010; March 26, 2001, at 11 a.m.;

Appeal of Devera W. Davis; file no. 00-210-04016; Keystone Insurance Company; doc. no. PH00-12-013; March 26, 2001, at 1 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Commissioner may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-2233. Filed for public inspection December 22, 2000, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insured has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with the termination of the insured's residential or personal coverage. This administrative hearing will be held in the Insurance Department Offices in Harrisburg, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The hearing will be held at the Administrative Hearings Office, Room 200, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Francis E. Zahuranec; file no. 00-181-07160; Nationwide Insurance Company; doc. no. P00-12-009; January 24, 2001, at 1 p.m.

Each party may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-2234. Filed for public inspection December 22, 2000, 9:00 a.m.]

Workers' Compensation Security Fund Assessment

The Insurance Commissioner (Commissioner) has determined that assessments for the Workers' Compensation Security Fund (WCSF) for 2000 will be required of all insurers writing workers' compensation insurance in the Commonwealth. Accordingly, an assessment equal to 1% of each insurer's net written premiums determined as of June 30, 2000, will be imposed.

Under section 5 of the Workers' Compensation Security Fund Act (77 P. S. § 1055), the Commissioner shall impose an assessment equal to 1% of each insurer's net written premiums if the WCSF Balance minus the WCSF Loss Reserve is less than 5% of the Insurers' Loss Reserve. The Commissioner ascertained that the Insurers' Loss Reserve as of June 30, 2000, is \$6,070,001,845. Five percent of that reserve is \$303,500,092.25. The WCSF Balance minus the WCSF Loss Reserve is \$260,084,926.09. Accordingly, the WCSF Balance less the WCSF Loss Reserve is less than 5% of Insurers Loss Reserve, triggering the need for the assessment.

Payment of the assessment is due no later than January 22, 2001. Insurers will be billed by the WCSF in December, 2000. Questions or comments regarding the assessment may be directed to: Michael P. Sullivan, Claims Manager, Workers' Compensation Security Fund, 901 N. 7th Street, Harrisburg, PA 17102, (717) 783-8093, FAX: (717) 705-0140.

Insurers are reminded that any carrier which fails to pay the contribution when due is subject to a 5% penalty on the total unpaid contribution. Thereafter, for each month (or portion thereof) in which the contribution remains unpaid, a 1% penalty will be imposed on the

unpaid balance. Additional penalties for nonpayment can also include revocation of the insurer's certificate of authority. (77 P. S. § 1059).

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-2235. Filed for public inspection December 22, 2000, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Certificate of Public Convenience Without Hearing

A-211800 F2001. Manufacturers Water Company. Application of Manufacturers Water Company for Certificate of Public Convenience evidencing approval of the abandonment of public utility water service in favor of municipal water service in Cambria and Somerset Counties, Pennsylvania.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before January 8, 2001, under 52 Pa. Code (relating to public utilities).

Applicant: Manufacturers Water Company

Through and By Counsel: W. Edwin Ogden, Esquire, Jeffrey A. Franklin, Esquire, Ryan, Russell, Ogden and Seltzer, LLP, 1100 Berkshire Boulevard, Suite 301, Reading, PA 19610-1221; and James F. Beener, Esquire, Barbera, Clapper, Beener, Rullo & Melvin, 146 West Main Street, P. O. Box 775, Somerset, PA 15501-0775.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-2236. Filed for public inspection December 22, 2000, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before January 16, 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-00111217, Folder 2. PJ Tours & Travel, Inc. (7500 Germantown Avenue, Elders Hall, Suite 113, Philadel-

phia, Philadelphia County, PA 19119), a corporation of the Commonwealth of Pennsylvania—persons in group and party service, in vehicles seating 15 passengers or less, including the driver, between points in that portion of Philadelphia bounded as follows: beginning at the confluence of the Schuylkill River and Wissahickon Creek, thence following the Wissahickon Creek to its intersection with Walnut Lane, thence along Walnut Lane to its intersection with Wayne Avenue, thence along Wayne Avenue to its intersection with the Roosevelt Expressway, thence along the Roosevelt Expressway to its intersection with Broad Street (U. S. Highway Route 611), thence north on U. S. Highway Route 611 to the Philadelphia/Montgomery County Line, thence following the Philadelphia/Montgomery Line to its intersection with the Schuylkill River, thence south along the Schuylkill River to the point of beginning, and from points in the described portion of Philadelphia to other points in Pennsylvania, and return; subject to the following conditions: (a) provided that no right, power or privilege is granted to perform transportation in conventional school bus-type equipment; and (b) provided that the rights granted exclude that portion of the city and county of Philadelphia bounded by Spring Garden Street on the north; South Street on the south; the Schuylkill River on the west and the Delaware River on the east; further excluding the Philadelphia Civic Center and points within 1/2-mile radius thereof.

A-00117376. Daniel F. Colflesh & Pamela S. Colflesh, Copartners, t/d/b/a Stylin' Limousines (1938 North Center Avenue, Somerset, Somerset County, PA 15501)—persons in limousine service, between points in the counties of Somerset and Cambria, and from points in said counties, to points in Pennsylvania, and return. *Attorney:* Timothy P. Keating, 1501 North Front Street, Harrisburg, PA 17102.

Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under each application.

A-00113735, Folder 2. Valvano's Limousine, Inc. (R.D. 1, Box 476, Falls, Wyoming County, PA 18615), a corporation of the Commonwealth of Pennsylvania—persons in group and party service, in vehicles seating 15 passengers or less, including the driver, between points in the counties of Wyoming, Luzerne, Lackawanna, Susquehanna, Bradford and Sullivan, and from points in said counties, to points in Pennsylvania, and return.

Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons by transfer of rights as described under each application.

A-00117049, Folder 2. Paul K. Brown, Inc., t/d/b/a Professional Limousine Service (P. O. Box 99531, Pittsburgh, Allegheny County, PA 15233), a corporation of the Commonwealth of Pennsylvania—(1) persons in group and party service in vehicles seating 15 passengers or less, including the driver, between points in the counties of Armstrong, Butler, Beaver, Lawrence, Washington, Westmoreland, Somerset and Fayette, and from points in the county of Allegheny, to points in the counties of Armstrong, Butler, Beaver, Lawrence, Washington, Westmoreland, Somerset and Fayette, and return; and (2) persons in group and party service, in vehicles seating more than 15 passengers, including the driver, between points in Pennsylvania; which is to be a transfer of all of the rights authorized under the certificate issued at

A-00111548, F. 2 to Primo Limousine Co., Inc., subject to the same limitations and conditions. *Attorney:* Stephen Jurman, 1400 Lee Drive, Moon Township, PA 15108.

Applications of the following for amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for transportation of persons as described under each application.

A-00105983, Folder 2, Am-B. Manor Valley Taxi, Inc. (P. O. Box 457, Manor, Westmoreland County, PA 15665), a corporation of the Commonwealth of Pennsylvania, inter alia—persons in paratransit service, between points in the borough of Manor, Westmoreland County, and points within 4 miles of the limits thereof, which are north of the northerly right-of-way of Consolidated Rail Corporation, the boroughs of Irwin and North Irwin, and the township of North Huntingdon, Westmoreland County, and from points in said territory, to points within an airline distance of 20 statute miles of the limits of the borough of Manor, and return: *so as to permit* the transportation of persons in paratransit service, between points in the boroughs of Adamsburg and Penn, and the township of Sewickley, all located in Westmoreland County, and from points in said territory, to points in Pennsylvania, and return. *Attorney:* John A. Pillar, 1106 Frick Building, Pittsburgh, PA 15219.

A-00108403, Folder 1, Am-A. Charles Edward Gratz, t/d/b/a Chuck Gratz Limousine Service (315 Jefferson Avenue, Washington, Washington County, PA 15301)—persons in limousine service, between points in the counties of Westmoreland, Fayette, Lawrence, Armstrong, Indiana, Cambria, Somerset, Washington, Beaver and Butler, and from points in said counties and from points in the county of Allegheny, to points in Pennsylvania, and return: *Which Is To Be In Lieu Of* its common carrier authority at A-00108403 which reads as follows: persons in limousine service between points in the county of Washington, and from points in the said county, to other points in Pennsylvania, and return.

A-00114955, Folder 1, Am-A. Lock Haven Emergency Medical Services (21 Liberty Street, Lock Haven, Clinton County, PA 17745), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, between points in the city of Lock Haven, and within an airline distance of 35 statute miles of the limits of said city, and from points in said territory, to points in Pennsylvania, and return: *Which Is To Be In Lieu Of* its common carrier authority at A-00114955 which reads as follows: To transport, as a common carrier, persons in paratransit service, for medical treatment, between points in the city of Lock Haven, Clinton County, and within an airline distance of 35 statute miles of the limits of said city, and from points in said territory, to points in Pennsylvania, and return. *Attorney:* Marci M. Schneider, The Jandl Building, 4029 West Tilghman Street, Allentown, PA 18104.

A-00116256, Folder 1, Am-A. William H. O'Brien, t/d/b/a Aero Limousine Company of Pittsburgh (P. O. Box 1710, Washington, Washington County, PA 15301-1171)—persons in limousine service: (1) between points in Washington County, and from points in said county, to points in Pennsylvania, and return; and (2) from points in the county of Allegheny, to points in Pennsylvania, and return; with both rights subject to the following condition: that no right, power or privilege is granted to provide service for persons attending funerals or for funeral homes in connection with funeral services: *Which Is To Be In Lieu Of* his common carrier authority at A-00116256

which reads as follows: To transport, as a common carrier, persons in limousine service: (1) between points in Washington County, and from points in said county, to points in the counties of Allegheny, Beaver, Butler, Fayette, Greene and Somerset, and return; and (1) from points in the county of Allegheny, to points in the counties of Beaver, Fayette, Greene, Somerset and Washington, and return; with both rights subject to the following conditions: (a) that no right, power or privilege is granted to provide service for persons attending funerals or for funeral homes in connection with funeral services. *Attorney:* John A. Pillar, 680 Washington Road, Suite B 101, Pittsburgh, PA 15228.

Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of household goods by transfer of rights as described under each application.

A-00115371, Folder 2. Mambo Movers, Inc. (P. O. Box 43737, Philadelphia, Philadelphia County, PA 19107), a corporation of the Commonwealth of Pennsylvania—household goods in use, between points in the city and county of Philadelphia; which is to be a transfer of all of the rights authorized under the certificate issued at A-00076042, F. 2, James Stewart, subject to the same limitations and conditions.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-2237. Filed for public inspection December 22, 2000, 9:00 a.m.]

Telecommunications

A-310725F0002AMA. United Telephone Company d/b/a Sprint and FairPoint Communications Solutions Corp. Joint Petition of the United Telephone Company d/b/a Sprint and FairPoint Communications Solutions Corp. for approval of a master interconnection and resale agreement under section 252(a)(1) and (e) of the Telecommunications Act of 1996.

United Telephone Company d/b/a Sprint and FairPoint Communications Solutions Corp., by its counsel, filed on December 4, 2000, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the United Telephone Company d/b/a Sprint and FairPoint Communications Solutions Corp. Joint Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-2238. Filed for public inspection December 22, 2000, 9:00 a.m.]

Telecommunications

A-310760. United Telephone Company d/b/a Sprint and @Link Networks, Inc. d/b/a @Link. Joint Petition of the United Telephone Company d/b/a Sprint and @Link Networks, Inc. d/b/a @Link for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

United Telephone Company d/b/a Sprint and @Link Networks, Inc. d/b/a @Link, by its counsel, filed on December 4, 2000, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the United Telephone Company d/b/a Sprint and @Link Networks, Inc. d/b/a @Link Joint Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-2239. Filed for public inspection December 22, 2000, 9:00 a.m.]

Telecommunications

A-310904F0002. Verizon Pennsylvania, Inc. and BroadBand Office Communications, Inc. Joint Petition of Verizon Pennsylvania Inc. and BroadBand Office Communications, Inc. for approval of adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and BroadBand Office Communications, Inc., by its counsel, filed on December 4, 2000, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of an Interconnection Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and BroadBand Office Communications, Inc. Joint Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-2240. Filed for public inspection December 22, 2000, 9:00 a.m.]

Transfer by Sale Without Hearing

A-211085F5000 and A-230118F5000. Glendale Yearound Water Company and Glendale Yearound Sewer Company. Application of Glendale Yearound Water Company and Glendale Yearound Sewer Company, for approval of the transfer to Ludwig Rudel of all of the outstanding capital stock of Glendale Yearound Water Company and Glendale Yearound Sewer Company.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before January 8, 2001, under 52 Pa. Code (relating to public utilities).

Applicant: Glendale Yearound Water Company, Glendale Yearound Sewer Company

Through and By Counsel: Charles B. Zwally, Esquire, Guy P. Beneventano, Esquire, Mette, Evans & Woodside, P. O. Box 5950, 3401 North Front Street, Harrisburg, PA 17110.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-2241. Filed for public inspection December 22, 2000, 9:00 a.m.]

Transfer by Sale Without Hearing

A-110300 F0096. Metropolitan Edison Company. Application of Metropolitan Edison Company for approval of the Transfer by Sale to Waste Management Disposal Services of Pennsylvania, Inc., of Certain Electric Facilities located in the Township of Lower Windsor, County of York and Commonwealth of Pennsylvania.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before January 8, 2001, under 52 Pa. Code (relating to public utilities).

Applicant: Metropolitan Edison Company

Through and By Counsel: William C. Matthews, II, 2800 Pottsville Pike, Reading, PA 19640.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-2242. Filed for public inspection December 22, 2000, 9:00 a.m.]

Transfer by Sale Without Hearing

A-110300 F0097. Metropolitan Edison Company. Application of Metropolitan Edison Company for approval of the Transfer by Sale to Bucks County Crushed Stone Company of Certain Electric Facilities located along Quarry Road, Ottsville, Pennsylvania.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the

Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before January 8, 2001, under 52 Pa. Code (relating to public utilities).

Applicant: Metropolitan Edison Company

Through and By Counsel: William C. Matthews, II, 2800 Pottsville Pike, Reading, PA 19640.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-2243. Filed for public inspection December 22, 2000, 9:00 a.m.]

**Transfer by Sale
Without Hearing**

A-122050 F0005. North Penn Gas Company. Application of North Penn Gas Company for approval of the Transfer by Sale of Certain Facilities to ACC Operations, Inc., located in the Borough of Port Allegheny, McKean County, Pennsylvania.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before January 8, 2001, under 52 Pa. Code (relating to public utilities).

Applicant: North Penn Gas Company

Through and By Counsel: Paul E. Russell, Two North Ninth Street, Allentown, PA 18101-1179.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-2244. Filed for public inspection December 22, 2000, 9:00 a.m.]

**Transfer by Sale
Without Hearing**

A-110500 F0305. PPL Electric Utilities Corporation d/b/a PPL Utilities. Application of PPL Electric Utilities Corporation, d/b/a PPL Utilities, for approval of the transfer by sale of Certain Facilities to the Cumberland County Board of Commissioners, located in Carlisle, Cumberland County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before January 8, 2001, under 52 Pa. Code (relating to public utilities).

Applicant: PPL Electric Utilities Corporation d/b/a PPL Utilities

Through and By Counsel: Paul E. Russell, Two North Ninth Street, Allentown, PA 18101-1179.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-2245. Filed for public inspection December 22, 2000, 9:00 a.m.]

**Water Service
Without Hearing**

A-212285 F0081. Pennsylvania-American Water Company. Application of Pennsylvania-American Water Company for approval of the right to offer, render, furnish or supply water service to the public in an additional portion of Penn Township, Butler County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before January 8, 2001, under 52 Pa. Code (relating to public utilities).

Applicant: Pennsylvania-American Water Company

Through and By Counsel: Velma A. Redmond, Esquire, Susan Simms Marsh, Esquire, 800 West Hersheypark Drive, Hershey, Pa 17033.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-2246. Filed for public inspection December 22, 2000, 9:00 a.m.]

**Water Service
Without Hearing**

A-212285 F0082. Pennsylvania-American Water Company. Application of Pennsylvania-American Water Company for approval of the right to offer, render, furnish or supply water service to the public in an additional portion of Whitemarsh Township, Montgomery County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before January 8, 2001, under 52 Pa. Code (relating to public utilities).

Applicant: Pennsylvania-American Water Company

Through and By Counsel: Velma A. Redmond, Esquire, Susan Simms Marsh, Esquire, 800 West Hersheypark Drive, Hershey, Pa 17033.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-2247. Filed for public inspection December 22, 2000, 9:00 a.m.]

SECURITIES COMMISSION

Compliance Notice to the Viatical Industry

Purpose of Notice

The purpose of this notice is to advise persons involved in the viatical industry of the need, under certain circumstances, to comply with the Pennsylvania Securities Act of 1972 (1972 Act). This notice is being issued because the Pennsylvania Securities Commission (PSC) has identified an increase in the number of enforcement cases involving the sale of "interests" in viatical settlement contracts to Pennsylvania residents. In these cases, PSC has alleged that the "interests" are securities under the 1972 Act. These "interests" were not registered under the 1972 Act, were sold in a fraudulent manner, or were offered and sold by persons who were not registered under the 1972 Act.

The Viatical Industry

A viatical settlement contract is an agreement under which a person will receive compensation in return for an assignment, transfer, sale, devise or bequest of the death benefit or ownership of any portion of a life insurance policy or certificate of insurance. The person receiving compensation in return for assignment of the benefits of the life insurance is known as the viator. The person making the offer of compensation generally is known as a viatical settlement broker. The amount of compensation received by the viator will be less than the expected amount of the death benefit.

The viatical industry grew primarily as a result of the AIDS disease. Many individuals who were diagnosed with a potentially terminal illness and owned life insurance policies sought to unlock the value of the death benefit of these policies. Thus, the viatical industry met and continues to meet a consumer need by persons who are diagnosed as terminally ill.

When Viatical Interests are Securities under the 1972 Act

Viatical settlement contracts and viatical settlement brokers generally are regulated by state insurance authorities. However, persons in the viatical industry that seek to raise money from investors to fund viatical settlement contracts and those involved in raising such funds also are subject to State and Federal securities laws, including the 1972 Act.

PSC asserts jurisdiction through the 1972 Act in situations where Pennsylvania residents are being solicited to provide funds for the purchase of numerous viatical settlement contracts because what is being sold are securities and existing provisions of the 1972 Act apply. Often the security being sold is an "investment contract" which is included in the definition of security in Section 102(t) of the 1972 Act.

An "investment contract" is defined by the U.S. Supreme Court to include any investment of money by persons in a common enterprise (funding the purchase of viatical settlement contracts) who expect a profit through the efforts of others (promoter of the investment) (*SEC v. Howey*, 328 U.S. 293 (1946)). Pennsylvania courts have approved use of the Howey test for purposes of the 1972 Act (*Leon M. Martin v. ITM/International Trading & Marketing Ltd., William M. Erbe and David F. Dunn*, 494 A.2d 451 (Pa.Super. 1985)). Often promoters refer to the investment contract as an "interest" in a viatical settlement contract (Viatical Interests). Pennsylvania is in accord with the vast majority of states that use the

investment contract analysis to determine if funding schemes for viatical settlement contracts are securities under state securities laws.

SEC v. Life Partners

In its investigation of the sale of Viatical Interests to Pennsylvania residents, some persons have cited *SEC v. Life Partners* (87 F.3d 536 (DC Cir. 1996)) for the proposition that the Viatical Interests they are selling are not securities. PSC advises that this case was determined on very narrow issues which generally are not present in the PSC's enforcement cases. Further, this is a Federal case which is not automatically binding on Pennsylvania Courts. To PSC's knowledge, no Pennsylvania Court to date has ruled on the applicability of *Life Partners* to Section 102(t) of the 1972 Act.

Securities Registration Requirement

Because Viatical Interests are securities, they are subject to the securities registration requirements of Section 201 of the 1972 Act. Sections 202 and 203 provide certain exemptions from securities registration, some of which require a notice filing with PSC, and Section 211 requires a notice filing with PSC if the Viatical Interests are being sold in accord with Rule 506 adopted under Regulation D of the U.S. Securities and Exchange Commission (SEC). If the exemptions or notice filing provisions are unavailable, the securities must be registered with PSC. This means that they cannot be sold until the PSC affirmatively registers the Viatical Interests.

PSC recently has received some notice filings and at least one registered offering under Section 205 of the 1972 Act involving the offer and sale of securities to Pennsylvania residents, the proceeds of which were to be used to fund the purchase of viatical settlement contracts.

Requirement to Comply with Anti-Fraud Provision of Securities Laws

The issuer of the Viatical Interests is responsible for compliance with the securities registration requirements of the 1972 Act and the anti-fraud provisions of Section 401. Unlike insurance regulation, the issuer is not required to make specific mandated disclosures to purchasers but is under a legal obligation to disclose all information material to the transaction. Pursuant to case law (*TSC, Inc. v. Northway Industries, Inc.*, 426 U.S. 438 (1976)), this information is that which a reasonable person would believe important in order to make an informed investment decision.

Requirement to Register as a Broker-Dealer or Agent

Persons selling Viatical Interests, usually for a sales commission and very often without the knowledge of their firm (whether it be an insurance company or broker or a securities broker-dealer), are engaged in offering and selling securities and should be registered as a broker-dealer or agent of a broker-dealer under Section 301 of the 1972 Act.

SEC Requirements

Persons involved in the viatical industry who are engaged in activities that may fall under PSC jurisdiction also should consult SEC and Federal securities laws to identify any SEC requirements.

Typical PSC Viatical Interests Enforcement Case

In a typical PSC enforcement case involving Viatical Interests, the Viatical Interests are not registered under the 1972 Act nor is there an exemption available; the

person selling the Viatical Interests is not registered as a broker-dealer or agent under Section 301 of the 1972 Act; and the issuer and persons effecting the transactions have omitted to disclose material information relating to the transaction or have made materially misleading statements thereby contravening the anti-fraud provisions of Section 401 of the 1972 Act.

Regulatory Cooperation

This notice to the viatical industry was prepared in cooperation with the Pennsylvania Department of Insurance.

Contact Person

The PSC contact person for any inquiries concerning this notice is Scott A. Lane, Assistant Director, Division of Enforcement and Litigation, 806 Pittsburgh State Office Building, Pittsburgh, PA 15222, (412) 565-5083.

M. JOANNA CUMMINGS,
Secretary

[Pa.B. Doc. No. 00-2248. Filed for public inspection December 22, 2000, 9:00 a.m.]

Designation of an Investment Adviser Registration Depository

Whereas, Section 303(a) of the Pennsylvania Securities Act of 1972 (1972 Act) requires Federally covered advisers, as that term is defined in Section 102(f.1) of the 1972 Act (FCAs), to make a notice filing with the Pennsylvania Securities Commission (Commission); and

Whereas, Section 602(d.1) requires FCAs to pay notice filing fee annually to the Commission (Notice Filing Fee); and

Whereas, Commission Regulation 303.015, 64 Pa. Code § 303.015, states that the notice filing required by Section 303(a) of the 1972 Act shall be the Uniform Application for Investment Adviser Registration (Form ADV); and

Whereas, Form ADV requires filing of an annual updating amendment to Form ADV within 90 days after the end of the FCA's fiscal year end and the prompt filing of an amendment to Form ADV if certain information on Form ADV becomes inaccurate or if any information on Form ADV becomes materially inaccurate (Form ADV Amendment); and

Whereas, the U.S. Securities and Exchange Commission (SEC) has issued rules concerning the filing of Form ADV with an investment adviser registration depository by persons registered or applying for registration with SEC (SEC Release IA-1897) under the Federal Investment Advisers Act of 1940 (1940 Act); and

Whereas, a FCA is defined in Section 102(f.1) of the 1972 Act as a person who is registered under Section 203 of the 1940 Act; and

Whereas, Section 703(a) of the 1972 Act provides that the Commission seek to coordinate interpretation and administration of the 1972 Act with Federal regulation; and

Whereas, Commission Regulation 303.015 authorizes the Commission, by order, to designate an investment adviser registration depository for the receipt of Form ADV, Form ADV Amendments and the Notice Filing Fees; and

Whereas, the Commission, finds it necessary and appropriate in the public interest and for the protection of investors and consistent with the purposes fairly intended by the policy and provisions of the 1972 Act to issue the following Order:

Now, Therefore, the Commission, on the 12th day of December 2000, pursuant to Commission Regulation 303.015, 64 Pa. Code § 303.015, orders the following:

1. For purposes of Commission Regulation 303.015, the Commission designates the following as the only investment adviser registration depository authorized to receive Form ADVs, Form ADV Amendments and Notice Filing Fees on behalf of the Commission (IARD):

IARD Document Processing
NASD Regulation, Inc.
P. O. Box 4959
Gaithersburg, MD 20898-9495
www.iard.com

2. Except as provided in Paragraph 5, beginning January 1, 2001 and thereafter, FCAs making an initial Form ADV notice filing with the Commission under Section 303(a)(iii) of the 1972 Act shall file Form ADV and pay the Notice Filing Fee through the IARD. Form ADV shall be deemed filed and the Notice Filing Fee shall be deemed received by the Commission on the date such items are accepted by IARD. These FCAs shall file all Form ADV Amendments with IARD.

3. Except as provided in Paragraph 5, FCAs that made a Form ADV notice filing with the Commission prior to January 1, 2001 shall re-file Form ADV with IARD using the amended Form ADV in accordance with the transition schedule established in SEC Release No. IA-1897 (see www.sec.gov/offices/invmgmt/iard/fileschd.htm). After transition to IARD has been completed in accordance with SEC schedules, these FCAs shall file Form ADV Amendments with IARD.

4. Except as provided in Paragraph 5 and for any renewal occurring after January 1, 2001, FCAs making a renewal with the Commission in accordance with Regulation 303.015(b) shall pay the Notice Filing Fee through IARD.

5. The following FCAs will not be required to file with IARD but shall file manually on paper Form ADV and Form ADV Amendments directly with the Commission accompanied by any required Notice Filing Fee:

A. A FCA that is making an initial Form ADV notice filing with the Commission which has received a hardship exemption from SEC permitting a paper filing.

B. A FCA that made a Form ADV notice filing with the Commission prior to January 1, 2001 that has received a hardship exemption from SEC permitting a paper filing.

6. The effective date of this Order shall be the date published in the *Pennsylvania Bulletin*.

Alternative formats of this document may be available upon request. Call (717) 787-1165 or TDD Users: via AT&T Relay Center (800) 654.5984.

M. JOANNA CUMMINGS,
Secretary

[Pa.B. Doc. No. 00-2249. Filed for public inspection December 22, 2000, 9:00 a.m.]

STATE BOARD OF EDUCATION

Schedule of Meetings

The regular meetings of the State Board of Education, Councils of Basic and Higher Education and the State Board for Vocational Education will be held on the following dates:

January 17-18, 2001
March 14-15, 2001
May 9-10, 2001
July 11-12, 2001
September 12-13, 2001
November 14-15, 2001

Unless due and timely notice to the contrary is given, these meetings will be held in the Conference Rooms on the Lobby Level and First Floor of the Education Building, 333 Market Street, Harrisburg.

The contact person regarding the meetings is Peter H. Garland, Executive Director, State Board of Education, 333 Market Street, Harrisburg, PA 17126-0333; (717) 787-3787; TDD (717) 783-8445. Persons with disabilities needing special accommodations to attend the meetings may contact Dr. Garland at least 24 hours in advance so that arrangements can be made.

PETER H. GARLAND,
Executive Director

[Pa.B. Doc. No. 00-2250. Filed for public inspection December 22, 2000, 9:00 a.m.]

TURNPIKE COMMISSION

Retention of Two Engineering or Environmental Firms

Open End Contracts to Provide Environmental Services

Reference No. 3-135

The Turnpike Commission will retain two firms for Open End Contracts to provide environmental services on various projects located on the entire length of the Turnpike System.

The type of tasks to be addressed may include, but are not limited to, the following: Project need documentation; alternatives analysis evaluation; farmlands evaluations and ALCAB presentations; historical structures inventories; Phase I, II, and III archeological investigations; wetlands identification and delineation, value and function analysis, permitting, and mitigation design; surface water quality and aquatic biota investigations; hazardous

waste investigations; threatened and endangered species investigations; noise monitoring, modeling and abatement evaluations; air quality investigations; and municipalities planning code and zoning. The Team must possess GPS equipment and staff experienced in its utilization.

The contract will be for a not-to-exceed amount of \$750,000, or a 3 year period, whichever occurs first.

The following factors will be considered by the Commission during the evaluation of the firms submitting Letters of Interest for this project:

a. Specialized experience and technical competence of prime consultant and subconsultants. The Team must clearly demonstrate an ability to analyze available data to make decisions and develop plans to complete the project in a timely and cost effective manner.

b. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on similar projects. The consultant should identify similar projects that have been completed by that firm as the prime, the magnitude of the project, and the client.

c. The specific experience and number of individuals who constitute the firm.

d. Location of consultant's office where the work will be performed.

e. Workload of the prime consultant and subconsultants for all Department of Transportation and Turnpike Commission projects.

f. Other factors, if any, specific to the project.

Address these items and any necessary further details in a brief yet comprehensive manner in the letter of interest.

Questions and inquiries concerning this Project should be directed to David Willis at 939-9551, extension 3570 or by e-mail at dwillis@paturnpike.com.

General Requirements and Information

Firms interested in providing the above work and services are invited to submit a Letter of Interest with the required information. The Letters of Interest must include the following:

1. One page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified)

2. A three page expression of interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for each project and provide explanation that the firm has successfully completed similar type projects of the same magnitude.

3. An organization chart for the Project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultant's listed in the letter of interest will require written approval from the Commission.

4. Tabulation of workload for the prime consultant and all subconsultants for all Department of Transportation and Turnpike Commission projects.

5. An Annual Qualification Package similar to the one submitted to the Department of Transportation for the

current year that is in the same District as this project or one that is best suited for this project.

The Annual Qualification Package should contain at a minimum the following information for the prime consultant and all subconsultants and attached to the back of the letter of interest (subs to follow primes):

- Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, not more than 1 year old as of the date of the advertisement.
- Resumes of key personnel expected to be involved in the project. (limit to one 8 1/2 x 11 page, one side, per person) . Only resumes of key personnel should be included.
- Copy of the firm's registration to do business in the Commonwealth as provided by the Department of State for firms with out-of-state headquarters or corporations not incorporated in Pennsylvania.
- A copy of the Department's DBE/WBE Certification, if applicable.

If a Joint Venture responds to a project advertisement, the Commission will not accept separate letters of interest from joint venture constituents. A firm will not be permitted to submit a letter of interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Firms interested in performing the above services are invited to submit a letter of interest and required information to Barry L. Troup, P.E., Assistant Chief Engineer for Design, at the Turnpike Commission Administration Building located at 176 Kost Road, Carlisle, PA 17013-0779. (FedEx address: 176 Kost Road, Carlisle, PA 17013-0779) (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676).

The letter of interest and required information must be received by 12 p.m. (noon), Friday, January 12, 2001. Any letters of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable letters of interest received in response to these solicitations, two firms will be selected, one for each contract. The order of preference will be established by the Technical Review Committee and approved by the Commission. The first two firms identified by the Commission will be selected. Technical Proposals or Requests for Proposals will not be requested prior to selection.

The Commission reserves the right to reject all letters of interest, to cancel solicitation requested under this notice, and/or to re-advertise solicitation for the work and services.

BRADLEY L. MALLORY,
Chairperson

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