

NOTICES

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 March 6, 2001.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
3-1-01	FleetBoston Financial Corporation, Boston, Massachusetts, Acquired 100% of the Voting Shares of Summit Bancorp, Princeton, New Jersey, and Thereby Indirectly Acquired First Valley Corporation, Bethlehem, Pennsylvania, and Its Subsidiary, Summit Bank, Bethlehem, Pennsylvania, With Summit Bank Being Merged With and Into Fleet National Bank, Providence, Rhode Island	Boston, MA	Effective

New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-1-01	Landmark Community Bank Pittston Luzerne County	2 South Main St. Pittston Luzerne County	Commenced Operations

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-28-01	Sun Bank Selinsgrove Snyder County Purchase of Assets/Assumption of Liabilities of Two Branch Offices of Mellon Bank, N.A., Pittsburgh, Located at: Bellefonte Avenue and East Church Street Lock Haven Clinton County	Selinsgrove 349 Main Street Mill Hall Clinton County	Filed
3-1-01	Fulton Bank Lancaster Lancaster County Purchase of Assets/Assumption of Liabilities of One Branch Office of Sovereign Bank, Wyomissing, Located at: 863 East Baltimore Pike Kennett Square Chester County	Lancaster	Filed

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-28-01	Orrstown Bank Orrstown Franklin County	13 Center Square Greencastle Franklin County	Opened

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-28-01	The Fidelity Deposit and Discount Bank Dunmore Lackawanna County	247 Wyoming Avenue Kingston Luzerne County	Filed
3-1-01	Northwest Savings Bank Warren Warren County	319 W. Central Avenue Titusville Crawford County (Drive-Up Facility)	Filed
3-6-01	Jersey Shore State Bank Jersey Shore Lycoming County	1952 Waddle Road Suite 106 State College Centre County	Approved

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-1-01	Community Bank and Trust Company Forest City Susquehanna County	Amendment to Article 2 provides for a change in the principle place of business from 521 Main St., Forest City, Susquehanna County; to 125 North State St., Clarks Summit, Lackawanna County.	Approved and Effective

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS**Articles of Amendment**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Purpose</i>	<i>Action</i>
3-1-01	Callery Credit Union Evans City Butler County	Amendment to Article 8 provides for a change in the field of membership	Approved and Effective

JAMES B. KAUFFMAN, Jr.,
Acting Secretary

[Pa.B. Doc. No. 01-448. Filed for public inspection March 16, 2001, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Consolidated Plan; Notice of 2000 Annual Performance Report Availability

The Department of Community and Economic Development (Department) makes available for public review, the 2000 Annual Performance Report (APR) for the Commonwealth of Pennsylvania's Consolidated Plan. The 2000 APR reports on activities that were outlined in the Consolidated Plan for Federal fiscal years 2000 through 2004 as well as the Action Plan for 2000. The report describes progress in achieving the Commonwealth's 5-year strategy, including resources made available and activities completed in Federal fiscal year 2000. This report will be submitted to the United States Department of Housing and Urban Development by March 31, 2001.

Copies of the draft APR will be available for public comment from March 17—30, 2001, at the locations listed below. The final APR will be made available again at the same locations, following approval by HUD.

County Commissioners—A copy will be sent to the Chairperson of each County Board of Commissioners.

The Tri-County Branch of the Pennsylvania Association of the Blind (on audio cassette):

Patricia Summers, Coordinator
Harrisburg, Area Radio Reading Service
1800 N. Second Street
Harrisburg, PA 17102
(717) 238-2531

Pennsylvania Department of Community and Economic Development Regional Offices:

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

Northwest Regional Office
Third Floor, Rothrock Building
121 West 10th Street
Erie, PA 16501
Philadelphia, PA 19130
(814) 871-4241

Northcentral and Southcentral Regional Offices
576 Forum Building
Harrisburg, PA 17120
(717) 787-2412

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

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

Pennsylvania's 27 District Libraries:

B. F. Jones Memorial Library, Aliquippa
Allentown Public Library, Allentown
Altoona Area Public Library, Altoona
Centre County Library, Bellefonte
Bethlehem Area Public Library, Bethlehem
Clarion Free Library, Clarion
Conococheague District Library, Chambersburg
Bucks County Free Library, Doylestown
Easton Area Public Library, Easton
Erie County Library, Erie
Dauphin County Library, Harrisburg
Cambria County Library, Johnstown
Lancaster County Library, Lancaster
Delaware County Library, Brookhaven
Monessen Public Library, Monessen
New Castle Public Library, New Castle
Montgomery County-Norristown Public Library,
Norristown
Free Library of Philadelphia, Philadelphia
Carnegie Library of Pittsburgh, Pittsburgh
Pottsville Free Public Library, Pottsville
Reading Public Library, Reading
Scranton Public Library, Scranton
Warren Public Library, Warren
Citizens Library, Washington
Chester County Library, Exton
Osterhout Free Library, Wilkes-Barre
James V. Brown Library, Williamsport

Submit written comments concerning the APR to: Gary R. Thomas, Compliance Manager, Office of Community Development and Housing, Center for Community Building, Department of Community and Economic Develop-

ment, 4th Floor, Commonwealth Keystone Building, Harrisburg, PA 17120-0225, fax (717) 214-5399. Written comments must be received by March 30, 2001.

Persons with a hearing disability who wishes to review the APR should notify the Department and accommodations will be made. Text Telephone (TT) calls can be placed through the Pennsylvania Relay System at (800) 654-5984. Calls will be relayed to the Department's number listed above.

SAMUEL A. MCCULLOUGH,
Secretary

[Pa.B. Doc. No. 01-449. Filed for public inspection March 16, 2001, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Conservation and Natural Resources Advisory Council; Meeting Notice

Notice is hereby given of a meeting of the Conservation and Natural Resources Advisory Council to the Department of Conservation and Natural Resources (Department) on Wednesday, March 28, 2001. The meeting will be held at 10 a.m. in Room 105, Lobby Level, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting or agenda items can be directed to Kurt Leitholf at (717) 705-031.

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

PAULETTE JOHNSON,
Chairperson

[Pa.B. Doc. No. 01-450. Filed for public inspection March 16, 2001, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS

NPDES APPLICATIONS

PART I PERMITS

Pursuant to the Federal Clean Water Act and the Pennsylvania Clean Streams Law, the following parties have applied for an NPDES permit or to renew their current permit to discharge controlled wastewaters into the waters of this Commonwealth or to conduct other activities required by the NPDES permit. For renewal applications listed in Section I below, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits,

with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements. For all new permit applications, renewal application with major changes or applications for permits not waived by EPA, the Department, based upon preliminary reviews, also made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications listed in Section II below. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise below, the EPA Region III Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.6(d).

Persons wishing to comment on the proposed permit are invited to submit a statement, to the office noted above the application within 30 days from the date of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding this application. The comments 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 comment period, the Department's Water Management Program Manager will make a final determination regarding these applications. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The renewal application, including proposed effluent limitations and special conditions, is available on file. For new permit applications, information submitted with the applications is available on file. The information may be inspected and arrangements made for copying at the office indicated above the application.

Persons with a disability, who require an auxiliary aid service, including TDD users or other accommodations to seek additional information, should contact the Department through the Pennsylvania AT&T Relay service at (800) 654-5984.

NPDES Renewal Applications

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4700.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream (Watershed)</i>	<i>EPA Waived (New/Renewal)</i>
PA0084701	Penn Township Municipal Authority 100 Municipal Building Road Duncannon, PA 17020	Perry County Penn Township	UNT to Susquehanna River Watershed 7-A	Renewal
PA0081396	Laurelwood Mobile Home Park 204 Stone Mill Drive Elizabethtown, PA 17022	York County Newberry Town- ship	UNT to Bennett Run	Renewal
PA0083836	Pine Run, Inc. 1880 Pine Run Road Abbottstown, PA 17301-8645	Adams County Hamilton Township	UNT to Conewago Creek	Renewal

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

PAS228301, Industrial Waste. **International Paper Company**, Kane Woodyard, R. D. 2 Box 24-G, Kane, PA 16735.

This facility is located in Wetmore Township, **McKean County**.

Description of Proposed Activity: minor discharge of stormwater from a primary industry (timber) products.

The receiving stream, West Run, is in watershed 16-F and classified for: high quality cold water fish, 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 79.6 miles below point of discharge.

The draft discharge limitations are based on either Best Available Treatment (BAT) or Best Conventional Treatment (BCT) as defined by the promulgated effluent limitation guidelines, Best Professional Judgment (BPJ), Water Quality based on criteria in Chapter 93 (WQ-93), Water Quality based on criteria in the Department's Chapter 16 (CH-16), monitoring only (MO) in order to develop a firmer database for future evaluation, discharge standards based on Chapter 97 (CH-97), or other requirements as identified in a subnote to the outfall (subnote). The basis of the following permit limits are identified in the parenthesis beside each parameter.

The proposed effluent limits for Outfall 001 based on a design flow of n/a.

<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>
Flow	XX			
BOD ₅			XX	
Total Suspended Solids			XX	
pH			XX	

The proposed effluent limits for Outfall 002 based on a design flow of n/a.

<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>
Flow	XX			
BOD ₅			XX	
Total Suspended Solids			XX	
pH			XX	

The proposed effluent limits for Outfall 003 based on a design flow of n/a.

<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>
Flow	XX			
BOD ₅			XX	
Total Suspended Solids			XX	
pH			XX	

XX—Monitor and report on DMRs.

In addition to the effluent limits, the permit contains the following major special conditions.

Stormwater only outfalls Special Condition.

The EPA Waiver is in effect.

PA0093360, Sewerage. **Lake Arthur Estates MHP**, 2925 New Castle Road, Portersville, PA 16051.

This proposed facility is located in Muddy Creek Township, **Butler County**.

Description of Proposed Activity: discharge of treated sewage.

The receiving water, located in Watershed 2D-C, 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 Camp Allegheny Intake on Slippery Rock Creek located at Wayne Township, Lawrence County, approximately 11 miles below point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.425.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
Flow	XX		
CBOD ₅	15		30
TSS	30		60
Ammonia			
(5-1 to 10-31)	3		6
(11-1 to 4-30)	9		18
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	
Ultraviolet Light Intensity	Monitor and report the average intensity from the UV intensity meter in the microwatts/square centimeter for each bank for modules on the monthly DMRs.		
pH	Within limits of 6.0 to 9.0 standard units at all times.		

XX—Monitor and report on monthly DMRs.

The EPA Waiver is in effect.

PA0103594, Sewerage. **Windsor Mobile Home Park**, 2951 Route 6N East, Lot 1, Edinboro, PA 16412.

This proposed facility is located in Washington Township, **Erie County**.

Description of Proposed Activity: to discharge treated sanitary sewage.

The receiving stream, an unnamed tributary to Little Conneauttee, is in watershed 16A and classified for: cold water and migratory fishery, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 0.0092.

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
NH ₃ -N (5-1 to 10-31)	5.5		11
(11-1 to 4-30)	16.5		33
Dissolved Oxygen		minimum of 3.0 mg/l at all times	
Total Residual Chlorine	1.4		3.3
Fecal Coliform (5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		2000/100 ml as a geometric average	
pH		6.0 to 9.0 standard units at all times	

The EPA Waiver is in effect.

II. Applications for New Permits, Renewal of Major Permits and EPA Nonwaived Permit Applications.

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

No. PA0053601, Sewage, **Richard and Brenda Steinmetz**, 5564 Tollgate Road, Pipersville, PA 18947.

This application is for renewal of an NPDES permit to discharge treated sewage from an existing sewage treatment plant in Plumstead Township, **Bucks County**. This is an existing discharge to Unnamed Tributary to Geddes Run.

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 an average flow of 500 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	10	20
(11-1 to 4-30)	20	40
Suspended Solids	10	20
Ammonia (as N) (5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Total Residual Chlorine	Monitor/Report	Monitor/Report
Fecal Coliform	200 colonies/100 ml as a geometric average	
pH	Within limits of 6.0—9.0 Standard Units at all times	

The EPA Waiver is in effect.

No. PA0052456, Sewage, **Francis L. Hamilton-Oates**, P. O. Box 426, Landenberg, PA 19350-0426.

This application is for renewal of an NPDES permit to discharge treated sewage from sewage treatment plant in New Garden Township, **Chester County**. This is an existing discharge to East Branch of White Clay Creek.

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 an average flow of 1,200 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Suspended Solids	30	60
Ammonia (as N)	20	40
Total Residual Chlorine	Monitor/Report	Monitor/Report
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 2.0 mg/l at all times	
pH	Within limits of 6.0—9.0 Standard Units at all times	

The EPA Waiver is in effect.

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes Barre, PA 18711-0790.

PA0020028, Sewerage, **Air Products and Chemicals, Inc.**, Howard K. Kuristsky, P. O. Box 351, Tamaqua, PA 18252-0351.

This proposed facility is located in Rush Township, **Schuylkill County**.

Description of Proposed Activity: This proposed action is for renewal of a NPDES permit to discharge treated sewage.

The receiving stream, Neifert Creek, Watershed 3A, is classified for: cold water fishery, aquatic life, water supply and recreation.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Borough of Pottstown Water Authority located on the Schuylkill River in Montgomery County.

The proposed effluent limits for Outfall 001 based on a design flow of 0.0075 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
CBOD ₅	25.0		50.0
Total Suspended Solids	30.0		60.0
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine	1.2		2.8

PA0060313, Sewerage, **Clean Treatment Sewage Company**, 118 Armstrong Road, Suite 2, Pittston, PA 18640-9628.

This proposed facility is located in Delaware Township, **Pike County**.

Description of Proposed Activity: Renewal of an NPDES Permit

The receiving stream, Dingmans Creek, is in watershed 10-Shohola and classified for: high quality, cold water fishery.

The proposed effluent limits for Outfall 001 based on a design flow of 0.200 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10.0		20.0
Total Suspended Solids	30.0		60.0
NH ₃ -N			
(5-1 to 10-31)	3.0		6.0
(11-1 to 4-30)	9.0		18.0
NO ₂ /NO ₃ -N	15.0		25.0
Phosphorus as "P"	1.0		2.0
Dissolved Oxygen	A minimum of 7.0 mg/l at all times.		
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times		
Total Residual Chlorine	0.24		0.56

PA0063479, Sewerage, **P & S Development Company**, 219 North 9th Street, Allentown, PA 18102.

This proposed facility is located in Allentown, **Lehigh County**.

Description of Proposed Activity: NPDES Permit Renewal.

The receiving stream, unnamed tributary to the West Branch Wallenpaupack Creek, is in watershed Lackawaxen and classified for: high quality, cold water fishery, aquatic life, water supply, recreation and special protection.

The proposed effluent limits for Outfall 001 based on a design flow of .03.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10.0	20.0
Total Suspended Solids	10.0	20.0
NH ₃ -N		
(5-1 to 10-31)	1.50	3.0
(11-1 to 4-30)	4.50	9.0
Phosphorus as "P"	1.0	2.0
Dissolved Oxygen	A minimum of 7.0 mg/l at all times	
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric mean	
(10-1 to 4-30)	2,000/100 ml as a geometric mean	
pH	6.0 to 9.0 standard units at all times	
Total Residual Chlorine	.30	.73
NO ₂ + NO ₃ as "N"	17.40	34.80

PA0060453, Sewerage, **Camp Lavi**, 311 Dennis Street, Oceanside, NY 11572.

This proposed facility is located in Buckingham Township, **Wayne County**.

Description of Proposed Activity: renewal of NPDES permit.

The receiving stream, unnamed tributary to the Equinunk Creek, is classified for: high quality, cold water fishery.

The proposed effluent limits for Outfall 001 based on a design flow of .024 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25.0	50.0
Total Suspended Solids	30.0	60.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean	
(10-1 to 4-30)	2,000/100 ml as a geometric mean	
pH	6.0 to 9.0 standard units at all times	
Total Residual Chlorine	1.2	2.8

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Application No. PA 0083704, SIC Code 4941, Industrial Waste, **Shippensburg Borough Authority** (Water Filtration Plant), 111 North Fayette Street, Shippensburg, PA, 17257-0129.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Trout Run in Watershed 7-B, in Lurgan Township, **Franklin County**.

The receiving stream is classified for cold water fishes, recreation, water supply, and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Carlisle Borough located in North Middleton Township, Cumberland County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.138 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	30	64	75
Total Aluminum	1.9	3.8	4.7
Total Iron	2.0	4.0	5.0
Total Manganese	1.0	2.0	2.5
Total Residual Chlorine	0.7	XXX	2.3

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.

Application No. PA 0086487, SIC Code 3211, Industrial Waste, **PPG Industries, Inc.** (Works No. 6), 400 Park Drive, Carlisle, PA 17013.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to a drainage channel to Yellow Breeches Creek (Watershed 7-E), in South Middleton Township, **Cumberland County**.

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

The proposed effluent limits for Outfall 001 are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	Monitor and Report		
Chemical Oxygen Demand	Monitor and Report		
Total Suspended Solids	Monitor and Report		
Total Phosphorus	Monitor and Report		
Total Kjeldahl Nitrogen	Monitor and Report		
Dissolved Iron	Monitor and Report		
Oil and Grease	Monitor and Report		
pH (S.U.)	Monitor and Report		

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.

Application No. PA 0088650, SIC Code 4952, Sewage, **Capital Area Christian Church**, 1775 Lambs Gap Road, Mechanicsburg, PA 17050.

This application is for issuance of an NPDES permit for a new discharge of treated sewage to an unnamed tributary of Conodoguinet Creek in Watershed 7-B, in Silver Spring Township, **Cumberland 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 Steelton Municipal Waterworks located in 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 0.0021 MGD are:

Parameter	Concentration (mg/l)	
	Average Monthly	Instantaneous Maximum
CBOD ₅	25	50
Total Suspended Solids	30	60
NH ₃ -N		
(5-1 to 10-31)	7.5	15
(11-1 to 4-30)	22	44
Total Residual Chlorine	0.5	1.6
Dissolved Oxygen	Minimum of 5.0 at all times	
pH	From 6.0 to 9.0 inclusive	
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	14,000/100 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.

Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

PA0032174, Sewage, **Frank Perano**, P. O. Box 278, King of Prussia, PA 19406.

This application is for renewal of an NPDES permit to discharge treated sewage from Interstate Mobile Village STP in Donegal Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary of Bonar Creek, which are classified as a high-quality 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: Claysville-Donegal Joint Municipal Authority.

Outfall 001: existing discharge, design flow of 0.005 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	1.5			3.0
(11-1 to 4-30)	4.5			9.0
Phosphorus	1			2
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	.1			.25
Dissolved Oxygen	not less than 5 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0093203, Sewage, **The Pennsylvania State University**, 113 Physical Plant Building, University Park, PA 16802.

This application is for renewal of an NPDES permit to discharge treated sewage from Penn State New Kensington Campus Sewage Treatment Plant in Upper Burrell Township, **Westmoreland County**.

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

Outfall 001: existing discharge, design flow of 0.015 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	15			30
Suspended Solids	25			50
Ammonia Nitrogen				
(5-1 to 10-31)	4.0			8.0
(11-1 to 4-30)	12.0			24.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 6.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

Application No. PA0002143—Amendment No. 2. Industrial Waste, SIC 2621 and 2611. **Willamette Industries, Inc.**, 3800 First Interstate Tower, Portland, OR 97201.

This application is for amendment of the BOD5 limitations at Outfall 001 in the NPDES Permit, to discharge treated Group 1 Stormwater to Riley Run in Johnsonburg, **Elk 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 Western Pa Water Company on the Clarion River located at Clarion, approximately 61 miles below point of discharge.

The proposed discharge limits for Outfall No. 001, based on a design flow of n/a MGD are:

Parameter	Average Monthly (mg/l)	Maximum Daily (mg/l)	Instantaneous Maximum (mg/l)
Flow	Monitor and Report		
BOD ₅	Monitor and Report	Monitor and Report	63
Total Suspended Solids			Monitor and Report
2,3,7,8,—TCDD		Monitor and Report	
2,3,7,8,—TCDF		Monitor and Report	
pH		6.0 to 9.0 at all times	

The EPA Waiver is not in effect.

**WATER QUALITY MANAGEMENT PERMITS
CONTROLLED INDUSTRIAL WASTE AND SEWAGE WASTEWATER
APPLICATIONS UNDER THE PENNSYLVANIA CLEAN STREAMS LAW
PART II PERMITS**

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

Persons wishing to comment on any of the applications are invited to submit a statement to the office noted above the application within 15 days from the date of this public notice. Comments received within this 15-day comment period will be considered in making the final decision regarding the application. The comments 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.

The Department reserves the right to hold a public hearing if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation of the area. If no hearing is held, the Department's Water Management Program Manager will make a final determination regarding the applications after a complete review. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

A copy of the permit application or proposed plan is on file in the office indicated and is open to public inspection. Appointments to review the application may be made by contacting Records Management at the indicated telephone number.

Industrial Waste and Sewerage Applications Under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

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

WQM Permit No. 0901403. Sewerage. **Pennridge School District**, 1506 North Fifth Street, Perkasio, PA 18944-2207. Applicant is requesting approval for the addition to the M. M. Seylar Elementary School to replace a 5,000 gpd WWTP, located in Hilltown Township, **Bucks County**.

WQM Permit No. 4601405. Sewerage. **Montgomery Township Municipal Sewer Authority**, 1001 Stump Road, Montgomeryville, PA 18936. Applicant is requesting approval for the construction and operation to expand the Eureka Wastewater Treatment Plant located in Montgomeryville Township, **Montgomery County**.

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Application Number 3801402. Sewage submitted by **South Londonderry Township Municipal Authority** in South Londonderry Township, **Lebanon County** to construct the Coleman Pump Station was received in the Southcentral Region on March 1, 2001.

NPDES Stormwater Individual Permit

The following parties have applied for an NPDES permit to discharge stormwater associated with a construction activity into 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 conditions. These proposed determinations are tentative. Limitations are provided as erosion and sediment control best management practices (BMPs) which restrict the rate and quantity of sediment discharged.

Where indicated, the EPA Region III 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 appropriate Department Regional Office noted above the application within 30 days from the date of this public notice. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and relevant facts upon which it is based. A public hearing may be held after consideration of comments received by the appropriate DEP Regional Office during the 30-day public comment period.

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

The application and related documents, including the erosion and sediment control plan for the earth disturbance activity, are on file and may be inspected at the office identified in this notice.

Persons with a disability that require an auxiliary aid, service or other accommodation to participate during the 30-day public comment period should contact the specified Regional Office. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

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

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10S099	Pocono Mountains Municipal Airport Authority P. O. Box 115 Mount Pocono, PA 18344-0115	Monroe County Coolbaugh Township	Red Run HQ-CWF
PAS10S100	Pocono Villa—Assisted Living Facility Joseph Darlak Box 361 Cresco, PA 18326	Monroe County Coolbaugh Township	UNT Tobyhanna Ck. HQ-CWF

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

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10Q219	Jaindl Land Co. David Jaindl 3150 Coffeetown Rd. Orefield, PA 18069	Lehigh County Lower Macungie Township	Little Lehigh Cr. HQ-CWF

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

NPDES Permit PAS10 2805. Stormwater. **Hustontown Joint Sewer Authority**, 299 North Clear Ridge Road, P. O. Box 577, Hustontown, PA 17229 has applied to discharge stormwater associated with a construction activity located in Dublin and Taylor Townships, **Fulton County** to Lamberson Branch (HQ-CWF) and Fortune Teller Creek (HQ-CWF).

Fulton County Conservation District: 216 North Second Street McConnellsburg, PA 17233, (717) 485-3547.

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS102805	Hustontown Joint Sewer Auth. 299 North Clear Ridge Rd. P. O. Box 577 Hustontown, PA 17229	Dublin Township Taylor Township Fulton County	Lamberson Branch HQ-CWF Fortune Teller Creek HQ-CWF

SAFE DRINKING WATER

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

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

Permit No. 0901506, Public Water Supply.

Applicant	Northampton Bucks County Municipal Authority
Township	Northampton
Responsible Official	Richard E. Lander 111 Township Road Richboro, PA 18954
Type of Facility	Public Water Supply System
Consulting Engineer	Pennoni Associates, Inc. 875 Easton Road Doylestown, PA 18901
Application Received Date	March 1, 2001
Description of Action	Use of Well No. 17

Permit No. 1501503, Public Water Supply.

Applicant	Philadelphia Suburban Water Company
Township	Upper Uwchlan
Responsible Official	Morris Coulter 762 W. Lancaster Avenue Bryn Mawr, PA 19010
Type of Facility	Public Water Supply System
Consulting Engineer	CET Engineering Service 1240 Mountain Road Harrisburg, PA 17112
Application Received Date	March 5, 2001
Description of Action	Construction of a booster pump station including disinfection system and emergency generator

Northeast Region: Water Supply Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Permit No. 1301501, Public Water Supply.

Applicant	Bowmanstown Borough Authority
Township or Borough	Bowmanstown Borough, Carbon County
Responsible Official	Harry Garman, P.E., Bor. Engineer
Type of Facility	Public Water System
Consulting Engineer	Harry Garman, P.E. Consulting Engineers
Application Received Date	January 26, 2001
Description of Action	The project is a major amendment to a public water system through the following improvements: construction of new mains, storage tank, treatment equipment for sequestering iron, pH adjustment, corrosion control and disinfection, and discontinuing the use of surface water sources.

Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Permit No. 0601501, Public Water Supply.

Applicant	United Mobile Homes, Inc.
Township or Borough	Greenwich Township, Berks County
Responsible Official	Samuel A. Landy, President, 3499 Route 9 North, Suite 3C, Freehold, NJ 07728
Type of Facility	PWS

Consulting Engineer Jeffrey V. Yorick, P.E.
United Mobile Homes, Inc.
102 East Hillview Drive
Morgantown, WV 26508

Application Received Date January 8, 2001

Description of Action Installation of booster pump station for existing public water system.

Permit No. 0101501, Public Water Supply.

Applicant **Bonneauville Borough Municipal Authority**

Township or Borough Bonneauville Borough, **Adams County**

Responsible Official Bernard Shanebrook, Borough Manager,
86 West Hanover St.,
Gettysburg, PA 17325

Type of Facility PWS

Consulting Engineer Diana M. Young, P.E.
Buchart-Horn Inc.
445 W. Philadelphia St.
P. O. Box 15040
York, PA 17405-7040

Application Received Date January 8, 2001

Description of Action Applicant seeks a construction permit for Well No. 8 and ancillary facilities. Well No. 8 would be pumped at a rate of 43 gallons per minute to a new treatment building where the only treatment would be chlorine disinfection.

Permit No. 0501501, Public Water Supply.

Applicant **Rainsburg Borough**

Township or Borough Rainsburg, **Bedford County**

Responsible Official Michael D. Cessna, President
Rainsburg Borough Council
Rainsburg Borough Water System
147 Liberty Street
Bedford, PA 15522

Type of Facility PWS

Consulting Engineer Mark V. Glenn, P.E., President
Gwin, Dobson & Foreman
3121 Fairway Dr., Suite B
Altoona, PA 16602

Application Received Date January 11, 2001

Description of Action Project is for the additions of Well Nos. 2 and 3 to augment the existing sources of supply and a 53,000 gallon water storage tank. The project will also involve the installation of individual water meters and the upgrading or replacement of the existing chlorination facility.

Permit No. 2800507, Public Water Supply.

Applicant **Guilford Water Authority**

Township or Borough Green Township, **Franklin County**

Responsible Official John Helman, Chairperson

Type of Facility PWS

Consulting Engineer Diana M. Young, P.E.

Application Received Date 11-27-2000

Description of Action Application seeks a construction permit for proposed Cold Spring Run Wells No. 11 (120 gpm), No. 12 (300 gpm) and No. 14 (1,200 gpm) and Ore Bank Well No. 2 (50 gpm). Treatment will be provided utilizing existing facilities.

Permit No. 2800509, Public Water Supply.

Applicant **Franklin County General Authority**

Township or Borough Greene Township, **Franklin County**

Responsible Official John M. Van Horn

Type of Facility PWS

Consulting Engineer George D. Gustafson, P.E.
 Application Received Date 12-15-2000
 Description of Action Applicant seeks a construction permit for proposed bulk caustic soda and zinc orthophosphate chemical feed systems at an existing potable water filter plant. The retrofit will include also installation of flow pacing equipment to drive the chemical feed systems.

Permit No. 3600512, Public Water Supply.

Applicant **Timber Villa**
 Township or Borough West Donegal Township,
Lancaster County
 Responsible Official David Heisey
 Type of Facility PWS
 Consulting Engineer James R. Fisher, P.E.
 Application Received Date 11-13-2000
 Description of Action Installation of a nitrate treatment system for the Martin Well.

Permit No. 0601502, Public Water Supply.

Applicant **Borough of Leesport**
 Township or Borough Ontelaunee, **Berks County**
 Responsible Official Lawrence C. Kohler, President
 Borough Council, P. O. Box 710
 21 South Canal Street
 Leesport, PA 19533-0710
 Type of Facility PWS
 Consulting Engineer David M. Bright, P.E.
 Spotts, Stevens, & McCoy, Inc.
 345 North Wyomissing Boulevard
 P. O. Box 6307
 Reading, PA 19610-0307
 Application Received Date 1-19-2001
 Description of Action Construction of new Well No. 5 at 200 gallons per minute with disinfection.

MINOR AMENDMENT

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

Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Application No. 5601501, Minor Amendment.

Applicant **Rockwood Borough**,
 358 Market Street,
 Rockwood, PA 15557
 [Township or Borough] Rockwood Borough
 Responsible Official John Bowlby, Borough Council President
 Type of Facility tank
 Consulting Engineer The EADS Group, Inc.,
 450 Aberdeen Drive,
 P. O. Box 837,
 Somerset, PA 15501
 Application Received Date February 28, 2001
 Description of Action Interior and exterior painting of a tank

WATER ALLOCATIONS

Applications received under the Act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the Acquisition of Rights to Divert Waters of this Commonwealth.

Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

WA 06-1016. Water Allocations. **Wernersville Municipal Authority, Berks County.** Right to purchase 1.5 million gallons per day (mgd) on a monthly basis from the Western Berks Water Authority.

Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

WA30-587F. Water Allocations. **Southwestern Pennsylvania Water Authority,** P. O. Box 187, Greene & Washington Streets, Jefferson, PA 15344, Jefferson Borough and Jefferson Township, **Greene County.** Withdrawal of 7,000,000 gallons per day of water from the Monongahela River.

WA3-842E. Water Allocations. **Kittanning Suburban Joint Water Authority,** R. R. 1, Box 23, Adrian, PA 16210-9712, East Franklin, North Buffalo and Washington Townships, **Armstrong County.** Withdrawal of 2,000,000 gallons per day of water from the Allegheny River, 864,000 gallons per day, average day, from the Elgin Well, 432,000 gallons per day, average day, from the Watt Well, 40,000 gallons per day, average day, from South Buffalo Township Municipal Authority and 396,000 gallons per day, average day, on an emergency basis from the Pennsylvania-American Water Company-Kittanning.

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 or suspected contaminants at the site, the proposed remediation measures for the site, and a description of the intended future use of the site. A person who demonstrates attainment of one, or a combination of the cleanup standards, or who receives approval of a special industrial area remediation identified under the Act, will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other

contribution actions brought by responsible persons not participating in the remediation.

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

Southeast Region: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

Gordon, Gonzales, Marchesani, Welsh Property, City of Philadelphia, **Philadelphia County.** Robert R. Botterman, TolTest, Inc., 339 Haymaker Rd., Suite 1101, Monroeville, PA 15146, on behalf of Howard Gordon, 1521 E. Wingohocking St., Philadelphia, PA 19124, Geraldine & Ferdinand Gonzales, 1515 E. Wingohocking St., Philadelphia, PA 19124, Nino Marchesani, 4411 Castor Ave., Philadelphia, PA 19124 and Richard Welsh, 1509 Wingohocking St., Philadelphia, PA 19124, has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with solvents, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet Statewide Health and Site-specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Inquirer* on February 2, 2001.

Southcentral Region: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Defense Distribution Depot Susquehanna PA, Fairview Township, **York County.** Defense Distribution Depot Susquehanna PA, 2001 Mission Drive, Suite 1, New Cumberland, PA 17070-5002 has submitted a Notice of Intent to Remediate site soils and groundwater contaminated with solvents. The applicant proposes to remediate the site to meet the a combination of the Statewide health and site-specific standard requirements. A summary of the Notice of Intent to Remediate was

reported to have been published in the *York Daily Record* and the *Harrisburg Patriot News* on February 16, 2001.

Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701.

Charles Cole Memorial Hospital, Eulalia Township, **Potter County**. Converse Consultants, 2738 West College Avenue, State College, PA 16801, on behalf of Charles Cole Memorial Hospital, 1001 East Second Street, Coudersport, PA 16915, has submitted a Notice of Intent to Remediate soil contaminated with lead, heavy metals and solvents; groundwater and surface water contaminated with solvents; and sediment contaminated with lead, heavy metals and solvents. 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 *Potter-Leader Enterprise* on February 21, 2001.

Northwest Region: Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Caparo Steel Company AOC-2, City of Farrell, **Mercer County**. Paul Wojciak of Environmental Management Associates, 10925 Perry Highway, Wexford, PA on behalf of Caparo Steel 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 Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Herald* on March 1, 2001.

RESIDUAL WASTE GENERAL PERMITS

Applications Received 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 Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, Floor 14, 400 Market Street, Harrisburg, PA 17105-8472.

General Permit Application No. WMGR071. Wickett & Craig of America, Inc., 120 Cooper Road, Curwensville, PA 16833. General Permit Number WMGR071 for the beneficial use of leather trimmings and scrap from a tannery operation to manufacture fertilizer for agricultural purposes. Central Office received the application on February 1, 2001 and determined administratively complete on March 1, 2001.

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

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Applications Submitted Under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and Regulations to Operate or Close Solid Waste Processing or Disposal Area or Site.

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

Application No. 400667. Application received for **Wyeth-Ayerst Pharmaceuticals**, P. O. Box 861, Paoli, PA 19301 located in Upper Providence Township, **Montgomery County**. Application received in the Southeast Regional Office on February 9, 2001.

Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Application No. 101539. Application received for **Dauphin Meadows, Inc.**, P. O. Box 68, Millersburg, PA 17061 located Upper Paxton & Washington Townships, **Dauphin County**. Application determined to be administratively complete in the Regional Office on February 28, 2001.

Application No. 101636. Application received for **L&W Demolition Co., Inc.**, 17 Twin Hills Road, Dillsburg, PA 17019 located in Franklin Township, **York County**. Application determined to be administratively complete in the Regional Office on March 2, 2001.

SOLID AND HAZARDOUS WASTE OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application Received 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.

Comments on the individual permit application may be submitted to contact identified below. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984. Arrangements can also be made for persons with disabilities who wish to inspect the application. Public comments must be submitted to the Department within 60 days of the date of this notice and may recommend conditions upon, revisions to, and approval or denial of the application.

Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.

Permit No. WMGR038NC006. PA DCNR located in Hillsgrove Township, **Sullivan County** for determination of applicability for the beneficial use of waste tires. The application was received by the Williamsport Regional Office on February 20, 2001.

AIR QUALITY

NOTICE OF PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

The Department of Environmental Protection (DEP) 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 DEP, 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 DEP has received applications for plan approvals and/or operating permits from the following facilities.

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the Regional Office 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 DEP 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 DEP 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 DEP 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 DEP schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

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

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

OPERATING PERMITS

Notice of Intent to Issue Title V Operating Permits

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

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

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

the person(s) 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 30 days in advance of the hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation where the facility is located.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

33-00108: Brookville Hospital (100 Hospital Road, Brookville, PA 15825) in Brookville Borough, **Jefferson County**. Brookville Hospital's air emission sources are five boilers, two emergency generators and a pyrolytic incinerator. The facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments.

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 Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

39-304-023: Bethlehem Casting (Howmet Aluminum Casting, Inc., 2175 Avenue C, Bethlehem, PA 18017) for operation of casting finishing operations and associated air cleaning device in Bethlehem, **Lehigh County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

67-05067: Persing Enterprises, Inc. (214 North Franklin Street, Red Lion, York, PA 17356) for a furniture manufacturing facility in Red Lion Borough, **York County**.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

47-318-009: Aldan Acquisition, Inc. (115 Woodbine Lane, Danville, PA 17821-0429) for a fabric coating and curing operation in Mahoning Township, **Montour County**. This operation was constructed pursuant to Plan Approval 47-318-009 which was issued on February 5, 1998.

The fabric coating and curing operation consists of a roll coater and associated dryer, a curing oven and ancillary equipment (mixers, churns, paint mill, etc.) which are used to apply rubber compounds to various fabric substrates. The resultant volatile organic compound emissions are controlled by a thermal oxidizer which has been demonstrated, via stack testing, to have a volatile organic compound destruction efficiency in excess of the 95% required by Plan Approval 47-318-009. The volatile organic compound emission rate determined to have existed during the respective stack testing was less than .5 pounds per hour.

The Department of Environmental Protection has determined that the respective fabric coating and curing operation was constructed, and is operating, in conformance with all conditions contained in Plan Approval 47-318-009 as well as in compliance with all applicable requirements contained in Article III of the Rules and Regulations of the Department of Environmental Protection. The Department of Environmental Protection consequently intends to issue an operating permit for the fabric coating and curing operation.

The Department intends to place conditions in the operating permit to be issued which are intended to assure continued compliance with all applicable requirements as well as require appropriate monitoring, testing, record keeping and reporting. The following is a summary of these conditions:

1. The thermal oxidizer shall maintain a minimum oxidizer chamber outlet temperature of 1400° F at all times.

2. The thermal oxidizer shall be equipped with an oxidizer chamber outlet temperature monitoring and recording system.

3. 100% of the volatile organic compounds emitted from the fabric coating and curing operation shall be captured and ducted to the thermal oxidizer and at least 95% of the volatile organic compounds ducted to the thermal oxidizer shall be destroyed therein.

4. The only cleaning solvent that shall be used is d-limonene except that up to 52 gallons of ethyl alcohol may be used per year. The thermal oxidizer shall be operational whenever cleaning solvent is in use.

5. The fabric coating and curing operation shall be retested by no later than January 31, 2005.

6. Records shall be maintained of all surface coating material and cleanup solvents used in the fabric coating and curing operation and shall be submitted to the Department on a calendar quarter basis.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

25-00279: Associated Spring, Barnes Group Inc. (226 South Center Street, Corry, PA 16407) for emissions from wire spring manufacturing and surface coating in the City of Corry, **Erie County**.

37-00274: Kasgro Rail (320 East Cherry Street, New Castle, PA 16102) for operation of the facility's air contamination sources consisting of two small natural gas furnaces, two paint and two blast booths in Taylor Township, **Lawrence County**.

43-00317: Allegheny Asphalt/Lindy Paving Company—Mercer Plant (Route 173 North, Wolf Creek, PA 16127) for operation of the facility's air contamination sources consisting of a 400 tph drum mix hot asphalt plant in Wolf Creek Township, **Mercer County**.

Philadelphia Department of Public Health: Air Management Services, 321 University Ave., Philadelphia, PA 19104.

S00-004: The Wistar Institute (3601 Spruce Street, Philadelphia, PA 19104) for operation of a not-for-profit biomedical research institute in the City of Philadelphia, **Philadelphia County**. The Synthetic Minor facility's air emission sources include three 448 hp Natural Gas and No. 2 Oil dual-fired Boilers, four emergency generators, and one crematory furnace.

PLAN APPROVALS

Applications Received for 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 Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

39-318-108: SKW-MBT Management, Inc. (Division of Master Builders, Inc., 421 Shantz Road, Allentown, PA 18104) for construction of a paint spray booth and associated air cleaning device in Allentown, **Lehigh County**.

39-303-007A: Eastern Industries, Inc. (4401 Camp Meeting, Suite 200, Center Valley, PA 18034) for modification of a batch asphalt plant to utilize recycled oil in North Whitehall Township, **Lehigh County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

06-01003K: Agere System, Inc. (P. O. Box 13396, Reading, PA 19612) for construction of an emergency electric generator in Muhlenberg Township, **Berks County**.

06-05049A: Fleetwood Industries (3001 St. Lawrence Avenue, St. Lawrence, PA 19606) for a wooden furniture surface coating line controlled by dry filter panels in St. Lawrence Borough, **Berks County**.

36-03096A: Carvell & Rick, Inc. (1780 Newport Road, Ephrata, PA 17522) for relocation of a spray painting operation (Operating Permit No. 36-03096) from 4437 Oregon Pike, West Earl Township, **Lancaster County** to 1780 Newport Road in West Earl Township, Lancaster County.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

19-00001A: Magee Rieter Automotive Systems, Inc. (480 West Fifth Street, Bloomsburg, PA 17815) for construction of a carpet dryer in Bloomsburg, **Columbia County**.

08-310-001E: Dalrymple Gravel and Contracting Co., Inc. (2105 South Broadway, Pine City, NY 14871-9799) for construction of a stone crusher and associated screens, conveyors, etc. as well as a diesel generator in Athens Township, **Bradford County**. This equipment, with the exception of the diesel generator, is subject to Subpart 000 of the Federal Standards of Performance for New Stationary Sources.

19-304-008C: Benton Foundry, Inc. (5297 State Route 487, Benton, PA 17814-7641) for construction of two (2) isocure foundry core making machines to be controlled by an existing air cleaning device (a packed bed scrubber) in Sugarloaf Township, **Columbia County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222.

11-00501A: Conective Mid-Merit, Inc. (5100 Harding Highway, Suite 119, Mays Landing, NJ 08330) for installation of a turbine at Hinckston Run in Jackson Township, **Cambria County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

37-185B: Universal Refractories, Inc. (915 Clyde Street, Wampum, PA 16157-0097) for installation of a

baghouse (3,000 cfm), to control particulate matter from the MgO processing line in Wampum Borough, **Lawrence County**.

10-028H: Armstrong Cement and Supply Corp. (100 Clearfield Road, Cabot, PA 16023) for installation of a baghouse to replace four (4) smaller baghouses on Clinker Storage Silo Nos. 8, 9, and 10 and Transfer Belt Nos. 4 and 5 in Cabot, **Butler County**. Armstrong Cement and Supply Corp. is a Title V facility.

PLAN APPROVALS

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 Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

NOTICE OF INTENT TO ISSUE A PLAN APPROVAL AND AMEND A TITLE V OPERATING PERMIT

Under 25 Pa. Code §§ 127.1 and 127.11, the Department of Environmental Protection (DEP) intends to issue a plan approval to **Agere Systems Inc.** (William R. Knolle, Air Quality Engineer, 555 Union Blvd., Allentown, PA 18103) for their plant in Allentown, **Lehigh County**. The facility currently has a Title V Operating Permit No. 39-00001. The plan approval includes terms and conditions to assure the proper operation of the sources, which satisfy the state and federal requirements. It includes, at a minimum, the conditions related to source description, emissions limits for pollutants, monitoring, recordkeeping and reporting, temporary operations to facilitate shake-down and temporary operation period. This plan approval will be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

Plan Approval No. 39-313-044 is for operation of VOC emitting sources. The emissions from the sources will be controlled by a carbon adsorption and condenser and shall have a Plantwide Applicability Limit of 87.7 tons of VOC per year. Although the sources covered by this plan approval may be located at a major facility, the installations/ modifications do not trigger major new source review or prevention of significant deterioration requirements.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Under 25 Pa. Code §§ 127.44(b) and 127.424(b), that the Department of Environmental Protection (DEP) intends to issue a plan approval to **American Refining Group** (77 North Kendall Avenue, Bradford, PA 16701) for their plant in the city of Bradford, **McKean County**. The facility currently has a Title V Operating Permit No. 42-00004, which was issued November 13, 2000. 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.

The application is for an Isomer Unit that will take Light Straight Run (LSR) feed from the existing naphtha fractionator unit and treat it with platformer gases to boost the octane value of the LSR. The design maximum processing rate for the LSR is 1000 barrel per day. This process will not cause an increase in production nor will it cause an increase in emissions for any other process. The only emission point in this unit will be a natural draft gas fired heater. The draft is adjusted manually. There will be a number of potential fugitive emission

points due to potential equipment leaks. There are two relief valves on the recycle gas system for protection of equipment. All relief valves will be connected to flare header such that any release that occurs at the startup, shut down, or upset, will be passed through the refinery flare. The fuel usage and emissions for natural gas and refinery gas are based on continuous operation of 8,760 hours per year. This source is subject to Federal NSPS Regulations, 40 CFR Part 60, Subpart J Standards of Performance for Petroleum Refineries. The applicable refinery gas is low sulfur fuel (<162 ppm). Subpart J requires the facility to comply with the H₂S emission limit of 0.10 gr/dscf for the refinery fuel gas. The facility has proposed using an existing H₂S CEMS monitoring the low sulfur stream from the stabilizer unit and achieve compliance with the requirements of Monitoring of Emissions and Operations (Subpart J Section 60.105). The refinery already implements LDAR for the equipment leaks. The new isomerization unit will be covered by the same program. There are no process vents associated with this unit. Existing storage vessels will be utilized for feed and product storage.

Under 25 Pa. Code §§ 127.44(b) and 127.424(b), that the Department of Environmental Protection (DEP) intends to issue a plan approval to **Ellwood Quality Steels Company** (700 Moravia Street, New Castle, PA 16101) for their plant in the City of New Castle, **Lawrence County**. The facility currently has a Title V Operating Permit issued December 27, 1999. 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.

This plan approval application is for modification of Furnace No. 17. The modification will remove the existing 1942 vintage burners and controls and replace them with new burners and controls, which will utilize low NOx technology. The overall NOx emissions are expected to drop from 12.3 tpy to 4.6 tpy.

MINING ACTIVITY APPLICATIONS

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 below 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.

Coal Applications Received

Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209.

17990122, Johnson Brothers Coal Company (R. D. 1, Box 580, Mahaffey, PA 15757), revision to an existing bituminous surface mine permit for a Change in Permit Acres from 91.0 to 107.2 acres. Receiving stream—unnamed tributary to Little Anderson Creek to Anderson Creek, unnamed tributary to Bell Run to the West Branch of the Susquehanna River; unnamed tributary to Irish Run. Application received February 26, 2001.

Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982.

63960301, Dick Corporation (P. O. Box 10896, Pittsburgh, PA 15236). Renewal application received for continued operation and reclamation of an industrial mineral surface mine located in Hanover Township, **Washington County** affecting 33.2 acres. Receiving streams: unnamed tributary to Kings Creek, Kings Creek to Ohio River. Renewal application received February 27, 2001.

03910104, Big Mack Leasing Co., Inc. (R. D. 6, Box 231, Kittanning, PA 16201). Revision application received to change post-mining land use from forestland to prime farmland on an existing bituminous surface mine located in Plumcreek Township, **Armstrong County**, proposed to

affect 59 acres. Receiving streams: unnamed tributaries to Cherry Run. Revision application received: February 28, 2001.

63990103, Twilight Industries—A Division of U.S. Natural Resources, Inc. (212 State Street, Belle Vernon, PA 15012). Application received to add acreage to a bituminous surface mining operation located in Somerset Township, **Washington County**, currently affecting 287.1 acres. Receiving streams: unnamed tributaries to Center Branch of Pigeon Creek, Center Branch of Pigeon Creek, Pigeon Creek, Monongahela River. Application received: February 27, 2001.

Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669.

33-00-04, Reichard Contracting, Inc. (212 Olean Trail, New Bethlehem, PA 16242) Proposal to enter into a Government Financed Reclamation Construction Contract on a 17.0 acre site in Clover Township, **Jefferson County**. The proposal includes total reclamation of 6.0 acres of abandoned mine lands as well as 5.3 acres of coal removal incidental and necessary to the reclamation activities. Receiving streams: Welch Run. Application received: July 10, 2000.

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

54753035R3, N & L Coal Company (5 Woodland Drive, Mt. Carmel, PA 17851), renewal of an existing anthracite surface mine and coal refuse disposal operation in West Mahanoy Township, **Schuylkill County**, affecting 103.16 acres, receiving stream—Mahanoy Creek. Application received February 22, 2001.

54920101R, N & L Coal Company (5 Woodland Drive, Mt. Carmel, PA 17851), renewal of an existing anthracite surface mine operation in West Mahanoy Township, **Schuylkill County** affecting 549.0 acres, receiving stream—none. Application received February 22, 2001.

40823205R3, HUD, Inc. t/a Emerald Anthracite, (P. O. Box 27, 200 East Front Street, Nanticoke, PA 18632-1747), renewal of an existing coal refuse reprocessing operation in Hanover Township, **Luzerne County** affecting 239.2 acres, receiving stream—none. Application received February 28, 2001.

Noncoal Applications Received

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

7373SM3C4, Lehigh Asphalt Paving and Construction Company (P. O. Box 549, Tamaqua, PA 18252), renewal of NPDES Permit #PA0593206 in East Penn Township, **Carbon County**, receiving stream—unnamed tributary to Lizard Creek. Application received February 27, 2001.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931.

32010102, T.L.H. Coal Company (R. D. #1, Box 170, Rochester Mills, PA 15771), commencement, operation and restoration of bituminous surface-auger mine in East Mahoning Township, **Indiana County**, affecting 88.1 acres, receiving stream unnamed tributaries to Pickering Run, application received February 20, 2001.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications and requests for Environmental Assessment approval and requests for Water Quality Certification have been received by the

Department of Environmental Protection. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341(a)), requires the State to certify that the involved projects will not violate the applicable provisions of Sections 301—303, 306 and 307 of the FWPCA 33 U.S.C.A. §§ 1311—1313, 1316 and 1317 as well as relevant state requirements. Initial requests for 401 Water Quality 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 Permit or Water Obstruction and Encroachment Permit, or the approval of an Environmental Assessment 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. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed, and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between the hours of 8 a.m. and 4 p.m. on each working day at the office noted above the application.

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

Applications Received Under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and Section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and Requests for Certification Under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. §§ 1341(a)).

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

E35-337. PA DEP, Bureau of Abandoned Mine Reclamation, 2 Public Square, 5th Floor, Wilkes-Barre, PA 18711-0790, in Archbald Borough, Lackawanna County, Baltimore District. To remove an existing structure and to construct and maintain approximately 2,000 linear feet of riprap-lined trapezoidal channel, for the purpose of reconstructing a tributary to the Lackawanna River (known as Tinklepaugh Creek). The project is part of an Abandoned Mine Reclamation Project (OSM 35 (2079) 102.1—Eynon) and is located north of Main Street and West of Kennedy Drive, near the Hills of Archbald Development. (Olyphant, Quadrangle N: 20.0 inches; W: 9.0. Inches).

E40-566. Bruce D. Lefkowitz, R. R. 3, Box 46A, Harveys Lake, PA 18618, in Harveys Lake Borough, Luzerne County, Baltimore District. To remove the existing structure and to construct and maintain a pile-supported dock and boathouse in Harveys Lake. The structure will extend approximately 45 feet from the shoreline with a total area coverage of approximately

1,600 square feet, and is located at Pole 178 along Lakeside Drive. (Harveys Lake, Quadrangle N: 20.5 inches; W: 6.0. inches).

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

E29-081. Pennsylvania Department of Transportation, Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648, ACOE Baltimore District, in Licking Creek and Brush Creek Townships, Fulton County. To replace an existing culvert with a pre-cast concrete box culvert with an 8-foot by 5 1/2-foot opening and to relocate 600 feet of a watercourse in the channel of a tributary to Sindeldecker Branch of Licking Creek (CWF) at a point along Route 30 west of Saluvia and to place fill in 0.037 acre of wetlands along Route 30 approximately 12,000 feet west of Saluvia for the purpose of rehabilitating 3.5 miles of Route 30 (Wells Tannery, PA Quadrangle N:1.1 inches; W:14.6 inches and N:2.5 inches; W:2.3 inches respectively).

Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E02-1177-A1. Leetsdale Industrial Corporation, 100 Leetsdale Industrial Drive, Leetsdale, PA 15056. Leetsdale Borough, Allegheny County, ACOE Pittsburgh District. To amend Permit No. E02-1177 which authorized the construction and maintenance of a barge loading and mooring facility in the channel of and along the right bank of the Ohio River (WWF) located near River Mile 15.0 approximately 2,000 feet downstream from Ferry Street. This amendment will authorize the construction and maintenance of a 48-inch reinforced concrete outfall pipe to the Ohio River. (Ambridge, PA Quadrangle N: 11.5 inches; W: 13.0 inches)

E02-1304-A1. The Pittsburgh Sports and Exhibition Authority of Pittsburgh and Allegheny County, Regional Enterprise Tower, Suite 1410, 425 Sixth Avenue, Pittsburgh, PA 15219. City of Pittsburgh, Allegheny County, ACOE Pittsburgh District. To amend Permit No. E02-1304 which authorized the construction and maintenance of an expansion to the David L. Lawrence Convention Center within the flood plain of the Allegheny River (WWF) and to construct and maintain two separate staircases on the left bank of the Allegheny River within the floodway. The project area is bound by Eleventh Street to the east, Tenth Street to the west, Penn Avenue to the south and Fort Duquesne Boulevard to the north (Pittsburgh East, PA Quadrangle N: 12.8 inches; W: 168 inches). This amendment will authorize the construction and maintenance of a 48-inch storm water outfall to the Allegheny River.

E02-1340. Mt. Oliver Borough, 150 Brownsville Road, Pittsburgh, PA 15210. Mt. Oliver Borough, Allegheny County, ACOE Pittsburgh District. To construct and maintain a 48-inch diameter outfall structure on the left bank of an unnamed tributary to the Monongahela River (WWF) and to place and maintain rip rap in approximately 125 linear feet of said stream for the purpose of improving storm water discharge located on Wagner Avenue, approximately 1,650 feet south from the intersection of Anthony Street and Walter Avenue in the City of Pittsburgh, Allegheny County (Pittsburgh East, PA Quadrangle N: 5.9 inches; W: 14.8 inches).

E65-771. Airo Die Casting, Inc., 450 New Latrobe Derry Road, Loyalhanna, PA 15661. Derry Township, Westmoreland County, ACOE Pittsburgh District. To construct and maintain a low profile box culvert having a normal span of 20.7 feet and an underclearance of 6.2 feet

in an unnamed tributary to Saxman Run (WWF) for the purpose of providing access to a proposed parking lot. The applicant also proposes the construction and maintenance of two 15 inch outfall pipes and an outfall rock lined channel along an unnamed tributary to Saxman Run (WWF)(Derry, PA Quadrangle N: 13.2 inches; W: 14.4 inches).

E26-281. Geno M. Tiberi and Michael A. Lewis, 1399 McClellandtown Road, McClellandtown, PA 15458. Borough of Masontown, **Fayette County**, ACOE Pittsburgh District. To construct and maintain a floating boat dock and boat launch having a total length of 555 feet and a width of 60 feet in the Monongahela River (WWF) located on the east bank just north of S.R. 21 Bridge (Masontown, PA Quadrangle N: 18.75 inches; W: 7.12 inches).

E63-505. Washington County Planning Commission, 100 West Beau Street, Suite 701, Washington, PA 15301. Nottingham Township, **Washington County**, ACOE Pittsburgh District. To remove the existing bridge (Mingo Creek Bridge No. 11) and to construct and maintain a new bridge having a span of 55.0 feet with a minimum underclearance of 7.7 feet across Mingo Creek (HQ-TSF) for the purpose of improving Maintenance Road. The bridge is located on Maintenance Road, approximately 2,800 feet north from the intersection of S.R. 136 and Maintenance Road (Hackett, PA Quadrangle N: 12.0 inches; W: 6.8 inches).

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

E10-327, County of Butler, P. O. Box 1208, Butler, PA 16003-1208. Eichenauer Bridge over Crab Run, in Lancaster Township, **Butler County**, ACOE Pittsburgh District (Evans City, PA Quadrangle N: 14 inches; W: 10 inches). To replace the existing superstructure of the Eichenauer Bridge with composite steel beams and concrete deck, and to repair the mortar in the existing abutments and wing walls, located on T-399 (Little Creek Road) approximately 2 miles northeast of Interstate 79 Exit 27.

E20-496, PA Department of Transportation, District 1-0. 255 Elm Street, Oil City, PA 16301. S.R. 1008 Across Boles Run in Venango Township, **Crawford County**, ACOE Pittsburgh District (Edinboro South, PA Quadrangle N: 14.9 inches; W: 2.9 inches). To remove the existing structure and to construct and maintain a reinforced concrete arch having a clear span of 24 feet and a rise of 12.5 feet across Boles Run on S.R. 1008, Section 001, Segment 0100, Offset 0075 immediately west of Capp Road.

ENVIRONMENTAL ASSESSMENTS

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6945.

EA42-003NW, McKean County Courthouse, Smethport, PA 16749. Dunbar Road Bridge Removal, in Annin Township, **McKean County**, ACOE Pittsburgh District (Port Allegany, PA Quadrangle N: 18.5 inches; W: 9.7 inches). To remove a deteriorated single span truss bridge that carries T-417 (Dunbar Road) over the Allegheny River, including the removal of the existing abutments and approach road fill.

WATER QUALITY CERTIFICATIONS

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6945.

Certification Request initiated by **Erie Western Pennsylvania Port Authority**, Raymond P. Schreckengost, Executive Director, 17 West Dobbins Landing, Erie, PA 16507-1424. Discharge of dredged material from the East Avenue Launch Ramp into the Lake Erie Harbor Confined Disposal Facility, in Erie City, **Erie County**, ACOE Pittsburgh District, Erie North, PA. Quadrangle N: 4.7 inches; W: 10.3 inches).

Project description: The Erie-Western Pennsylvania Port Authority has requested a State certification under Section 401(a) of the Federal Clean Water Act (33 U.S.C.A. § 1341(a)) discharge of dredged material from the East Avenue Launch Ramp into the Lake Erie Harbor Confined Disposal Facility (CDF) will comply with the applicable provisions of Sections 301—307 of Federal Clean Water Act.

This request was necessitated by conditions imposed by the Department's Water Obstruction and Encroachment Permits E25-404A and E25-581 issued to the Erie-Western Pennsylvania Port Authority requiring Federal Water Act Section 401 certification for the disposal of dredged material into the CDF prior to each dredging and disposal event. The Erie-Western Pennsylvania Port Authority has sampled and tested the sediments in accordance with Attachment A "Sample Collection and Testing Protocol" of both Water Obstruction and Encroachments Permits E25-404A and E25-581. Laboratory testing was conducted in accordance with the US Army Corps of Engineer's Inland Testing Manual and the document "Ecological Evaluation of Proposed Discharge of Dredged or Fill Material in Navigable Waters." Based upon this sampling and laboratory testing, the Erie-Western Pennsylvania Port Authority indicates that the approximately 500 cubic yards of basin sediments from the East Avenue Launch Ramp (Erie North, PA N: 3.6 inches; W: 8.9 inches) discharged into the Lake Erie Harbor Confined Disposal Facility (Erie North, PA N: 4.7 inches; W: 10.3 inches) will have a relatively insignificant impact on the water quality of Lake Erie. This 401 Water Quality Certification is only for this single activity. Any subsequent dredging of the East Avenue Launch Ramp basin and use of the CDF will require separate 401 Water Quality Certification.

ACTIONS

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

NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM PROGRAM (NPDES)

INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

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

Persons aggrieved by this action may appeal, under Section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, P. O. Box 8457, Harrisburg,

PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of 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 of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

Municipal and Industrial Permit Actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

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

WQM Permit No. 2301402. Sewage. **Southern Delaware County Authority**, 101 Beech Street, Boothwyn, PA 19061-4062. Applicant is granted approval for the construction and operation of a pump station and forcemain to direct flow from Naamans Creek Interceptor to Delaware County Regional Authority (DELCORA) sewage treatment plant located in Lower Chichester Township, **Delaware County**.

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

NPDES Permit No. PA0084191, Sewerage. **Peters Township Municipal Authority**, P. O. Box 19, Lemasters, PA 17231 is authorized to discharge from a facility (Mercersburg Junction) located in Peters Township, **Franklin County** to the receiving waters named West Branch Conococheague Creek in Watershed 13-C (Conococheague-Antietam Creeks).

NPDES Permit No. PA0084182, Sewerage. **Peters Township Municipal Authority**, P. O. Box 19, Lemasters, PA 17231 is authorized to discharge from a facility (Fort Loudon) located in Peters Township, **Franklin County** to the receiving waters named West Branch Conococheague Creek in Watershed 13-C (Conococheague-Antietam Creeks).

NPDES Permit No. PA0083194, Sewerage. **Sunoco, Inc.**, 3290 Sunset Lane, Hatboro, PA 19040 is authorized to discharge from a facility (Blue Mountain Service Plaza) located in Hopewell Township, **Cumberland County** to the receiving waters named Newburg Run in Watershed 7-B (Conodoguinet Creek).

NPDES Permit No. PA0083178, Sewerage. **Sunoco, Inc.**, 3290 Sunset Lane, Hatboro, PA 19040 is authorized to discharge from a facility (Plainfield Service Plaza) located in West Pennsboro Township, **Cumberland County** to the receiving waters named Conodoguinet Creek in Watershed 7-B (Conodoguinet Creek).

NPDES Permit No. PA0027022, Sewerage. **Altoona City Authority**, 20 Greenwood Road, Altoona, PA 16602-7114 is authorized to discharge from a facility (Westerly) located in Allegheny Township, **Blair County** to the receiving waters named Beaverdam Branch in Watershed 11-A.

NPDES Permit No. PA0027014, Sewerage. **Altoona City Authority**, 20 Greenwood Road, Altoona, PA 16602-7114 is authorized to discharge from a facility (Easterly) located in Logan Township, **Blair County** to the receiving waters named Little Juniata River in Watershed 11-A.

NPDES Permit No. PA0088536, Sewage. **Camp Hebron**, 957 Camp Hebron Road, Halifax, PA 17032-9520 is authorized to discharge from a facility located in Halifax Township, **Dauphin County** to the receiving waters named Powell Creek in Watershed 6-C.

NPDES Permit No. PA0088340, Sewage. **TJ's, Inc.**, 2270 Pottshill Road, Etters, PA 17319 is authorized to discharge from a facility (TJ's Restaurant) located in Buffalo Township, **Perry County** to the receiving waters named Buck Run in Watershed 6-C.

NPDES Permit No. PA0080501, Sewage. **Tuscarora School District**, 118 East Seminary Street, Mercersburg, PA 17236-9501 is authorized to discharge from a facility located in Montgomery Township, **Franklin County** to the receiving waters named UNT West Branch Conococheague Creek in Watershed 13-C.

NPDES Permit No. PA0080403, Sewage. **Kuhn Brothers Cross Keys Truck Stop**, 6115 York Road, New Oxford, PA 17350 is authorized to discharge from a facility located in Berwick Township, **Adams County** to the receiving waters named UNT Pine Run in Watershed 7-F.

WQM Permit No. 3601401, Sewage. **Borough of Elizabethtown**, 600 South Hanover Street, Elizabethtown, PA 17022. This permit approves the construction of Sewers and Appurtenances in West Donegal Township, **Lancaster County**.

WQM Permit No. 5000405, Sewage. **TJ's, Inc.**, 2270 Pottshill Road, Etters, PA 17319. This permit approves the construction of Sewage Treatment Facilities in Buffalo Township, **Perry County**.

WQM Permit No. 2201401, Sewage. **Camp Hebron**, 957 Camp Hebron Road, Halifax, PA 17032-9520. This permit approves the construction of Sewage Treatment Facilities in Halifax Township, **Dauphin County**.

WQM Permit No. 2200404, Sewerage. **Londonderry Township General Authority**, 783 South Geyer's Church Road, Middletown, PA 17057. This permit approves the construction of Sewers & Appurtenances & Pump Stations in Londonderry Township, **Dauphin County**.

WQM Permit No. 2282406, (Amendment 01-1), Sewerage. **Berrysburg Municipal Authority**, North Chestnut Street, Berrysburg, PA 17005-0183. This permit approves the modifications of Sewage Treatment Facilities in Berrysburg Borough, **Dauphin County**.

Permit No. PA0010782, Industrial Waste. **Reliant Energy Mid-Atlantic Holdings, LLC**, (Titus Power Plant), 1001 Broad Street, Box 1050, Johnstown, PA 15907-1050 is authorized to discharge from a facility located in Cumru Township, **Berks County** to the receiving waters named Schuylkill River in Watershed 3C.

NPDES Permit No. PA0086444, Sewerage. **Blue Ridge Sportsman Association**, 3009 Waynesboro Pike, Fairfield, PA 17320 is authorized to discharge from a facility located in Liberty Township, **Adams County** to the receiving waters named Miney Branch of Tom's Creek in Watershed 13-D.

WQM Permit No. 0194403 Amendment No. 01-1, Sewerage. **Blue Ridge Sportsman Association**, 3009 Waynesboro Pike, Fairfield, PA 17320. This permit approves modifications to the construction/operation of Sewage Treatment Facilities in Liberty Township, **Adams County**.

NPDES Permit No. PA0033766, Sewerage. **North Heidelberg Sewer Company**, P. O. Box 609, Bernville, PA 19506 is authorized to discharge from a facility located in Jefferson Township, **Berks County** to an unnamed tributary of Northkill Creek in Watershed 3-C (Tulpehocken Creek).

NPDES Permit No. PA0052531 Amendment No. 1, Sewerage. **Reading Terminals Corporation**, (Sinking Spring Bulk Storage Terminal), P. O. Box 2621, Harrisburg, PA 17105 is authorized to discharge from a facility located in Spring Township, **Berks County** to the receiving waters named Cacoosing Creek.

NPDES Permit No. PA0081281, Sewerage. **Cavalry Heights, Inc.**, (Cavalry Heights MHP), 2160 Hanover Road, Gettysburg, PA 17325 is authorized to discharge from a facility located in Mount Pleasant Township, **Adams County** to a dry swale of White Run in Watershed 13-D (Marsh—Rock Creeks).

NPDES Permit No. PA0087076, Industrial Waste. **Hershey Entertainment & Resort Company**, 300 Park Boulevard, Hershey, PA 17033 is authorized to discharge from a facility located in Derry Township, **Dauphin County** to Spring Creek in Watershed 7-D.

Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

NPDES Permit No. PA0097110, Amendment No. 1. Industrial. **Shade Landfill, Inc.**, 1176 No. 1 Road, Cairnbrook, PA 15924 is authorized to discharge from a facility located at Shade Landfill, Shade Township, **Somerset County** to receiving waters named Laurel Run.

NPDES Permit No. PA0092665. Sewerage. **Gibraltar Management Company**, 150 White Plains Road, Tarrytown, NY 10591 is authorized to discharge from a facility located at Trader Horn Sewage Treatment Plant, Manor Township, **Armstrong County** to receiving waters named Unnamed Tributary of Garrett's Run.

NPDES STORMWATER INDIVIDUAL PERMITS

(PAS)

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

These actions of the Department of Environmental Protection (Department) may be appealed to the Environmental Hearing Board (Board), Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483, by any aggrieved person under 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). Appeals must be filed with the Board within 30 days from the date of this issue of the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Department's regulations governing practice and procedure before the Board may be obtained from the Board.

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS1010F082	Jeff Stover SEDA COG Joint Rail. Auth. R. R. 1, Box 372 Lewisburg, PA 17837	Centre	Benner & Spring Townships	HQ-CWF

APPROVALS TO USE NPDES AND/OR OTHER GENERAL PERMITS

The following parties have submitted: (1) Notices of Intent (NOIs) for Coverage Under (1) General NPDES Permits to Discharge Wastewater into the Waters of the Commonwealth. The approval for coverage under these general NPDES permits is subject to applicable effluent limitations. Monitoring, reporting requirements and other conditions set forth in the general permit; (2) General Permits for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania; (3) General NPDES Permit Authorizing the Discharge of Stormwater Associated with Construction Activities to Waters of the Commonwealth.

The approval of coverage for land application of sewage sludge or residential septage under these general permits is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective permit. The Department of Environmental Protection approves the following coverage under the specific General Permit.

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

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

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With 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-1	General Permit for Discharges From Stripper Oil Well Facilities
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 & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Lititz Boro Lancaster County	PAR10O467-1	Rev. Frank Shock 300 W Lemon St. Lititz, PA 17543	Lititz Run WWF	Lancaster County CD 1383 Arcadia Rd. Rm. 6 Lancaster, PA 17601
East Lampeter Township Lancaster County	PAR10O482	David L. Charles 26 Millersville Rd. Lancaster, PA 17603	UNT Mill Creek CWF	Lancaster County CD 1383 Arcadia Rd. Rm. 6 Lancaster, PA 17601
Lancaster Township Lancaster County	PAR10O487	Gable Park Assoc. c/o Howard Boyd 3121-C Mount Joy Rd. Mount Joy, PA 17552	Conestoga River WWF	Lancaster County CD 1383 Arcadia Rd. Rm. 6 Lancaster, PA 17601
Jackson Township Millcreek Township Lebanon County	PAR10P153	Ralph S. Trego 4950 Middleton Rd. Auburn, KY 42206	UNT to Mill Creek TSF	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 EXT 3
S. Londonderry Twp. Lebanon County	PAR10P151	Frederick Lidel 165 Lamont St. New Cumberland, PA 17070	Quittapahilla TSF	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 EXT 3
Jackson Township Lebanon County	PAR10P148	Patrick Kreiser 2 Goodyear Lane Newmanstown, PA 17173	UNT to Tulpehocken Creek TSF	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 EXT 3
N. Londonderry Twp. Lebanon County	PAR10P160	Franklin A. Stauffer 133 Edison Road Annville, PA 17003	UNT to Quittapahilla Creek TSF	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 EXT 3
Jackson Township Lebanon County	PAR10P162	Arborgate, LTD 950 Kercher Avenue Myerstown, PA 17067-2191	Tulpehocken Creek TSF	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 EXT 3
Susquehanna Township Dauphin County	PAR10I257	Mark DiSanto 5351 Jaycee Ave. Harrisburg, PA 17112	Paxton Creek	Dauphin County CD 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
Lower Paxton Township Dauphin County	PAR10I262	Norman DeSouza Locust Lane LTD Part Plaza 101 P. O. Box 1176 225 N. Presidential Blvd. Bala Cynwyd, PA 19004	Beaver Creek	Dauphin County CD 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Antis Township Blair County	PAR100715	Silas R. McFarland RD 4 Box 225 Tyrone, PA 16686	UNT Little Juniata River WWF	Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877
Antis Township Blair County	PAR100716	Sam Dotan P. O. Box 1751 Altoona, PA 16603	Sugar Run WWF	Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877
Heidelberg Township Berks County	PAR10C353	Lenzi Farm Pond Exp. Joseph Lenzi P. O. Box 55 Womelsdorf, PA 19567	Spring Creek	Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Lower Allen Township Cumberland County	PAR10H228	CDS/Conewago 5023 Trindle Road Mechanicsburg, PA 17055	Cedar Run CWF	Cumberland County CD 43 Brookwood Avenue, Suite 4 Carlisle, PA 17013 (717) 240-7812

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3636.

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Spring Township Centre County	PAR10F127	Fox Hill Senior Apts. Fox Hill Housing S&A Custom Homes 501 Rolling Ridge Dr. State College, PA 16801	Unt. Spring Creek CWF	Centre County CD 414 Holmes Ave., Suite 4 Bellefonte, PA 16823
Butler County Jackson Township	PAR10E144	Seneca Valley Intermediate School Addition 124 Seneca School Road Harmony, PA 16037	Little Connoquenessing Creek (CWF)	Butler Conservation Dist. 122 McCune Drive Butler, PA 16001-65001 (724) 284-5270
Butler County Jackson Township	PAR10E145	Seneca Valley Middle School Addition 124 Seneca School Road Harmony, PA 16037	Little Connoquenessing Creek (CWF)	Butler Conservation Dist. 122 McCune Drive Butler, PA 16001-65001 (724) 284-5270
Butler County Jackson Township	PAR10E146	Freshcorn Road Construction Cranberry Township 2525 Rochester Road, Suite 400 Cranberry Township, PA 16066	Unnamed Tributary to Brush Creek (WWF)	Butler Conservation Dist. 122 McCune Drive Butler, PA 16001-65001 (724) 284-5270
Mercer County City of Hermitage	PAR104357	David T. David David Construction Company 1991 S. Hermitage Road Hermitage, PA 16148	Bobby Run (WWF)	Mercer Conservation Dist. 747 Greenville Road Mercer, PA 16137 (724) 662-2242
Mercer County Borough of Grove City	PAR104358	Grove City College 100 Campus Drive Grove City, PA 16127	Wolf Creek (CWF)	Mercer Conservation Dist. 747 Greenville Road Mercer, PA 16137 (724) 662-2242

NOTICES

1499

General Permit Type—PAG-3

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Tarentum Borough Allegheny County	PAR216138	Wulfrath Refractories Inc 6th and Center Streets P. O. Box 28 Tarentum, PA 15084	Allegheny River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
East Deer Township Allegheny County	PAR706114	Pitt Penn Oil Company P. O. Box 296 Freeport Road Creighton, PA 15030	Allegheny River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Hamlin Township McKean County	PAR228325	Willamette Industries, Inc.— North Chip Plant Johnsonburg Mill 100 Center Street Johnsonburg, PA 15845	Lanigan Brook	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-4

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Dauphin County East Hanover Township	PAG043560	Steven and Karen Parinisi 9165 Mountain Road Grantville, PA 17028	UNT to Manada Creek/WWF	DEP-Southcentral Office 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Mt. Pleasant Township Westmoreland County	PAG046113	Ernest B. Clawson RD 5 Box 463 Moccasin Hollow Road Mt. Pleasant, PA 15666	UNT of Brush Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000

General Permit Type—PAG-5

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
New Eagle Borough Washington County	PAG056155	New Eagle Senior Apts. LP 603 Courthouse Sq. 100 W. Beau Street Washington, PA 15301	Monongahela River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Hempfield Township Westmoreland County	PAG056159	Exxon Mobil Corporation 220 Commerce Drive Suite 205 Ft. Washington, PA 19034	UNT of Little Sewickley Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Hempfield Township Westmoreland County	PAG056160	Sunoco Inc. 5733 Butler Street Pittsburgh, PA 15201-2115	UNT (east to west along northern boundary) to Jacks Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-8

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Greenfield Township Blair County	PAG083559	Greenfield Twp MA P. O. Box 372 Claysburg, PA 16625		DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Newport Borough Perry County	PAG083558	Newport Borough MA 231 Market Street Newport, PA 17074		DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

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

Southeast Region: Water Supply Management Program Manager; Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

Permit No. 0999513, Public Water Supply.

Applicant	Grey Nuns of the Sacred Heart Motherhouse
Township	Lower Makefield
County	Bucks
Type of Facility	Public Water Supply System
Consulting Engineer	American Water Services 402 Boot Road Downingtown, PA 19333
Permit to Construct Issued	January 24, 2001

Northeast Region: Water Supply Management Program Manager; 2 Public Square, Wilkes-Barre, PA 18711-0790.

Permit No. 3480049, Operations Permit. Public Water Supply.

Applicant	East Bangor Municipal Authority P. O. Box 539, East Bangor, PA 18013
Borough or Township	East Bangor Borough
County	Northampton
Type of Facility	Public Water Supply
Consulting Engineer	Amy Kunkle, P.E. Spotts, Stevens & McCoy, Inc. 3722 Lehigh St., Suite 401 Whitehall, PA 18052
Permit to Operate Issued	February 28, 2001

Southcentral Region: Water Supply Management Program Manager; 909 Elmerton Avenue, Harrisburg, PA 17110.

Permit No. 0500501, Public Water Supply.

Applicant	Evitts Creek Water Company City of Cumberland Maryland P. O. Box 1702, Engineering Dept., Cumberland, MD 21501-1702
Borough or Township	Cumberland Valley Township
County	Bedford County
Type of Facility	Application is for the installation of a fluoride chemical feed system for the injection of hydrofluosilicic acid into the drinking water. A new chemical storage facility will be constructed adjacent to the existing coagulant tank and the new feed equipment will be located in an existing building.
Consulting Engineer	John J. DiFonzo, P.E. City of Cumberland Engineering Dept., P. O. Box 1702 20 Bedford St., 3rd Floor, Cumberland, MD 21501-1702
Permit to Construct Issued	January 12, 2001

Permit No. 2200504, Public Water Supply.

Applicant	Mountaindale Apartments 4421 Fargreen Road Harrisburg, PA 17110
Borough or Township	Susquehanna Township
County	Dauphin County
Type of Facility	PWS

Consulting Engineer Peter Lusardi, P.E., CET Engineering Services, 1240 North Mountain Road, Harrisburg, PA 17112

Permit to Construct Issued December 12, 2000

Permit No. 2200505. Public Water Supply.

Applicant **Sweet Arrow Springs**
Box 2001, 2101 Boas St.
Harrisburg, PA 17105-2001

Borough or Township Harrisburg City
County **Dauphin County**

Type of Facility Construction of a 5 gallon bottling line relocated from Harrisburg Dairies.

Consulting Engineer Steve Fulton
Alliance Environmental Services, Inc.
117 S. West End Avenue
Lancaster, PA 17603

Permit to Construct Issued December 12, 2000

Permit No. 2800503. Public Water Supply.

Applicant **Washington Township Municipal Authority**
11102 Buchanan Trail East
Waynesboro, PA 17268-9424

Borough or Township Washington Township
County **Franklin County**

Type of Facility The Department has issued a construction permit for the proposed 56,000 gallon per day Villa View finished water pump station.

Consulting Engineer Robert Schemmerling
Civil Design & Management, Inc.
41 South Antrim Way
Greencastle, PA 17225

Permit to Construct Issued December 12, 2000

Permit No. 5000504. Public Water Supply.

Applicant **Bloomfield Borough Water Authority**
P. O. Box 293
New Bloomfield, PA 17068-0293

Borough or Township Bloomfield Borough
County **Perry County**

Type of Facility A construction permit has been issued to authorize completion of construction of Well No. 2 and ancillary facilities. The well will be operated at a rate of 80 gallons per minute. Disinfection, utilizing sodium hypochlorite will be provided at existing Well House No. 1.

Consulting Engineer Julia C. Schiefer, P.E.
Herbert, Rowland & Grubic, Inc.
369 East Park Drive
Harrisburg, PA 17111

Permit to Construct Issued December 12, 2000

Permit No. 0199501. Operations Permit. Public Water Supply.

Applicant **Franklin Township Municipal Authority**

Borough or Township Franklin Township
County **Adams County**

Type of Facility Department has issued an Operation Permit for the Rock Top Well and ancillary facilities. The well is to be used at a maximum rate of 50 gpm; treatment will be limited to hypochlorite disinfection. A 60,000 gallon finished water storage tank is also approved.

Consulting Engineer Max E. Stoner, P.E.
Glance Associates, Inc.
3705 Trindle Road
Camp Hill, PA 17011

Permit to Operate Issued December 4, 2000

Permit No. 0699505. Operations Permit. Public Water Supply.

Applicant **Citizens Utilities Water Co. of PA**

Borough or Township Exeter Township
County **Berks County**

Type of Facility

Consulting Engineer

Permit to Operate Issued January 18, 2001

Permit No. 3066305. Operations Permit. Public Water Supply.

Applicant **Wissahickon Spring Water, Inc.**

Borough or Township Maxatawny Township
County **Berks County**

Type of Facility Bottling of distilled water at the Kutztown bottling plant.

Consulting Engineer

Permit to Operate Issued Permit By Rule

Permit No. 3066305. Operations Permit. Public Water Supply.

Applicant **Wissahickon Spring Water, Inc.**

Borough or Township Maxatawny Township
County **Berks County**

Type of Facility New bottling line of 1 gallon and 2.5 gallon bottles at the Kutztown bottling plant

Consulting Engineer

Permit to Operate Issued Permit By Rule

Northwest Region: Water Supply Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Operations Permit issued to: **Jamestown Municipal Authority**, 406 Jackson Street, Jamestown, PA 16134, Jamestown Borough, **Mercer County** on February 27, 2001.

WATER ALLOCATIONS

Applications received under the Act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the Acquisition of Rights to Divert Waters of the Commonwealth.

Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

WA 06-1016. Water Allocations. **Wernersville Municipal Authority, Berks County.** Right to purchase 1.5 million gallons per day (mgd) on a monthly basis from the Western Berks Water Authority.

WA 67-62C. Water Allocations. **York Water Company, York County.** Right to withdraw 12.0 million gallons per day (mgd) from Susquehanna River (Lake Clarke) and to increase their existing permitted withdraw on the South Branch of the Codorus Creek from 30.0 mgd to 42.0 mgd.

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Plan Location: Logan Town Centre by Morris Management is located east of I-99 between the Frankstown and 17th Street Interchanges.

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Logan Township	800 39th Street Altoona, PA 16602	Blair County

Plan Description: The plan provides for an approval granted February 23, 2001 as a revision to the Official Plan of Logan Township, Blair County. Project involves development of the Logan Town Centre comprising 67 acres of the 306 acre site. Projected sewage flow of 50,000 GPD is tributary to the Brush Run Interceptor, with ultimate treatment at the Hollidaysburg Regional Waste Water Treatment Plant. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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 (Depart-

ment) 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 where 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 analytical results which demonstrate that remediation has attained the cleanup standard selected.

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

The Department has received the following final reports:

Southeast Region: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

The Boeing Company, Ridley Township and Ed-dystone Borough, **Delaware County.** Colleen Costello, Langan Engineering & Environmental Services, Inc., 500 Hyde Park, Doylestown, PA 18901-1699 on behalf of the Boeing Company, P. O. Box 16858, MS P25-62, Philadelphia, PA has submitted a Final Report concerning remediation of site soil contaminated with Benzene, Toluene, Ethyl Benzene, Cumene, Naphthalene, Fluorine, Phenanthrene, and lead, and groundwater contaminated with Benzene, Toluene, Ethyl Benzene, Cumene, Naphthalene, Fluorine, Phenanthrene, lead, Trichloroethene, Methylene Chloride and Antimony. The report is intended to document remediation of the site to meet Statewide Health, Background and Site-specific Standards.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION UNDER ACT 2, 1995

PREAMBLE 3

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

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

stances in environmental media; benefits of refuse 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 of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following final reports:

Southeast Region: Environmental Cleanup Program Manager; Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

Celotex Site, City of Philadelphia, **Philadelphia County**. Jacenty Serwik, Urban Engineers, Inc., 530 Walnut St., 14th Floor, Philadelphia PA 19106, on behalf of Island Development & Realty, Inc., New York, NY, has submitted a Remedial Investigation Report concerning the remediation of site soil contaminated with BTEX and polycyclic aromatic hydrocarbons and site groundwater contaminated with solvents, BTEX, and polycyclic aromatic hydrocarbons. The report was approved by the Department on February 6, 2001.

Parkesburg Manufactured Gas Plant Site, PECO Energy Co., Parkesburg Borough, **Chester County**. Frederick C. Gloeckler, PECO Energy, 2301 Market St., S21-2, Philadelphia PA 19101, on behalf of PECO Energy Co., has submitted a Cleanup Plan concerning the remediation of site soil and groundwater contaminated with heavy metals, BTEX and polycyclic aromatic hydrocarbons. The report was approved by the Department on February 26, 2001.

Former Friendship Automotive, Gunnar Properties, Inc., Caln Township, **Chester County**. James H. Mulry, P.G., Mulry & Cresswell Environmental, Inc., 1691 Horseshoe Pike, Suite 1, Glenmoore PA 19343, on behalf of Gunnar Properties, Inc., 399 E. Market St., West Chester PA 19380, has submitted a Baseline Remedial Report concerning remediation of site soil contaminated with lead, BTEX, MTBE and naphthalene and site groundwater contaminated with BTEX, MTBE and naphthalene. The report was approved by the Department on February 27, 2001.

Former Ennis Oil & Burner Service Terminal, Chester Heights, **Delaware County**. Charlene R. Drake, ReAct Environmental Services, Inc., 6901 Kingsessing Ave., Philadelphia PA 19142, on behalf of James R. and David Ennis Partnership, Route 1 and Valleybrook Rd.,

Chester Heights PA 19017, has submitted a Final Report concerning remediation of site soil contaminated with benzene, and site groundwater contaminated with lead, benzene, Dichloroethane 1, 2 and ethylene dibromide. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on February 28, 2001.

Northeast Region: Environmental Cleanup Program Manager; 2 Public Square, Wilkes-Barre, PA 18711-0790.

Eugene Lecher Property, Great Bend Township, **Susquehanna County**. David R. Crowther, Project Manager, Hydrocon Services, Inc., 2945 South Pike Avenue, Allentown, PA 18103 submitted a Final Report (on behalf of his client, Eugene Lecher, RD 1, Susquehanna, PA 18821) concerning the remediation of site soils and groundwater found or suspected to have been contaminated with kerosene. The report documented attainment of the Statewide health standard and was approved on February 27, 2001.

Primages Property (203 Charles Street), Coopersburg Borough, **Lehigh County**. All Phase Environmental Services, Inc, 131 Technology Drive, Bethlehem, PA 18015 submitted a Final Report (on behalf of their client, Paul Chernay, 7483 South Main Street, Coopersburg, PA 18036) concerning the remediation of site soils contaminated with no. 2 fuel oil and waste oil. The report documented attainment of the Statewide health standard and was approved on February 28, 2001.

Southcentral Region: Environmental Cleanup Program Manager; 909 Elmerton Avenue, Harrisburg, PA 17110.

PPL Distribution Pole 40258S26257 (Site 115), City of Lancaster, **Lancaster County**. PPL Generation, LLC, Two North Ninth Street, Allentown, PA 18101-1179 submitted a Final Report concerning the remediation of site soils contaminated with PCBs. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on February 21, 2001.

Adele M. Keech Estate, Berwick Township, **Adams County**. Herbert Rowland & Grubic, 116 Baltimore Street, Gettysburg, PA 17325 on behalf of Adele M. Keech Estate, c/o Allfirst Bank, Executor, 213 Market Street, Harrisburg, PA 17105 submitted a combined remedial investigation and final report concerning the remediation of site soils and groundwater contaminated with BTEX and PHCs. The report demonstrated attainment of a combination of the Statewide health and site-specific standards, and was approved by the Department on February 22, 2001.

Penn Fuel Gas, Inc., Shippensburg Borough, **Cumberland County**. Key Environmental, Inc., 1200 Arch Street, Suite 200, Carnegie, PA 15106 on behalf of Penn Fuel Gas, submitted a remedial investigation report concerning the remediation of site soils and groundwater contaminated with lead, BTEX, PAHs and phenolic compounds. The report was approved by the Department on February 22, 2001.

F. W. Woolworth Mid Atlantic Distribution Center, East Cocalico Township and Denver Borough, **Lancaster County**. Atlantic Environmental Solutions, Inc., 95 Hudson Street, Hoboken, NJ 07030, on behalf of First Industrial Realty Trust, Inc., 2780 Commerce Drive, Suite 100, Middletown, PA 17057, and Venator Group Facilities Services, 313 Manatee Avenue West, Bradenton, Florida 34205-8842, submitted a final report concerning the remediation of site soils and groundwater contaminated with BTEX and PHCs. The final report demonstrated attainment of the Statewide health standard, and was approved by the Department on February 27, 2001.

Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701.

Potter County Redevelopment Authority-Northern Site, Coudersport Borough, **Potter County,** Moody & Associates, Inc. on behalf of its client Potter County Redevelopment Authority, 8 East 7th Street, P. O. Box 312, Coudersport, PA 16915, has submitted a Baseline Environmental Report concerning the remediation of site soil contaminated with lead, heavy metals and solvents. The Baseline Environmental Report was disapproved by the Department on March 2, 2001.

Dollar Bazaar-Rock Shaddock, Sayre Borough, **Bradford County,** Op-Tech Environmental Services, Inc., on behalf of its client Rock Shaddock, 128 Desmond Street, Sayre, PA 18840, has submitted a Final Report concerning the remediation of site soil contaminated with solvents, BTEX, PHCs and PAHs. The Final Report demonstrated the attainment of the Statewide Health Standard and was approved by the Department on March 5, 2001

HAZARDOUS WASTE TRANSPORTER LICENSE

Hazardous Waste Transporter License issued, renewed or amended under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.

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

HAZARDOUS WASTE TRANSPORTER LICENSE RENEWED

MCF Systems Atlanta, Inc., 5353 Snappfinger Woods Drive, Decatur, GA 30035. License No. **PA-AH S240.** Effective February 27, 2001.

Hazardous Waste Transporter License voluntarily terminated or expired under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.

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

HAZARDOUS WASTE TRANSPORTER LICENSE EXPIRED

Aqua-Tex Transport, Inc., P. O. Box 1204, Hamonton, NJ 08037. License No. **PA-AH S179.** Effective February 28, 2001.

Hittman Transport Services, Inc., 1560 Bear Creek Road, Oak Ridge, TN 37830. License No. **PA-AH S239.** Effective February 28, 2001.

Trimac Transportation Services Inc., P. O. Box 3500, Calgary, AB T2P 2P9 Canada. License No. **PA-AH 0555.** Effective February 28, 2001.

Youghioghny Environmental Services, LTD., 1308 Morrell Avenue, Connellsville, PA 15425. License No. **PA-AH 0613.** Effective February 28, 2001.

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE

Infectious and Chemotherapeutic Waste Transporter License issued, renewed or amended 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 to transport infectious and chemotherapeutic waste.

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

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE RENEWED

Sterilogic Waste Systems, Inc., 3220 Tillman Drive, Suite 107, Bensalem, PA 19020. License No. **PA-HC 0208.** Effective March 2, 2001.

RESIDUAL WASTE GENERAL PERMIT APPROVALS

Approvals of Determination of Applicability for General Permit Received 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 Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash.

Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Permit I.D. No. WMGR038-SW005. Global Tire Management, Inc., 1238 Route 8, Pittsburgh, PA 15116. Operation of a waste tire processing facility in Gilpin Township, **Armstrong County.** Determination of Applicability to operate under General Permit No. WMGR038 denied in the Regional Office on February 28, 2001.

SOLID AND HAZARDOUS WASTE

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Actions on permits under the Solid Waste Management Act (35 P. S. §§ 6026.101—6026.908), 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.

Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Permit I D No. 603444. Community Sewage, Inc., Municipal Waste Processing Facility, R.D. #1, Box 248, Fort Run road, Ford City, PA 15226. Operation of a municipal waste processing facility in Manor Township, **Armstrong County.** Permit terminated in the Regional Office on February 27, 2001.

AIR QUALITY

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.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

03-03031: Haines and Kibblehouse, Inc. (P. O. Box 196, Skippack, PA 19494) for construction/operation of a portable nonmetallic mineral processing plant in Cornwall Borough, **Lebanon County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

32-00320: Penn Run Quarry (456 Weston Road, Penn Run, PA 15765) on February 8, 2001, for construction and operation of one Eagle Model 500-05 stone crusher, screen and conveyors in Cherryhill Township, **Indiana County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

25-971: Erie Plating Co. (656 West 12th Street, Erie, PA 16512) on February 28, 2001, for operation of a natural gas fired boiler in Erie, **Erie County**.

Operating Permit Administrative 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).

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

31-05011: US Silica Co. (R. R. 1, Box 1885, Mapleton Depot, PA 17052) on February 22, 2001, for an administrative amendment in the Title V Operating Permit at the Mapleton Depot Plant in Brady Township, **Huntingdon County**. This amendment is Revision No. 1 of the facility's Title V Operating Permit.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

08-313-003C: OSRAM SYLVANIA Products, Inc. (Hawes Street, Towanda, PA 18848-0504) on February 23, 2001, to incorporate conditions established in Plan Approval 08-313-03D for three (3) phosphor furnaces and associated air cleaning devices (a cartridge collector and a packed bed scrubber) in North Towanda Township, **Bradford County**.

19-317-007D: Wise Foods, Inc. (228 Rasely Street, Berwick, PA 18603) on February 23, 2001, to incorporate conditions established in Plan Approval 19-317-007E for a potato chip fryer (PC-50) and associated air cleaning devices (two mist eliminators) in Berwick Borough, **Columbia County**.

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

Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

23-313-046: Norquay Technology, Inc. (800 West Front Street, Chester, PA 19016) on March 2, 2001, for operation of a specialty chemical process in the City of Chester, **Delaware County**.

46-327-018: Superior Tube Co. (3900 Germantown Pike, Collegeville, PA 19426) on March 2, 2001, for operation of a new vapor degreaser in Lower Providence Township, **Montgomery County**.

15-0103: Christiana Cabinetry (504 Rosemont Avenue, Atglen, PA 19310) on March 2, 2001, for operation of three spray booths in Atglen Borough, **Chester County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

06-03041: Delaware County Solid Waste Authority-Rolling Hills Landfill (583 Longview Road, Boyertown, PA 19512) on February 28, 2001, to authorize temporary operation of the municipal waste landfill controlled by enclosed ground flare and turbine, covered under this Plan Approval until June 27, 2001, in Earl Township, **Berks County**. This is subject to 40 CFR Part 60, Subpart WWW-Standards of Performance for Municipal Solid Waste Landfills.

67-05016C: R. H. Sheppard Co., Inc. (P. O. Box 877, Hanover, PA 17331) on February 27, 2001, to authorize temporary operation of the tundish ladle controlled by a fabric collector, covered under this Plan Approval until June 26, 2001, at Plant No. 9 in Hanover Borough, **York County**.

67-317-033B: Starbucks Coffee Co. (3000 Espresso Way, York, PA 17402) on February 23, 2001, to authorize temporary operation of a Coffee Roaster 2A controlled by a cyclone and catalytic afterburner, covered under this Plan Approval until June 22, 2001, at the York Roasting Plant in East Manchester Township, **York County**.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

08-302-039: Masonite Corp. (P. O. Box 311, Towanda, PA 18848) on February 23, 2001, for operation of two woodwaste-fired boilers and associated air cleaning devices (an electrostatic precipitator and a selective non-catalytic reduction system) on a temporary basis until June 23, 2001 in Wysox Township, **Bradford County**.

49-309-002A: Watsonstown Brick Co. (P. O. Box 68, Watsonstown, PA 17777) on February 21, 2001, for operation of a natural gas-fired brick kiln and associated air cleaning devices (a two stage lime/sodium bicarbonate injection/reaction system and a fabric collector), as well as various mixing, grinding, etc. operations and associated air cleaning devices (cartridge collectors), a temporary basis until June 21, 2001 in Delaware Township, **Northumberland County**.

08-318-027A: Mill's Pride-Pennsylvania (P. O. Box 158, Sayre, PA 18840) on February 26, 2001, for operation of a wood kitchen cabinet glazing line, the air contaminant emissions from which are controlled by a regenerative thermal oxidizer, on a temporary basis until June 26, 2001 in Athens Township, **Bradford County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

63-906A: Lane Construction Corp.-Donora Asphalt Plant (1 Rutgers Road, Second Floor, Pittsburgh, PA 15205) on February 27, 2001, for operation of a Drum-Mix Asphalt Plant in Donora Borough, **Washington County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

10-047D: Mine Safety Appliances Co. (1420 Mars Evans City Road, Evans City, PA 16033) on February 28, 2001, for an amines boranes plant in Forward Township, **Butler County**.

10-079A: BNZ Materials, Inc. (191 Front Street, Zelienople, PA 16063) on January 30, 2001, for an insulating fire brick process kiln in Zelienople, **Butler County**.

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

Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

09-0128: East Coast Sign Advertising (5058 Route 13 North, Bristol, PA 19007) on February 28, 2001, for operation of paint spray booths in Bristol Township, **Bucks County**.

23-0040B: Laurel Pipe Line Co., L.P. (3398 Garnet Mine Road, Boothwyn, PA 19061) on March 2, 2001, for operation of two (2) petroleum breakout tanks in Bethel Township, **Delaware County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

05-05023A: New Enterprise Stone and Lime Co., Inc.—Ashcom Quarry (P. O. Box 77, New Enterprises, PA 16664) on February 23, 2001, for construction of a recycled asphalt product crushing plant in Snake Spring Township, **Bedford County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

04-00708A: Arrow Terminals L.P. (2701 Midland-Beaver Road) on March 2, 2001, for operation of a screening plant at Industry Terminal Lot #2 in Industry Borough, **Beaver County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

10-208A: Paragon Trade Brands (Zeigler Street, Harmony, PA 16037) on February 26, 2001, for installation of a diaper manufacturing line and associated air pollution control device in Harmony Borough, **Butler County**.

10-300C: Magnetics Division, Spang and Co. (Brugh Avenue, Butler, PA 16003) on March 2, 2001, for construction of "Kool Mu" insulating barrels in East Butler Borough, **Butler County**.

42-192A: IA Construction—Lafayette Plant (Route 59, Lewis Run, PA 16738) on March 2, 2001, for construction of a drum mix asphalt plant in Lafayette Township, **McKean County**.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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 application 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).

Coal Permits Issued

Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982.

03830116. Walter L. Houser Coal Co., Inc. (R. R. 9, Box 434, Kittanning, PA 16201). Revision permit issued for commencement, operation and reclamation of a bituminous surface mine located in Kittanning Township, **Armstrong County**, affecting 18 acres. Receiving streams: Mill Run to Cowanshannock Creek to Allegheny River. Application received: 09/21/1999. Revision permit issued: March 2, 2001.

Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209.

17960117, Thunder Coal Company (P. O. Box 283, Grampian, Pa 16838), revision to an existing bituminous surface mine permit for a Change in Land Use from non-commercial forestland to cropland/land occasionally cut for hay. This permit is located in Pike Township, **Clearfield County** and affects 134.8 acres. Receiving streams: Hartshon Run and Welch Run. Application received December 20, 2000. Permit issued February 26, 2001.

17960101, Sky Haven Coal, Inc. (R. R. 1, Box 180, Penfield, PA 15849), renewal of an existing bituminous surface mine permit in Morris Township, **Clearfield County** affecting 184.8 acres. Receiving stream-Hawk Run and two unnamed tributaries. Application received December 21, 2000. Permit issued February 23, 2001.

17990113, Ed Hanslovan Coal Co., Inc. (R. D. 2, Box 230, Morrisdale, PA 16858), commencement, operation and restoration of a bituminous surface mine-auger permit in Bell Township, **Clearfield County** affecting 259 acres. Receiving stream - Lost Run to Clover Run to East Branch to Mahoning Creek to the Allegheny River, and laurel Run to East Branch to Mahoning Creek to the Allegheny River. Application received June 22, 2000. Permit issued February 23, 2001.

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

40000201. Northampton Fuel Supply Co., Inc. (7500 Old Georgetown Road, 13th Floor, Bethesda, MD 20814), commencement, operation and restoration of an anthracite coal refuse reprocessing operation in Hanover

Township, **Luzerne County** affecting 236.4 acres, receiving stream-none. Permit issued February 28, 2001.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931.

32960102, Permit Renewal for reclamation only, **Dunamis Resources, Inc.** (One Energy Place, Suite 4000, Latrobe, PA 15650-9628), for continued restoration of a bituminous-auger surface mine in Canoe Township, **Indiana County**, affecting 262.0 acres, receiving stream unnamed tributaries of Canoe Creek, application received February 8, 2001, issued February 26, 2001.

11850111, Permit Renewal for reclamation only, **E. P. Bender Coal Company** (P. O. Box 565-566, Carrolltown, PA 15722), for continued restoration of a bituminous surface mine in Dean Township, **Cambria County**, affecting 160.0 acres, receiving stream unnamed tributary to Brubaker Run and Brubaker Run, application received January 30, 2001, issued February 26, 2001.

32900108, Permit Renewal for reclamation only, **Mahoning Mining, Inc.** (P. O. Box 44, New Bethlehem, PA 16242), for continued restoration of a bituminous surface mine in South Mahoning Township, **Indiana County**, affecting 74.4 acres, receiving stream Ross Run and an unnamed tributary to Little Mahoning Creek, application received January 11, 2001, issued February 26, 2001.

56960103, Permit Renewal for reclamation only, **Marquise Mining Corporation** (3889 Menoher Blvd., Johnstown, PA 15905), for continued restoration of a bituminous surface mine in Quemahoning Township, **Somerset County**, affecting 110.0 acres, receiving stream Beaverdam Creek to/and Stonycreek River, application received February 5, 2001, issued March 2, 2001.

4072SM22, **Penn Coal Land, Inc.** (P. O. Box 68, Boswell, PA 15531), renewal of NPDES Permit No. PA0248894, in Somerset Township, **Somerset County**, receiving stream unnamed tributary to Kimberly Run. NPDES Renewal application received November 28, 2000, issued February 27, 2001.

4072SM11, **Penn Coal Land, Inc.** (P. O. Box 68, Boswell, PA 15531), renewal of NPDES Permit No. PA0248886, in Summit Township, **Somerset County**, receiving stream unnamed tributary to Miller Run. NPDES Renewal application received November 15, 2000, issued February 27, 2001.

4072SM2, **Penn Coal Land, Inc.** (P. O. Box 68, Boswell, PA 15531), renewal of NPDES Permit No. PA0248878, in Elk Lick Township, **Somerset County**, receiving stream unnamed tributary to Kimberly Run. NPDES Renewal application received November 15, 2000, issued February 27, 2001.

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

0380302, **Keystone Coal Mining Corp.**, P. O. Box 219, Shelocta, PA 15774, to revise the permit for the Margaret No. 7 Mine in Cowanshannock and Plumcreek Townships, **Armstrong County**, Receiving stream: no additional discharges. Permit issued February 21, 2001.

03871302, **DLR Mining, Inc.**, 3065 Airport Rd., Indiana, PA 15701, to revise the permit for the Triple K No. 1 Deep Mine in Burrell Township, **Armstrong County**, Receiving stream: no additional discharges. Permit issued February 16, 2001.

30861601, **Dunkard Mining Co.**, 200 Neville Rd., Neville Island, PA 15225, to renew the permit for the

Dunkard Preparation Plant in Monongahela Township, **Greene County**, Receiving stream: no additional discharges. Permit issued February 18, 2001.

Noncoal Permits Issued

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

64900302C3, **Ciccione Construction, Inc.**, (R. R. 2, Box 1575, Honesdale, PA 18431), renewal of NPDES Permit #PA0595047 in Palmyra Township, **Wayne County**, receiving stream-unnamed tributary to Middle Creek. Renewal issued February 27, 2001.

Small Noncoal (Industrial Minerals) Permits Issued

Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669.

43010801, **Joseph W. Wygant** (161 Dean Road, Sandy Lake, PA 16145) Commencement, operation and restoration of a small noncoal sand and gravel operation in Sandy Lake Borough, **Mercer County** affecting 1.0 acre. Receiving streams: None. Application received: January 17, 2001. Permit Issued: February 28, 2001.

REQUEST FOR INFORMATION FROM QUALIFIED CONTRACTORS

OPERATION AND MAINTENANCE OF AMD TREATMENT SYSTEMS

The Bureau of Abandoned Mine Reclamation (BAMR) is seeking qualified contractors to provide the services needed to maintain interim treatment of acid mine drainage (AMD) discharges. This work will include the operation and maintenance of existing AMD treatment systems as well as the operation and maintenance of new or supplemental systems designed and constructed under BAMR authority. This work will be performed in the anthracite and bituminous coal fields of Pennsylvania.

Contractors should submit information that describes their personnel qualifications, direct experience and geographical areas of interest. This information must be submitted to BAMR on or before 2 p.m., April 25, 2001. BAMR will maintain a list of qualified contractors, grouped by geographical area of interest as well as the type of active or passive AMD treatment systems they are qualified to operate and maintain. This list will be used in one of two ways. If a need arises because of circumstances constituting an emergency as described in Section 516 of the Commonwealth Procurement Code, one or more qualified contractors may be selected from the list of qualified firms without competitive bid and issued a contract for the short-term. The second way the list may be used is to invite qualified contractors, and other interested firms, to participate in the Request for Proposal process if a contractor is needed to operate and maintain the site for the long-term.

The types of AMD treatment systems that will require operation and maintenance have not yet been specifically identified. Generally, most of the work will include active treatment systems such as, but not limited to, the following:

- Lime slurry
- Pebble lime slurry
- Calcium oxide
- Caustic soda flush or drip
- Soda ash briquettes

• Hydrated lime Many of these systems will require the operation and maintenance of facilities such as mixing systems, slurry storage tanks, clarifiers, pumps, retention dams and wells. Any well-developed technologies for active AMD treatment systems may be considered, as will well-developed technologies for passive AMD treatment systems. The types of passive AMD treatment systems include, but are not limited to, the following:

- Limestone beds
- Aerobic wetlands
- Anoxic limestone drains
- Vertical flow systems
- Semi-active dosing systems

Any combination of active and passive AMD treatment systems may also be considered.

The information to be submitted to BAMR includes the contractor's personnel qualifications, direct experience, and geographical areas of interest. Include the number of professional personnel such as analysts, auditors, researchers, programmers, consultants and others who may be engaged in the work. For each personnel listed, include education and experience in geology, engineering, mine water treatment and abatement. Indicate the responsibilities each will have and how long each has been with your company. Include experience in the operation and maintenance of AMD treatment systems as well as acid mine water prevention, abatement and treatment and the design of AMD mitigation projects. Experience shown should be work done by individuals who will be assigned to this work as well as that of the company. Identify studies or projects referred to for customers, provide the name, address, and telephone number of the responsible official, customer, company, or agency. Include the geographical areas that your company is interested in doing work. Geographic areas are those covered by five District Offices in the Bureau of District Mining Operations. The District Offices included are Cambria, Greensburg, Hawk Run, Knox, and Pottsville. Information on the counties covered by each of these District Offices can be found at the Bureau of District Mining Operations homepage located at <http://www.dep.state.pa.us/dep/deputate/minres/districts/dmomap.htm>. Additional relevant information will also be accepted.

Approved contractors must comply with all State and Federal laws and regulations that govern the operation and maintenance of AMD treatment systems.

Please send this information on or before 2 p.m., April 25, 2001, to Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, OSM Management Section, 400 Market Street, Harrisburg, PA 17101-2301.

This information may be hand delivered on or before 2 p.m., April 25, 2001, to Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, OSM Management Section, 5th Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Contact: Richard L. Joyce, (717) 787-7669

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department of Environmental Protection has taken the following actions on previously received permit applications, requests for Environmental Assessment approval, and requests for Water Quality Certification under Sec-

tion 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341(a)).

Except as otherwise noted, the Department of Environmental Protection certifies that the construction and operation herein described will comply with the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317), and that the construction will not violate applicable Federal and State Water Quality Standards.

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 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 of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and the Clean Streams Law (35 P.S. §§ 691.1—691.702) 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:* Water Obstruction and Encroachment Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description.)

Permits Issued and Actions on 401 Certifications:

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

E35-391. Dorney Park and Wildwater Kingdom, 3830 Dorney Park Road, Allentown, PA 18104. South Whitehall Township, **Lehigh County**, ACOE Philadelphia District. To 1) construct and maintain a single-span reinforced concrete adjacent box beam bridge, having a span of approximately 50 feet and an underclearance of approximately 8 feet, across Cedar Creek to provide vehicular access to an auxiliary parking area; (2) modify and maintain an existing bridge across Cedar Creek, with work consisting of removal of the center pier and replacement of the superstructure and deck, for the purpose of pedestrian and service vehicle use; (3) construct and maintain a 15-inch stormwater outfall to Cedar Creek; (4) modify and maintain an existing structure (Zephyr train ride) in the floodway of Cedar Creek, with work consisting of the removal of existing piers and tracks from the channel of the creek, and the relocation of the track approximately 15 feet westward; and (5) remove the existing support posts and appurtenances from the former Water Scooter Boat Ride from the channel of Cedar Creek. The project is located at Dorney Park and Wild Water Kingdom, approximately 15 miles northeast of the intersection of S.R. 309 and S.R. 0222 (Allentown West, PA Quadrangle N: 14.0 inches; W: 5.5 inches).

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

E06-542. Central Berks Fire Company No. 1, P. O. Box 306, Centerport, PA 19516, ACOE Philadelphia District, in Centre Township, **Berks County**. To construct and maintain an access ramp and dry hydrant system with in the right bank's 100-year floodway of the Schuylkill River (WWF, Scenic River) at a point at Belleman's Church Road for the purpose of providing access for fire trucks to draw water (Temple, PA Quadrangle N: 14.7 inches; W: 14.1 inches).

E28-285. Dennis Hissong, Hissong Farmstead, 5492 Buchanan Trail West, Greencastle, PA 17225, ACOE Baltimore District, in Peters Township, **Franklin County**. To construct approximately 1,300 linear feet of parabolic grassed waterway by regrading an irregular drainage channel of a unnamed tributary to the West Branch Conococheague Creek (TSF) to improve field drainage on the Hissong Farmstead. Project is located (Williamson, PA Quadrangle N: 11.37 inches; W: 11.1 inches).

E36-699. William Adams, Lancaster Township, 1240 Maple Avenue, Lancaster, PA 17603, ACOE Baltimore District, in Lancaster and Manor Townships, **Lancaster County**. To rehabilitate and maintain the banks of Little Conestoga Creek (WWF) 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).

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3636.

E08-363. Bradford County Commissioners, Bradford County Court House, 301 Main Street, Towanda, PA 18848. Bradford County Bridge, in Monroe Township, **Bradford County**, ACOE Baltimore District (Monroeton, PA Quadrangle N: 13.6 inches; W: 12.2 inches). To remove the existing structure and to construct, operate and maintain a new single span bridge structure over the South Branch of Towanda Creek 58 feet downstream of the existing structure. The new structure shall have a 95 foot span, a roadway width of 28 feet and an underclearance of 13 feet. This permit also authorizes the filling of .05 acres of wetland and the installation of four in-stream water deflectors. The in-stream structures will be located 80 feet upstream of the bridge, 15 feet, 120 feet, and 240 feet downstream of the bridge as measured on the centerline of the South Branch of Towanda Creek. Plantings shall be planted according to the approved planting schedule to include the restoration of the impacts from the removed bridge and the impacts to the wetland fills.

E14-375. SEDA-COG Joint Rail Authority, R. R. 1, Box 372, Lewisburg, PA 17837. Buffalo Run Industrial Railroad Track, in Benner and Spring Township, **Centre County**, ACOE Baltimore River Basin District (Bellefonte, PA Quadrangle N: 4 inches; W: 10 inches). To modify, operate and maintain two bridges and to remove two existing structures 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; to place and maintain fill in 0.36-acre of palustrine emergent wetlands for the construction of 3.6-miles of railway. The structures authorized for construction, operation and maintenance shall be as follows:

<i>Structure Number</i>	<i>Number of Pipes or Spans</i>	<i>Diameter or Rise</i>	<i>Length or Span</i>
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)

All construction of 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 materials used for in-stream work shall be free of fines and silts. The project will permanently impact 0.36-acre of wetland and 600-feet of waterway. The 600-feet of waterway impacted by the activities authorized by this permit shall be successfully mitigated by 0.12-acre of stream restoration. The permittee must replace 0.44-acre of wetland for the permanent impact of 0.36-acre by making a monetary contribution to the

National Fish and Wildlife Foundation, Pennsylvania Wetland Replacement Project, ID Number 95-096. The permittee shall make a minimum contribution to the Pennsylvania Wetland Replacement Project of seven thousand five hundred dollars (\$7,500) or the current monetary contribution required to construct 0.44-acre of wetland by the National Fish and Wildlife Foundation. The monetary contribution for wetland replacement must be submitted to the Department prior to commencement of any construction activity authorized by this permit. The stream restoration shall be completed prior to com-

mencement of any construction activity authorized by this permit. 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 in Benner and Spring Townships, Centre County.

E14-377. Aaronsburg Water Pipes, Inc., P. O. Box 234, Aaronsburg, PA 16820. Filtration Plant, in Haines Township, **Centre County**, ACOE Baltimore District (Millheim, PA Quadrangle N: 6.7 inches; W: 10.3 inches). To 1) construct and maintain 140-foot long R-4 riprap and native stone lined relocated channel; 2) place and maintain 153 cubic yards of clean fill from an off-site source, a 28-foot by 28-foot 1-inch filtration building and a 36-foot diameter water tank; 3) the R-5 riprap outfall for an 15-inch HDPE water tank overflow pipe; in the floodplain of an intermittent unnamed tributary of Elk Creek located 0.9 miles north of the intersection of East Street and S.R. 45.

E17-353. Pennsylvania Department of Transportation, Engineering District 2-0, 1924-30 Daisy Street, Clearfield, PA 16830. Big Run channel realignment, in Decatur Township, **Clearfield County**, ACOE Baltimore District (Houtzdale, PA Quadrangle N: 18.7 inches; W: 4.6 inches). To realign and maintain the channel of Big Run; remove an existing structure; and construct, operate and maintain a single cell box culvert to carry SR 0053, Section A06 across Big Run to improve public highway safety. The Big Run channel realignment shall be limited to a maximum length of 40-feet that shall include rock stream bank stabilization. The pre-cast reinforced concrete box culvert shall be constructed and maintained with a minimum span of 12-feet, rise of 6-feet, and skew of 86°. The project is located along SR 0053 approximately 1.1-miles west of SR 0970 and SR 0053 intersection in Decatur Township, Clearfield County. This permit also authorizes the construction, operation, maintenance and removal of a temporary stream diversion. All construction and realignment activity shall be conducted when Big Run is at maximum seasonal low flow. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E19-172. Millville Municipal Authority, P. O. Box 30, Millville, PA 17846. Wastewater treatment facility in floodplain, in Millville Borough, **Columbia County**, ACOE Baltimore District (Millville, PA Quadrangle N: 20.5 inches; W: 4 inches). To place 200 ft. x 200 ft. x 8 ft. of fill and wastewater treatment facilities in the floodplain of Little Fishing Creek two blocks west of the intersection of Morehead Avenue and Route 42 in Millville Borough, **Columbia County**. This permit was issued under Section 105.13(e) "Small Projects."

E55-171. George W. Robinson, P. O. Box 38, Kreamer, PA 17833-0038. AG crossing, in Middlecreek Township, **Snyder County**, ACOE Baltimore District (Freeburg, PA Quadrangle N: 9.0 inches; W: 2.3 inches). To construct and maintain a low flow agricultural access stream crossing constructed of three 24-inch diameter ADS N-12 PE pipes 20 feet long and depressed 6 inches in the streambed with a tapered concrete headwall and to construct and maintain approximately 15 feet of riprap stream bank stabilization upstream and downstream of the proposed crossing in an unnamed tributary to Middle Creek on the east side of Freeburg Road approximately 1,400 feet south of the intersection of Route 522 with Freeburg Road in Middlecreek Township, Snyder County. The project will not impact on wetlands while impacting approximately 50 feet of waterway. The unnamed tribu-

tary to Middle Creek is a cold water fisheries stream. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E55-173. Gary L. Eisenhuth, 49 River Rd., Selinsgrove, PA, 17870. Floodway Dwelling, in Monroe Township, **Snyder County**, ACOE Baltimore District (Sunbury, PA Quadrangle N: 11.5 inches; W: 13.5 inches). The permit proposes to remove the existing 1,574 sf mobile home and construct, operate and maintain a new, elevated 1,560 sf mobile home in the floodway of the Susquehanna River. The new structure will be elevated 2 feet above the 100 year flood elevation atop of a garage. The garage structure will be constructed with garage doors on the upstream and downstream end of the structure in addition to having flood vents surpassing the 1 square inch of vent per one square foot of floor space. This structure will be constructed out of concrete block and reinforced with rebar and poured concrete. The permit also proposes to build a deck at the same elevation as the mobile home. This permit was issued under Section 105.13(e) "Small Projects."

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

E10-316. PA Department of Transportation, District 10-0, P. O. Box 429, Route 286 South, Indiana, PA 15701. S.R. 1010, Section 250, Segment 0300, Offset 3452 Across South Branch Bear Creek, in Fairview Township, **Butler County**, ACOE Pittsburgh District (Chicora, PA Quadrangle N: 21.5 inches; W: 15.1 inches). To remove the existing bridge and to construct and maintain a precast concrete box culvert having a 20-foot wide by 3.5-foot high waterway opening in South Branch Bear Creek and including impact to a de minimis area of adjacent wetland on S.R. 1010, Section 250, Segment 0300, Offset 3452 approximately 2,000 feet west of S.R. 268 near Karns City.

E24-214. Jones Township, P. O. Box 25, Wilcox, PA 15870. T-631 Old Kane Road Across West Branch Clarion River, in Jones Township, **Elk County**, ACOE Pittsburgh District (Wilcox, PA Quadrangle N: 14.4 inches; W: 8.8 inches). To remove the existing bridge and to construct and maintain a prestressed concrete spread box beam bridge having a clear span of 72.9 feet and an underclearance of 11 feet on a 76 degree skew across West Branch Clarion River on T-631 (Old Kane Road) west of S.R. 219 at the village of Wilcox.

E25-624. PA Department of Transportation, District 1-0, 255 Elm Street, P. O. Box 398, Oil City, PA 16301. S.R. 0098, Section 01M, Segment 0230, Offset 0835 Across Brandy Run, ACOE Pittsburgh District (Swanville, PA Quadrangle N: 1.49 inches; W: 15.85 inches) in Fairview Township, **Erie County**. To remove the existing bridge and to construct and maintain a precast reinforced concrete box culvert having a 12-foot wide by 5-foot high waterway opening in Brandy Run on S.R. 0098, Section 01M, Segment 0230, Offset 0835 approximately 0.25 mile north of I-90 and to fill a de minimis amount of wetland (0.049 acre) at five locations in the vicinity of the crossing associated with widening of the roadway.

E42-272. City of Bradford, 24 Kennedy Street, Bradford, PA 16701. Barbour Street Bridge Across West Branch Tunungwant Creek, in the City of Bradford, **McKean County**, ACOE Pittsburgh District (Bradford, PA Quadrangle N: 14.7 inches; W: 4.1 inches). To remove the existing bridge and to construct and maintain a prestressed concrete spread box beam bridge having two

clear, normal spans of 37.25 feet and an underclearance of 9 feet across West Branch Tunungwant Creek on Barbour Street.

ENVIRONMENTAL ASSESSMENTS

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

EA25-003NW. Philip A. DeDionisio, 903 Aurora Avenue, Girard, PA 16417 in Harborcreek Township, **Erie County**, ACOE Pittsburgh District, Hammett, PA Quadrangle, N: 21.6 inches; W: 19.6 inches. Restoration plan provided under Section 105.12(a)(16) for the filling of an approximately 0.5-acre human made pond located at 6122 Station Road, Harborcreek, PA 16510, southeast of the interchange between I-90 and Station Road.

SPECIAL NOTICES

Availability of Grants for the Remediation of Waste Tire Piles in Pennsylvania

The Department of Environmental Protection (Department) hereby announces the availability of grants for fiscal year 2001/2002 for the remediation of six waste tire piles in Pennsylvania. Only the waste tire piles listed below are eligible under this grant offering.

In order to be considered for a grant, an applicant: 1) must propose to remediate any of the following waste tire piles: Griffin 1, East Providence Township; Bedford County; Griffin 2, East Providence Township, Bedford County; Tire Tread Shredder, Madison Township, Clarion County; Kushak, Menallen Township, Fayette County; Houssock, Fairmount Township, Luzerne County; and Bonner, Hazle Township, Luzerne County; 2) must not have contributed, in any manner, to the creation of a non-compliant waste tire pile; and 3) must have an identifiable end-use for the waste tires to be remediated.

Grant funds are to be used for activities directly related to the remediation of priority waste tire sites (such as employe wages, operation of equipment, transportation, processing costs, and the like). Grants may not be used for the purchase of equipment and grant recipients shall use funds only for those activities approved by DEP.

All applicants must complete and submit an official two-part application for each proposed tire pile remediation. The Waste Tire Remediation Grant Application Parts A and B include all the materials and instructions necessary for applying for a grant. Copies of these documents are available by contacting the Division of Municipal and Residual Waste at (717) 787-7381 or may be obtained electronically from the DEP Internet site on the world wide web at: <http://ww.dep.state.pa.us> (type "tires" in directLINK). Six copies of the application containing both Parts A and B must be completed and submitted by 4 p.m. on April 20, 2001, to: Department of Environmental Protection, Division of Municipal and Residual Waste, 14th Floor-Rachel Carson State Office Building, 400 Market Street, P. O. Box 8472, Harrisburg, PA 17105-8472. Applications that are incomplete or arrive after the deadline will not be considered.

At a minimum, all applications must contain: 1) a description of the applicant's experience in waste tire remediation, 2) markets or end-uses for the remediated tires, 3) a schedule for the remediation of tires at the site, 4) proposed cost of the waste tire pile remediation, and 5) any additional information the Department deems necessary. Please follow the instructions in the Part A and B Grant Application to assure you are submitting all of the necessary information in the correct format.

Persons who have any questions about this grant program should contact the Division of Municipal and Residual Waste (717) 787-7381.

Notice of Suspension of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of May 1997, the Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act (63 P. S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code § 240.203(b), suspended the certification of the person or persons listed below to perform radon-related activities in Pennsylvania.

Name	Address	Type of Certification
Joseph Baicker	P. O. Box 900 Rocky Hill, NJ 08553	Laboratory

Notice of Public Hearing for NPDES Permit No. PAS107421

Notice is hereby provided that the PA Department of Environmental Protection (Department) will hold a public hearing to accept comment on an individual National Pollutant Discharge Elimination System (NPDES) Permit Application No. PAS107421 for the discharge of stormwater from construction activities at the proposed wind energy production site (Waymart Wind Farm) in Canaan and Clinton Townships, Wayne County.

The hearing will be conducted on April 19, 2001 at 7 p.m. in the main courtroom of the Wayne County Courthouse in Honesdale, PA by the PA Department of Environmental Protection, Water Management Program, Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711, (570) 826-2553. The hearing is in response to an application submitted by National Wind Power, 405 14th Street, Suite 712, Oakland, CA 94612 and published in 31 Pa.B. 1160—1161 (February 24, 2001). The NPDES permit application proposes the discharge of stormwater from construction activities to tributaries to the Lackawanna and Lackawaxen Rivers.

The Department requests that individuals wishing to testify at the hearing submit a written notice of such intent to Waymart Wind Farm Hearing, Department of Environmental Protection, Water Management Program, 2 Public Square, Wilkes-Barre, PA 18711. The Department will accept notices up to the day of the hearing. The Department requests that individuals limit their testimony to ten minutes so that all individuals have the opportunity to testify. The Department can only review comments made with regard to the NPDES Permit Application No. PAS107421. Written copies of oral testimony are requested. Relinquishing to time will not be allowed. All individuals attending the hearing will have the opportunity to testify if they so desire, however, individuals who pre-register to testify will be given priority on the agenda.

Persons with a disability who wish to testify and require an auxiliary aid; service or other accommodation should contact Richard Shudack of the Department at (570) 826-2511 or the Pennsylvania AT&T relay service at (800) 654-5984 (TDD) to discuss how the Department can meet their needs.

The NPDES permit application is available for review at the Wayne County Conservation District office in Honesdale, PA, (570) 253-0930.

For further information, contact Mark Carmon of the Department's Northeast Regional Office at (570) 826-2511.

**BUREAU OF DEEP MINE SAFETY
REQUEST FOR VARIANCE**

The Department of Environmental Protection, Bureau of Deep Mine Safety, has received a request for variance from Mon View Mining Company. The following notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Gaida by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

The Department is publishing a summary of the request in order to solicit comments from affected parties on the proposed variance request. Comments may be used by the Bureau to assist in its investigation of the variance request. Comments will be accepted for 30 days following the publication of this notice. All comments should be addressed to: Richard E. Stickler, Director, Bureau of Deep Mine Safety, Fayette County Health Center, 100 New Salem Road, Room 167, Uniontown, PA 15401.

Section 702 of the Pennsylvania Bituminous Coal Mine Act (52 P. S. §§ 701 and 702), provides a mechanism for operators to obtain variances from specific requirements of the Act to accommodate the adoption of new machinery, equipment, tools, supplies, methods or processes.

Section 268 (b) states that shelter holes shall be provided on the clearance side along designated travelingways, which are also used as haulage entries, other than belt conveyor haulage entries. Such shelter holes shall be spaced not more than 80 feet apart.

Summary of the Request: As a result of adverse roof conditions, Mon View Mining Company requests a variance to exceed the 80 feet spacing but not to exceed 137-foot distance through two low cover stream areas in the 2 West Mains (from survey station 2+88 to station 10+08 and from station 28+32 to station 46+68). The maximum shelter hole spacing in these areas would be 137 feet with the majority spaced no more than 110 feet apart.

[Pa.B. Doc. No. 01-451. Filed for public inspection March 9, 2001, 9:00 a.m.]

**DEPARTMENT OF
GENERAL SERVICES**

Controlled Insurance Program; Insurance Coverage and Service

**Project No. DGS 377-1 Construction of a
Prototypical 1,000 Cell Medium Security
Correctional Facility Jenks Township, Forest
County, PA**

Marsh USA will receive written proposals for a Controlled Insurance Program for the construction of the

Forest County State Correctional Institution. The facility is to be located 2 miles north of Marienville, PA bordering the Allegheny National Forest.

Separate and sealed proposals will be received at the Department of General Services, Bureau of Professional Selections and Administrative Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Proposals must be received at this location no later 2 p.m. on Monday, March 26, 2001. At their option, one or more of the proposers may be required to make an oral presentation at either the Insurance Broker or Construction Manager's office. The presentation will be within 30 days of the date established for receipt of the written proposals.

Copies of the underwriting submission may be obtained at the office of Marsh USA, Six PPG Place, Suite 300, Pittsburgh, PA 15222, on or after March 5, 2001.

A preproposal conference will be held in the office of O'Brien Kreitzberg/ DMJM, One Gateway Center, Thirteenth West, Pittsburgh, PA 15222 on Monday, March 12, 2001, at 1:30 p.m.

Proposals shall be submitted in the form described in the underwriting submission.

For purposes of clarification, we provide the following information:

- Owner of the Project:* Commonwealth of Pennsylvania
Department of General Services
- Construction Manager:* O'Brien Kreitzberg/ DMJM
- Design Professional:* STV/ H.F. Lenz Company
- Insurance Broker:* Marsh USA

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

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

Marsh USA is an equal opportunity employer and does not discriminate against any applicant for employment, any independent contractor or any other person because of race, color, religion, creed, ancestry, national origin, age or sex.

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 01-452. Filed for public inspection March 16, 2001, 9:00 a.m.]

State Surplus Property Program; Requests for Bids

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

<i>Item</i>	<i>Make</i>	<i>Eq. No.</i>	<i>Location</i>
1. Loader/Backhoe	Ford	090-6058	PA Dot, Bellefonte, PA
2. Loader/Model W20C	Case	331-2056	PA Dot, Coudersport, PA
3. Belt Loader	Athey	158-5369	PA Dot, Bloomsburg, PA
4. Excavator/Tandem	Koehring	020-6368	PA Dot, Sunbury, PA
5. Loader	John Deere	085-2040	PA Dot, Wellsboro, PA
6. Loader	John Deere	058-2040	PA Dot, Wellsboro, PA
7. Excavator	Gradall	058-6365	PA Dot, Towanda, PA
8. Wheel Loader	Case	298-2056	PA Dot, Towanda, PA
9. Excavator	Bantam	007-6368	PA Dot, Clarks Summit PA
10. Loader/Bucket	Case	260-2056	PA Dot, Milford, PA
11. Loader/Articulated	Case	250-2056	PA Dot, Montrose, PA
12. Excavator G440	Gradall	067-6365	PA Dot, Montrose, PA
13. Paver/Bituminous	Blaw Knox	046-1958	PA Dot, Montrose, PA
14. Belt Loader	Athey	116-5369	PA Dot, Montrose, PA
15. Loader/Backhoe	Case	273-6056	PA Dot, White Mills, PA
16. Belt Loader	Athey	105-5369	PA Dot, White Mills, PA
17. Loader	Yale	039-8043	PA Dot, White Mills, PA
18. Loader/Articulated	Case	259-2056	PA Dot, Tunkhannock, PA
19. Loader/Articulated	Case	237-2056	PA Dot, Temple, PA
20. Loader/Articulated	Case	257-2056	PA Dot, Temple, PA
21. Loader/Articulated	Case	258-2056	PA Dot, Temple, PA
22. Loader/Articulated	Case	263-2056	PA Dot, Temple, PA
23. Grader F100	Huber	146-1676	PA Dot, Allentown, PA
24. Loader/Backhoe	Case	285-6056	PA Dot, Allentown, PA
25. Loader/Backhoe	Case	282-6056	PA Dot, Schuylkill Haven, PA
26. Loader/Articulated	Case	243-2056	PA Dot, Schuylkill Haven, PA
27. Excavator/Hydraulic	Gradall	089-6365	PA Dot, Doylestown, PA
28. Belt Loader	Athey	146-5369	PA Dot, West Chester, PA
29. Loader/Front End	Case	333-2056	PA Dot, Norristown, PA
30. Excavator	Gradall	088-6365	PA Dot, Norristown, PA
31. Loader/Front End	Case	242-2056	PA Dot, York, PA
32. Loader/Front End	Case	248-2056	PA Dot, Harrisburg, PA
33. Loader/Front End	Case	244-2056	PA Dot, Harrisburg, PA
34. Paver/Finisher	Blaw Knox	044-1958	PA Dot, Somerset, PA
35. Excavator/Tandem	Koehring	022-6368	PA Dot, Indiana, PA
36. Riding Sweeper	Tennant	89755	AG, Harrisburg, PA
37. Riding Sweeper	Tennant	89754	AG, Harrisburg, PA
38. Riding Lawnmower	IH	89753	AG, Harrisburg, PA
39. Skid Steer Loader	Ford 8122	89752	AG, Harrisburg, PA
40. Loader/Articulated	John Deere 544A	89751	AG, Harrisburg, PA

The items will be sold to the highest responsible bidder by sealed bid sale. Those political subdivisions which are interested in procuring one or more of these items should contact the Department of General Services, State Surplus Property Division, P. O. Box 1365, Harrisburg, PA 17105 or call (717) 787-4085. Bid Packets can be printed from our website www.dgs.state.pa.us under State Surplus Property "Attention Municipalities Only." Requests for bid proposals need to be made prior to the bid opening on March 30, 2001, at 1 p.m.

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 01-453. Filed for public inspection March 16, 2001, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Brownsville General Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the Brownsville General Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards for construction).

The request is on file with the Department. Persons may receive a copy of a request for exception by request-

ing a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, e-mail address: DDITLOW@STATE.PA.US.

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

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

Persons with a disability who wish to obtain a copy of a request or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact, Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-454. Filed for public inspection March 16, 2001, 9:00 a.m.]

Application of Butler Health System for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the Butler Health System has requested an exception to the requirements of 28 Pa. Code § 51.23 (relating to PET scanning services).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, e-mail address: DDITLOW@STATE.PA.US.

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

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

Persons with a disability who wish to obtain a copy of a request or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact, Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-455. Filed for public inspection March 16, 2001, 9:00 a.m.]

Application of Canonsburg General Hospital for Exception

Under to 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the Canonsburg General Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards for construction).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, E-Mail Address: DDITLOW@STATE.PA.US.

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

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

Persons with a disability who wish to obtain a copy of a request or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact, Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-456. Filed for public inspection March 16, 2001, 9:00 a.m.]

Application of Graduate Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the Graduate Hospital has requested an exception to the requirements of 28 Pa. Code § 51.23 (relating to PET scanning services).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, e-mail address: DDITLOW@STATE.PA.US.

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

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

Persons with a disability who wish to obtain a copy of a request or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact, Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-457. Filed for public inspection March 16, 2001, 9:00 a.m.]

Application of Hahnemann University Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the Hahnemann University Hospital has requested an exception to the requirements of 28 Pa. Code § 51.23 (relating to PET scanning services).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, e-mail address: DDITLOW@STATE.PA.US.

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

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

Persons with a disability who wish to obtain a copy of a request or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact, Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-458. Filed for public inspection March 16, 2001, 9:00 a.m.]

Application of Healthsouth Greater Pittsburgh for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the Healthsouth Greater Pittsburgh has requested an exception to the requirements of 28 Pa. Code § 107.2 (relating to medical staff membership).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, e-mail address: DDITLOW@STATE.PA.US.

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

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

Persons with a disability who wish to obtain a copy of a request or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact, Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-459. Filed for public inspection March 16, 2001, 9:00 a.m.]

Application of Healthsouth Rehab Mechanicsburg for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the Healthsouth Rehab Mechanicsburg has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards for construction).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, e-mail address: DDITLOW@STATE.PA.US.

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

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

Persons with a disability who wish to obtain a copy of a request or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact, Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-460. Filed for public inspection March 16, 2001, 9:00 a.m.]

Application of LifeCare Hospitals of Pittsburgh for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the LifeCare Hospitals of Pittsburgh has requested an exception to the requirements of 28 Pa. Code § 107.2 (relating to medical staff membership).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, e-mail address: DDITLOW@STATE.PA.US.

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

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

Persons with a disability who wish to obtain a copy of a request or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact, Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154

for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-461. Filed for public inspection March 16, 2001, 9:00 a.m.]

Application of Millcreek Community Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the Millcreek Community Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards for construction).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, e-mail address: DDITLOW@STATE.PA.US.

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

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

Persons with a disability who wish to obtain a copy of a request or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact, Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-462. Filed for public inspection March 16, 2001, 9:00 a.m.]

Application of Westmoreland Health System for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the Westmoreland Health System has requested an exception to the requirements of 28 Pa. Code § 51.23 (relating to PET scanning services).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, e-mail address: DDITLOW@STATE.PA.US.

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

Comments received by the Department within 10 days after the date of publication of this notice will be

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

Persons with a disability who wish to obtain a copy of a request or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact, Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-463. Filed for public inspection March 16, 2001, 9:00 a.m.]

Application of WVHCS for Exception

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

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, e-mail address: DDITLOW@STATE.PA.US.

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

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

Persons with a disability who wish to obtain a copy of a request or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact, Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-464. Filed for public inspection March 16, 2001, 9:00 a.m.]

Notice of Approval of Projects Located in a Floodplain

A notice appeared in this bulletin on February 24, 2001, inviting comments regarding a project being proposed by the Commonwealth of Pennsylvania that will use grant funds from the U. S. Department of Housing and Urban Development (HUD) to provide lead-safe vacant, rental, and privately-owned housing. The project area includes the following communities, which are located in a 100-year floodplain: Montgomery County and the Cities of Erie, Harrisburg, Johnstown, and Scranton.

This follow-up notice is required by Section 2(a)(4) of HUD Executive Order 11988 for Floodplain Management,

and by Section 2(b) of HUD Executive Order 11990 for the Protection of Wetlands, and is implemented by HUD regulations found at 24 CFR 55.20 (b) (1) for HUD actions that are within and/or affect a floodplain or wetland.

The Commonwealth of Pennsylvania completed an evaluation to determine potential impacts on the floodplain and possible alternative actions, and has determined that the activities will have no significant impact on the environment for the following reasons:

1. The projects involve existing users and do not involve new construction or ground disturbance.
2. The projects will not increase the area of the floodplain nor will the projects increase downstream flooding.

All interested agencies, groups, and persons disagreeing with the proposed action are invited to submit written comments for consideration by the Commonwealth of Pennsylvania to the office of Jennifer H. Thompson, Bureau of Family Health, Division of Maternal and Child Health P. O. Box 90, Room 725 Health & Welfare Building, Harrisburg, PA, 17108. Such written comments should be received at the above address on or before March 24, 2001. Persons with a disability that desire to comment in alternative format (e.g., large print, audiotape, Braille) should notify Jennifer H. Thompson at (717) 783-8451, VTT: (717) 786-6514 or Pennsylvania AT&T Relay Services at (800) 654-5884 [TT].

Information regarding HUD's regulations concerning floodplain management may be obtained by contacting: Karen M. Choi, Environmental Clearance Officer, U. S. Department of Housing and Urban Development, 611 W. Sixth St., Suite 800, Los Angeles, California 90017 (213) 894-8000.

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-465. Filed for public inspection March 16, 2001, 9:00 a.m.]

Notice of Intent to Request Release of Funds

March 17, 2001

The Pennsylvania Department of Health may be contacted at Room 725 Health and Welfare Building, P. O. Box 90, Harrisburg, Pennsylvania 17108, 717-783-8451 for further information about this notice.

On or about March 26, 2001, the Commonwealth of Pennsylvania, Department of Health will submit a request to the U. S. Department of Housing and Urban Development (HUD) for the release of Lead-Based Paint Hazard Control in Privately-owned Housing Grant Program funds under Section 1011 of the Housing and Community Development Act of 1992, (Public Law 102-550) for the following project: to identify, remove, and/or control lead-based paint hazards in eligible pre-1978 low and very low-income residential housing and premises; to integrate program activities with one or more community development corporations and/or non-profit organizations involved in housing weatherization, rehabilitation pro-

grams, and other local programs; and to provide temporary relocation for families displaced during certain types of lead hazard control work.

A total of approximately \$1,464,384 of Federal assistance is required.

The activities proposed are categorically excluded under HUD regulations at 24 CFR Part 58 from National Environmental Policy Act (NEPA) requirements. An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at the Pennsylvania Department of Health, Bureau of Family Health, Division of Maternal and Child Health, 2635 Paxton Street, Harrisburg, PA 17111, and may be examined or copied weekdays between the hours of 9:00 a.m. and 4:00 p.m.

Any individual, group, or agency may submit written comments on the ERR to the Pennsylvania Department of Health. All comments received by March 25, 2001, will be considered by the Pennsylvania Department of Health prior to authorizing submission of a request for release of funds.

RELEASE OF FUNDS

The Pennsylvania Department of Health certifies to HUD that Clara Hartung, Deputy Secretary for Administration, in her official capacity as Certifying Officer, consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the Pennsylvania Department of Health to use Program funds for the project.

OBJECTIONS TO RELEASE OF FUNDS

HUD will consider objections to its release of funds and the Pennsylvania Department of Health's certification for a period of fifteen days following either the anticipated submission date or HUD's actual receipt of the request (whichever is later) only if the objections are on one of the following bases (a) that the Certification was not executed by the Certifying Officer of the Pennsylvania Department of Health; (b) the Pennsylvania Department of Health has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58 before approval of a release of funds by HUD; (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58) and may be addressed to HUD as follows: U. S. Department of Housing and Urban Development, Karen M. Choi, Environmental Clearance Officer, U. S. Department of Housing and Urban Development, 611 W. Sixth St., Suite 800, Los Angeles, California 90017, (213) 894-8000.

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-466. Filed for public inspection March 16, 2001, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Public Hearing on Declining Resident Population at Altoona Center

The Department of Public Welfare (Department) will hold a public hearing on the declining resident population at Altoona Center, Blair County. The hearing will be held on Wednesday, April 11, 2001, at 7 p.m. at the Ramada Inn, 1 Sheraton Drive, Altoona.

State law requires the Department to hold a public hearing on any State mental health or mental retardation facility within 30 days of a closure announcement or following a downsizing of 20% or more in patient population since December 31, 1997.

The decrease in resident population at Altoona Center is a result of numerous factors, primarily successful community placement of individuals with mental retardation into small community homes, which provide alternatives to State center treatments and living arrangement. The hearing is not driven by a closure announcement.

Individuals or organizations wishing to testify should contact Mary Yingst, Acting Regional Program Manager at (717) 772-6507 by April 3, 2001. Anyone requiring special accommodations is asked to inform the Department at the time of scheduling.

FEATHER O. HOUSTOUN,
Secretary

[Pa.B. Doc. No. 01-467. Filed for public inspection March 16, 2001, 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. 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).

<i>County</i>	<i>Adjusted Common Level Ratio Factor</i>
* Fayette	3.40

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

LARRY P. WILLIAMS,
Secretary

[Pa.B. Doc. No. 01-468. Filed for public inspection March 16, 2001, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding Butler County

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

The Federal Highway Administration and the Department of Transportation plan to replace the existing bridge over South Bear Creek, S. R. 1010 Section 250, in Fairview Township, Butler County.

The subject project will require partial/strip right-of-way acquisition of 0.072 hectares (0.178 acre) from Bicentennial Park and therefore qualifies as a Section 2002/Section 4(f) resource. There are no other Section 2002/Section 4(f) resources within the project area. The proposed project will have no adverse effect on the resource.

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

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

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-469. Filed for public inspection March 16, 2001, 9:00 a.m.]

Finding Lancaster County

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

The Federal Highway Administration and the Department of Transportation plan to replace the existing bridge over Amtrak railroad right-of-way, S.R. 4002 Section 002, in Mount Joy Borough, Lancaster County.

S.R. 4002 is classified as a urban minor arterial traversing the Mount Joy Historic District. The proposed action will involve the National Register Eligible Mount Joy Historic District which qualifies as a Section 2002/Section 4(f) resource. There are seven contributing resources and the project bridge. The existing bridge does not meet National Register Criteria for individually eligible and the proposed project will have no adverse effect on the contributing resources.

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

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

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-470. Filed for public inspection March 16, 2001, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

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

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

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Issued</i>	<i>Final-Form Submission Deadline</i>
30-55	Pennsylvania Emergency Management Agency Reductions of Major Water Use	03/02/01	12/04/02
30-56	Pennsylvania Emergency Management Agency Prohibition of Non-essential Water Uses in a Commonwealth Drought Emergency Area	03/02/01	12/04/02
30-58	Pennsylvania Emergency Management Agency Local Water Rationing Plans	03/02/01	12/04/02
16A-5713	State Board of Veterinary Medicine Examinations, Application for Licensure and Certification, Fees	03/02/01	01/02/03
35-26	Constables' Education and Training Board Constables' Education and Training	03/02/01	12/18/02
16A-5711	State Board of Veterinary Medicine Continuing Education	03/02/01	12/18/02

Pennsylvania Emergency Management Agency Regulation No. 30-55 Reductions of Major Water Use March 2, 2001

We submit for your consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) which have not been met. The Pennsylvania Emergency Management Agency (PEMA) must respond to these comments when it submits the final-form regulation. If the final-form regulation is not delivered by December 4, 2002, the regulation will be deemed withdrawn.

1. Section 118.1. Definitions.—Clarity.

Public water supply agency

Section 118.1 defines "public water supply agency" by referencing a statutory standard of "... at least 15 service connections. . . ." However, §§ 118.2 and 118.4(a)(1) relax this standard to "50 or more customer connections." There are two issues. First, what is the basis for the standard of "50 or more customer connections?"

Second, the regulation should include the standard of "50 or more customer connections" in the definition of "public water supply agency," and then use this defined term without qualification in §§ 118.2 and 118.4(a)(1).

2. Section 118.4. Contingency plans—public water supply agencies.—Reasonableness, Clarity.

Subsection (b)(6)

This subsection requires the public water supply agency to provide a plan of action including, "public notice" when responding to drought and water shortage conditions. What constitutes "public notice" in this instance? The final-form regulation should include examples of "public notice."

Subsection (b)(7)

In this subsection there is a reference to 4 Pa. Code § 120.9(d). Should the reference be 4 Pa. Code § 120.9(e)?

Subsection (b)(7)(i)

In subsection (b)(7)(i), as well as § 118.6(a)(1), the language, "relative impact of water use reductions" is used. How is the "relative impact of water use reductions" going to be measured?

Subsection (b)(7)(i)(C)

This subsection and § 118.6(a)(2)(iii) use the phrase "essential public utility services." It is unclear what services fall into this category. For example, the definition of "public utility" in the Public Utility Code (66 Pa.C.S.A. § 102) includes transportation carriers, such as railroads and telecommunications providers. However, the definition excludes electric generation supplier companies as a result of the Electricity Generation Customer Choice and Competition Act (66 Pa.C.S. §§ 2801—2812). For clarity, "essential public utility services" should be defined, and the definition should include the specific utility services which are considered essential.

3. Section 118.5. Contingency plans—self supplied commercial and industrial users.—Clarity.

In subsection (a)(3), the phrase, "a reasonable time" is used in the last sentence. What is considered "a reasonable time?" The final-form regulation should specify a time frame, or the criteria upon which a "reasonable time" will be determined.

4. Section 118.8. Procedure for exemptions or variance from water use reductions by self-supplied industrial or commercial water users.—Clarity.

Subsection (c)(3)

Paragraph (3) authorizes the Commonwealth Drought Coordinator (CDC) to “request the applicant to provide *within a reasonable time* additional information as necessary to review the application.” (Emphasis added.) The final-form regulation should specify a minimum time frame, or the phrase “within a reasonable time” should be deleted.

Additionally, this paragraph contains a vague reference to “other appropriate Commonwealth agencies.” The agencies should be specified in the final-form regulation.

Subsection (c)(4)

Under paragraph (4), “[w]hen possible” the CDC will issue a written decision on an application for an exemption or variance within 7 working days, or 1 working day if perishable products are involved. The regulation does not specify what circumstances would prevent the CDC from issuing a decision within these time frames. Since an application for an exemption or variance is filed when a business believes it is facing “extraordinary hardship,” the time frame for review may be critical to the industrial or commercial water user. What circumstances would prevent the CDC from meeting the 7 or 1 working day time frames?

Subsection (c)(7)

Paragraph (7) provides that when a decision of the CDC is appealed, “PEMA will provide the applicant with an opportunity for a hearing. The regulation also states that “PEMA may appoint a hearing examiner who may be an administrative law judge of the Pennsylvania Public Utility Commission.” There are two questions.

First, within what time frame will a hearing be provided? Second, under what circumstances will PEMA appoint a Public Utility Commission administrative law judge to serve as the hearing examiner?

Subsection (c)(9)

Under paragraph (9), PEMA will notify the applicant in writing of its final decision on the appeal. The regulation provides no time frame for PEMA to issue the final decision. Consequently, it is unclear if the appeal process will be completed quickly enough to provide relief to a business. Time frames for each stage of the appeal process should be added to the final-form regulation.

5. Section 118.9. County drought management task force.—Clarity.

Format

The existing language under this section is intended to be deleted. However, as published in the *Pennsylvania Bulletin*, the right bracket at the end of the second sentence is missing. When published in final-form, there should be a right bracket after “*Pennsylvania Bulletin*.”

Subsection (a)(2)

This subsection states that “county task forces shall be comprised of county emergency management officials, . . . elected officials, health officials, fire officials, law enforcement officials. . . .” As written, this provision could be interpreted to require all officials in each county to serve on their county task forces. Is the intent to allow these officials, or their representatives, to serve on the county task force? The final-form regulation should clarify the intent of this provision.

Subsection (a)(3)

The subsection requires the county commissioners to report to the CDC on county task force activities. However, the regulation is silent on when and how often these reports are due. The final-form regulation should clarify this reporting requirement.

6. Miscellaneous clarity issues.

- In § 118.1, the definition of “consumptive water” appears to contain a typographical error. The conjunction “or” after the word, “used” and before the word, “is” should be deleted.
- The last sentence of § 118.2 uses the phrase “directs by directing.”
- It appears that “by directing” should be deleted.
- Section 118.4(b)(7) references 4 Pa. Code § 120.9(d). Should the reference be 4 Pa. Code § 120.9(e)?
- Section 118.7 is placed between §§ 118.6 and 118.8 (relating to Implementation of reductions by self-supplied industrial and commercial water users; and relating to Procedure for exemptions or variance from water use reductions by self-supplied industrial or commercial water users). The penalties and enforcement provision should be moved to the end of the chapter.

**Pennsylvania Emergency Management Agency
Regulation No. 30-56**

**Prohibition of Nonessential Water Uses in a
Commonwealth Drought Emergency Area**

March 2, 2001

We submit for your consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P.S. § 745.5a(h) and (i)) which have not been met. The Pennsylvania Emergency Management Agency (PEMA) must respond to these comments when it submits the final-form regulation. If the final-form regulation is not delivered by December 4, 2002, the regulation will be deemed withdrawn.

1. Section 119.1. Definitions.—Clarity.

Athletic field

What does the term “racing” refer to in this definition?

2. Section 119.4. Prohibition of nonessential water uses.—Clarity.

Vague language

The last sentence of the opening paragraph states “Nothing in paragraphs (1)—(4) allows a prohibited use of water as either a direct or indirect effect of the exceptions contained therein.” This sentence neither narrows the restrictions, nor clarifies the exceptions. Therefore, it should be deleted.

Paragraph (2)(iv)(F)

Under this paragraph, noncompliance with an approved plan will cause the plan to be void and will result in a prohibition on further water use. The preceding paragraph (2)(iv)(A)—(E) relate to approval of a plan. Since the provision in paragraph (2)(iv)(F) is not related to plan approval, it should be included as a separate paragraph (2)(v), and the succeeding paragraphs should be renumbered.

Paragraph (3)(ii)

Under this paragraph, certain gardens, landscaped areas, trees and shrubs may be watered between 5 p.m. and 9 a.m. A commentator noted that water bags are used to irrigate trees. The bags are installed and left in place for several days. As a result, they would not meet the time of day restriction for watering included in this paragraph. Has PEMA considered exempting the use of water bags from the time of day restriction?

Paragraph (4)

In this paragraph, the regulation establishes a time frame for plan approval of "no earlier than 3 years prior to the month of use during an emergency." How was the 3-year time frame determined?

Paragraph (4)(iv)

This paragraph requires meters and meter records to be available to representatives of the local law enforcement authority or the Commonwealth Drought Coordinator (CDC). The final-form regulation should clarify if the records are to be made available by the golf course operator or the local water supplier.

Paragraph (4)(vi)

This provision allows limited watering of heat sensitive grasses on golf courses between 10 a.m. and 5 p.m., provided that the watering is done with a hand-held hose with an automatic shut-off nozzle. Has PEMA considered allowing automated systems for this watering if they are timed and supervised?

Paragraph (5)(i)—(iv)

These paragraphs list the exceptions to the prohibition on the use of water for washing paved surfaces. A commentator noted that washing of manufacturing plant roads should be allowed when it is required to meet an environmental permit condition or other regulatory requirement for dust control. This specific exemption is not included under subparagraphs (i)—(iv). The final-form regulation should clearly state whether paved surfaces can be washed to meet a permit or other regulatory requirement.

Paragraph (7)(v)(B)

The regulation allows car dealers to wash vehicles on certain days of the week. Car dealers with even or no street addresses may wash cars on Wednesdays. In the existing regulation, dealers with no street address were permitted to wash cars on a separate day. Why have the even and no street addresses been combined in the proposed regulation?

3. Section 119.6. Procedure for exemptions or variance from the prohibition of nonessential uses of water.—Clarity.

Duration of exemption or variance

Is an exemption or variance permanent, or just for the duration of a drought? A public water supply agency could be under the impression that an exemption approved during a drought constitutes a plan revision. The regulation should clearly state that an exemption granted for a particular drought does not automatically apply to a future drought.

Subsection (b)

The criteria for reviewing a water supplier's application for an exemption are not clear. What criteria will be used to determine "the ability of law enforcement agencies

locally or throughout the drought emergency area to enforce these or other emergency regulations?"

Subsection (c)

The phrase, "other personal or economic loss which is substantially more severe than the sacrifices borne by other water users subject to the prohibition of nonessential use of water" is vague. What factors will PEMA consider to make this determination?

Subsection (d)(5)

This subsection states "When possible. . ." the drought coordinator will provide a decision within certain time frames. What circumstances would prevent the CDC from rendering a decision within these time frames?

**Pennsylvania Emergency Management Agency
Regulation No. 30-58
Local Water Rationing Plans
March 2, 2001**

We submit for your consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P.S. § 745.5a(h) and (i)) which have not been met. The Pennsylvania Emergency Management Agency (PEMA) must respond to these comments when it submits the final-form regulation. If the final-form regulation is not delivered by December 4, 2002, the regulation will be deemed withdrawn.

1. Section 120.1. Definitions.—Clarity.

Commonwealth Drought Coordinator

This definition should be consistent with the definition of the same term in §§ 118.1 and 119.1.

2. Section 120.5. Implementation of plans.—Reasonableness; Clarity.

Subsection (a)

Paragraph (2) references two guidance documents relating to water rationing and states that public water supply agencies "are encouraged to" contact the Department for assistance in developing a plan. Regulations establish binding norms of general applicability and future effect. The provisions in this paragraph are not mandates. Therefore, paragraph (2) should be deleted. However, its provisions would be more appropriately placed in a policy statement or other publication.

Subsection (d)

Paragraph (1) requires notice in "at least one newspaper serving the area covered by the plan." To insure adequate coverage, the regulation should require the notice to be published in a newspaper of general circulation for the area covered by the plan (See 45 Pa.C.S. §§ 101 and 307).

Additionally, the notice in paragraph (1) is only required to include the approval of the plan and its effective date. Should the notice also include where the public can review a copy of the plan, or how the public can obtain a copy as required by paragraphs (3) and (4)?

3. Section 120.8 Service interruptions.—Reasonableness; Clarity.

One commentator believes it would not be practical for a water supplier to operate curb stops or install flow restrictors on single user services. Are the provisions of this section intended to apply to individual service connections or to larger portions of a water system?

4. Section 120.11. Enforcement by political subdivision ordinance.—Clarity.

As published in the *Pennsylvania Bulletin*, subsection (a)(1) repeats the phrase “plan has been.” This typographical error should be corrected for publication of the final-form regulation.

5. Section 120.14 Repeal of a plan.—Clarity.

The title of this section references a “repeal.” However, the text of this section references both repeal and amendment. The title should be revised accordingly.

6. Section 120.15. Notification of termination.

Similar to § 120.5(d), this section requires notice of a plan repeal to be published in “at least one newspaper.” The regulation should require the notice to be published in a newspaper of general circulation for the area covered by the plan (See 45 Pa.C.S. §§ 101 and 307).

**State Board of Veterinary Medicine
Regulation No. 16A-5713
Examinations, Application for Licensure and
Certification, Fees**

March 2, 2001

We submit for your consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P.S. § 745.5a(h) and (i)) which have not been met. The State Board of Veterinary Medicine (Board) must respond to these comments when it submits the final-form regulation. If the final-form regulation is not delivered by January 2, 2003, the regulation will be deemed withdrawn.

1. Section 31.32. Certification.—Clarity.

Subsection (a)(4)

This subsection requires an applicant to provide a letter of good standing from the licensure board of other states reporting the outcome of any disciplinary actions. It is unclear what impact reports of disciplinary actions accompanying a “letter of good standing” will have in the Board’s certification decisions. The regulation should be revised to clarify how disciplinary action may affect the review of these types of applications.

Subsection (a)(5)

This subsection requires an animal health technician applicant to provide a statement that the applicant has not been convicted of a drug related felony in this Commonwealth or other states. The subsection includes three exceptions to this requirement: (1) “at least 10 years have elapsed from the date of conviction,” (2) the applicant demonstrates “significant progress in personal rehabilitation since the conviction” and (3) “the applicant otherwise satisfies the qualifications contained in the Board’s regulations.”

Each exception raises questions.

First, the House Professional Licensure Committee questioned how the Board would determine that there have been no convictions during the past 10 years.

Second, how will the Board determine whether “significant progress in personal rehabilitation” has occurred?

Third, what is the need for, and purpose of, the third exception? It provides an exception when the applicant “otherwise satisfies the qualifications contained in the Board’s regulations.” To which “qualifications,” is it refer-

ring? Aren’t all applicants required to meet the qualifications prescribed by the Board?

The Board should respond to the questions concerning these exceptions.

2. Section 31.33. Applications.

Section 31.11. Application for licensure.—Reasonableness; Clarity.

There are two issues concerning how applicants can obtain application forms.

First, there are different application forms for animal health technician certification. To apply for certification by endorsement, applicants must contact the Board for application forms. In contrast, applicants for certification by examination must contact the professional testing organization for application forms under § 31.33(a). The regulation contains information on how to contact the Board for application forms. However, it provides no information on how to contact the professional testing organization. The regulation should clarify how applicants may obtain forms from the professional testing organization.

Second, § 31.33(b) state that applicants may use the Board’s mailing address or the “Board’s web page” to obtain application forms for animal health technician certification by endorsement. Similar language is used in § 31.11(a) for application forms for veterinarian licensure. However, the regulation is deleting the Board’s telephone number as an option for contacting the Board. Why? The regulation should give applicants the opportunity to obtain application forms via telephone as well as mail or internet.

3. Section 31.35. Examinations.—Clarity.

The Board is deleting information on the availability and frequency of examinations. The Board’s reason for this deletion is “the professional testing organization, not the Board, determines the frequency and location of the Veterinary Technician National Examination.” While this is correct, the regulation should inform applicants how they can learn where and when these examinations will be given.

**Constables’ Education and Training Board
Regulation No. 35-26
Constables’ Education and Training**

March 2, 2001

We submit for your consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P.S. § 745.5a(h) and (i)) which have not been met. The Pennsylvania Constables’ Education and Training Board (Board) must respond to these comments when it submits the final-form regulation. If the final-form regulation is not delivered by December 18, 2002, the regulation will be deemed withdrawn.

1. Section 431.2. Definitions.—Need; Reasonableness.

The first paragraph of this section includes the sentence “The following words and phrases, when used in this chapter, have the meanings as indicated.” This sentence is not needed, and should be deleted.

Waiver

This definition is lengthy and includes substantive provisions. For clarity, the Board should shorten this definition and rely upon the specific criteria for each

course in the regulation. For example, it may be sufficient to simply define waiver as “the Board’s grant of permission to a constable to reduce the hours of classroom attendance in a Board training course.”

2. Section 431.11. Registration.—Clarity.

This section states: “To be considered by the Board for certification, a person shall register with the Board by submitting the information requested by the Board.” We have two concerns with this section.

First, what information will the Board request? An applicant will not know what information to submit if no examples of information are included in the regulation. Examples of pertinent information should be included in the final-form regulation.

Second, this section should specifically state how and in what format an applicant should submit such information to the Board. For example, does a form exist? This should be clarified.

3. Section 431.15. Certification numbers.—Clarity.

Subsections (d) and (e)

Both subsections (d) and (e) use the term “immediately.” Subsection (e)(1) uses the phrase “as soon as practicable.” These phrases are vague. The Board should replace these phrases with specific time frames.

Subsection (e)

Paragraph (2) finishes with the phrase, “upon the constable’s successful completion of the next available continuing education.” This phrase is incomplete. To alleviate any confusion, a term such as “period” or “program” should be inserted at the end of this sentence.

The timeframes described in paragraphs (1)—(3) are not clear. For example, paragraph (3) uses the time period of “5 years after the constable’s initial certification or most recent recertification.” Do these time periods begin with the date of initial certification, or the lapse of certification? This should be explained.

Additionally, in paragraph (3), the phrase “not less than 5 years” should be replaced with “5 years or more.”

4. Section 431.21. Curriculum.—Statutory authority; Consistency with statute.

Subsection (a)

This subsection outlines the categories of instruction included in basic training. Section 2945 of Act 44 of 1994 (42 Pa.C.S. § 2945) (act) states that basic training must include “instruction in the interpretation and application of the fees provided for in section 2950 (relating to fees).” This topic is not specifically listed in this section. For consistency with the statute, “instruction in the interpretation and application of the fees provided for in section 2950 (relating to fees)” of the act should be included in the final-form regulation.

Subsection (b)

This subsection would allow the Board to “add, delete or modify one or more topics upon publishing prior notice of the changes in the *Pennsylvania Bulletin* and in an edition of the *Constables’ Training Bulletin*. . . .”

A provision of the regulation may only be amended by promulgation of a new regulation. The Board should delete subsection (b) or explain its statutory authority to amend the regulation without going through the rule-making process.

5. Section 431.22. Successful completion.—Clarity.

Training period

This section does not state the total number of training hours needed for an applicant to become a constable. Section 2945 of the act requires “training for a total of 80 hours.” The 80-hour requirement should be stated in the final-form regulation.

Subsection (a)(3)

A constable or other person, according to subsection (a)(3), will complete basic training successfully by “demonstrating to the Board’s satisfaction proficiency in practical skills.” We have three issues with the clarity of this subsection.

First, what is the process by which a constable or other person will demonstrate their skills to the Board? Will they demonstrate through examination scores or a practical examination? This should be clarified in the final-form regulation.

Second, the criteria that will be used to determine the Board’s satisfaction should be included in this subsection, such as a certain score on a written exam.

Finally, the Board should provide examples of “practical skills” in the final-form regulation.

6. Section 431.24. Waiver examination.—Clarity.

Subsection (a)

We have two comments on subsection (a). First, this section states, “. . . who attains a passing grade score on the Board’s basic training waiver examination as established by the Board.” It is not clear as to what is being established by the Board—the basic training waiver examination or the passing grade score. According to § 431.32(a), the Board is establishing a passing score. To alleviate confusion, the phrase “as established by the Board” should be placed directly after what the phrase modifies. Further, the phrase should be used consistently throughout the regulation.

Second, subsection (a) uses the term “passing grade score.” Subsection (b) uses “passing score.” For consistency, one phrase should be used consistently throughout the regulation.

7. Section 431.31. Curriculum.—Economic impact; Clarity.

This section states the Board may periodically change the content of continuing education. We have two questions. First, how will a constable receive notice of this change? How will the Board implement changes so that a course already completed at the time of the change is not later disallowed?

Second, the term “periodically” is vague. Does the Board intend to change the content annually? If so, “annually” should replace “periodically.”

8. Section 431.32. Successful completion.—Need; Reasonableness; Clarity.

Subsection (a)(1) requires attendance for all of the hours required by the act. For clarity, this provision should include the specific requirement of “40 hours per year” in section 2946 of the act.

9. Section 431.43. Firearm and ammunition.—Clarity.

Course Prerequisites

We have two overall concerns with this section. First, it is our understanding that subsections (a)—(c) are prereq-

uisites to being admitted to the firearms qualification course. Failure to meet them would not result in a failure of the course under § 431.44(b)—(d), since the constable would not have been admitted to the course. The regulation should clearly explain that subsections (a)—(c) are prerequisites to being admitted to the firearms qualification course.

Second, as explained in more detail below, the requirements of subsections (a)—(c) lack specificity, partly due to the broad range and changing nature of firearms and ammunition available. The Board should consider adding a mechanism which allows a constable the opportunity to predetermine whether a specific firearm and ammunition are acceptable.

Subsection (a)

This subsection states “a constable shall be responsible for providing a firearm, ammunition, magazines, speed loaders, safety accessories, cleaning equipment and other associated equipment as needed during the firearms qualification course.” How will a constable know what specific “safety accessories, cleaning equipment, and other associated equipment” are needed?

Subsections (b) and (c)

These subsections require firearms and ammunition to be “generally acceptable for law enforcement usage within this Commonwealth.” The regulation should either specifically state or cross reference the standards used to determine firearms and ammunition that is acceptable for law enforcement usage in this Commonwealth. In the alternative, the Board should establish a mechanism for a constable to request advance approval of a particular firearm.

10. Section 431.51. Board approval of school.—Clarity.

Section 6.8 of the *Code and Bulletin Style Manual* states that “shall” should be used to express a duty or obligation, and “will” should be used when the agency pledges to act. Since the Board must establish, implement and administer training programs under section 2944(1) of the act, we question why the word “may” is used in subsection (a) rather than “will.”

**State Board of Veterinary Medicine
Regulation No. 16A-5711
Continuing Education**

March 2, 2001

We submit for your consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P.S. § 745.5a(h) and (i)) which have not been met. The State Board of Veterinary Medicine (Board) must respond to these comments when it submits the final-form regulation. If the final-form regulation is not delivered by December 18, 2002, the regulation will be deemed withdrawn.

1. Section 31.15. Continuing education.—Reasonableness of implementation; Need; and Clarity.

We have four concerns with this section:

“Individual study or correspondence courses”

The terms “individual study or correspondence courses” are unclear. Existing regulations for other licensure boards contain definitions for similar terms. For example, § 36.224 in the existing regulations for Certified Pennsyl-

vania Evaluators defines the term “correspondence courses.” Including similar definitions in this regulation would clarify these terms.

Setting a limit on credit for “individual study or correspondence courses”

The House Professional Licensure Committee (House Committee) noted that the Regulatory Analysis Form (RAF) states that the regulation uses the figure “25%” to set the number of credits that could be earned through individual study or correspondence courses. However, the regulation sets a limit of a “maximum of 2 clock hours” per biennium for these types of courses. Why are the RAF and the regulation inconsistent when describing required credit hours? This should be explained.

Implementation date

The Preamble states that the regulation will apply to continuing education credits earned during the December 1, 2000, to December 1, 2002, biennial renewal period. We have two concerns with beginning the program during this cycle. First, the House Committee has suggested that the Board should postpone implementation of the program to the next biennial cycle. If the Board plans to implement this rulemaking within the next 6 months, we see no need to alter the effective date. However, if implementation will take longer than 6 months, we agree with the House Committee that the regulation should not apply to continuing education credits earned until the December 1, 2002, to December 1, 2004, biennial renewal period.

Second, licensees who take individual study or correspondence courses prior to the rulemaking’s effective date should be given full credit for those courses in accordance with current requirements.

Unnecessary phrases

The amendment adds a new sentence to the end of § 31.15 that reads: “The courses shall meet the requirements of § 31.16 (relating to continuing education provider approval).” We question the need for this sentence since section 31.16 immediately follows this section and includes similar language. The new sentence is also redundant. The first sentence in the same section states, “a veterinarian shall attend clock hours of continuing education courses *approved* by the Board . . .” (emphasis added). To eliminate repetition, the new sentence at the end of this section should be deleted.

“Attend” v. “complete”

The section states that “a veterinarian shall attend 8 clock hours of continuing education . . .” The House Committee suggested changing the word “attend” to “*complete*” (emphasis added). We agree that this change would clarify the requirements set forth in the regulation.

JOHN R. MCGINLEY,
Chairperson

[Pa.B. Doc. No. 01-471. Filed for public inspection March 16, 2001, 9:00 a.m.]

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations on the dates indicated. To obtain the date and time of the meeting at which the Commission will consider these regulations, contact the Commission at (717) 783-5417 or visit its

website at www.irrc.state.pa.us. To obtain a copy of the regulation, contact the promulgating agency.

*Final-
Form*

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
18-349	Department of Transportation Administrative Practice and Procedure; Outdoor Advertising	03/02/01

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 01-472. Filed for public inspection March 16, 2001, 9:00 a.m.]

INSURANCE DEPARTMENT

HealthAmerica; Rate Filing

On March 6, 2001, HealthAmerica submitted filings for the Prescription Drug Riders for the eastern Commonwealth service area.

<i>Requested Rate Increase:</i>	28-38% (percentage varies by copay plan)
<i>Members Affected:</i>	69,000
<i>Additional Annual Income:</i>	\$79.1 million

An effective date of October 1, 2001, is requested.

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

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-473. Filed for public inspection March 16, 2001, 9:00 a.m.]

PHICO Insurance Company; Institutional Professional Liability Rate Filing

On March 5, 2001, the Insurance Department (Department) received from PHICO Insurance Company a filing for a rate level change for institutional professional liability rates.

PHICO Insurance Company requests an overall 40.0% increase, amounting to \$2.37 million annually, to be effective July 1, 2001.

Unless formal administrative action is taken prior to April 19, 2001, the subject filing may be deemed approved by operation of law.

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

Interested parties are invited to submit written comments, suggestions or objections to Ken Creighton, ACAS, Insurance Department, Bureau of Regulation of Rates and Policies, 1311 Strawberry Square, Harrisburg, PA 17120 (e-mail at kcreighton@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-474. Filed for public inspection March 16, 2001, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insured has 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). This administrative hearing will be held in the Insurance Department's Regional 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 in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Debra A. (Kennedy) Dorazio; file no. 00-181-08702; American International Insurance Company; doc. no. P01-03-005; April 11, 2001, at 10 a.m.

Appeal of Steven Andrews and Loretta Morgan; file no. 00-193-07410; AIU Insurance Company; doc. no. P01-03-004; April 12, 2001, at 1 p.m.

Appeal of Kenneth E. Fortna; file no. 00-193-08202; AAA Mid-Atlantic Insurance Company; doc. no. P01-03-003; April 19, 2001, at 10 a.m.

Appeal of Bonnie Lee Cain; file no. 00-181-00885; Prudential Property and Casualty; doc. no. P01-03-006; April 24, 2001, at 10 a.m.

Appeal of David C. Kelby; file no. 00-181-00314; Erie Insurance Exchange; doc. no. P01-03-007; April 25, 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 Insurance Commissioner (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. 01-475. Filed for public inspection March 16, 2001, 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 their company's termination of the insured's policies. This administrative hearing will be held in the Insurance Department's regional office in Harrisburg, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

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

Appeal of James and Margaret Mihal; file no. 01-181-01098; Prudential Property and Casualty; doc. no. P01-03-002; April 24, 2001, at 2 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 (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. 01-476. Filed for public inspection March 16, 2001, 9:00 a.m.]

UPMC Health Plans, Inc.; Rate Filing No. 1-DEM-02-UPMCHP

On February 26, 2001, UPMC Health Plans, Inc. submitted filing number 1-DEM-02-UPMCHP for approval of the Insurance Department. This filing requests approval for the demographic rating of the Allegheny County Bar Association. The proposed effective date is July 1, 2001.

This filing is available for public inspection during normal working hours at the Harrisburg, Pittsburgh and Erie regional offices.

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-477. Filed for public inspection March 16, 2001, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of Bulletin). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

Governor's Office

Management Directive No. 230.10—Travel and Subsistence Allowances, Revision No. 1, Dated February 7, 2001.

Administrative Circular No. 01-5—Closing Instruction No. 1, Fiscal Year 2000-2001 Submission of Purchasing Documents, Dated February 8, 2001.

Administrative Circular No. 01-6—Calendar Bases, Calendar Refills, Diaries, and Date Books for 2002, Dated February 14, 2001.

GARY R. HOFFMAN,
Director
Pennsylvania Code & Bulletin

[Pa.B. Doc. No. 01-478. Filed for public inspection March 16, 2001, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Blair County, Wine & Spirits Shoppe #0703, 202 Holidaysburg Plaza, Duncansville, PA 16635-9345.

Lease Expiration Date: July 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,300 net useable square feet of new or existing retail commercial space in a shopping center environment on or near the intersection of West Plank Road and North Juniata Street in Duncansville.

Proposals due: April 6, 2001 at 12 Noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: Bruce VanDyke, (412) 565-5130

Jefferson County, Wine & Spirits Shoppe #3303, 445 Main Street, Brockway, PA 15824-1337.

Lease Expiration Date: November 30, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,400 net useable square feet of new or existing retail commercial space to serve Brockway and surrounding areas.

Proposals due: April 6, 2001 at 12 Noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: Bruce VanDyke, (412) 565-5130

Monroe County, Wine & Spirits Shoppe #4502, 551 Belmont Avenue, Mount Pocono, PA 18344-1114.

Lease Expiration Date: October 31, 2003

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 5,000 to 7,000 net useable square feet of new or existing retail commercial space along PA Route 611 in Mount Pocono Borough.

Proposals due: April 6, 2001 at 12 Noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110
Contact: Ronald Hancher, Jr., (717) 657-4228
 JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 01-479. Filed for public inspection March 16, 2001, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Railroad With Hearing

A-0011160. Allegheny County. Application of Allegheny County for approval of the alteration of the crossing (AAR 510 538 C) by the rehabilitation of the Patton Street Bridge over Turtle Creek and Consolidated Rail Corporation tracks in Wilmerding Borough and North Versailles Township, all in Allegheny County.

An initial hearing on this matter will be held Tuesday, April 17, 2001, at 10 a.m. in an 11th floor hearing room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, PA, when and where all persons in interest may appear and be heard if they so desire.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-480. Filed for public inspection March 16, 2001, 9:00 a.m.]

Railroad With Hearing

A-00117402. Department of Transportation. Application of the Commonwealth of Pennsylvania, Department of Transportation for approval of: (a) the alteration of the crossing (AAR 501 638 H) by the removal and replacement of the bridge where Holme Avenue (S.R. 1016) crosses above grade the tracks of Conrail Shared Assets and (b) an exemption from the provision of Subchapter C of the 52 Pa. Code contained in 33.121, located in the City of Philadelphia and the allocation of costs incident thereto.

An initial hearing on this matter will be held Tuesday, May 8, 2001, at 10 a.m. in an available hearing room, Philadelphia State Office Building, Broad and Spring Garden Streets, Philadelphia, PA, when and where all persons in interest may appear and be heard, if they so desire.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-481. Filed for public inspection March 16, 2001, 9:00 a.m.]

Railroad With Hearing

A-00111613. Pittsburgh and Lake Erie Properties, Inc. Application of Pittsburgh & Lake Erie Properties, Inc., formerly known as the Pittsburgh & Lake Erie Railroad Company, for the abolition of one crossing, above grade, where its former main line crosses above SR 0119 (Traffic Route 119), in the city of Connellsville, Fayette County.

An initial hearing on this matter will be held Wednesday, April 18, 2001, at 10 a.m. in an 11th floor hearing room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, PA, when and where all persons in interest may appear and be heard, if they so desire.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-482. Filed for public inspection March 16, 2001, 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 (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 April 9, 2001, as set forth at 52 Pa. Code § 3.381 (relating to the applications for transportation of property and persons). The protests shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Application of the following for the approval of the transfer of stock as described under each application.

A-00110212, Folder 5000, Corporate Livery, Inc. (1520 Walnut Street, Allentown, Lehigh County, PA 18102), a corporation of the Commonwealth of Pennsylvania—stock transfer—for the approval of the transfer of all of the issued and outstanding stock, from Douglas C. Kemmerer and Deborah S. Kemmerer, as Tenants by the Entireties (100 shares) to Jeffrey S. Transportation, Inc. (100 shares). *Attorneys:* Robert N. Ridolfi, 3131 Princeton Pike Building 6A, Lawrenceville, NJ 08648 and Richard T. Mulcahey, Jr., 1500 J.F.K. Boulevard, Suite 1400, Philadelphia, PA 19102-1890.

A-00113659, Folder 5000, Elite Coach, Inc. (2825 Lehigh Street, Whitehall, Lehigh County, PA 18052), a corporation of the Commonwealth of Pennsylvania—stock transfer—for the approval of the transfer of all of the issued and outstanding stock, from Deborah S. Kemmerer (100 shares) to Jeffrey S. Transportation, Inc. (100 shares). *Attorneys:* Robert N. Ridolfi, 3131 Princeton Pike Building 6A, Lawrenceville, NJ 08648 and Richard T. Mulcahey, Jr., 1500 J.F.K. Boulevard, Suite 1400, Philadelphia, PA 19102-1890.

A-00114593, Folder 5000, Majestic Limousine Service, Inc., t/d/b/a Majestic Taxi (444 North Main Street, Doylestown, Bucks County, PA 18901), a corporation of the Commonwealth of Pennsylvania—stock transfer—for the approval of the transfer of all of the issued and outstanding stock, from Michael P. Stachel, Sr. (500 shares), Michael P. Stachel, Jr. (250 shares), and Eileen

Stachel (250 shares) to David Hammerschmidt (500 shares) and Joe Gillice (500 shares).

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-483. Filed for public inspection March 16, 2001, 9:00 a.m.]

Sewer Service Without Hearing

A-230056F0003. CMV Sewage Company, Inc. Application of CMV Sewage Company, Inc., for approval to begin to offer, render, furnish or supply sewage service to the public in a portion of North Codorus Township, York County, PA.

Notice is hereby given that 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 April 2, 2001, under 52 Pa. Code (relating to public utilities).

Applicant: CMV Sewage Company, Inc.

Through and By Counsel: Lillian Smith Harris, Steven K. Haas, Malatesta, Hawke and McKeon, LLP, 100 North 10th Street, Harrisburg, PA 17101.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-484. Filed for public inspection March 16, 2001, 9:00 a.m.]

Telecommunications

A-311068. ALLTEL Communications Services Corporation and ACC of Pennsylvania, LLC. Joint Petition of ALLTEL Communications Services Corporation and ACC of Pennsylvania, LLC for approval of a commercial mobile radio services interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

ALLTEL Communications Services Corporation and ACC of Pennsylvania, LLC filed on March 1, 2001, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the ALLTEL Communications Services Corporation and ACC of Pennsylvania, LLC Joint Petition are on file with the Commission and area 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. 01-485. Filed for public inspection March 16, 2001, 9:00 a.m.]

Telecommunications

A-311067. ALLTEL Communications Services Corporation and Dobson Cellular Systems, Inc. Joint Petition of ALLTEL Communications Services Corporation and Dobson Cellular Systems, Inc. for approval of a commercial mobile radio services interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

ALLTEL Communications Services Corporation and Dobson Cellular Systems, Inc. filed on March 1, 2001, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the ALLTEL Communications Services Corporation and Dobson Cellular Systems, Inc. Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-486. Filed for public inspection March 16, 2001, 9:00 a.m.]

Telecommunications

A-311001F0002 Verizon North Inc. and Eureka Telecom, LLC. Joint Petition of Verizon North Inc. and Eureka Telecom, LLC, for approval of a resale agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and Eureka Telecom, LLC, filed on March 5, 2001, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a resale 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 North Inc. and Eureka Telecom, LLC Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-487. Filed for public inspection March 16, 2001, 9:00 a.m.]

Telecommunications

A-311069. Verizon Pennsylvania Inc. and South Canaan Cellular Communications. Joint petition of Verizon Pennsylvania Inc. and South Canaan Cellular Communications for approval of adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and South Canaan Cellular Communications filed on March 5, 2001, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and South Canaan Cellular Communications Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-488. Filed for public inspection March 16, 2001, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #9913.2r, Installation of Ventilation System, Building #7 Office Space, Packer Avenue Marine Terminal, until 2 p.m. on Thursday, April 5, 2001. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Fl., Philadelphia, PA 19134, (215) 426-2600 and will be available March 22, 2001. The cost of the bid documents is \$35 (includes 7% PA sales tax) which is nonrefundable. PRPA is an equal opportunity employer. Contractor must comply with all applicable equal employment opportunity laws and regulations.

Mandatory prebid job site meeting will be held Thursday, March 29, 2001, 10 a.m. at the job site, Columbus Blvd. & Packer Ave., Philadelphia, PA 19148.

JAMES T. MCDERMOTT,
Executive Director

[Pa.B. Doc. No. 01-489. Filed for public inspection March 16, 2001, 9:00 a.m.]

PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Hearings Scheduled

Hearings have been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's denial of Claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

April 4, 2001	Thomas J. Strum (Retirement Credit)	1 p.m.
	Wynona Bonomi (Retirement Contributions)	2:30 p.m.
April 18, 2001	Edith C. Breon (Final Average Salary)	1 p.m.
April 25, 2001	Jeffrey P. Deutsch (Purchase of Tax Collector Service)	1 p.m.
May 9, 2001	Dennis Dorman (Multiple Service)	2:30 p.m.
May 14, 2001	Edward S. Rosenberg (Disability Retirement)	1:30 p.m.
May 16, 2001	Tina Amoroso (Maternity Leave)	1 p.m.
	Joann Caplan (Purchase of Service)	2:30 p.m.
May 23, 2001	Basil Zaycosky (Effective Retirement Date)	1 p.m.
	Maria Weightman (Multiple Service)	2:30 p.m.

Persons with a disability who wish to attend the above-listed hearings and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Marilyn Fuller-Smith, Assistant Executive Director, at (717) 720-4700 to discuss how the Public School Employees' Retirement System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to the General Rules of

Administrative Practice and Procedure), unless specific exemption is granted.

DALE H. EVERHART,
Secretary

[Pa.B. Doc. No. 01-490. Filed for public inspection March 16, 2001, 9:00 a.m.]

STATE BOARD OF EDUCATION

Application of the Woodward Township Independent School District for Transfer from the Williamsport Area School District to the Jersey Shore Area School District; Doc. No. ISD-01-1

Notice of Application and Opportunity for Hearing

On January 3, 2001, the State Board of Education (Board) received a certified copy of a decree of the Court of Common Pleas of Lycoming County, creating the Woodward Township Independent School District (Woodward Township) for the sole purpose of its transfer from the Williamsport Area School District (Williamsport) to the Jersey Shore Area School District (Jersey Shore). The decree was issued under section 242.1 of the Public School Code of 1949 (24 P. S. § 2-242.1) (School Code) and under sections 292.1 and 293.1 of the School Code (24 P. S. §§ 2-292.1 and 2-293.1) represents an application to the Board for approval of the creation of Woodward Township (consisting of the Township of Woodward, Lycoming County) and its transfer from Williamsport to Jersey Shore.

On January 18, 2001, the Board adopted a resolution establishing procedures for consideration of the Woodward Township application. In accordance with the resolution and the regulations of the Board in 22 Pa. Code § 1.5 (relating to applicability of general rules before the Board), the application will be considered by the Board under 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure) (General Rules). The chairperson of the Board has appointed a committee to conduct all necessary proceedings under the General Rules and to recommend action by the Board under section 293.1 of the School Code.

Because Williamsport has filed an appeal of the decree of the court of common pleas to the Commonwealth Court, there is substantial question as to whether the Board has the authority to act upon the application for approval of the creation of Woodward Township and its transfer until disposition of the appeal. Without deciding at this time whether the Board has the power, authority and jurisdiction during the pendency of Williamsport's appeal to the Commonwealth Court to decide upon Woodward Township's application, the committee has decided to commence the procedures that it must conduct before it makes its recommendation to the Board.

Therefore, in anticipation of the conduct of further proceedings under the General Rules, the Board committee established to consider the application of Woodward Township hereby invites all interested persons and entities to file with the Board all appropriate notices of intervention, petitions to intervene, protests or public comments regarding the Woodward Township application.

It should be noted that Williamsport and Jersey Shore, along with Woodward Township, have already been granted status as participants in the matter.

Notices of intervention, petitions to intervene, protests and public comments must be received by the Board at its offices at 333 Market Street, Harrisburg, PA 17126-0333, no later than Friday, April 20, 2001.

Copies of the court decree and the Board's resolution, as well as other documents filed with the Board, are available from the offices of the Board. The Board may be reached at (717) 787-3787.

PETER H. GARLAND,
Executive Director

[Pa.B. Doc. No. 01-491. Filed for public inspection March 16, 2001, 9:00 a.m.]

TURNPIKE COMMISSION

Retention of a Certified Laboratory

Quality Assurance Testing Systemwide

Reference No. 3-137

The Turnpike Commission (Commission) will retain a certified independent laboratory for an open end Contract to supplement our Quality Assurance (QA) staff for laboratory assurance testing of construction materials on designated Commission construction and rehabilitation projects on the existing and future expanded Turnpike System. The laboratory will be required to participate in a national reference laboratory inspection program such as the AASHTO Accreditation Program and will be required to perform laboratory tests on various construction materials in accordance with the PADOT PTM Publication 19 Field Test Manual, ASTM, AASHTO, and the Commission's Material Action Plan, in a timely manner. Construction projects may be financed with Federal, State, and Commission funds and applicable Federal requirements will apply, when appropriate.

The contract will be for a maximum cost of \$750,000 or for a 60 month period, whichever occurs first. The firm will be required to provide sufficient office personnel, managers, engineers, technicians and clerical personnel to support the laboratory functions. In addition, the firm selected may be required to attend the prebid meetings and preconstruction conferences for each project with the Commission.

The selected firm may be required to test and analyze materials incorporated into Commission construction such as aggregates, soils, concrete, asphalt, metals, and masonry to verify compliance with contract documents. Projects may include construction of earthwork, drainage, structures, concrete and bituminous paving, guide rail, roadway lighting, toll plaza buildings, and similar construction. In addition, the selected firm may be required to keep records, establish frequency of tests, document the test results, identify deficiencies in compliance with contract documents, attend monthly job conferences and perform other duties as may be required.

The selected firm or any of its subconsultants may not be a prime contractor, subcontractor, consultant or have any financial interest in any construction contract or inspection/management agreement with the Commission.

Direct project inquiries to Terry D. Dreher, at (724) 755-5171; or by e-mail at tdreher@paturndpike.com. Direct contractual questions to George M. Hatalowich at (717) 986-8737; or by e-mail at ghatalow@paturndpike.com.

The following factors will be considered by the Commission during the evaluation of the firms submitting Letters of Interest for these projects:

a. Specialized experience and technical competence of prime consultant and subconsultants. The team must clearly demonstrate an ability to analyze available data to make decisions and develop plans to complete the project in a timely and cost effective manner.

b. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on similar projects. The consultant should identify similar projects that have been completed by that firm as the prime, the magnitude of the project, and the client.

c. The specific experience and number of individuals who constitute the firm.

d. Workload of the prime consultant and subconsultants for all Department of Transportation (Department) and Commission projects.

e. Other factors, if any, specific to the project.

General Requirements and Information

Firms interested in providing the above work and services are invited to submit a Letter of Interest with the required information. The Letters of Interest must include the following:

1. One page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified).

2. A three page expression of interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for each project and provide explanation that the firm has successfully completed similar type projects of the same magnitude.

3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultant's listed in the letter of interest will require written approval from the Commission.

4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department and Commission projects. Do not submit the firms workload represented graphically.

5. An Annual Qualification Package similar to the one submitted to the Department 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 copy should contain at a minimum the following information for the prime consultant and all subconsultants and attached to the back of the letter of interest (subs to follow primes):

- Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, not more than 1 year old as of the date of the advertisement.

- Resumes of key personnel expected to be involved in the project. (Limit to one 8 1/2 x 11 page, one side, per person). Only resumes of key personnel should be included.

- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-state headquarters or corporations not incorporated in this Commonwealth.

- A copy of the Department's DBE/WBE Certification, if applicable.

If a Joint Venture responds to a project advertisement, the Commission will not accept separate letters of interest from joint venture constituents. A firm will not be permitted to submit a letter of interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Firms interested in performing the above services are invited to submit a letter of interest and required information to Michael W. Flack, P.E., Assistant Chief Engineer for Construction, Turnpike Commission Administration Building, Eisenhower Boulevard and Rt. 283, Highspire, PA 17034 (shipping address). Mailing address: P. O. Box 67676, Harrisburg, PA 17106-7676.

The letter of interest and required information must be received by 12 p.m., Thursday, April 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, one firm will be selected for each project. The order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Selection Committee. Technical Proposals or Requests for Proposals will not be requested prior to selection.

The Commission reserves the right to reject all letters of interest, to cancel solicitation requested under this notice, and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,
Chairperson

[Pa.B. Doc. No. 01-492. Filed for public inspection March 16, 2001, 9:00 a.m.]

Retention of an Engineering Firm

Construction Materials Inspection and Testing Services Districts 1 & 2, Milepost 0.00 to 199.00 in Allegheny, Beaver, Bedford, Butler, Franklin, Fulton, Huntingdon, Lawrence, Somerset and Westmoreland Counties

Reference No. 1-125

The Turnpike Commission (Commission) will retain an engineering firm to perform construction materials inspection and testing services both at the project site and at related plant locations in the western region (milepost 0.0 to milepost 199.0) of the Turnpike. The types of projects that materials inspection and testing will be conducted on under this contract may include, but are not limited to, roadway reconstruction, bituminous overlays, bridge construction and rehabilitations, service plaza parking lot expansions and toll plaza construction. A testing laboratory capable of performing concrete, bituminous, aggregate and soils tests, in a timely manner must be available throughout the life of the contract.

The contract will be for a maximum cost of \$750,000 or for a 36 month period, whichever occurs first. The firm will be required to provide sufficient office personnel, managers, engineers, technicians and clerical staff to support the field functions. In addition, the firm selected may be required to attend construction meetings with the Commission.

The selected firm may be required to test materials at asphalt and concrete plants, perform soils and aggregate testing or perform testing associated with the manufacture of selected construction materials. Duties may also include the witnessing of onsite testing by the contractor. In addition, the selected firm may be required to keep records, document the construction work, attend monthly job conferences, determine from the project records the final quantities of certain contract items and perform other duties that may be required.

Direct project inquiries to Eugene C. Mattson, at (717) 939-9551, extension 3502; or by e-mail at emattson@paturnpike.com. Direct contractual questions to George M. Hatalowich at (717) 986-8737; or by e-mail at ghatalow@paturnpike.com.

BRADLEY L. MALLORY
Chairperson

[Pa.B. Doc. No. 01-493. Filed for public inspection March 16, 2001, 9:00 a.m.]