

# NOTICES

## ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS

### Request for Proposals

The Administrative Office of Pennsylvania Courts is announcing its intention to release a Request for Proposal (RFP) for the development of a Common Pleas Criminal Case Management System, including software development, system implementation and end user training. The

RFP will be released in April 2001. To receive a copy of the RFP, request one by email to [barry.potteiger@courts.state.pa.us](mailto:barry.potteiger@courts.state.pa.us), or by letter to Administrative Office of Pennsylvania Courts, 5035 Ritter Rd., Suite 700, Mechanicsburg, PA 17055-3079. Attention: Barry Potteiger; include company name, address, phone number, contact name and contact email address.

ZYGMONT A. PINES, Esq.,  
Court Administrator

[Pa.B. Doc. No. 01-683. Filed for public inspection April 20, 2001, 9:00 a.m.]

## DEPARTMENT OF BANKING

### Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending April 10, 2001.

#### BANKING INSTITUTIONS

##### Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
4-3-01	Sun Bancorp, Inc., Selinsgrove, to acquire 100% of the voting shares of Guaranty Bank, N.A., Shamokin	Selinsgrove	Filed

##### New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-4-01	Third Street Interim Bank Williamsport Lycoming County	Williamsport	Filed

##### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-3-01	Sun Bank, Selinsgrove, and Guaranty Bank, N.A., Shamokin surviving institution— Sun Bank, Selinsgrove	Selinsgrove	Filed

##### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-2-01	Bank of Hanover Hanover York County	2991 Cape Horn Rd. Red Lion Windsor Township York County	Opened
4-5-01	Greater Delaware Valley Savings Bank Broomall Delaware County	Shoppes at Brinton Lake Baltimore Pike and Brinton Lake Road Glen Mills Delaware County	Filed

## NOTICES

**Branch Relocations**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-2-01	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	<i>To:</i> 530 Walnut St. Philadelphia Philadelphia County  <i>From:</i> 330 Market Street Philadelphia Philadelphia County	Effective

**SAVINGS INSTITUTIONS**

No activity.

**CREDIT UNIONS**

No activity.

JAMES B. KAUFFMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 01-684. Filed for public inspection April 20, 2001, 9:00 a.m.]

**DEPARTMENT OF EDUCATION****Invitation for Bids**

The Department of Education, Bureau of Special Education invites the submission of bids from firms that wish to provide management of its Medicaid Reimbursement Program, commonly known as ACCESS.

This program assists School Districts, Intermediate Units, Approved Private Schools and Charter Schools (Local Education Agencies) to receive Federal reimbursement for medically related services provided to students with disabilities.

For additional information or to request a bid package, contact Athena Dimitrakopoulos at (717) 787-4914 for a bid package.

CHARLES B. ZOGBY,  
*Acting Secretary*

[Pa.B. Doc. No. 01-685. Filed for public inspection April 20, 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**

Under 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, 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. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, 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 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.

### I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0044571	Dart Container Corporation 60 E. Main St. Leola, PA 17540-0546	Lancaster County Upper Leacock Township	UNT to Mill Creek (7J—Conestoga River)	Yes
PA0022179	Borough of Mercersburg 113 S. Main St. Mercersburg, PA 17236	Franklin County Borough of Mercersburg	Johnston Run (13C— Conococheague/ Antietam Creeks)	Yes
PA0038598	Susquehanna Aquaculture, Inc. Brunner Island Fish Farm P. O. Box 306 York Haven, PA 17370	York County E. Manchester Township	Susquehanna River (7H—Codus Creek)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0111431 Industrial Waste	H H Knoebel Sons, Inc. R. R. 1 Box 317 Elysburg, PA 17824-0317	Columbia County Cleveland Township	Catawissa 5E	Yes Renewal
PA0110540 Industrial Waste	Furman Foods, Inc. P. O. Box 500 Northumberland, PA 17857-0500	Northumberland County Point Township	Muncy 10D	Yes Renewal
PA0114677	Coastal Aluminum Rolling Mills, Inc. 2475 Trenton Avenue Williamsport, PA 17701-7927	Lycoming County City of Williamsport	Unnamed tribu- tary to Fox Hol- low 10A	Yes Renewal
PA0029831	Sullivan County School District P. O. Box 346 Dushore, PA 18614	Sullivan County Laporte Borough	Unnamed tribu- tary of Mill Creek 10B	Yes Renewal

### II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications

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

**No. PA0058301**, Sewage, **Richard Maurer**, 807 Ridge Road, Telford, PA 18969.

This application is for issuance of an NPDES permit to discharge treated sewage from Maurer Residence STP in Salford Township, **Montgomery County**. This is a new discharge to an unnamed tributary to Ridge Valley Creek.

The first downstream potable water supply intake from the point of discharge is Philadelphia Suburban Water Company in Upper Providence Township.

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

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

<i>Parameter</i>	<i>Average</i>		<i>Instantaneous</i>	
	<i>Monthly (mg/l)</i>		<i>Maximum (mg/l)</i>	
CBOD <sub>5</sub>	10		20	
Total Suspended Solids	10		20	
Ammonia (as N)				
(5-1 to 10-31)	1.5		3.0	
(11-1 to 4-30)	3.0		6.0	
Nitrate & Nitrite (as N)	10		20	
Fecal Coliform	200 colonies/100 ml as a geometric average			
Dissolved Oxygen	minimum of 6.0 mg/l at all times			
pH	Within limits of 6.0—9.0 Standard Units at all times			

Other Conditions: The EPA Waiver is in effect.

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

**PAS2122098**, Industrial Waste, SIC:3273, **Frank Casilio & Sons, Inc.**, Allentown Plant, 1035 Mauch Chunk Road, Bethlehem, PA 18016.

This proposed facility is located in Upper Macungie Township, **Lehigh County**.

Description of Proposed Activity: This is new application to discharge stormwater from a ready-mix concrete production plant site.

The receiving stream, Little Lehigh Creek, is in the State Water Plan watershed 2C (Lehigh River Basin) and is classified for high quality and cold water fishery. The nearest downstream public water supply intake for Allentown is located on the Little Lehigh River is 9 river miles below the point of discharge.

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</i>	<i>Maximum</i>	<i>Average</i>	<i>Maximum</i>
	<i>Monthly</i>	<i>Daily</i>	<i>Monthly</i>	<i>Daily</i>
pH (standard units)		6.0 to 9.0 at all times		

**PAS212209**, Industrial Waste, SIC:3273, **Frank Casilio & Sons, Inc.**, Bethlehem Plant, 1035 Mauch Chunk Road, Bethlehem, PA 18016.

This proposed facility is located in Bethlehem City, **Northampton County**.

Description of Proposed Activity: This is new application to discharge stormwater from a ready-mix concrete production plant site.

The receiving stream, Monocacy Creek, is in the State Water Plan watershed 2C (Lehigh River Basin) and is classified for high quality and cold water fishery. The nearest downstream public water supply intake for Yardley District is located on the Delaware River is 54 river miles below the point of discharge.

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</i>	<i>Maximum</i>	<i>Average</i>	<i>Maximum</i>
	<i>Monthly</i>	<i>Daily</i>	<i>Monthly</i>	<i>Daily</i>
pH (standard units)		6.0 to 9.0 at all times		

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</i>	<i>Maximum</i>	<i>Average</i>	<i>Maximum</i>
	<i>Monthly</i>	<i>Daily</i>	<i>Monthly</i>	<i>Daily</i>
pH (standard units)		6.0 to 9.0 at all times		

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

**PAG123508**, CAFO, **Mason Dixon Farms, Inc.**, 1750 Mason Dixon Road, Gettysburg, PA 17325.

This proposed facility is located in Cumberland Township, **Adams County**.

Description of Proposed Activity: An existing 2,300 dairy operation with a total 4,206.58 average AEU.

The receiving stream, Rock Creek and Marsh Creek, is in the State Water Plan watershed 13-D and is classified for CWF.

The proposed effluent limits for the operation/activity include: except for the chronic or catastrophic rainfall events defined as over the 25 year/24 hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

This application is for renewal of an NPDES permit, PA0011100, for an existing discharge of treated industrial waste to Bernhart Creek in Watershed 3-C, in Muhlenberg Township, Berks County.

The receiving stream is classified for warm water fishes, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>—NO<sub>3</sub>, fluoride and phenolics, the an existing downstream potable water supply intake considered during the evaluation was Pottstown Borough located on the Schuylkill River. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001, for a design flow of 1.157 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH		6.0 to 9.0 S.U. at all times	
Total Suspended Solids	16	32	40
Total Dissolved Solids	3,500	7,000	8,750
Osmotic Pressure (MOS/KG)		79.6	79.6
NH <sub>3</sub> -N (Interim)	Monitor & Report	Monitor & Report	
NH <sub>3</sub> -N (Final)			
(5-1 to 10-31)	1.5	3.0	3.8
(11-1 to 4-30)	4.5	9.0	11.0

The proposed effluent limits for Outfall 101, for a design flow of 1.157 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH		6.0 to 9.0 S.U. at all times	
Total Suspended Solids	30	60	75
BIS (2-ethylhexyl) Phthalate	0.002	0.004	0.005
Total Copper	0.049	0.098	0.123
Fluoride	17.4	32	32
Total Toxic Organics		1.37	

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 008045**, SIC Code 4941, Industrial Waste, **Borough of Carlisle (Water Filtration Plant)**, 53 West South Street, Carlisle, PA 17013.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Conodoguinet Creek in Watershed 7-B, in North Middleton 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, NO<sub>2</sub>—NO<sub>3</sub>, fluoride and phenolics, the Carlisle Suburban Authority downstream potable water supply intake considered during the evaluation was North Middleton Authority located in 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 0.288 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	60	75
Total Aluminum	4.0	8.0	10
Total Iron	2.0	4.0	5.0
Total Manganese	1.0	2.0	2.5

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 0087891**, SIC Code 5191, Storm Water, **Agway, Inc. (Andgrow Fertilizer Facility)**, P. O. Box 4741, Syracuse, NY 13221.

This application is for issuance of an NPDES permit for a new discharge of treated storm water to Mud Run in Watershed 7-F, in Latimore Township, **Adams County**.

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

The proposed storm water monitoring requirements for Outfall 001, 002 and 003 involve sampling and analyses for the following parameters: pH, conductivity, ammonia-nitrogen, nitrate-nitrogen, total phosphorus, potassium, sulfate, chloride, total suspended solids, alachlor (001 only), atrazine (001 only), cyanazine (001 only) and metolachlor (001 only).

The EPA waiver is in effect.

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

**PA0238503**, Sewage, **D&D Subdivision**, R. D. 1, Box 53A, Pittsfield, PA 16340.

This facility is located in Pine Grove Township, **Warren County**.

Description of Proposed Activity: a new treated sewage discharge.

The receiving stream is the unnamed tributary to Hatch Run is in watershed 16B and classified for: cold water fishes, water supply, recreation.

The proposed effluent limits for Outfall 001, based on a design flow of 0.000800.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
CBOD <sub>5</sub>	10		20
Total Suspended Solids	20		40
Fecal Coliform (10-1 to 4-30)		200/100 ml as a geometric average	
(5-1 to 9-30)		2,000/100 ml as a geometric average	
Total Residual Chlorine	1.4		3.3
pH	6.0		9.0

The EPA Waiver is in effect.

**PA0238511**, Sewage, 2646 Mercer—West Middlesex Road, West Middlesex, PA 16159.

This facility is located in Shenango Township, **Mercer County**.

Description of Proposed Activity: a new treated sewage discharge.

The receiving stream is the unnamed tributary to Hogback Run, is in watershed 20-A and classified for: warm water fishes, water supply, recreation.

The proposed effluent limits for Outfall 001, based on a design flow of 0.000800.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
CBOD <sub>5</sub>	10		20
Total Suspended Solids	20		40
Fecal Coliform (10-1 to 4-30)		200/100 ml as a geometric average	
(5-1 to 9-30)		2,000/100 ml as a geometric average	
Total Residual Chlorine	1.4		3.3
pH	6.0		9.0

The EPA Waiver is in effect.

**Application No. PA0026387-Amendment No. 1**. Sewage. **St. Marys Municipal Authority**, P. O. Box 1994, 808 South Michael Road, St. Marys, PA 15857.

This application is for renewal of an NPDES Permit to discharge treated sewage to the Elk Creek in the Borough of St. Marys, **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, NO<sub>2</sub>—NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the PA American Water Company on the Clarion River located at Clarion, approximately 70 miles below point of discharge.

The proposed effluent limits, based on a design flow of 2.87 MGD, are:

*Outfall No. 001 Interim Limit*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
TSS	30	45	60
Ammonia-Nitrogen (5-1 to 10-31)	2.7		5.4
(11-1 to 4-30)	8.1		16.2
Fecal Coliform (5-1 to 9-30)		200/100ml as a geometric average	
(10-1 to 4-30)		3,400/100ml as a geometric average	

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Residual Chlorine (Interim) (Final)	Monitor and Report		1.45
Copper	0.44		0.1
Silver	0.05		0.009
Dissolved Oxygen	Minimum of 6 mg/l at all times		
pH	6.0—9.0 at all times		

The proposed effluent limits, based on a design flow of 4.31 MGD, are:

*Outfall No. 001 Final Limit*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
TSS	30	45	60
Ammonia-Nitrogen (5-1 to 10-31) (11-1 to 4-30)	2.9 8.7		5.8 17.4
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 2,500/100 ml as a geometric average		
Copper	0.068		0.14
Silver	0.0041		0.008
Dissolved Oxygen	Minimum of 6 mg/l at all times		
pH	6.0—9.0 at all times		

\* The Copper limitation on Page 2A of the permit is based on a site-specific criteria for Copper developed by means of the Water Effects Ratio (WER) process.

*Outfall No. 003*

This outfall shall consist of stormwater only.

The EPA Waiver is not in effect.

1. Final water quality based effluent limitation for total residual chlorine.
2. Condition for conducting whole effluent toxicity testing.
3. Condition for conducting water effects ratio confirmatory tests for copper.

**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 *Pennsyl-*

*vania 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. 2301405.** Sewage. **Harrison L. Thompson**, 331 Echo Valley Lane, Newtown Square, PA 19073. Applicant is requesting approval for the construction and operation to replace an existing malfunctioning treatment plant to serve a single residence located in Newtown Township, **Delaware County**.

**WQM Permit No. 1598409 A2.** Sewage. **Little Washington Wastewater Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489. Application is requesting approval to modify the Twin Hill Sewage Treatment Plant located in West Pikeland Township, **Chester County**.

**WQM Permit No. 0996414 A1.** Sewerage, **Milford-Trumbauersville Area Sewer Authority**, P. O. Box 126, Spinnerstown, PA 18968. Applicant is requesting approval to amend the existing permit to install a sulfur dioxide system for treated sewage, dechlorination to comply with the new TRC limits located in Milford Township, **Bucks County**.

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

**WQM Permit No. 6701403.** Sewerage, **Red Lion Municipal Authority**, P. O. Box 190, Red Lion, PA 17356-0190.

This proposed facility is located in Red Lion Borough, **York County**.

Description of Proposed Action/Activity: Improvements to the East Lancaster Street Force Main/Vine Street Pumping Station.

**WQM Permit No. 3690403, amendment 01-1.** Sewerage, **Leacock Township Sewer Authority**, P. O. Box 558, Intercourse, PA 17534-0558.

This proposed facility is located in Leacock Township, **Lancaster County**.

Description of Proposed Action/Activity: Rerate existing wastewater treatment facility from 625 lb. BOD<sub>5</sub>/day to 1250 lb. BOD<sub>5</sub> day. Project to include upgrade of aeration system, installation 20 hp motors on existing blowers and install fine bubble diffusers in aerations tanks.

**WQM Permit No. 2169403, amendment 01-1.** Sewerage, **Borough of New Cumberland**, 1120 Market St., New Cumberland, PA 17070-0220.

This proposed facility is located in New Cumberland Borough, **Cumberland County**.

Description of Proposed Action/Activity: Modification to change the type of waste water disinfection from chlorine to UV light.

**WQM Permit No. 3801401.** Sewerage, **Mount Gretna Authority**, 101 Chautauqua Drive, Mount Gretna, PA 17064.

This proposed facility is located in South Londonderry Township, **Lebanon County**.

Description of Proposed Action/Activity: Rerate Organic Loading Capacity of the Waste Water Treatment Plant, increase daily organic loading from 340 lbs BOD<sub>5</sub>/day to 400 lbs. BOD<sub>5</sub>/day.

**WQM Permit No. 2101402.** Sewerage, **F. R. Aquisitions**, 200 Philips Road, Exton, PA 19341-1326.

This proposed facility is located in Dickinson Township, **Cumberland County**.

Description of Proposed Action/Activity: Construct a sewage treatment system to serve Lot C South Point Industrial Park.

**WQM Permit No. 0600402 Amendment 01-1.** Sewerage, **Borough of Topton**, 205 Callowhill Street, Topton, PA 19562.

This proposed facility is located in Longswamp Township, **Berks County**.

Description of Proposed Action/Activity: Construction of a new 300,000 gpd extended aeration treatment unit capable of handling peak flows up to 1.2 million gallons per day.

**WQM Permit No. 2101403.** Sewerage, **Capital Area Christian Church**, 1825 Good Hope Road, Enola, PA 17025.

The proposed facility is located in Silver Spring Township & Hampden Township, **Cumberland County**.

Description of Proposed Action/Activity: Construct a sewage treatment system to serve a multi-purpose church building and an office/mission house.

**WQM Permit No. 2201402.** Sewerage, **Eugene K. and Dolores T. Staskiel**, 1406 Fox Hollow Way, North Myrtle Beach, SC 29582.

The proposed facility is located in East Hanover Township, **Dauphin County**.

Description of Proposed Action/Activity: Construct a small flow sewage treatment system to serve their single family residence.

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

**WQM Permit No. 5901402.** Sewerage, **New Hamilton Township Supervisors**, P. O. Box 215, Morris Run, PA 16939.

This proposed facility is located in Hamilton Township, **Tioga County**.

Description of Proposed Action/Activity: Proposed construction of a wastewater collection system and an interceptor sewer to Blossburg to handle sewage collected in the Village of Morris Run, Blake Road and Morris Run Road. This project is being implemented to alleviate on-going sewage problems associated with malfunctioning on-lot systems within the Township. The application was received on March 27, 2001, at the Northcentral Regional Office, 208 West Third Street, Williamsport, PA 17701.

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

**WQM Permit No. 4301410.** Sewerage, **Steven P. Roman**, P. O. Box 86, Harrisville, PA 16038.

This proposed facility is located in Wolf Creek Township, **Mercer County**.

Description of Proposed Action/Activity: This project is for the construction of a Single Residence Sewage Treatment Plant.

**WQM Permit No. 2001408.** Sewerage, **John E. Taddeo**, 24 Anthony Wayne Terrace, Baden, PA 15005.

This proposed facility is located in Cussewago Township, **Crawford County**.

Description of Proposed Action/Activity: This project is for the construction of a Single Residence Sewage Treatment Plant.

**WQM Permit No. 3701401.** Sewerage, **Jeffrey S. and Patti J. Arnold**, P. O. Box 241, Tionesta, PA 16353.

This proposed facility is located in Tionesta Township, **Forest County**.

Description of Proposed Action/Activity: This project is for the construction of a Single Residence Sewage Treatment Plant.

**WQM Permit No. 6201403.** Sewerage, **Mary A. and Mildred B. Steffens**, 4011 Liberty Street, Erie, PA 16509.

This proposed facility is located in Spring Creek Township, **Warren County**.



Description of Proposed Action/Activity: This project is for the construction of a Single Residence Sewage Treatment Plant.

**WQM Permit No. 2001407**, Sewerage, **Joyce A. Hall**, 18420 Barber Road, Meadville, PA 16335.

This proposed facility is located in Union Township, **Crawford County**.

Description of Proposed Action/Activity: This project is for the construction of a Single Residence Sewage Treatment Plant.

**WQM Permit No. 1601401**, Sewerage, **Living Church International, Inc.**, 1087 Pine Run Road, Fairmount City, PA 16224.

This proposed facility is located in Redbank Township, **Clarion County**.

Description of Proposed Action/Activity: This project is for the construction and operation of a small flow treatment facility.

**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

*Lackawanna County Conservation District: 1300 Old Plank Road, Mayfield, PA 18433, (570) 281-9495.*

<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS10N028	Joseph Daley Valley View School Dist. Columbus Dr. Archbald, PA 18403	Lackawanna County Archbald Borough	Lackawanna River 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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS10Q116-R	Jaindl Land Co. David Jaindl 3150 Coffeetown Rd. Orefield, PA 18069	Lehigh County Lower Macungie Township	Little Lehigh Creek HQ-CWF

**SAFE DRINKING WATER**

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

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

**Permit No. 3901503**, Public Water Supply.  
Applicant **Great Spring Waters of America Inc.**

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 before 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 Department 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.*

Township or Borough	Upper Macungie Township, <b>Lehigh County</b>
Responsible Official	David Thorpe, Quality Manager
Type of Facility	Bottling Facility
Consulting Engineer	Gary J. Toplak, PE
Application Received Date	March 16, 2001
Description of Action	A change in the disinfection process and associated piping.

**Permit No. 2801503**, Public Water Supply.  
 Applicant **Greencastle Area Franklin County Area Authority**  
 Municipality Antrim Township  
 County **Franklin**  
 Responsible Official Kenneth E Myers, Borough Manager  
 60 N. Washington St.  
 Greencastle, PA 17225-1230  
 Type of Facility Public Water Supply  
 Consulting Engineer Gene C. Koontz, P.E.  
 Gannett Fleming, Inc.  
 P. O. Box 67100  
 Harrisburg, PA 17106-7100  
 Application Received Date March 15, 2001  
 Description of Action Century Well No. 3 at 400 gpm. Project will include 900' of 8-inch transmission main and treatment will be provided at the existing Greencastle filter plant

**Permit No. 3601507**, Public Water Supply.  
 Applicant **Rosie's Drive-in**  
 Municipality Providence Township  
 County **Lancaster**  
 Responsible Official Rosie Roten  
 827 Lancaster Pike  
 Quarryville, PA 17566  
 Type of Facility Public Water Supply  
 Consulting Engineer Thomas J Whitehill, P.E.  
 Whitehill Consulting Engineers  
 763 Conowingo Rd.  
 Quarryville, PA 17566  
 Application Received Date March 19, 2001  
 Description of Action Application is for the installation of an anion exchange system for nitrate removal, UV disinfection and sediment filter at the restaurant.

**Permit No. 0101504**, Public Water Supply.  
 Applicant **Insite Development, LLC**  
 Municipality Berwick Township  
 County **Adams**  
 Responsible Official Donald H. Erwin, Managing Member  
 4216 Little Run Road  
 Harrisburg, PA 17110-3105  
 Type of Facility Public Water Supply  
 Consulting Engineer Charles A. Kehew, II, P.E.  
 James R. Holley & Assoc., Inc.  
 18 South George St.  
 York, PA 17401  
 Application Received Date March 21, 2001

Description of Action Construction Permit for Wells No. 3, 6 and 7 and treatment facilities. Desired pumping rates for the wells are 25, 4 and 9 gallons per minute, respectively. Well No. 3 will be treated using existing facilities. Wells No. 6 and 7 will each have a treatment building. Both will contain greensand filtration and hypochlorite disinfection equipment.

**Permit No. 2201504**, Public Water Supply.  
 Applicant **Strohecker Mobile Home Park**  
 Municipality Halifax Township  
 County **Dauphin**  
 Responsible Official Larry R. Strohecker, Owner  
 615-A Dunkle School Road  
 Halifax, PA 17032  
 Type of Facility Public Water Supply  
 Consulting Engineer George W. Ruby, P.E.  
 Ruby Engineering  
 P. O. Box 127  
 Rexmont, PA 17085-0127  
 Application Received Date March 29, 2001

Description of Action The application is for the installation of Well No. 4, a 26,000-gallon storage tank, booster pumps for Well Nos. 2 & 3 and chemical feed pumps for all three wells.

**Permit No. 3801502**, Public Water Supply.  
 Applicant **Pennsylvania American Water Company**  
 Municipality North Annville Township  
 County **Lebanon**  
 Responsible Official Richard C. Neubauer,  
 Vice President Operations  
 800 W. Hersheypark Drive  
 Hershey, PA 17033  
 Type of Facility Public Water Supply  
 Consulting Engineer Bruce E. Juergens  
 Pennsylvania Water Company  
 800 W. Hersheypark Drive  
 Hershey, PA 17033  
 Application Received Date April 4, 2001

Description of Action The application is for the installation of a booster pumping station to serve residents of the Collegeview Heights Development in North Annville Township, Lebanon County.

## HAZARDOUS SITES CLEAN-UP

### Under the Act of October 18, 1998 Notice of Reopening of the Administrative Record Furlong Manufacturing Company Site Doylestown and Buckingham Townships, Bucks County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305), is proposing an interim response at the Furlong Manufacturing Site.

The Furlong Manufacturing Site is located at York Road and Rodgers Road in Doylestown and Buckingham Townships, Bucks County. The site consists of the former facility of Furlong Manufacturing, Inc. (Furlong Manufacturing or Site), and contaminated soil and groundwater resulting from Furlong Manufacturing's operations at this facility.

The Department has determined the following: Furlong Manufacturing is no longer in business. The current tenant of the site, Furlong Lamp and Lighting, is an related company with different owners.

A further investigation of the Site by the Department's Hazardous Sites Cleanup Program (HSCP) identified approximately 2,000 cubic yards of soil contaminated with volatile organic compounds (VOCs) in excess of Statewide cleanup standards promulgated under the Land Recycling and Environmental Remediation Standards Act (Act 2 of 1995). The standards exceeded are those based on potential impact on groundwater that is used as a supply of potable water. The HSCP investigation also identified a number of VOC-contaminated residential wells nearby, with the Furlong Manufacturing soil the only known source. The Department installed and sampled groundwater monitoring wells on the Site. Analytical data indicates VOCs contaminate onsite groundwater at levels higher than nearby off-site wells. To date, five nearby private water supply wells have exceeded Maximum Contaminant Levels (MCLs) established by EPA for public water supplies. The Department provided carbon filters previously, and continues to provide filter maintenance for all five private water supply wells. The only known environmental hazard associated with the site is based on exposure to groundwater contaminated with VOCs.

The Department is considering the following alternatives in response to on-site contaminated soil at Furlong Manufacturing:

*Alternative 1, No Action:* HSCA requires the Department to consider the alternative of taking no action. Under this alternative, no action would be taken to prevent continued leaching of contaminants from soil into groundwater. Continued sampling of monitoring wells would be required. This alternative would do nothing to protect public health. Contaminated soil would remain, allowing further releases to groundwater. An aquifer currently used as a source of drinking water would be subject to continuing contamination with hazardous substances leaching from contaminated soil. No estimated cost is associated with Alternative 1, No Action.

*Alternative 2, Excavation and Disposal of Contaminated Soil, Septic Tank and Waste:* Accessible soils contaminated above Statewide Human Health Standards for Soil, established under Act 2 of 1995, would be excavated and disposed of offsite. The cleanup levels exceeded are those established for certain VOCs. Each of the standards exceeded was based on the potential of contaminated soil

to leach contaminants into groundwater in a leachate concentration exceeding a health-based groundwater cleanup standard. The volume of soil to be removed is estimated to be 2,000 cubic yards. The septic tank and its contents are accessible for excavation and the Department anticipates no problem in disposing of the waste. This alternative would be protective of public health in that it would eliminate a source of continuing contamination of an aquifer currently used as a source of private drinking water. The estimated cost of Alternative 2 is \$175,000.

*Alternative 3, Excavation and Disposal of Septic Tank and Waste, Treatment of Contaminated Soils by Soil Vapor Extraction:* Soils contaminated above cleanup levels would be treated onsite vapor extraction. The cleanup levels exceeded are those established for certain VOCs. Each of the standards exceeded was based on the potential of contaminated soil to leach contaminants into groundwater in a leachate concentration exceeding a health-based groundwater cleanup standard. The volume of soil to be treated is estimated to be 2,000 cubic yards. The septic tank and its contents are accessible for excavation and the Department anticipates no problem in disposing of the waste. This alternative would be protective of public health in that it would eliminate a source of continuing contamination of an aquifer currently used as a source of drinking water. The estimated cost of Alternative 3 is \$1,800,000.

The Department is proposing Alternative 2. Alternative 1 is not protective of public health or the environment, would require long-term monitoring of area groundwater, and would not meet State and Federal applicable or relevant and appropriate requirements (ARARs). Alternative 3 would protect public health and the environment, but would be much less cost effective than Alternative 2. The Department finds that Alternative 2 is a permanent, cost-effective response that is feasible and would meet ARARs.

The Administrative Record which contains the information that forms the basis for, and documents this proposed response action, is available for public review Monday through Friday from 8 a.m. to 4 p.m. at the Department office at Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233. Written comments should be mailed or delivered to David Ewald, Project Officer, at the previous address. To schedule a review of the Administrative Record at the Department office, call David Ewald at (610) 832-6200 or John Gerdemann at (610) 832-6228.

An additional copy of the Administrative Record is available for public review at the Bucks County Library Center, located at 150 South Pine Street, Doylestown, PA. The library's hours are 9 a.m. to 9 p.m., Monday through Thursday; 9 a.m. to 6 p.m., Friday; 9 a.m. to 5 p.m., Saturday; 1 p.m. to 5 p.m., Sunday. Further details can be obtained by calling the library at (215) 348-9082.

The public will have an opportunity to present oral comments at a public hearing. The public hearing is scheduled for 7 p.m. on May 18, 2001, at the Doylestown Township Municipal Building, 425 Wells Road, Doylestown, PA 18901, (215) 348-9915. Persons wishing to present oral comments may register on or before the date of the public hearing by contacting John Gerdemann, DEP Community Relations Coordinator at (610) 832-6228.

Persons with a disability who wish to attend the hearing scheduled for May 18, 2001, and require an auxiliary aid, service or other accommodation to partici-

pate in the proceedings, should contact John Gerdelmann or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

The Department is providing this notice under sections 505(b) and 506(b) of HSCA. The date of publication of this notice in the *Pennsylvania Bulletin* initiates the public comment period on the administrative record, as provided under HSCA. The public comment period begins on Saturday, April 21, 2001, and ends on Friday, June 22, 2001.

## 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, contact the Environmental

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

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

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

**George's Music, Inc.**, Upper Gwynedd Township, **Montgomery County**. Philip F. Gray, Jr., Storb Environmental, Inc., 410 N. Easton Rd., Willow Grove, PA 19090-2511, on behalf of George's Music, Inc., 650 W. Swedesford Rd., Berwyn, PA 19312, has submitted a Notice of Intent to Remediate site groundwater contaminated with BTEX and petroleum hydrocarbons. The applicant proposes to remediate the site to meet Background Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reporter* on April 3, 2001.

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

**Doerrman Property**, Ruscombmanor Township, **Berks County**. Walter B. Satterthwaite Associates, Inc., 720 Old Fern Hill Road, West Chester, PA 19380, on behalf of Patrick and Amy Doerrman, 3638 Princetown Road, Fleetwood, PA 19522 and State Farm Insurance, 108 West Airport Road, Lititz, PA 17543, has submitted a Notice of Intent to Remediate site soils and groundwater contaminated with BTEX and PAHs. The applicant proposes to remediate the site to meet the Statewide health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle* on March 27, 2001.

**Kemps Foods Bulk Plant**, City of York, **York County**. GeoLogic NY, Inc., P. O. Box 5080, Cortland, NY 13045, on behalf of Kemps Foods, Inc., 1801 Hempstead Road, Lancaster, PA 17604, has submitted a Notice of Intent to Remediate site soils contaminated with PHCs. The applicant proposes to remediate the site to meet the Statewide health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *York Dispatch* on March 30, 2001.

**Riverview Architectural Products**, West Manchester Township, **York County**. Langan Engineering & Environmental Services, Inc., One Penn Center, Suite 960, 1617 JFK Boulevard, Philadelphia, PA 19103-1808, on behalf of KADG General Partnership, c/o Riverview Architectural Products, Inc., 268 West Beaver Street, Suite 107 B, Hellam, PA 17406, has submitted a Notice of Intent to Remediate site soils contaminated with PAHs and VOCs and groundwater contaminated with VOCs. The applicant proposes to remediate the site to meet the Statewide health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *York Daily Record* and *York Dispatch* on March 16, 2001.

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

**Matthews Motors—Covington Site**, Covington Township, **Tioga County**. Brooks Petroleum Contracting Company, R. R. 7, Box 141, Wellsboro, PA 16901, on behalf of Putnam Company, 5 East Avenue, Wellsboro, PA 16901,

has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with BTEX. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Wellsboro Gazette*, on January 10, 2001. (See additional notice in another part of this *Pennsylvania Bulletin*).

#### MUNICIPAL 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 Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and the Beneficial Use of Municipal Waste.**

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

**General Permit Application No. WMGM009. Susquehanna Valley Organics, Corp.**, 3705 Trindle Road, Camp Hill, PA 17011-4334. Description: process sewage sludge from the City of Lancaster's municipal wastewater treatment plant to produce a fertilizer. The application was determined to be administratively complete on April 5, 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, P. O. Box 8472, Harrisburg, PA 17105-8472. Persons interested in obtaining more information about the general permit application may contact the Division of Municipal and Residual Waste, (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.

**General Permit Application No. WMGM010. Moyer Packing Company**, P. O. Box 395, Souderton, PA 18964-0395.

The Department of Environmental Protection, Bureau of Land Recycling and Waste Management has received an application for the General Permit Number WMGM010. The application is for the beneficial use of animal fat/vegetable oil as a dust suppressant. The Department determined the application to be administratively complete on April 9, 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.

#### 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, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.*

**General Permit Application No. WMGR074. Soil Remediation of Philadelphia, Inc.**, 3201 South 61st Street, Philadelphia, PA 19153-3592.

The Department of Environmental Protection, Bureau of Land Recycling and Waste Management has received an application from the permittee for the General Permit Number WMGR074. The general permit is for the beneficial use of processed soil, which has been processed under the existing individual permit (#301220) to create landscaping soil products. The Department determined the application to be administratively complete on April 9, 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.

#### DETERMINATION FOR APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

**Applications for Determination of Applicability 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.**

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

**General Permit Application No. WMGR037D001. RFI Energy, Inc.**, 555 Philadelphia Street, Indiana, PA 15701. Description: the beneficial use of ash generated from the burning as a fuel of a mixture of petroleum coke and coal in a circulating fluidized bed boiler for use in reclamation activities on disturbed land at permitted mine sites regulated under the Department's Bureau of Mining and Reclamation and at abandoned mine sites reclaimed under a contract with the Department's Bureau of Abandoned Mine Reclamation or with another governmental agency. The application for determination of applicability was determined to be administratively complete by the Division of Municipal and Residual Waste on March 16, 2001.

Persons interested in obtaining more information about the general permit application may contact the Division of Municipal and Residual Waste, (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

**General Permit Application No. WMGR019D004. Besco Manufacturing Company, Inc.,** P. O. Box 68, Zelenople, PA 16063-0068.

The Department of Environmental Protection, Bureau of Land Recycling and Waste Management has received an application for a determination of applicability under the General Permit # WMGR019. The general permit WMGR019D004 is for the beneficial use of waste foundry sand. The Department determined the application to be administratively complete on April 9, 2001.

Persons interested in obtaining more information about the general permit application may contact 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 at (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

#### **OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE**

**Applications submitted under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.**

*Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**Permit Application No. 100020. IESI PA Bethlehem Landfill, IESI PA Bethlehem Landfill Corporation,** 2335 Applebutter Road, Bethlehem, PA 18015. A Phase IV landfill expansion and an increase in average daily volume from 750 to 900 tons per day with an increase in landfill capacity of 72,000 cubic yards for this municipal waste landfill located in Lower Saucon Township, **Northampton County**. The application was determined to be administratively complete by the Regional Office on April 4, 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. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

**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).**

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ronald Davis, New Source Review Chief, (717) 705-4702.*

**06-03106: Behringer Saws, Inc.** (721 Hemlock Road, Morgantown, PA 19543) for a Natural Minor Operating Permit for an industrial saw manufacturing facility with a surface coating operation controlled by dry filters in Caernarvon Township, **Berks County**.

**21-03032: Union Quarries, Inc.** (P. O. Box 686, Carlisle, PA 17013) for a Natural Minor Operating Permit for the existing quarry and concrete plant in South Middleton Township, **Cumberland County**.

**36-03104: Lancaster Container, Inc.** (P. O. Box 18, Washington Boro, PA 17582) for a Natural Minor Operating Permit for a surface coating operation in Manor Township, **Lancaster County**.

**36-03124: Crest Trucking Equipment Co., Inc.** (1363 Bowmansville Road, P. O. Box 555, Bowmansville, PA 17507) for a Natural Minor Operating Permit for the motor vehicle equipment manufacturing facility in Brecknock Township, **Lancaster County**.

*Philadelphia Department of Public Health, Air Management Services: 321 University Ave., Philadelphia, PA 19104, Roger Fey, (215) 823-7584.*

**96-045: Temple Continuing Care Center** (5301 Old York Road, Philadelphia, PA 19141) for operation of a hospital. The Synthetic Minor facility's air emission sources include six natural gas or no. 2 oil-fired boilers each rated at 6 MMBTU/hr, eleven natural gas-fired boilers and heaters each rated at or less than 1.0 MMBTU/hr, and two emergency generators in the City of Philadelphia, **Philadelphia County**.

## 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, Michael Safko, Acting New Source Review Chief, (570) 826-2531.*

**35-318-085: Gentex Optics, Inc.** (P. O. Box 336, Carbondale, PA 18407) for construction of a lens coating operation in Fell Township, **Lackawanna County**.

**39-301-081: Lehigh Valley Hospital** (1200 South Cedar Crest Boulevard, Allentown, PA 18103) for construction of an incinerator and associated air-cleaning device in Salisbury Township, **Lehigh County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ronald Davis, New Source Review Chief, (717) 705-4702.*

**67-05030A: C-P Converters, Inc.** (15 Grumbacher Road, York, PA 17402) for the installation of Flexographic Press controlled by permanent total enclosure and catalytic incinerator in Manchester Township, **York County**.

**36-03124: Crest Trucking Equipment Co., Inc.** (1363 Bownmansville Road, Bownmansville, PA 17507) for the installation of a paint spray booth and a coating equivalency in Brecknock Township, **Lancaster County**.

**36-05101A: Highway Materials, Inc.** (1750 Walton Road, P. O. Box 1667, Blue Bell, PA 19422-0465) to modify the operation of the existing propane fired hot mix asphalt plant to operate the plant on alternative fuels including recycled fuel oil, No. 2 fuel oil, No. 4 fuel oil, No. 5 fuel oil and natural gas. The facility is located in Warwick Township, **Lancaster County**. This source is subject to 40 CFR Part 60 Subpart I—Standards of Performance for Hot Mix Asphalt Facilities.

**67-05068A: Highway Materials, Inc.** (1750 Walton Road, P. O. Box 1667, Blue Bell, PA 19422-0465) to modify the operation of the existing propane fired hot mix asphalt plant to operate the plant on alternative fuels including recycled fuel oil, No. 2 fuel oil, No. 4 fuel oil, No. 5 fuel oil, and natural gas. The facility is located in Hellam Township, **York County**. This source is subject to 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, Richard Maxwell, New Source Review Chief, (570) 327-3637.*

**18-00011A: Croda, Inc.** (P. O. Box 178, Mill Hall, PA 17751) for construction of 15 volatile organic compound storage tanks with capacities of 11,000 to 20,000 gallons each (Tanks 403, 404, 112, 113, 468, 119, 121, 125, 126, 463, 496, 464, 465, 474 and 456) in Bald Eagle Township, **Clinton County**. These tanks are subject to Subpart Kb of the Federal Standards of Performance for New Stationary Sources.

**08-399-048: OSRAM SYLVANIA Products, Inc.** (Hawes Street, Towanda, PA 18848) for installation of an air cleaning device (a fiber bed diffusion filter) on five ammonium chloride solution storage tanks in Department 340 in North Towanda Township, **Bradford County**.

**12-327-001: Keystone Automatic Technology, Inc.** (1 South Maple Street, Emporium, PA 15834) for construc-

tion of a batch vapor degreaser utilizing trichloroethylene as a degreasing solvent in Emporium Borough, **Cameron County**.

**49-303-005B: Meckley's Limestone Products, Inc.** (R. R. 1, Box 1682, Herndon, PA 17830) for modification of a batch asphalt plant and associated air cleaning device (a fabric collector) in Lower Mahanoy Township, **Northumberland County**. The modification is the use of reprocessed oil as fuel in the plant's aggregate dryer instead of virgin #2 fuel oil.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, William Charlton, New Source Review Chief, (412) 442-4174.*

**56-00284A: Quecreek Mining, Inc.** (1576 Stoystown Road, Friedens, PA 15541) for installation of coal screening at Quecreek No. 1 Mine in Lincoln Township, **Somerset County**.

**63-00878A: Dominion Peoples Natural Gas Co.** (625 Liberty Avenue, Pittsburgh, PA 15222) for installation of a Glycol Dehydration Unit at Gibson Compressor Station in Fallowfield Township, **Washington County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, Devendra Verma, New Source Review Chief, (814) 332-6940.*

**37-316A: International Mill Service** (700 Moravia Street, New Castle, PA 16101) for construction of a slag processing facility, maximum 150 tons per hour, on the property of Ellwood Quality Steels, in New Castle, **Lawrence County**.

**37-003A: ESSROC Cement Corp.** (Second Street, Bessemer, PA 16112) for installation of a 1,000 cfm baghouse on the existing cement kiln dust (CKD), loadout system in Bessemer, **Lawrence County**. ESSROC Cement Corp. is a Title V facility.

**43-277A: Joy Cone Co.** (3435 Lamor Road, Hermitage, PA 16148-3097) for construction of a 3-tons/day incinerator to dispose of cones and paper products in Hermitage, **Mercer County**.

**10-047F: Mine Safety Appliances Co.—Callery Chemical Co.** (1420 Mars-Evans City Road, Evans City, PA 16033-9397) for installation of new equipment and control to support the production of two new products in Forward Township, **Butler County**.

**10-102A: IA Construction Corp.—Harrisville Asphalt Plant** (131 Campground Road, Butler, PA 16003) to modify existing permit to burn alternative fuels: Reprocessed Fuel #5, #2 Fuel Oil, and Natural Gas in Mercer Township, **Butler County**.

**62-035A: IA Construction Corp.—Warren CMI Asphalt Plant** (240 River Road, Warren, PA 16365) to modify existing permit to burn alternative fuels: Reprocessed Fuel #5, #2 Fuel Oil, and Natural Gas in Conewango Township, **Warren County**.

**10-079B: BNZ Materials, Inc.** (191 Front Street, Zelenople, PA 16063) for construction of a high-temperature cast insulating fire brick production line, including raw material handling and mixing equipment, tunnel kiln, molds, and scrubber system in Zelenople, **Butler County**. BNZ Materials is a Title V facility.

**24-133A: Pyron Corp.** (201 Stackpole Street, P. O. Box 479, St. Marys, PA 15857) to construct a metal scrap regrinding system and to install an air cleaning device to control the particulates in the City of St. Marys, **Elk County**.

## 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).

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

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790, Michael Safko, Acting New Source Review Chief, (570) 826-2531.*

**40-320-013: Bemis Co., Inc.** (Valmont Industrial Park, 20 Jaycee Drive, West Hazleton, PA 18201) for construction and operation of two flexographic presses with a catalytic incinerator as an air pollution control equipment for VOC (Volatile Organic Compound) emissions at their plant in West Hazleton Borough, **Luzerne County**. The facility currently has Title V Operating Permit 40-00007. 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 installation will emit VOCs at a maximum rate of 9.1 pounds per hour. The Department will place a condition to limit the VOC emissions from these sources to less than 9.1 pounds per hour and 20.1 tons per year on a 12-month rolling sum. Under the Best Available Technology provision of 25 Pa. Code, Chapter 127, the catalytic incinerator must meet 98% destruction efficiency for VOCs with 100% capture efficiency. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. Further details on the conditions and the reasons for their inclusion are available upon request.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, Richard Maxwell, New Source Review Chief, (570) 327-3637.*

**18-00005A: Dominion Transmission Corp.—Finnefrock Compressor Station** (CNG Tower, 625 Liberty Avenue, Pittsburgh, PA 15222-3199) for installation of an air cleaning device, a multipoint fuel injection system, on an 1,100 horsepower natural gas-fired reciprocating internal combustion compressor engine (Engine 3) in Leidy Township, **Clinton County**. The Department's review of the information contained in the application indicates that the proposed installation will meet all applicable air quality requirements. Based on this finding, the Department intends to approve the application and issue a plan approval to install the proposed air cleaning device on the respective engine.

The Finnefrock Compressor Station is a major facility, which has been issued a Title V Operating Permit. The proposed air cleaning device will replace an existing air cleaning device and is intended to better assure compliance with the nitrogen oxides and volatile organic compound (VOC) emission limitations previously established for the respective engine under the reasonably available control technology requirements of 25 Pa. Code §§ 129.91—129.95, as well as with the carbon monoxide emission limitation to which the engine is currently subject. This installation will not result in any change in the amount of any air contaminant allowed to be emitted from the engine but may result in a reduction in the

emission rate of one or more air contaminants from the level now actually occurring.

The following is a summary of the conditions the Department proposes to place in the plan approval to ensure compliance with all applicable air quality regulatory requirements:

1. Under the requirements of Title V Operating Permit 18-00005 and the reasonably available control technology provisions of 25 Pa. Code §§ 129.91—129.95, the nitrogen oxides emissions from Engine 3 shall not exceed an emission rate of 14.55 pounds per hour. Additionally, the emission of carbon monoxide and VOCs shall not exceed 8.38 and 4.0 pounds per hour, respectively.

2. Within 120 days of plan approval issuance, Engine 3 shall be stack tested for nitrogen oxides, carbon monoxide and VOCs using reference method test procedures acceptable to the Department while the engine is operating at full load and full speed.

3. Under the requirements of Title V Operating Permit 18-00005 and the reasonably available control technology provisions of 25 Pa. Code §§ 129.91—129.95, semi-annual nitrogen oxides portable analyzer testing shall be performed on Engine 3.

4. Under the recordkeeping requirements of 25 Pa. Code § 129.95, records shall be maintained of the number of hours per month Engine 3 is operated as well as the amount of fuel used each month in the engine.

5. Under the requirements of Title V Operating Permit 18-00005 and the reasonably available control technology provisions of 25 Pa. Code §§ 129.91—129.95, Engine 3 is not required to comply with the nitrogen oxides, carbon monoxide and VOC emission limits specified in this plan approval during engine startup and shutdown provided that the duration of startup and shutdown does not exceed one hour per occurrence.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, Devendra Verma, New Source Review Chief, (814) 332-6940.*

**24-131C: SGL Carbon, LLC** (900 Theresa Street, St. Marys, PA 15857) for installation of five cartridge collectors on Building 600 machining operations at their plant in St. Marys, **Elk County**. The facility currently has Title V Operating Permit No. 24-00131. This installation will result in no change in facility emissions. 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.

**62-017E: United Refining Co.** (P. O. Box 780, 15 Bradley Street, Warren, PA 16365) for the refinery at Bradley and Dobson Streets in the City of Warren, **Warren County**. The facility was issued Title V Operating Permit 62-00017 on December 26, 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. This permit will also be used to support the attainment demonstration for SO<sub>2</sub> emissions.

The permit contains limitations pertaining to plant-wide sulfur emissions. The sources burning refinery fuel will monitor the emissions of H<sub>2</sub>S and SO<sub>2</sub>, respectively. The continuous monitors (CEM) will be calibrated, maintained and operated by United in compliance with the Department's CEM Manual. The Plan Approval and Operating Permit will contain additional record keeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.



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**PUBLIC HEARINGS**


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*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ronald Davis, New Source Review Chief, (717) 705-4702.*

**Preliminary Determination to Issue Air Quality Plan Approval No. 01-05029 for Construction of a Turbine Electric Generating Facility; Public Hearing**

Notice is hereby given under 25 Pa. Code § 127.44 and 40 CFR 72.65, the Department of Environmental Protection (Department) is soliciting comments on the proposed Air Quality Plan Approval for Reliant Energy Hunterstown, LLC, 1001 Broad Street, P. O. Box 1050, Johnstown, PA 15907-1050 for the construction of three turbines with duct burners as described in the Permittee's August 30, 2000, Plan Approval Application and subsequent supplemental submissions. The proposed facility is to be constructed in Straban Township, Adams County, along Granite Station Road.

An appointment to review the pertinent documents at the Southcentral Regional Office may be scheduled by contacting Mary DiSanto at (717) 705-4732 between 8:30 a.m. and 3:30 p.m., Monday through Friday, except holidays.

The proposed project has a nominal output rating of 900 megawatts of electricity for sale to the local electrical distribution grid. The components of the facility are:

- a) Three natural gas fired combustion turbines (General Electric 7FB) nominally rated at 182 MW (gross) controlled by dry, low NO<sub>x</sub>, lean-burn combustion.
- b) Three supplementary-fired heat recovery steam generators, (HRSG).
- c) Three natural gas fired duct burners nominally rated at 279 mmBtu/hr, HHV each.
- d) Three selective catalytic reduction (SCR) systems for nitrogen oxides (NO<sub>x</sub>) control.
- e) One nominal 350 MW (at 53°F) steam turbine electric generator.
- f) One natural gas fired 50,000 lb/hr steam auxiliary boiler.
- g) One emergency diesel driven fire water pump.

The proposed turbines will exhaust through three single-flue 195-foot stacks with emissions monitoring systems for each turbine. The stack height meets the EPA good engineering practice (GEP) stack height requirements. A modeling analysis was conducted for NO<sub>x</sub>, CO, PM<sub>10</sub>, and SO<sub>2</sub>. The modeling used meteorological data from a site 15 miles east of the proposed Hunterstown facility and the EPA-approved ISCST model. Additional analyses were performed to assess the proposed facility's impact on soils, vegetation and the closest Class I Areas. The models indicate that none of the emissions from the proposed turbines will have a significant impact on the surrounding area.

In order to show compliance with the applicable standards, the Department has placed the following conditions in the Plan Approval:

*Conditions:*

- (1) The following table summarizes the potential emissions from maximum operation of the facility according to the application submittal and the Department's own analysis:

<i>Pollutant</i>	<i>Emission Rate Tons Per Year</i>
Nitrogen Oxides	340
Carbon Monoxide	699
Volatile Organic Compounds	80
Sulfur Dioxide	39
Particulate Matter (TSP/PM <sub>10</sub> )	256
Sulfuric Acid Mist	24

The emission will consume the following portion of the available Prevention of Significant Deterioration (PSD) air quality increments:

<i>Pollutant</i>	<i>Ambient Air Quality Impact, ug/m<sub>3</sub></i>	
Nitrogen Oxides	Annual Average	0.3
Sulfur Dioxide	3 Hour Average	2.2
Sulfur Dioxide	24 Hour Average	0.6
Sulfur Dioxide	Annual Average	0.03
Particulate Matter (PM <sub>10</sub> )	24 Hour Average	4.4
Particulate Matter (PM <sub>10</sub> )	Annual Average	0.2

(2) This plan approval is issued for the construction of a combined cycle turbine electric generating plant with a nominal output rating of 900 megawatts, and including the following major equipment:

- a) Three natural gas fired combustion turbines (General Electric 7FB) nominally rated at 182 MW (gross) controlled by dry, low NO<sub>x</sub>, lean-burn combustion.
- b) Three supplementary-fired heat recovery steam generators, (HRSG).
- c) Three natural gas fired duct burners nominally rated at 279 mmBtu/hr, HHV each.
- d) Three selective catalytic reduction (SCR) systems for nitrogen oxides (NO<sub>x</sub>) control.
- e) One nominal 350 MW (at 53°F) steam turbine electric generator.
- f) One natural gas fired 50,000 lb/hr steam auxiliary boiler.
- g) One emergency diesel driven fire water pump.

(3) This approval to construct shall become invalid if:

- a) Construction, as defined in 40 CFR 52.21(b)(8), has not commenced within 18 months of the issue date of this approval; or,
- b) Construction is discontinued for a period of 18 months or more.

(4) The combustion turbines are subject to Subpart GG of the Standards of Performance for New Stationary Sources, the HRSG duct burners are subject to NSPS Subpart Da and the auxiliary boiler is subject to NSPS Subpart Dc; the equipment shall comply with all applicable requirements of these subparts. 40 CFR 60.4 requires submission of copies of all requests, reports, application, submittals and other communications to both EPA and the Department. The EPA copies shall be forwarded to Director, Air Protection Division, United States EPA, Region III, 1650 Arch Street, Philadelphia, PA 19103-2029.

(5) The combustion turbine/HRSG units are subject to the Title IV Acid Rain Program of the Clean Air Act Amendments of 1990 and shall comply with all applicable provisions of that title, to include the following:

40 CFR Part 72	Permits Regulation
40 CFR Part 73	Sulfur Dioxide Allowance System

40 CFR Part 75 Continuous Emission Monitoring  
40 CFR Part 77 Excess Emissions

(6) The natural gas fired combined cycle units are subject to the NO<sub>x</sub> Budget Program established in 25 Pa. Code Chapter 145 and shall comply with all applicable requirements. If simple cycle test period operation occurs during the ozone season (May to September), the combustion turbine will be subject to Chapter 123 NO<sub>x</sub> Budget Program and shall comply with all applicable requirements.

*Emission Limits and Offset Requirements*

(7) Under the provisions of 25 Pa. Code Chapter 127, Subchapter E, New Source Review, the permittee shall secure Department-approved Emission Reduction Credits (ERCs) in the amount of 391 tons of nitrogen oxide (NO<sub>x</sub>) and 92 tons of volatile organic compounds (VOC) prior to the commencement of operation of the gas turbines.

(8) The permittee shall limit the facility emissions of NO<sub>x</sub> to 340 tons during any consecutive 12-month period.

(9) The permittee shall limit the facility emissions of volatile organic compounds (VOC) to 80 tons during any consecutive 12-month period.

(10) The permittee shall limit the facility emissions of carbon monoxide (CO) to 699 tons during any consecutive 12-month period.

(11) The permittee shall limit the facility emissions of Hazardous Air Pollutants (HAPs) to less than 10 tons for any single HAP or 25 tons total, based on a 12-month rolling total.

(12) The permittee shall limit the operation of the auxiliary boiler to no more than 2,080 hours, based on a 12-month rolling total.

(13) The permittee shall limit the total amount of natural gas combusted in the duct burners to 3,126 million cubic feet, or less, in a 12-month rolling average. The total operating hours of each duct burner shall not exceed 4,000 hours based on a 12-month rolling total.

(14) Under Lowest Achievable Emission Rate (LAER) provisions of 25 Pa. Code § 127.205, the permittee shall limit the emissions from each combustion turbine/HRSG unit to the following:

NO <sub>x</sub>	with duct Burner—3.5 ppmvd at 15% O <sub>2</sub> (1 hour average) without duct Burner—3.5 ppmvd at 15% O <sub>2</sub> (1 hour average)
VOC (as CH <sub>4</sub> )	with duct Burner—3.5 ppmvd at 15% O <sub>2</sub> without duct Burner—1.4 ppmvd at 15% O <sub>2</sub>

(15) Under Best Available Control Technology (BACT) provisions of 25 Pa. Code § 127.83, the permittee shall limit the emissions from each combustion turbine/HRSG unit to the following:

CO	with Duct Burner—14.0 ppmvd at 15% O <sub>2</sub> (1 hour average) without Duct Burner—10.0 ppmvd at 15% O <sub>2</sub> (1 hour average)
SO <sub>2</sub>	with Duct Burner—0.0015 pounds per million BTU, HHV without Duct Burner—0.0015 pounds per million BTU, HHV

CO	with Duct Burner—14.0 ppmvd at 15% O <sub>2</sub> (1 hour average) without Duct Burner—10.0 ppmvd at 15% O <sub>2</sub> (1 hour average)
TSP/PM <sub>10</sub>	with Duct Burner—0.0106 pounds per million BTU, HHV without Duct Burner—0.0098 pounds per million BTU, HHV
H <sub>2</sub> SO <sub>4</sub> Mist	with Duct Burner—0.0009 pounds per million BTU, HHV without Duct Burner—0.0009 pounds per million BTU, HHV

(16) Under the Best Available Technology (BAT) provision of 25 Pa. Code § 127.1, the permittee shall limit the emission of ammonia from each SCR to 10 ppmv, measure dry volume corrected to 15% oxygen under normal operation.

(17) The emission levels in Conditions 14 and 15 above apply at all times except during periods of start-up and shutdown (when the combustion turbine load is less than 60%) as defined as follows:

a) *Cold Start-up*: Refers to restarts made more than 72 hours after shutdown; cold start-up periods shall not exceed 5.5 hours per occurrence.

b) *Warm Start-up*: refers to start-up made 8 hours or more, but less than or equal to 72 hours after shutdown.

1. *Weekend Warm Start-up*: refers to start-ups made less than or equal to 56 hours after shutdown; weekend warm start-up periods shall not exceed 3.5 hours per occurrence

2. *Weeknight Warm Start-up*: refers to start-ups made 8 hours or less after an overnight shut down; weeknight warm start-up periods shall not exceed 2.2 hours per occurrence

c) *Hot Start-up*: Refers to restarts made less than 8 hours after shutdown; hot start-up periods shall not exceed 2.5 hours per occurrence.

d) *Shutdown*: commences with the termination of fuel injection into the combustion chambers

e) *Part-load utilization*: refers to steady-state turbine operation at loads of 60% up to 100% of full capacity.

(18) The operation of the source shall not result in visible or malodorous emissions, except for uncombined water.

*Testing*

(19) Exclusive of the simple cycle test period defined in Condition 39, within 60 days after achieving the maximum firing rate, but not later than 180 days after start-up, the permittee shall demonstrate compliance with each of the emission limits established in Conditions 14 and 15 above and opacity, as per 25 Pa. Code Chapter 139, 40 CFR Part 60 and Title IV. The applicant shall develop a testing protocol for HAP emissions and submit the protocol to the Department for review. The testing shall be conducted while the turbines are operating at or above 95% of full load for the ambient conditions at the time of the test.

(20) Exclusive of the simple cycle test period defined in Condition 39, within 60 days after achieving the maximum firing rate, but no later than 180 days after startup, the permittee shall demonstrate compliance with the VOC emission limit established in Condition 14 above, as per Pa. Code Chapter 139. The testing shall be done while

the turbines are operating in two load ranges: 60 to 85% of maximum load and 85 to 100% of maximum load.

(21) At least 60 days prior to the test, the company shall submit to the Department for approval, the procedures for the test and a sketch with dimensions indicating the location of sampling ports and other data to ensure the collection of representative samples.

(22) At least 30 days prior to the test, the Regional Air Quality Program Manager shall be informed of the date and time of the test.

(23) Within 45 days after the source tests, three copies of the complete test report, including all operating conditions, shall be submitted to the Regional Air Quality Program Manager for approval.

#### *Monitoring Requirements*

(24) Continuous emission monitoring system for nitrogen oxides (as NO<sub>2</sub>), CO and oxygen must be approved by the Department and installed, operated and maintained in accordance with the requirements of Chapter 139 of the Rules and Regulations of the Department. Proposals containing information as listed in the Phase I section of the Department's *Continuous Source Monitoring Manual* for the CEMS must be submitted at least 3 months prior to start-up of the turbines.

(25) The permittee shall submit a plan for monitoring the ammonia slip from each combustion turbine for approval by the Department. This submittal shall be made in conjunction with those for the continuous emission monitoring system.

(26) Phase I Department approval must be obtained for the monitors in Condition 24 above prior to initial startup of the source. Phase III Department approval must be obtained within 60 days of achieving the maximum production rate at which the source will be operated, but not later than 180 days after initial startup of the source. Department review time for the Phase III report (time between postmark of company's Phase III report and the postmark of the Department's response letter) will not be charged against the source in determining compliance with this condition. Information on obtaining Department approval is included in the Department's *Continuous Source Monitoring Manual*.

(27) The permittee shall install and maintain fuel flow meters that meet the requirements of 40 CFR Part 75. The fuel flow will be measured in accordance with Part 75, Appendix D requirements, in lieu of stack exhaust flow monitoring, to allow for calculation of pollutant mass emission rates.

(28) The permittee shall monitor the sulfur content of the fuel being fired in the gas turbines as per 40 CFR 60.334(b), unless the permittee receives approval from the United States EPA to use an alternative method as per 40 CFR 60.13.

(29) The permittee shall measure the following parameters for each SCR system:

- a) Catalyst bed inlet gas temperature
- b) Ammonia solution injection rate
- c) Ammonia solution concentration

#### *Recordkeeping and Reporting*

(30) The permittee shall record each cold start-up, warm start-up and hot start-up and shutdown as defined in Condition No. 17, including date and times of each event.

(31) The permittee shall, at the minimum, record the following:

- a) Monthly fuel consumption
- b) 12-month rolling total fuel consumption
- c) Monthly emissions of TSP/PM<sub>10</sub>, SO<sub>2</sub>, NO<sub>x</sub>, CO and VOC. NO<sub>x</sub> and CO will be measured by CEM, SO<sub>2</sub> will be calculated based on fuel consumption and fuel sulfur content in accordance with Part 75 requirements, and TSP/PM-10 and VOC will be based on fuel consumption and emission factors determined during compliance stack testing. Start-up emissions will be calculated based on the recorded number of cold, warm and hot starts and the start-up emission rates provided in the Plan Approval application.
- d) 12 month rolling total of TSP/PM<sub>10</sub>, SO<sub>2</sub>, NO<sub>x</sub>, CO and VOC
- e) Results of fuel sampling
- f) The measured SCR parameters

(32) All emissions shall be determined by the methods found in 40 CFR Part 60, the Plan Approval Application and supplemental materials and *Continuous Emission Monitoring Manual*.

(33) Records required under this Plan Approval and 40 CFR Part 60, shall be kept for a period of 5 years and shall be made available to the Department upon its request.

#### *Additional Requirements*

(34) The Department reserves the right to use the CEMS data, stack test results and the operating parameters determined during optimization of the turbines and their associated air cleaning devices to verify emission rates, to establish emission factors, and to develop compliance assurance measures in the operating permit.

(35) This Plan Approval authorizes temporary operation of the sources covered by this Plan Approval provided the following conditions are met:

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

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

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

(d) The permittee may request an extension if compliance with all applicable regulations and Plan Approval requirements has not been established. The extension request shall be submitted in writing at least 15 days prior to the end of this period of temporary operation and shall provide a description of the compliance status of the source, a detailed schedule for establishing compliance and the reasons compliance has not been established.

(e) The notice submitted by the permittee under subpart (a), prior to the expiration of this Plan Approval shall modify the Plan Approval expiration date. The new

Plan Approval expiration date shall be 180 days from the date of commencement of operation.

(36) The manufacturer's identification and technical specifications for all air pollution control equipment shall be submitted to the Regional Air Quality Program Manager within 30 days after the execution of the final sales agreements.

(37) As a part of the initial compliance demonstration testing of the combined cycle units, the permittee shall submit data to demonstrate compliance with the CO limits in condition 15. At the request of the permittee and provided sufficient justification is given, the Department may grant an extension of the demonstration period in order to allow for tuning of the combined cycle units operation and collection of additional CO emissions data using CEM. In the event that the CO emissions do not comply with condition 15 within 180 days after start-up or any approved extension, the permittee shall install an oxidation catalyst. The Department shall specifically notify the permittee that the catalyst is required. The permittee shall submit a compliance plan to the Department for approval within 60 days of the foregoing notification. This condition does not establish a compliance schedule for installation of the oxidation catalyst or for verification of compliance with Condition 15 after the oxidation catalyst has been installed.

(38) For the GE 7FB prototype, Combustion Turbine Serial Number 001, up to 250 hours of operation in the simple cycle mode (without HRSG) shall be allowed for the purpose of performance testing only. This operation is being approved so that the turbine manufacturer can generate emission data in the simple cycle mode on the first GE 7FB constructed. This operation will occur before the company has completed the construction of the HRSG, for a time period not to exceed 6 months. The requirements of conditions 14—16 shall not apply during this simple cycle testing period.

(39) At least 180 days prior to beginning simple cycle test operation, the applicant will prepare and submit a testing protocol to the Department and the USEPA Region III for review and approval. The protocol should identify, to the best extent possible, the breakdown of testing hours to occur in the ozone and non-ozone seasons. The simple cycle protocol should address, at a minimum, how the following parameters will be calculated and/or measured and the frequency of same for:

- the heating value and sulfur content of the pipeline natural gas
- nitrogen oxides
- carbon monoxide
- oxygen
- total unburned hydrocarbons
- volatile organic compounds
- electrical power generated (in megawatts)
- fuel flow/consumption

At least 2 weeks prior to the start of simple cycle testing, the applicant shall inform the Department and USEPA Region III of the date and time of testing start-up.

Within 90 days of completion of the simple cycle testing effort the applicant shall provide to the Department and USEPA Region III an updated table from that in the plan approval application section 9 that summarizes emissions by testing load.

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

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. Such 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*

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

**40900203R2. Northampton Fuel Supply Co., Inc.** (7500 Old Georgetown Road, 13th Floor, Bethesda, MD 20814-6161), renewal of an existing coal refuse reprocessing operation in Newport Township, **Luzerne County** affecting 49.5 acres, receiving stream—none. Application received April 2, 2001.

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

**17980121. R. J. Coal Company** (P. O. Box 277, LaJose, PA 15753), transfer of an existing Surface Mine Permit Application from BBC Coal Company. The permit site is located in Bloom Township, **Clearfield County** and affects 87.6 acres. Receiving stream—Bilgers Run and Hughey Run. Application received March 19, 2001.

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

**26-01-01. Carbon Fuels Resources, Inc.** (200 College Dr., Suite 300, Lemont Furnace, PA 15456). Received a Government Financed Construction Contract to clean up a coal refuse pile located in German Township, **Fayette County** affecting 18 acres. Receiving stream: North Branch of Brown's Run. GFCC application received April 2, 2001.

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

**56823123.** Permit Revision, **Croner, Inc.** (P. O. Box 260, Friedens, PA 15541), to include augering and to conduct surface mining activities within 100' of the right-of-way of two public roads.

The proposed road variances are as follows:

(1) State Route 2018: Beginning on SR 2018 at its intersection with SR 2027 and continuing northward, on both sides of SR 2018, for a distance of approximately 2,855 feet to Township Road T-616. Continuing northward on SR 2018, west side only, for a distance of approximately 170 feet to the boundary of this surface mine permit.

(2) State Route 2027: Beginning on SR 2027 approximately 435 feet south of its intersection with Township Road T-415 at the boundary of this surface mine permit and continuing northward, west side only, for a distance of approximately 840 feet to the intersection of SR 2018. Continuing northeast on SR 2027, west side only, for a distance of approximately 4,540 feet to the boundary of this surface mine permit in Brothersvalley Township, Somerset County, affecting 220.0 acres; receiving streams: an unnamed tributary to Buffalo Creek; and an unnamed tributary to Swamp Creek. Application received April 3, 2001.

*McMurray District Mining Office: 3913 Washington Road, McMurray, PA 15317.*

**63723707. Maple Creek Mining, Inc.** (981 Route 917, Bentleyville, PA 15314), to revise the permit for the Ginger Hill Refuse Area II, Slurry Pond 3 in Carroll, Fallowfield and Nottingham Townships, **Washington County** to revise Ginger Hill Refuse Area II Permit that includes deleting and adding acreage (total acreage will be 254.0) and raising the existing main valley Dam #1 and constructing a new Dam #3, no additional discharges. Application received November 22, 2000.

**33961302. Laurel Energy, L.P.** (One Energy Place, Suite 7500, Latrobe, PA 15650), to revise the permit for the Sandy Lands Mine in McCalmont Township, **Jefferson County** to revise the permit to add an approximate 2 acre mine rock storage area within the existing permit area, no additional discharges. Application received December 21, 2000.

**30841309. Dunkard Mining Co.** (P. O. Box 8, Dilliner, PA 15321), to renew the permit for the Dunkard Mine No. 2 in Dunkard Township, **Greene County** to renew permit, no additional discharges. Application received February 20, 2001.

**30940701. Dunkard Mining Co.** (P. O. Box 8, Dilliner, PA 15321), to renew the permit for the Dunkard CRDA No. 4 in Monongahela Township, **Greene County** to renew permit, no additional discharges. Application received February 20, 2001.

**03901302. TJS Mining, Inc.,** (R. D. 2, Box 260D, Shelocta, PA 15774), to revise the permit for the Darmac #3 deep mine in Washington Township, **Indiana County** to add 109 underground acres to the underground permit area along with 109 acres to the subsidence control plan boundary, no additional discharges. Application received February 22, 2001.

**32961302. Senate Coal Mines, Inc.** (One Energy Place, Suite 5100, Latrobe, PA 15650), to revise the permit for the Ondo Mine in Brush Valley Township, **Indiana County** to revise the existing permit to add 25.2 acres of surface acreage and an additional 1130 acres of underground area, Ferrier Run. Application received February 26, 2001.

**56841605. Croner, Inc.** (P. O. Box 260, Friedens, PA 15541), to renew the permit for the Goodtown Prep Plant in Brothersvalley Township, **Somerset County** to renew permit, no additional discharges. Application received March 12, 2001.

**30841307. RAG Emerald Resources, L.P.** (P. O. Box 1020, 158 Portal Rd., Waynesburg, PA 15370), to revise the permit for the Emerald Mine in Franklin and Whiteley Townships, **Greene County** to add 7 acres surface for 33 boreholes, no additional discharges. Application received March 28, 2001.

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

**10940101. Blackridge Associates, Inc.** (R. R. 6, Box 279J, Kittanning, PA 16201). Renewal of an existing bituminous surface strip, auger and tipple refuse disposal in Clay and Concord Townships, **Butler County** affecting 263.2 acres. Receiving stream: unnamed tributary to South Branch Slippery Rock Creek. Application received April 2, 2001.

**10930105. Rosebud Mining Company** (R. D. 9, Box 379A, Kittanning, PA 16201). Renewal of an existing bituminous surface strip and auger operation in Bruin Borough and Parker Township, **Butler County** affecting 289.4 acres. Receiving streams: Bear Creek. Application for reclamation only. Application received April 4, 2001.

**33910106. Terry Coal Sales, Inc.** (Box 58, Distant, PA 16223). Renewal of an existing bituminous surface strip and auger operation in Perry Township, **Jefferson County** affecting 195.0 acres. Receiving streams: two unnamed tributaries to Foundry Run. Application for reclamation only. Application received April 5, 2001.

**33850123. Waroquier Coal Company** (P. O. Box 128, Clearfield, PA 16830). Renewal of an existing bituminous

surface strip operation in Washington Township, **Jefferson County** affecting 203.2 acres. Receiving streams: unnamed tributary to Mill Creek and unnamed tributary to Rattlesnake Run. Application received April 5, 2001.

*Coal Applications Returned*

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

**37840101. Kerry Coal Company** (R. R. 2, Box 2139, Wampum, PA 16157) Renewal of an existing bituminous strip, auger and tippel refuse disposal operation in Little Beaver and Darlington Townships, **Lawrence and Butler Counties** affecting 655.6 acres. Receiving streams: six unnamed tributaries to the North Fork of Little Beaver Creek. Application received: March 6, 2001. Application returned: April 2, 2001.

**24970104. TDK Coal Sales, Incorporated** (P. O. Box 259, Brockway, PA 15824). Revision to an existing bituminous strip and auger operation to add 31.0 acres in Jay Township, **Elk County**. Total SMP acres will be 325.5 acres. Receiving stream: Wolf Lick Run to Spring Run. Application received: February 8, 2001. Application returned: April 5, 2001.

**1550-24970104-E-2. TDK Coal Sales, Incorporated** (P. O. Box 259, Brockway, PA 15824) Application for a stream encroachment for a stream crossing of Spring Run and unnamed tributary A to Spring Run in Jay Township, **Elk County**. Receiving streams: Wolf Lick Run to Spring Run. Application received: February 8, 2001. Application returned: April 5, 2001.

**Projects Under the Environmental Good Samaritan Act**

The Environmental Good Samaritan Act (27 Pa.C.S. §§ 8001—8114) provides certain protections and immunities from civil liability for landowners and persons who voluntarily undertake reclamation and abatement projects to address land and water adversely affected by mining or oil or gas extraction or exploration for natural resources and left in an unreclaimed condition or left discharging water pollution. In order for landowners and persons to qualify for immunity, the projects must be approved by the Department.

The following project proposals have been received by the Department. A copy of the proposals is available for inspection at the office indicated before each proposal.

Written comments or objections may be submitted by any person or any office 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.

Written comments or objections should contain the name, address and telephone number of the person submitting comments or objections; the proposal identification number; and a statement of sufficient detail to inform the Department of the basis of the comment or objection and the relevant facts upon which it is based.

*Project Proposals Received*

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

**EGS26002. Mountain Watershed Association** (P. O. Box 408, Melcroft, PA 15462). Received an Environmental Good Samaritan application for the purpose of passive treatment of the abandoned mine discharge from the Gallentine Mine Drainage Remediation site located in Springhill Township, **Fayette County** affecting 10 acres. Receiving stream: Indian Creek Watershed. Environmental Good Samaritan application received: March 23, 2001.

**EGS63001. Washington County Conservation District** (602 Courthouse Square, 100 West Beau Street, Washington, PA 15301-4402). Proposal application received for an Environmental Good Samaritan project to provide additional treatment of the Langeloth borehole discharge in Smith Township, **Washington County**, affecting 5.0 acres. Receiving stream: tributary to Burgetts Fork. Project proposal received: January 23, 2001.

*Noncoal Applications Received*

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

**7775SM12C2. Highway Materials, Inc.** (1750 Walton Road, P. O. Box 1650, Blue Bell, PA 19422-0465), correction to an existing quarry operation in Alsace Township, **Berks County** affecting 117.2 acres, receiving stream—unnamed tributary to Bernhart Creek. Application received April 4, 2001.

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

**14900301. Glenn O. Hawbaker, Inc.** (325 West Aaron Drive, State College, PA 16804), renewal of an existing Large Industrial Mineral NPDES permit located in Spring Township, **Centre County** currently affecting 282.1 acres. Receiving stream—Logan Branch to Spring Creek to Bald Eagle Creek to the Susquehanna River. Application received March 23, 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.*

**E45-408. Bekir Aksoy, President, Golden Generation Students Association**, 1857 Mount Eaton Road, Saylorsburg, PA 18353 in Ross Township, **Monroe County**, U.S. Army Corps of Engineers Philadelphia District.

To construct and maintain two foot bridges, each having a single span of approximately 20 feet and underclearance of 2.5 feet across Ross Common Creek (HQ-CWF) and to repair and maintain existing stone masonry walls along each streambank. The project is located at Camp Chesnut, approximately 0.3 mile southwest of the intersection of S.R. 3015 and S.R. 3017 (Windgap, PA Quadrangle N: 21.7 inches; W: 10.0 inches).

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

**E01-222. Richard Mullin**, 75 Fleshman Mill Road, New Oxford, PA 17350 in Mount Pleasant Township, **Adams County**, ACOE Baltimore District.

To construct and maintain a 22-foot by 42-foot garage attached to the east side of Fleshman's Mill, with a 12-foot wide deck around two sides of the mill. A 30-foot by 20-foot open sided recreation pavilion set on a concrete slab. To rebuild the demolished 26-foot by 28-foot caretaker house and a 40-foot by 80-foot storage shed located within the floodway of the South Branch Conewago Creek (WWF). The purpose of the project is to restore Fleshman's Mill and outbuildings to original 1747 circa conditions. The site is located on the north side of Fleshman's Mill Road (McSherrystown, PA Quadrangle N: 22.3 inches; W: 9.3 inches).

**E05-291. Richard Wright, Heritage Cove RV & Campground**, 999 Hayman Place, Los Altos, CA 94024 in Liberty and Hopewell Townships, **Bedford and Huntingdon Counties** respectively, ACOE Baltimore District.

To construct and maintain a concrete boat launch with 8 feet by 50 feet floating walk and two 56-foot by 100-foot boat docks in the Raystown Branch of the Juniata River (TSF) located 0.75 mile upstream from the Raystown Dam (Saxton, PA Quadrangle N: 19.5 inches; W: 15.5 inches).

**E22-425. Edward Fisher**, Wayne Township, P. O. Box E, Halifax, PA 17032 in Wayne Township, **Dauphin County**, ACOE Baltimore District.

To replace a failed 26.0-foot wide single span bridge by constructing and maintaining a twin cell reinforced concrete box culvert having clear spans of 18.0 feet and an underclearances of 8.0 feet to be located about 25 feet downstream of the existing bridge located on Union Church Road (T-536) about 0.2 mile south of Union Church Cemetery (Enders, PA Quadrangle N: 16.25 inches; W: 8.70 inches).

**E31-169. Elmer Martin, Stony Creek Holdings**, 940 Log Cabin Road, Leola, PA 17540, in Shirley Township, **Huntingdon County**, ACOE Baltimore District.

To construct and maintain a bridge having a span of 36 feet and an underclearance of 9 feet across the channel of Blacklog Creek (HQ-CWF) at a point approximately 17,000 feet upstream of the Cromwell/Shirley Township boundary line (Aughwick, PA Quadrangle N: 12.75 inches; W: 5.38 inches).

**E36-704. Larry Bekeja, Elizabethtown College**, One Alpha Drive, Elizabethtown, PA 17022 in Mt. Joy Township, **Lancaster County**, ACOE Baltimore District.

To enlarge and maintain the impounding lake of Lake Placida Dam and provide revetment on an unnamed tributary to Coney Creek located in Elizabethtown College Campus (Elizabethtown, PA Quadrangle N: 4.95 inches; W: 12.6 inches).

**E50-202. Mark Burkhead, PennDOT 8-0**, 2140 Herr Street, Harrisburg, PA 17103 in Wheatfield Township, **Perry County**, ACOE Baltimore District

To remove an existing 54-inch diameter, 41-foot long corrugated metal culvert and to construct and maintain a reinforced concrete box culvert having a clear span of 5.0 feet and an underclearance of 6.0 feet, a length of 72.0 feet in an unnamed tributary to Little Juniata Creek (CWF) and to relocate about +/120 linear feet of stream channel by constructing about 100 linear of new channel upstream of the culvert and about 70 linear feet of new channel downstream of the culvert located on SR 2005, Segment 0020, Offset 1279 (Duncannon, PA Quadrangle N: 7.0 inches; W: 14.1 inches).

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

**E19-211. James Kendter, PA Department of Transportation**, 715 Jordan Avenue, Montoursville, PA 17754. Bridge replacement SR 2003, Section 001, in Roaring Creek Township, **Columbia County**, ACOE Baltimore District (Shumans, PA Quadrangle N: 1.75 inches; W: 12.38 inches).

To remove the existing precast reinforced concrete slab bridge having a span of 18 feet, a design underclearance of 5 feet, on a 90° skew, a design underclearance of 3.4 feet and a curb-to-curb width of 18.2 feet; and to construct and maintain a precast reinforced concrete box culvert on a 90° skew with a clear span of 20 feet, a clear height of 6 feet, depressed 1 foot below the streambed with a waterway opening of 100 square feet in an unnamed tributary to Roaring Creek on SR 2003 approximately 300 feet northwest of the intersection of SR 2003 with SR 2012 in Roaring Creek Township, Columbia County. The project will not impact wetlands while impacting approximately 60 feet of waterway. Roaring Creek is a High Quality Cold Water fisheries stream.

**E19-212. George R. Fenimore**, 828 Green Creek Road, Benton, PA 17814. Fenimore Crossing, in Jackson Township, **Columbia County**, ACOE Baltimore District (Benton, PA Quadrangle N: 15.7 inches; W: .8 inch).

To operate and maintain two 5-foot diameter culvert pipes with a length of 75 feet in Green Creek. This crossing is for a single residence and is solely for access to the home and remaining land. The culvert was installed without a permit and the permit action is restitution for the violation of Chapter 105 Regulations. The project impacted 100 lineal feet of stream and did not impact any wetlands.

**E55-178. Jeffery and April Goss**, R. R. 2, Box 258 G, Selinsgrove, PA 17870. Goss Property, in Shamokin Dam Borough, **Snyder County**, ACOE Baltimore District (Sunbury, PA Quadrangle N: 22 inches; W: 9.6 inches).

To construct, operate and maintain an 18 foot diameter above ground swimming pool, 60 lineal feet of dike embankment, one wooden foot bridge measuring 3 feet by 45 feet, one wooden vehicular bridge measuring 7 feet by 15 feet, 10 tons of miscellaneous fill and 200 lineal feet of riprap stream bank protection on an unnamed tributary to the West Branch of the Susquehanna River. This project is located .75 mile north on SR 15 from the intersection with SR 11 (Sunbury, PA Quadrangle, N: 22 inch, W: 9.6 inches) in Shamokin Dam Borough, Snyder County. This permit was issued under section 105.13(e), Small Projects.

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

**E65-774. Sewickley Township**, 361 Mars Hill Road, Irwin, PA 15642-9606. Sewickley Township, **Westmoreland County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain a concrete arch bridge system having a normal span of 47.8 feet and an underclearance of 13.9 feet across Little Sewickley Creek (TSF) located on Limerick Hill Road (T-370) (Irwin, PA Quadrangle N: 2.91 inches; W: 12.03 inches).

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

**E10-331, John and Carol Reubi**, 1146 West Lancaster Road, Harmony, PA 16037. Reubi Stream Crossing, in Lancaster Township, **Butler County**, ACOE Pittsburgh District (Evans City, PA Quadrangle N: 20.5 inches; W: 13.5 inches).

To construct a single span bridge across Yellow Creek (WWF) with a 31-foot span and 5.5-feet high opening to provide private residential access, located 1.3 miles north of East Lancaster Road on the west of Yellow Creek Road.

**E10-333, Butler County**, P. O. Box 1208, Butler, PA 16003-1208. Clay Avenue Across Breakneck Creek, in Mars Borough, **Butler County**, ACOE Pittsburgh District (Mars, PA Quadrangle N: 12.7 inches; W: 1.2 inches).

To remove the existing bridge (County No. 133) and to construct and maintain a CON/SPAN precast concrete arch having a span of 28 feet and a rise of 10 feet across Breakneck Creek on Clay Avenue approximately 400 feet north of Brickyard Road.

**E20-498, PA Department of Transportation, District 1-0**, 255 Elm Street, P. O. Box 398, Oil City, PA 16301. S.R. 886, South Main Street Across Tributary to French Creek, in Cambridge Springs Borough, **Crawford County**, ACOE Pittsburgh District (Cambridge Springs, PA Quadrangle N: 9.4 inches; W: 8.35 inches).

To remove the existing bridge and to install and maintain a 60-foot long concrete box culvert having a 12-foot wide by 7-foot high waterway opening in a tributary to French Creek on S.R. 0886, Segment 0230, Offset 0661 approximately 1,600 feet south of S.R. 408.

**E42-277, Keating Township**, P. O. Box 103, East Smethport, PA 16730. Bordell Crossroad (T-350) Bridge Repair, in Keating Township, **McKean County**, ACOE Pittsburgh District (Smethport, PA Quadrangle N: 4.25 inches; W: 4.06 inches).

To remove the existing structural beams and to construct new footers approximately 6-feet behind the existing headwalls of the bridge and new beams between the footers on the 47-foot single span riveted steel pony truss Bordell Crossroad Bridge over Cole Creek (CWF) to return it to a usable condition, located approximately 1 mile southwest of Farmers Valley, 1/4 mile south of Route 46 North on T-350.

**E43-293, Tri-County Industries, Inc.**, 159 TCI Park Drive, Grove City, PA 16127. Tri-County Landfill, Inc., Tri-County Municipal Waste Landfill Expansion, in Pine and Liberty Townships, **Mercer County**, ACOE Pittsburgh District (Mercer, PA Quadrangle N: 4.0 inches; W: 1.5 inches).

To fill a total of 2.15 acres of wetland and construct 2.15 acres of replacement wetlands associated with the upgrade of a municipal waste landfill located south of S.R. 208 approximately 1 mile east of I-79. This permit application is an update of the January 16, 1995, application resulting in less wetland impacts.

**E61-243, Parks Unlimited, Inc.**, R. D. 5, Box 320, Franklin, PA 16323-9402. Watershed Rehabilitation for Upper Two Mile Run and Justus Lake, in City of Franklin, **Venango County**, ACOE Pittsburgh District (Franklin, PA Quadrangle N: 19.6 inches; W: 3.1 inches).

To conduct the following activities associated with providing improvements to a hiking trail to enhance environmental education opportunities at Two Mile Run County Park located 1.7 miles southwest from the intersection of S.R. 428 and Cherrytree Road.

1) Construction and maintenance of a 1,040 square-foot floating wooden observation pier in the dam-impounded Justus Lake.

2) Removal of a deteriorated 35-foot by 5-foot wooden pedestrian bridge over Two Mile Run (CWF).

3) Construction and maintenance of a 50-foot by 6-foot wooden pedestrian bridge with a 3.5-foot underclearance over Two Mile Run (CWF) on the alignment of the existing bridge.

#### ENVIRONMENTAL ASSESSMENTS

*Central Office: Bureau of Waterways Engineering, Rachel Carson State Office Building, Floor 3, 400 Market Street, Harrisburg, PA 17105.*

**D13-005EA. Borough of Lehighton**, P. O. Box 29, Lehighton, PA 18235. Lehighton Borough, **Carbon County**, ACOE Philadelphia District.

To breach and remove the Heilman Dam across Mahoning Creek (CWF) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 1,000 feet upstream from the confluence of Mahoning Creek and the Lehigh River (Lehighton, PA Quadrangle N: 13.5 inches; W: 11.1 inches).

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## ACTIONS

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

#### NPDES AND WQM PART II PERMITS 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.

**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.*

**NPDES Permit No. PA0058173.** Sewage. **Armand Ruocco**, 480 Main Street, Collegeville, PA 19426 is authorized to discharge from a facility located at Lot #2 in Upper Frederick Township, **Montgomery County** into receiving waters named Scioto Creek—Perkiomen Watershed.

**NPDES Permit No. PA0058289.** Sewage. **Pennridge School District**, 1506 North Fifth Street, Perkasie, PA 18944-2295. Is authorized to discharge from a facility located at M.M. Seylar Elementary School in Hilltown Township, **Bucks County** into an UNT of Pleasant Spring Creek-3E Watershed.

**WQM Permit No. 4600425.** Sewage. **Armand Ruocco**, 480 Main Street, Collegeville, PA 19426. Applicant is granted approval for the construction and operation of a single residential STP to serve Lot No. 2 of Rose Meadows Subdivision located in Upper Frederick Township, **Montgomery County**.

**WQM Permit No. 4600426.** Sewage. **Armand Ruocco**, 480 Main Street, Collegeville, PA 19426. Applicant is granted approval for the construction and operation of a single residential STP to serve Lot No. 3 of Rose Meadows Subdivision located in Upper Frederick Township, **Montgomery County**.

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

**NPDES Permit No. PA-0029483,** Sewage, **Buck Hill Falls Company**, P. O. Box 426, Buck Hill Falls, PA 18323-0426.

This proposed facility is located in Barrett Township, **Monroe County**.

Description of Proposed Action/Activity: Treated Sewage discharge to Buck Hill Creek.

**NPDES Permit No. PA-0021547-A1,** Sewerage, **Orwigsburg Borough Municipal Authority**, 209 North Warren Street, Orwigsburg, PA 17961-0128.

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

Description of Proposed Action/Activity: to treated sewage discharge Mahannon Creek.

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

**NPDES Permit No. PA0087271,** Industrial Waste, **East Petersburg Borough, Koser Road Spring Facility**, 6040 Main Street, East Petersburg, PA 17520.

This proposed facility is located in Manheim Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge to UNT Little Conestoga Creek in Watershed 7J (Conestoga River).

**NPDES Permit No. 0690413, Amendment 01-1,** Sewage, **Randy Reitenauer**, 243 Amity Park Road, Douglassville, PA 19518.

This proposed facility is located in Amity Township, **Berks County**.

Description of Proposed Action/Activity: Construction/Operation of Sewage Treatment Facilities and Land Application Facilities.

**NPDES Permit No. 0694421, Transfer 1,** Sewage, **James W. and Sandra M. Adams**, 840 N. 8th Street, Reading, PA 19604.

This proposed facility is located in Albany Township, **Berks County**.

Description of Proposed Action/Activity: Permit Amendment for construction/operation of Hawk Mountain STP.

**NPDES Permit No. 0500411,** Sewage, **Heritage Estates Section 3 Homeowners' Association, Inc.**, 946 Orchard Road, Willow Street, PA 17584.

This proposed facility is located in Juniata Township, **Bedford County**.

Description of Proposed Action/Activity: Construction/Operation of Sewage Treatment Facilities and Sewers & Appurtenances.

**NPDES Permit No. PA0086169,** Sewage, **James W. and Sandra M. Adams**, 840 N. 8th Street, Reading, PA 19604.

This proposed facility is located in Albany Township, **Berks County**.

Description of Proposed Action/Activity: Authorization to discharge from Hawk Mountain STP to Pine Creek in Watershed 3B (Maiden Creek) (transfer).

**NPDES Permit No. PA0026549,** Sewage, **City of Reading**, 815 Washington Street, Reading, PA 19601-3690.

This proposed facility is located in Reading City, **Berks County**.

Description of Proposed Action/Activity: Authorization to discharge to Schuylkill River in Watershed 3C (Tulpehocken Creek).

**WQM Permit No. PA0088641,** Industrial Waste, **Heritage Estates Section 3 Homeowners' Association, Inc.**, 946 Orchard Road, Willow Street, PA 17584.

This proposed facility is located in Juniata Township, **Bedford County**.

Description of Proposed Action/Activity: Authorization to discharge to Kegg Run in Watershed 11C (Dunning Creek).

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

**NPDES Permit No. PA0002879.** Industrial. **Union Electric Steel Corporation**, P. O. Box 465, Carnegie, PA 15106 is authorized to discharge from a facility located at Harmon Creek Plant, Smith Township, **Washington County** to receiving waters named unnamed tributary to Burgetts Fork (001—003).

**NPDES Permit No. PA0046019.** Industrial. **J.D.Q.L.L.C.**, R. R. 1, Box 10, Smithton, PA 15479 is authorized to discharge from a facility located at Penn Station Travel Plaza, South Huntingdon Township, **Westmoreland County** to receiving waters named Drainage Swale to unnamed tributary (Dutch Hollow) to Youghiogheny River (001—003).

**NPDES Permit No. PA0095010.** Industrial Waste. **Greater Greensburg Water Authority**, 111 Roosevelt Boulevard, Johnstown, PA 15907 is authorized to discharge from a facility located at the Riverside Water Treatment Plant, Stonycreek Township, **Cambria County** to receiving waters named Stony Creek.

**NPDES Permit No. PA0205656.** Industrial. **The Boswell Oil Company**, 702 Washington Avenue, Dravosburg, PA 15034 is authorized to discharge from a facility located at Dravosburg Facility, Dravosburg, **Allegheny County** to receiving waters named Monongahela River.

**NPDES Permit No. PA0217034.** Industrial Waste. **Koppers Industries, Inc.**, 436 Seventh Avenue, Pittsburgh, PA 15219 is authorized to discharge from a facility located at Monessen Coke Plant, Monessen, **Westmoreland County** to receiving waters named Monongahela River.

**NPDES Permit No. PA0203891.** Sewage. **Western Area Career & Technology Center**, 688 Western Avenue, Canonsburg, PA 15317 is authorized to discharge from a facility located at North Wade Street School Sewage Treatment Plant, Chartiers Township, **Washington County** to receiving waters named Chartiers Run.

**NPDES Permit No. PA0204625.** Sewage. **Robert Feather**, 1510 Darkshade Drive, Windber, PA 15963 is authorized to discharge from a facility located at Feather Nest MHP STP, Paint Township, **Somerset County** to receiving waters named unnamed tributary of Shade Creek.

**NPDES Permit No. PA0204633.** Sewage. **Michael Narquini**, 95 Browntown Road, Avella, PA 15312 is authorized to discharge from a facility located at Narquini Service Station STP, Cross Creek Township, **Washington County** to receiving waters named North Fork Cross Creek.

**NPDES Permit No. PA0204951.** Sewage. **Advanced Commerce Group, Inc.** is authorized to discharge from a facility located at The Woodlands Plan of Lots Sewage Treatment Plant, Sewickley Hills Borough, **Allegheny County** to receiving waters named unnamed tributary of Kilbuck Run.

**NPDES Permit No. PA0218707.** Sewage. **William and Kathryn Neumont**, 12 Crestwood Drive, Allison Park, PA 15101 are authorized to discharge from a facility located at Neumont Single Residence STP, Anderson Road, Richland Township, **Allegheny County** to receiving waters named unnamed tributary to Willow Run.

**Permit No. 0200413.** Sewerage. **William and Kathryn Neumont**, 12 Crestwood Drive, Allison Park, PA 15101. Construction of single residence STP located in Richland Township, **Allegheny County** to serve Neumont Property.

**Permit No. 0201401.** Sewerage. **Lisa Pattock.** Construction of a single residence sewage treatment facility located in Plum Borough, **Allegheny County** to serve Pattock single residence sewage treatment facility.

**Permit No. 0491407, Amendment No. 2.** Sewage. **New Sewickley Township Municipal Authority**, 233 Miller Road, Rochester, PA 15074 . Construction of Sewage Treatment Plant Expansion located in New Sewickley Township, **Beaver County** to serve Tri-County Commerce Wastewater Treatment Plant.

**Permit No. 1169402, Amendment No. 4.** Sewage. **Windber Area Authority**, 1700 Stockholm Avenue, Windber, PA 15963. Construction of an interceptor replacement and upsizing located in Richland Township, **Cambria County** to serve Upper Seese Run Interceptor.

**Permit No. 2600401.** Sewerage. **Georges Creek Municipal Authority**, P. O. Box 338, Smithfield, PA 15478. Construction of Treatment Plant, Pump Station, and Sewers located in Georges Township, **Fayette County** to serve Smithfield Borough.

**Permit No. 6300404.** Sewerage. **Midway Sewage Authority**, P. O. Box 600, Midway, PA 15060. Construction of a sewage treatment plant, pumping stations, gravity and pressure sewers located in Cecil Township, **Washington County** to serve Midway Borough, and portions of Cecil, Mt. Pleasant, Robinson and Smith Townships.

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

**NPDES Permit No. PA0104426,** Industrial Waste, **Corner Water Supply and Service Corporation**, 113 Oakwood Lane, Shippensburg, PA 16254.

This proposed facility is located in Elk Township, **Clarion County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to Paint Creek.

**NPDES Permit No. PA0032727,** Sewage, **Rest Area Site No. 21, Department of Transportation, Bureau of Design**, 7th Floor Forum Place, Harrisburg, PA 17101-1900.

This proposed facility is located in Irwin Township, **Venango County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to an unnamed tributary to the East Branch of Wolf Creek.

**NPDES Permit No. PA0032778,** Sewage, **Rest Area Site No. 22, Department of Transportation, Bureau of Design**, 7th Floor Forum Place, Harrisburg, PA 17101-1900.

This proposed facility is located in Irwin Township, **Venango County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to an unnamed tributary to Scrubgrass Creek.

**NPDES Permit No. PA0047201,** Sewage, **Tionesta Borough Municipal Authority**, 104 River Street, P. O. Box 408, Tionesta, PA 16353-0408.

This proposed facility is located in Tionesta Borough, **Forest County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to the Allegheny River.

**NPDES Permit No. PA0221643**, Sewage, **Sligo Borough Authority**, 448 Colerain Street, P. O. Box 241, Sligo, PA 16255.

This proposed facility is located in Sligo Borough, **Clarion County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to Mineral 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.

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10-G447	Tredyffrin Township 1100 DuPortall Road Berwyn, PA 19312	Tredyffrin Township	Chester County	Valley Creek (EV)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10S057-1	Pocono International Raceway, Inc. P. O. Box 500 Long Pond, PA 18334	Monroe	Tunkhannock Township	Tunkhannock Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10F095	Edward D. Agostinelli LETWO LLC 270 Walker Dr. State College, PA 16801	Centre County	College Township	Spring Creek, 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 this 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 this Commonwealth; (4) Notification for First Use Application of Sewage Sludge.

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 applications 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 (PAR)
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
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-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
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 &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Upper Darby Township Delaware County	PAR10-J154	SEPTA 1234 Market Street Philadelphia, PA 19107	Cobbs Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
West Whiteland Township Chester County	PAR10-G410	Valley Creek Corp. Ctr. 2005 Market St, Suite 4100 Philadelphia, PA 19103	Valley Creek (CWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Caln Township Chester County	PAR10-G421	ECL Company, LLC 61 Broadway, Suite 2924 New York, NY 10006	East Branch Brandywine Creek (TSF-MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Newlin Township Chester County	PAR10-G412	CPR Land 920 Harmony Hill Road West Chester, PA 19380	Pocopson Creek (TSF-MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
East Bradford Township Chester County	PAR10-G419	Ted Moser 1171 Lancaster Avenue Berwyn, PA 19312	Valley Creek (CWF-MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
New Garden Township Chester County	PAR10-G403	RML Enterprises P. O. Box 1180 Hockessin, DE 19707	Bucktoe Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Birmingham Township Chester County	PAR10-G372	PR Group 62 Read Way New Castle, DE 19720	Radley Run (WWF-MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Pocopson Township Chester County	PAR10-G406	Town and Country 7 Kates Glen Paoli, PA 19301	Pocopson Creek (TSF-MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131

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<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Whitemarsh Township Montgomery County	PAR10-T642	Realen Homes, LLC 1040 Stoney Hill Road Yardley, PA 19067	UNT to Plymouth Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Lower Gwynedd Township Montgomery County	PAR10-T686	Guidi Homes 921 B North Bethlehem Pk. Spring House, PA 19477	Trewellyn Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Upper Gwynedd Township Montgomery County	PAR10-T278	Merk and Company, Inc. P. O. Box 4 West Point, PA 19486	UNT of Towamencin Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Lansdale/Upper Gwynedd Townships Montgomery County	PAR10-T639-1	Progress Development, LP 595 Skippack Pk. Suite 100 Blue Bell, PA 19422	Towamencin Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Lower Salford Township Montgomery County	PAR10-T708	Penn Gwynn, LP 538 East Main Street Lansdale, PA 19446	UNT to Skippack Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Upper Providence Township Montgomery County	PAR10-T715	Wyeth-Ayerst Pharmaceuticals 2100 Renaissance Blvd. King of Prussia, PA 19406	Perkiomen Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Lackawanna County Scott Township	PAR10N120	Karl Pfeifferberger SCLIB Co. P. O. Box 431 Scranton, PA 18501	UNT to Tunkhannock Creek TSF	Lackawanna County Conservation District (570) 281-9495
Schuylkill County Pine Grove Township	PAR105811	C. H. Klinger, Inc. 1486A Pinedale Industrial Park Orwigsburg, PA 17961	Swatara Creek CWF	Schuylkill County Conservation District (570) 622-3742
Northampton County Washington Township	PAR10U153	Washington Township Board of Supervisors 4 Flicksville Rd. Bangor, PA 18013	Martsin Creek TSF, MF	Northampton County Conservation District (610) 746-1971
Ruscombmanor Township Berks County	PAR 10C227	Golden Oaks Residential Dmidio Filippini, Pres. Filippini Real Estate Inc. 520 N. Temple Blvd. Temple, PA 19560	Furnace Creek Willow Creek	Berks County Conservation District P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Lincoln Township Hopewell Township Blair County	PAR103019	R.R.P. Recreation LP Hollidaysburg, PA	Raystown Lake WWF	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Morris Township Blair County	PAR103020	New Enterprise Stone and Lime New Enterprise, PA	Frankstown Branch of the Juniata River	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877
Greene Township Franklin County	PAR10M231	Beacon Light Estates Elam Reiff 275 Good Heart Road Shippensburg, PA 17257	UNT to Conococheague Creek CWF	Franklin County Conservation District 550 Cleveland Avenue Chambersburg, PA 17201 (717) 264-8074
North Codorus Township York County	PAR10Y511	Colonial Crossings Cornerstone Dev. Corp. Inc. P. O. Box 179 Felton, PA 17322	UNT to W Branch Codorus Creek WWF	York County Conservation District 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Springettsbury Township Hellam Township York County	PAR10Y519	Greystone/Sarah K. Norton Abel Construction Co. Inc. P. O. Box 476 Mountville, PA 17554	UNT to Kreutz Creek WWF	York County Conservation District 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
West Manchester Township York County	PAR10Y528	Barrington Place Phase III-IV Allen M. Smith Orchard Hill Real Estate 450 Spangler Road New Oxford, PA 17350	UNT to Little Conewago Creek TSF	York County Conservation District 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
West Manchester Township York County	PAR10Y506	Home Depot USA Inc. Roger Hirschhorn 3096 Hamilton Blvd. South Plainfield, NJ 07080	Willis Run WWF	York County Conservation District 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Spring Garden Township York County	PAR10Y525	Regents Glen Regents Glen Building and Dev. LLC 1190 Regents Glen Blvd. York, PA 17403	Codourus Creek CWF	York County Conservation District 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Springettsbury Township York County	PAR10Y504	Sprenkle Tract Timothy F. Pasch 2645 Carnegie Road York, PA 17402	UNT to Kreutz Creek WWF	York County Conservation District 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430

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

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Washington County North Franklin Township	PAR10W181	PA Department of Transportation P. O. Box 459 Uniontown, PA 15401	Chartiers Creek WWF	Washington County Conservation District (724) 228-6774
Westmoreland County Allegheny Township	PAR10X245	True Line Corp. 470 Old Frankstown Rd. Pittsburgh, PA 15146	Pine Run—WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County North Huntingdon Township	PAR10X247	Robert Shuster R.R. 1 Box 61 Rillton, PA 15678	UNT to Tinkers Run—WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County Penn Township	PAR10X256	Father Paul Fitz Maurice 34 Ramaley Road Harrison City, PA 15636	UNT to Bushy Run—WWF	Westmoreland County Conservation District (724) 837-5271

## NOTICES

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*General Permit Type—PAG-3*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Chester County West Chester Borough	PAR230031	Sartomer Company, Inc. 610 South Bolmar Street West Chester, PA 19382	Unnamed tributary to East Branch Chester Creek (Goose Creek)	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19426
Montgomery County Horsham Township	PAR800068	United Parcel Service, Inc. 700 Blair Mill Road Horsham, PA 19044	Pennypack Creek	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428
Lackawanna County South Abington Township	PAR112225	Flowserve Corporation 942 Griffin Pond Rd. Clarks Summit, PA 18411	Ackerly Creek	DEP NERO Water Mgmt. 2 Public Square Wilkes-Barre, PA 18711 (570) 826-2511
Blair County Blair Township	PAR603583	Charles L. Walter Walter's Auto Wrecking R.R. 1, Box 518-A Hollidaysburg, PA 16648	Halter Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Dauphin County Middletown Borough	PAR803644	Federal Express Corporation 200 Fulling Mill Road Middletown, PA 17057	Swatara Creek WWF	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

*General Permit Type—PAG-4*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Berks County Douglass Township	PAG043538	Walter & Stacia Jablonski, Jr. 186 Hill School Road Douglassville, PA 19518	UNT Schuylkill River/WWF	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Allegheny County Plum Borough	PAG046222	Lisa Pattock 2029 Old Leechburg Road New Kensington, PA 15068	UNT to Pucketa Creek	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 &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Berks County Bethel Township	PAG053548	F. Ray Marks, Jr. Marks Garage 469 Frystown Road Myerstown, PA 17067	UNT to Swatara Creek	DEP—Southcentral Regional Office 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Hempfield Township Westmoreland County	PAG056161	Exxon Mobil Corp. 220 Commerce Drive Suite 205 Ft. Washington, PA 19034	UNT of Jacks Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000

*General Permit Type—PAG-9 (SSN)*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Spring Township Perry County	PAG093528	Advanced Septic Services R. R. 1 Box 577 Landisburg, PA 17040	Richard View Farm Spring Township Perry County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

*General Permit Type—PAG-10*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Chester County East Goshen Township	PAG100008	Sun Pipe Line Company 10 Penn Center, 26th Floor 1801 Market Street Philadelphia, PA 19103	Storm Sewer Tributary to East Branch Chester Creek—3G Watershed	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428

**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. 4601502, Public Water Supply.**

Applicant	<b>North Wales Water Authority</b> 200 W. Walnut Street North Wales, PA 19454-1339
Township	Lower Gwynedd
County	<b>Montgomery</b>
Type of Facility	Public Water Supply System
Consulting Engineer	Gannett Fleming, Inc. P. O. Box 80794 Valley Forge, PA 19484-0794
Permit to Construct Issued	April 4, 2001

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

**Permit No. 4501501, Public Water Supply.**

Applicant	<b>Meadow Run Builders</b> 209 Executive Plaza East Stroudsburg, PA 18301
Borough or Township	Stroud Township
County	<b>Monroe</b>
Type of Facility	Public Water Supply
Consulting Engineer	Joseph D. Sincavage, P.E. Sincavage Associates, Inc. 149 East Broad St. East Stroudsburg, PA 18301
Permit to Construct Issued	April 2, 2001

**Permit No. 2200508 MA, Minor Amendment, Public Water Supply.**

Applicant	<b>Gratz Borough Water Authority</b>
Municipality	Gratz Borough
County	<b>Dauphin</b>

Type of Facility	Installation of Soda Ash chemical feed system for pH/alkalinity adjustment for LCR corrosion control treatment.
Consulting Engineer	Max E Stoner, P.E. Glace Associates, Inc. 3705 Trindle Rd. Camp Hill, PA 17011
Permit to Construct Issued:	February 8, 2001
	<b>Permit No. 3600508, Public Water Supply.</b>
Applicant	<b>Pleasant View Retirement Community</b>
Municipality	Penn Township
County	<b>Lancaster</b>
Type of Facility	Project is for the construction of a new booster pump station. The new pump house will include both domestic pumps and a relocated fire pump.
Consulting Engineer	David A. Madary 33 S. Broad St. Lititz, PA 17543
Permit to Operate Issued:	March 20, 2001
	<b>Permit No. 2299502, Public Water Supply.</b>
Applicant	<b>United Water Pennsylvania</b>
Municipality	Hummelstown Borough
County	<b>Dauphin</b>
Type of Facility	Operation of a ClorTec On-Site liquid sodium hypochlorite generation unit.
Consulting Engineer	R. Michael Gephart, P.E. United Water Pennsylvania 4211 East Park Circle Harrisburg, PA 17111
Permit to Operate Issued:	February 28, 2001
	<b>Permit No. 2299501, Public Water Supply.</b>
Applicant	<b>United Water Pennsylvania</b>
Municipality	Susquehanna Township



County **Dauphin**  
 Type of Facility Operation of a ClorTec On-Site liquid sodium hypochlorite generation unit.

Consulting Engineer R. Michael Gephart, P.E.  
 United Water Pennsylvania  
 4211 East Park Circle  
 Harrisburg, PA 17111

Permit to Operate February 28, 2001  
 Issued:

**Permit No. 7366118**, Public Water Supply.

Applicant **Crystal Spring Water Company**  
 Municipality Millcreek Township  
 County **Lebanon**  
 Type of Facility Operation of modifications to an existing loading building. In addition, the withdrawal of water from Arrowhead Spring No. 3 will be increased from 90,000 gpd to 300,000 gpd.

Consulting Engineer Daniel J Barton, P.E.  
 Crouse & Company  
 400 Penn Center Blvd.  
 Pittsburgh, PA 15235

Permit to Operate August 17, 2000  
 Issued:

**Permit No. 3101502 MA, Minor Amendment**, Public Water Supply.

Applicant **Youth Forestry Camp #3**  
 Municipality Todd Township  
 County **Huntingdon**  
 Type of Facility Modifications to the piping configuration of the greensand filters.

Consulting Engineer Kas Janardhana  
 Dept. Public Welfare Bureau  
 Facilities Management  
 1401 N. Seventh St.  
 Harrisburg, PA 17105-2675

Permit to Operate March 6, 2001  
 Issued:

**Permit No. 2299505 MA, Minor Amendment**, Public Water Supply.

Applicant **Middletown Borough Authority**  
 Municipality Middletown Borough  
 County **Dauphin**  
 Type of Facility Operation of a chemical treatment building for Well Nos. 1 & 2. Also modifications to Well Nos. 1 & 2 and the filter building.

Consulting Engineer Mikel V. Geissler, P.E.  
 CET Engineering Services  
 1240 N. Mountain Rd.  
 Harrisburg, PA 17112

Permit to Operate February 23, 2001  
 Issued:

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

**Permit No. 1400509**, Public Water Supply.

Applicant **Pennsylvania American Water Company**  
 Township Boggs & Bradford Townships  
 County **Clearfield**  
 Type of Facility Public Water Supply  
 Consulting Engineer Gannett-Fleming, Inc.  
 P. O. Box 67100  
 Harrisburg, PA 17106-7100

Permit to Construct April 3, 2001  
 Issued

**Permit No. Minor Amendment**, Public Water Supply.

Applicant **City of DuBois**  
 Township Sandy Township  
 County **Clearfield**  
 Type of Facility Public Water Supply  
 Consulting Engineer The EADS Group, Inc.  
 P. O. Box 684  
 15392 Route 322  
 Clarion, PA 16214

Permit to Construct April 4, 2001  
 Issued

**Permit No. Minor Amendment**, Public Water Supply.

Applicant **City of DuBois**  
 Township Sandy Township  
 County **Clearfield**  
 Type of Facility Public Water Supply  
 Consulting Engineer The EADS Group, Inc.  
 P. O. Box 684  
 15392 Route 322  
 Clarion, PA 16214

Permit to Operate April 4, 2001  
 Issued

**Permit No. 2724**, Public Water Supply.

Applicant **City of DuBois**  
 Township Sandy Township  
 County **Clearfield**  
 Type of Facility Public Water Supply  
 Consulting Engineer The EADS Group, Inc.  
 P. O. Box 684  
 15392 Route 322  
 Clarion, PA 16214

Permit to Operate April 4, 2001  
 Cancelled

**Permit No. 2890**, Public Water Supply.

Applicant **City of DuBois**  
 Township Sandy Township  
 County **Clearfield**  
 Type of Facility Public Water Supply  
 Consulting Engineer The EADS Group, Inc.  
 P. O. Box 684  
 15392 Route 322  
 Clarion, PA 16214

Permit to Operate April 4, 2001  
 Canceled

**Permit No. 2584.** Public Water Supply.  
 Applicant **City of DuBois**  
 Township Sandy Township  
 County **Clearfield**  
 Type of Facility Public Water Supply  
 Consulting Engineer The EADS Group, Inc.  
 P. O. Box 684  
 15392 Route 322  
 Clarion, PA 16214  
 Permit to Operate April 4, 2001  
 Cancelled

**Permit No. 6372.** Public Water Supply.  
 Applicant **City of DuBois**  
 Township Sandy Township  
 County **Clearfield**  
 Type of Facility Public Water Supply  
 Consulting Engineer The EADS Group, Inc.  
 P. O. Box 684  
 15392 Route 322  
 Clarion, PA 16214  
 Permit to Operate April 4, 2001  
 Cancelled

**Permit No. 265-W-021.** Public Water Supply.  
 Applicant **City of DuBois**  
 Township Sandy Township  
 County **Clearfield**  
 Type of Facility Public Water Supply  
 Consulting Engineer The EADS Group, Inc.  
 P. O. Box 684  
 15392 Route 322  
 Clarion, PA 16214  
 Permit to Operate April 4, 2001  
 Cancelled

**Permit No. 1790502.** Public Water Supply.  
 Applicant **City of DuBois**  
 Township Sandy Township  
 County **Clearfield**  
 Type of Facility Public Water Supply  
 Consulting Engineer The EADS Group, Inc.  
 P. O. Box 684  
 15392 Route 322  
 Clarion, PA 16214  
 Permit to Operate April 4, 2001  
 Cancelled

**Permit No. 1999501.** Public Water Supply.  
 Applicant **Benton Municipal Water & Sewer Authority**  
 Borough Benton Borough  
 County **Columbia**  
 Type of Facility Public Water Supply  
 Permit to Operate April 10, 2001  
 Issued

**Permit No. Minor Amendment.** Public Water Supply.  
 Applicant **Benton Municipal Water & Sewer Authority**

Borough Benton Borough  
 County **Columbia**  
 Type of Facility Public Water Supply  
 Permit to Operate April 10, 2001  
 Issued

**Permit No. 4189514-T1.** Public Water Supply.  
 Applicant **Kennard P. Camp, Owner Mountain Laurel Mobile Home Park**  
 Township Armstrong Township  
 County **Lycoming**  
 Type of Facility Public Water Supply  
 Permit to Operate April 9, 2001  
 Issued

## SEWAGE FACILITIES ACT PLAN APPROVAL

**Plan approvals granted under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.5—750.20).**

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

### Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Fox Township	116 Irishtown Road P. O. Box 184 Kersey, PA 15846	<b>Elk</b>

Plan Description: The approved plan provides for the construction of combined gravity and forced main collection and conveyance sewers for the areas of Robin Road, Cherry Road, and the SR 255 corridor, including areas of Homestead Road, Greenbrier Drive, Laurel Lane and Linwood Avenue. A 0.40 MGD sewage treatment plant (STP) upgrade is proposed that will use oxidation ditch technology.

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 (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site 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, contact the Environmental Cleanup Program Manager in the Department Regional Office under which the notice of receipt of a final report appears. If information concerning a final report is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following final reports:

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

**Philadelphia Redevelopment Authority/Stenton Ave. and Haines St.**, City of Philadelphia, **Philadelphia County**. Nancy R. Repetto, Powell-Harpstead, Inc., 800 E. Washington St., West Chester, PA 19380, on behalf of the Redevelopment Authority of the City of Philadelphia, 1234 Market St., 16th Floor, Philadelphia, PA 19107, has submitted a Final Report concerning remediation of site soil contaminated with lead, BTEX and petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standards.

**Penllyn Lands**, Lower Gwynedd Township, **Montgomery County**. Mark J. Irani, P.G., RT Environmental Services, Inc., 215 W. Church Rd., King of Prussia, PA 19406, on behalf of Penllyn Lands, c/o Day & Zimmerman, Inc., 1818 Market St., Philadelphia, PA 19103, has submitted a Final Report concerning site soil contaminated with solvents and groundwater contaminated with lead. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Lee's Service Center**, Upper Darby Township, **Delaware County**. Samuel J. Kucia, Environmental Consulting, Inc., 500 E. Washington St., Suite 375, Norristown, PA 19401, on behalf of Wellington and Dennis Lee, 700 Burmont Rd., Drexel Hill, PA, has submitted a Final Report concerning site soil contaminated with lead, BTEX and petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

**Doerrman Property**, Ruscombmanor Township, **Berks County**. Walter B. Satterthwaite Associates, Inc., 720 Old Fern Hill Road, West Chester, PA 19380, on behalf of Patrick and Amy Doerrman, 3638 Princetown Road, Fleetwood, PA 19522 and State Farm Insurance, 108 West Airport Road, Lititz, PA 17543, has submitted a Final Report concerning remediation of site soils and groundwater contaminated with BTEX and PAHs. The report is intended to document remediation of the site to the Statewide health standard.

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

**Matthew Motors—Covington Site**, Covington Township, **Tioga County**. Brooks Petroleum Contracting Company, R.R. 7, Box 141, Wellsboro, PA 16901, on behalf of Putnam Company, 5 East Avenue, Wellsboro, PA 16901,

has submitted a Final Report concerning remediation of site soil and groundwater contaminated with BTEX. The report is intended to document remediation of the site to meet the Statewide Health Standard. (See additional notice in this *Pennsylvania Bulletin*).

## 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 Act. Plans and reports required by provisions of the Act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media; benefits of 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 non-residential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, 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.*

**Triboro Electric Company**, Doylestown Borough, **Bucks County**. Terrence J. McKenna, Keating Environmental Management, Inc., 479 Thomas Jones Way, Suite 700, Exton, PA 19341, on behalf of Doylestown Store & Lock, 350 S. Main St., Suite 213, Doylestown, PA 18901, has submitted a Final Report concerning the remediation

of site soil contaminated with lead. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 6, 2001.

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

**Exxon Station RAS 2-7395**, Upper Allen Township, **Cumberland County**. Groundwater & Environmental Services, Inc., 410 Eagleview Boulevard, Suite 110, Exton, PA 19341, on behalf of ExxonMobil Refining & Supply Company, P. O. Box 228, Fort Washington, PA 19034, and Elvin B. Hess, 145 Gettysburg Pike, Mechanicsburg, PA 17055-5695, has submitted a final report concerning the remediation of site soils and groundwater contaminated with BTEX and PHCs. The final report did not demonstrate attainment of the Statewide Health standard, and was disapproved by the Department on April 2, 2001.

## HAZARDOUS WASTE

### HAZARDOUS WASTE TRANSPORTER LICENSE

**Actions on applications for Hazardous Waste Transporter License received 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

**Beelman Truck Co.**, P. O. Box 305, St. Libory, IL 62282. **License No. PA-AH 0363**. Effective April 2, 2001.

### INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE

**Actions on applications for Infectious and Chemotherapeutic Waste Transporter License received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and Act 93 of June 28, 1988 (P. L. 525, No. 93) 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

**Bio-Haz Solutions, Inc.**, P. O. Box 152, Lehighton, PA 18235. **License No. PA-HC 0191**. Effective April 10, 2001.

## AIR QUALITY

### OPERATING PERMITS

**General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.**

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ronald Davis, New Source Review Chief, (717) 705-4702.*

**38-05002: Alcoa Inc.** (3000 State Drive, Lebanon, PA 17042) authorized use of a general permit for the

construction/operation of a natural gas-fired boiler in South Lebanon Township, **Lebanon County**.

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

*Philadelphia Department of Public Health, Air Management Services: 321 University Ave., Philadelphia, PA 19104, Roger Fey, (215) 823-7584.*

**95-046: Northeast Water Pollution Control Plant** (3899 Richmond Street, Philadelphia, PA 19137) on April 2, 2001, for operation of a water treatment plant. The facility's air emission sources include liquid treatment processes, solids treatment processes, four 20-50 MMBTU/hr boilers, seven boilers <15 MMBTU/hr, four digester gas flares, and a cold degreaser in the City of Philadelphia, **Philadelphia County**.

**95-045: Southwest Water Pollution Control Plant/Biosolids Recycling Center** (8200 Enterprise Avenue, Philadelphia, PA 19153) on April 2, 2001, for operation of a water treatment plant. The facility's air emission sources include liquid treatment processes, solids treatment processes, Biosolids Recycling Center processes, three 20-50 MMBTU/hr boilers, four boilers, two furnaces, and a steam cleaner, each <15 MMBTU/hr, four digester gas flares, and two portable sandblast units in the City of Philadelphia, **Philadelphia County**.

### PLAN APPROVALS

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

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790, Michael Safko, Acting New Source Review Chief, (570) 826-2531.*

**39-302-137B: Beatrice Group, Inc. (ConAgra Dairy Foods, 1002 MacArthur Road, Whitehall, PA 18052)** on April 3, 2001, for construction of two gas/oil fired boilers in Whitehall Township, **Lehigh County**.

**39-399-051: Allen Organ Co.** (150 Locust Street, P. O. Box 36, Macungie, PA 18062) on April 5, 2001, for construction of a vapor degreaser and associated air cleaning device in Macungie Borough, **Lehigh County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ronald Davis, New Source Review Chief, (717) 705-4702.*

**07-03038: Amerway, Inc.** (3701 Beale Avenue, Altoona, PA 16601) on April 2, 2001, for modification of a secondary tin/lead solder processing facility controlled by a dropout chamber and two fabric collectors located in Altoona City, **Blair County**.

**21-05042A: Pennsy Supply, Inc.** (P. O. Box 3331, Harrisburg, PA 17104-3331) on April 3, 2001, for the modification of a hot mix asphalt batch plant controlled by a knockout box fabric collector located at the Silver Spring Quarry in Silver Spring Township, **Cumberland County**. This source is subject to 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities and 40 CFR Part 60, Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels.

**38-05023A: Pennsy Supply, Inc.** (P. O. Box 3331, Harrisburg, PA 17105) on April 5, 2001, for the modifica-

tion of an asphalt plant controlled by a knockout box and fabric collector located at the Prescott Quarry in South Lebanon Township, **Lebanon County**. This source is subject to 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities and 40 CFR Part 60, Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, William Charlton, New Source Review Chief, (412) 442-4174.*

**63-649E: Polycom Huntsman, Inc.** (90 West Chestnut Street, Washington, PA 15301) on March 30, 2001, for operation of Compounding and Extrusion Equipment at Donora Plant No. 1 in Donora Borough, **Washington County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, Devendra Verma, New Source Review Chief, (814) 332-6940.*

**24-083D: Carbone of America** (215 Stackpole Street, St. Marys, PA 15857) on March 29, 2001, for construction of carbon baking kilns in Benzinger Township, **Elk County**.

**25-952C: Bush Industries of PA, Inc.** (2455 Robison Road West, Erie, PA 16509) on March 27, 2001, for installation of a baghouse in Erie, **Erie County**.

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

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*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, Thomas McGinley, New Source Review Chief, (610) 832-6242.*

**09-0123: Better Materials Corp.** (262 Quarry Road, Ottsville, PA 18942) on April 2, 2001, for operation of a batch asphalt plant in Nockamixon Township, **Bucks County**.

**46-0169A: H & N Packaging, Inc.** (92 County Line Road, Colmar, PA 18915) on April 4, 2001, for operation of an ink room in Hatfield Township, **Montgomery County**.

**46-0063: Universal Packaging Corp.** (1196 Easton Road, Horsham, PA 19044) on April 5, 2001, for operation of a rotogravure printing press in Horsham Township, **Montgomery County**.

**09-320-049: Fres-Co Systems USA, Inc** (3005 State Road, Telford, PA 18969) on April 6, 2001, for operation of a flexographic press in West Rockhill Township, **Bucks County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ronald Davis, New Source Review Chief, (717) 705-4702.*

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

**36-03104: Lancaster Container, Inc.** (P. O. Box 18, Washington Boro, PA 17582) on March 30, 2001, to authorize temporary operation of a surface coating operation controlled by a water wash system, covered under this Plan Approval until July 28, 2001, in Manor Township, **Lancaster County**.

**36-05103A: Dana Corp.** (2919 Old Tree Drive, Lancaster, PA 17603) on April 1, 2001, to authorize temporary operation of a chassis paint spray booth utilizing manual electrostatic and airless atomized spraying controlled by an American Air Filter and a Research Products Dry Filter, covered under this Plan Approval until March 31, 2002, in East Hempfield Township, **Lancaster County**.

**67-317-033D: Starbucks Coffee Co.** (3000 Espresso Way, York, PA 17402) on April 2, 2001, to authorize temporary operation of two coffee roasters each controlled by a cyclone and a catalytic afterburner, covered under this Plan Approval until July 30, 2001, in East Manchester Township, **York County**.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, Richard Maxwell, New Source Review Chief, (570) 327-3637.*

**08-318-027: Mill's Pride—Pennsylvania** (100 Lamoka Road, Sayre, PA 18840) on March 30, 2001, for operation of a wood kitchen cabinet door manufacturing and finishing operation on a temporary basis until July 28, 2001, in Athens Township, **Bradford County**.

**19-0004A: Williams Gas Pipeline—Transco** (2800 Post Oak Boulevard, Houston, TX 77251-1396) on April 3, 2001, to extend the expiration date of a plan approval for construction of two natural gas-fired turbines to November 1, 2002, at Station 517 in Jackson Township, **Columbia County**.

**49-305-008B: Shamokin Filler Co., Inc.** (Venn Access Road, Coal Township, PA 17866) on April 4, 2001, to extend the plan approval expiration date for construction of a fluidized bed coal/carbon pellet dryer and associated air cleaning device (a fabric collector) to September 30, 2002, in Coal Township, **Northumberland County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, William Charlton, New Source Review Chief, (412) 442-4174.*

**04-700A: Mansell Industrial Services** (1755 Pennsylvania Avenue, Monaca, PA 15061) on March 22, 2001, for operation of a rotary kiln dryer at Industry Plant in Industry Borough, **Beaver County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, Devendra Verma, New Source Review Chief, (814) 332-6940.*

**33-002B: Owens Brockway Glass Container** (Route 219, E & R Building, Brockway, PA 15824) on March 30, 2001, for a glass melting furnace in Snyder Township, **Jefferson County**.

**42-151A: Werzalit of America, Inc.** (40 Holly Avenue, P. O. Box 373, Bradford, PA 16701) on February 28, 2001, for a chipping drying process in Bradford, **McKean County**.

## MINING

### ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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**Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.31); 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

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

**NPDES Permit #PA0224138. Stoudt's Ferry Preparation Company, Inc.** (P. O. Box 279, St. Clair, PA 17970) commencement, operation and restoration of the Auburn Basin Processing Plant operation authorized by Contract No. G91:18-101.1 in Landingville Borough, **Schuylkill County**, receiving stream—Schuylkill River. Permit issued April 2, 2001.

**54841303R3. Tito Coal** (118 Fairview Lane, Williamstown, PA 17098) renewal of an existing anthracite underground mine operation in Porter Township, **Schuylkill County** affecting 5.7 acres, receiving stream—none. Renewal issued April 2, 2001.

**54851325R3. B & B Anthracite Coal Company** (225 Main Street, Joliett, PA 17981) renewal of an existing anthracite underground mine operation in Tremont Township, **Schuylkill County** affecting 8.0 acres, receiving stream—Lorberry Creek. Renewal issued April 6, 2001.

**40793211R3. Jeddo-Highland Coal Company** (46 Public Square, Suite 600, Wilkes-Barre, PA 18701) renewal of an existing coal refuse reprocessing operation in Hazle Township, **Luzerne County** affecting 59.0 acres, receiving stream—none. Renewal issued April 6, 2001.

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

**03990107. Walter L. Houser Coal Co., Inc.** (R. R. 9, Box 434, Kittanning, PA 16201). Permit revision issued for commencement, operation and reclamation of a bituminous surface mine located in Washington & East Franklin Townships, **Armstrong County** affecting 125.6 acres. Receiving streams: unnamed tributaries of Limestone Run to Limestone Run to Allegheny River. Revision application received: November 3, 2000. Revision permit issued: April 3, 2001.

**03000106. P & N Coal Company, Inc.** (240 West Mahoning Street, P. O. Box 332, Punxsutawney, PA 15767). Permit issued for commencement, operation and reclamation of a bituminous surface mine located in Plumcreek Township, **Armstrong County** affecting 80.7 acres. Receiving stream: unnamed tributary to Cherry Run. Application received: September 18, 2000. Permit issued: April 4, 2001.

**65000201. Reichard Contracting, Inc.** (212 Olean Trail, New Bethlehem, PA 16242). Permit issued for commencement, operation, and reclamation of a bituminous surface mine/coal refuse reprocessing facility located in Sewickley Township, **Westmoreland County**, affecting 41.0 acres. Receiving streams: unnamed tributaries to Sewickley Creek to Sewickley Creek to Youghiogheny River. Application received: September 7, 2000. Permit issued: April 5, 2001.

**65900109. M.B. Energy, Inc.** (175 McKnight Road, Blairsville, PA 15717). Renewal permit issued for commencement, operation and reclamation of a bituminous

surface mine located in Salem Township, **Westmoreland County** affecting 99.8 acres. Receiving streams: two unnamed tributaries to Beaver Run. Renewal application received: January 5, 2001. Renewal permit issued: April 5, 2001.

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

**32000109. Britt Energies, Inc.** (2450 Philadelphia Street, Indiana, PA 15701) commencement, operation and restoration of a bituminous surface-auger-sandstone removal mine in White Township, **Indiana County**, affecting 33.5 acres, receiving stream unnamed tributary to Yellow Creek and Yellow Creek. Application received November 7, 2000. Permit issued April 3, 2001.

**32000107. Kraynak Coal Company** (R. D. 1, Box 158, 3124 Firetower Road, Mahaffey, PA 15757) commencement, operation and restoration of a bituminous surface-auger mine in Grant Township, **Indiana County**, affecting 38.0 acres, receiving stream East Run to Little Mahoning Creek to Mahoning Creek to the Allegheny River. Application received August 25, 2000. Permit issued April 2, 2001.

**4077SM7. Permit Revision, New Enterprise Stone & Lime Company, Inc.** (P. O. Box 77, New Enterprise, PA 16664) to make changes to the mining and reclamation plan including highwall/pit lengths and depths, handling of overburden and waste material, and backfill configuration in Jenner Township, **Somerset County**, affecting 145.76 acres, receiving stream Roaring Run and Quemahoning Creek. Application received August 21, 2000. Issued April 4, 2001.

**11900106. Permit Renewal for reclamation only, Cloe Mining Company, Inc.** (P. O. Box I, Grampan, PA 16838) for continued restoration of a bituminous surface and auger mine in West Carroll and Barr Townships, **Cambria County**, affecting 196.5 acres, receiving stream Hoppel Run; an unnamed tributary to the West Branch Susquehanna River; and to the West Branch Susquehanna River. Application received March 8, 2001. Issued April 5, 2001.

*McMurray District Mining Office: 3913 Washington Road, McMurray, PA 15317.*

**56841610. Penn Pocahontas Coal Company** (P. O. Box 68, Boswell, PA 15531) to renew the permit for the Prep Plant #1 in Brothersvalley Township, **Somerset County** to renew the existing reclamation only permit for Prep Plant No. 1, no additional discharges. Permit issued March 19, 2001.

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

**33940110. D. J. & W. Mining, Inc.** (P. O. Box 425, Indiana, PA 15701) Renewal of an existing bituminous strip operation in Oliver Township, **Jefferson County** affecting 16.5 acres. This renewal is issued for reclamation only. Receiving streams: unnamed tributary to Big Run. Application received: December 18, 2000. Permit Issued: April 3, 2001.

#### Noncoal Permits Issued

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

**65000801. John B. Neiderhiser, Inc.** (50 Stom Road, Ligonier, PA 15658). Permit issued for commencement, operation and reclamation to a small noncoal mine located in Cook Township, **Westmoreland County** affect-

ing 14.9 acres. Receiving stream: unnamed tributary to Four Mile Run. Application received: June 16, 2000. Permit issued: April 4, 2001.

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

**32000301, Penn Run Quarry** (456 Weston Road, Penn Run, PA 15765) commencement, operation and restoration of a shale, sandstone & topsoil surface and crushing & screening mine in Cherryhill Township, **Indiana County**, affecting 42.0 acres, receiving stream unnamed tributary to Penn Run to Two Lick Creek to the Conemaugh River. Application received June 13, 2000. Issued April 4, 2001.

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

**10960301, Quality Aggregates, Inc.** (200 Neville Road., Pittsburgh, PA 15225) Renewal of NPDES No. PA0227196, Marion Township, **Butler County**. Receiving streams: Unnamed tributaries to Blacks Creek and unnamed tributary to Slippery Rock Creek. February 15, 2001. Permit Issued: April 3, 2001.

## FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

Any person aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of 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 filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and 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:*

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

**E09-813, Qwest Communication Corporation**, 3265 Fulling Mill Road, Middletown, PA 17057, Bristol Township, **Bucks County**, ACOE Philadelphia District.

To install and maintain a fiber optic utility line across the Pennsylvania Canal (AKA Delaware Canal) consisting of three 2-inch HDPE conduits. The proposed method of construction is directional drilling. The site is located at the intersection of the Bristol Industrial Railroad tracks and the Delaware Canal (Bristol, PA Quadrangle, N: 21.5 inches; W: 13.1 inches).

**E23-404, Applied Card Systems, Inc.**, 800 Delaware Avenue, Wilmington, DE 19801, Concord Township, **Delaware County**, ACOE Philadelphia District.

To construct, operate, and maintain the following structures associated with a proposed commercial office facility:

1. 172 linear feet of 36 inch RCP stream enclosure across an unnamed tributary of West Branch of Chester Creek (TSF) and associated roadway approach fill in 0.37 acre of adjacent wetland (PSS), which include two 42-inch by 29-inch HERCP cross drains, endwalls and rip-rap apron associated with an access road which will provide access from S.R. 0001. This work will include the removal of 150 linear feet of existing 36-inch CMP stream enclosure and impact to 225 linear feet of watercourse.

2. 42 linear feet of an 8-feet by 3-feet culvert across an unnamed tributary of the West Branch of Chester Creek (TSF), roadway approach, endwalls, storm water outfall, and riprap apron associated with an access road from S.R. 0202.

3. 128 linear feet of 24-inch by 38-inch HERCP stream enclosure, associated endwalls, storm water inlets, and riprap apron along an unnamed tributary of the West Branch of Chester Creek (TSF), and 0.04 acre of adjacent wetland (PSS) associated with an access road from S.R. 0202.

The project also includes the extension of one outfall structure which qualifies for a waiver of permit requirements according to § 105.12(a)(2), and the installation and maintenance of a sanitary sewer utility crossing within the proposed road crossing noted in Item 1 which qualifies for General Permit No. 5. The site is located approximately 1,000 feet southeast of the intersection of Baltimore Pike (S.R. 0001) and Wilmington West Chester Pike (S.R. 0202) (West Chester, USGS Quadrangle, N: 0.50 inch, W: 5.70 inches). The permittee agrees to provide a minimum of 0.50 acre of replacement wetlands.

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

**E66-124, Wyoming County, Wyoming County Courthouse**, 1 Courthouse Square, Tunkhannock, PA 18657, Lemon and Tunkhannock Townships, **Wyoming County**, Army Corps of Engineers Baltimore District.

Remove the existing structure, to place fill in a de minimis area of wetlands equal to 0.01 acre and to construct and maintain a two-span prestressed concrete adjacent box beam bridge, known as County Bridge No. 7 having normal spans of approximately 22.8 meters (74.8 feet) and a minimum underclearance of approximately 4.5 meters (14.6 feet) across Tunkhannock Creek. The project also includes the placement of a temporary stone causeway with five 2.44-meter (8-feet) diameter C.M.P. culverts to allow construction of the center pier. The project is located along Township Road T416, approximately 0.3 kilometer (0.2 mile) southeast of S.R. 0092 (Factoryville, PA Quadrangle N: 15.3 inches; W: 15.6 inches).

**E40-557. Pennsylvania Game Commission**, 2001 Elmerton Avenue, Harrisburg, PA 17011-9797, Ross and Lake Townships, **Luzerne County**, Army Corps of Engineers Baltimore District.

To remove the existing structures and to construct and maintain: (1) an open bottom steel box culvert, having a span of 25'-5" and an underclearance of approximately 8'-0" in Bowman Creek; (2) twin 66" x 51" CMP arch culverts depressed 6 inches below the stream bed in a tributary to Beth Run; (3) twin 24-inch diameter CMP culverts in a tributary to Beth Run and the following structures in Beth Run; (4) twin 77" x 52" CMP arch culverts depressed 6 inches below the stream bed at a point approximately 2,000 feet upstream from the confluence with Bowman Creek; (5) twin 77" x 52" CMP arch culverts depressed 6 inches below the stream bed at a point approximately 5,000 feet upstream from the confluence with Bowman Creek; and (6) twin 48-inch diameter CMP culverts approximately 9,000 feet upstream from the confluence with Bowman Creek. The purpose of the project is to provide access to the southern portion of S.G.L. No. 57 in order to perform tree salvage cutting. The project is generally located near the confluence of Bowman Creek and Beth Run (Sweet Valley, PA Quadrangle N: 18.7 inches; W: 4.8 inches).

**E39-394. Whitehall Township**, 3219 MacArthur Road, Whitehall, PA 18052, Whitehall Township, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To repair and maintain the existing Robin Street Bridge across Spring Creek, with work including replacement of the concrete deck slab, repair of the concrete abutments and placement of riprap for scour protection. The structure has a span of 9.5 feet and an underclearance of 7.7 feet, and is located approximately 1,500 feet upstream of S.R. 0145 (Cementon, PA Quadrangle N: 13.1 inches; W: 3.9 inches).

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

**E05-289. Londonderry Township**, R. D. 1 Box 215, Hyndman, PA 15545 in Londonderry Township, **Bedford County**, ACOE Baltimore District.

To (1) remove an existing two span steel I beam superstructure and cast in place abutments and pier and (2) construct and maintain a single span pre-stressed concrete spread box beam bridge with a clear span between abutments of 59.80 feet across Gladdens Run (HQ) at a point at T-669 (Cumberland, PA Quadrangle N: 21.8 inches; W: 0.5 inch). The amount of wetland impact is considered a de minimis impact of less than 0.05 acre and wetland mitigation is not required.

**E06-544. Washington Township**, Box 52, Barto, PA 19504 in Washington Township, **Berks County**, ACOE Philadelphia District.

To remove the existing structure and to construct and maintain a new bridge structure having a clear span of 22 feet with an underclearance of 5.5 feet across Swamp Creek (TSF) and to fill in 0.004 acre of de minimis wetland in order to improve the alignment of Heydt's Schoolhouse Road (T-884) located about 1.2 miles north of Bechtelsville Borough (Manatawny, PA Quadrangle N: 2.8 inches; W: 1.9 inches). The applicant is not required to replace the wetland impact because it is de minimis.

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

**E17-355. PA Department of Transportation, Engineering District 2-0**, 1924-30 Daisy Street, P. O. Box 342, Clearfield, PA 16830. SR 3012 and SR 3019, Section A01, Bridge Replacement, in Coalport Borough, **Clearfield County**, ACOE Baltimore River Basin District (Irvona, PA Quadrangle N: 0.9 inches; W: 12.2 inches).

To removing two existing structures and to construct, operate and maintain two dual span prestressed spread box beam bridges to carry SR 3012 and SR 3019, Sections A01 across Clearfield Creek. The two span SR 3012, Section A01 bridge shall be constructed with a total clear span of 116.4-feet, underclearance of 19.7-feet, and skew of 76-degrees. The two span SR 3019, Section A01, bridge shall be constructed with a total clear span of 123.6-feet, underclearance of 22.9-feet, and skew of 90-degrees. The construction of SR 3019 requires channel modifications that shall be limited to a length of 25-feet. The project is located along the western right-of-way of SR 0053 approximately 1000-feet west of the intersections of SR 3012 and SR 3019 with SR0053. This permit also authorizes the construction, operation, maintenance, and removal of temporary stream diversions for bridge pier/abutment construction. All construction material for the temporary diversions shall be free of silts and fines. Removal of the temporary diversions shall include the restoration of Clearfield Creek to its original stream geometry and profile.

**E49-241. Frank and Betty Bebenek**, 53 Valley Street, Elysburg, PA 17824. Fill in Floodway, in Shamokin Township, **Northumberland County**, ACOE Baltimore District (Shamokin, PA Quadrangle N: 17.75; W: 11.85 inches).

To place fill which will be graded and vegetated in the floodway of Shamokin Creek on the west side of Route 487 approximately 800 feet northeast of the intersection of Route 487 with Route 61 in Shamokin Township, Northumberland County. This permit was issued under section 105.13(e) Small Projects.

**E60-148. Penn Seiple**, 920 East Drive, Sunbury, PA 17801. Floodway fill, in Limestone Township, **Union County**, ACOE Susquehanna River Basin District (Middleburg, PA Quadrangle N: 22.5 inches; W: 9.25 inches).

To construct and maintain a 14' x 20' enclosed concrete floor storage shed, an 8' x 16' enclosed concrete floor mechanical equipment room and a 4' x 12' porch and associated stairs located along Penn's Creek in Limestone Township, Union County. This permit was issued under section 105.13(e) Small Projects.

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

**E02-1321. Route 8 Self Storage**, 5301 Pioneer Road, Gibsonia, PA 15044. Hampton Township, **Allegheny County**, ACOE Pittsburgh District.

To place and maintain fill in a de minimis wetland (PEM) in the Crouse Run watershed for the purpose of improving parking at an existing self storage facility. The project is located on the west side of North Pioneer Drive approximately 600 feet north of its intersection with West Hardies Road (Glenshaw, PA Quadrangle N: 20.9 inches; W: 10.4 inches).

**E02-1323. Rock Airport of Pittsburgh, LLC**, 1885 Main Street, Pittsburgh, PA 15215. West Deer Township, **Allegheny County**, ACOE Pittsburgh District.



To construct and maintain a 66 inch stream enclosure for a distance of 1,140 feet in a tributary to Little Deer Creek (TSF), to construct and maintain a grouted R-5 riprap channel for a distance of approximately 100 feet on the upstream end of the culvert and approximately 26 feet on the downstream end of the culvert and to place and maintain fill in 0.26 acre of wetlands (PEM/PSS) for the purpose of constructing the Rockpointe Business Park. The project is located at the Rock Airport of Pittsburgh, formerly known as the West Penn Airport in West Deer Township, Allegheny County. The wetland replacement requirements have been met by a payment to the wetland replacement fund (New Kensington West, PA Quadrangle N: 19.1 inches; W: 10.4 inches)

**E26-276. Township of Connellsville**, 166 McCoy Hollow Road, Connellsville, PA 15425. Connellsville Township, **Fayette County**, ACOE Pittsburgh District.

To remove the temporary structure and the abutments and to construct and maintain a 30-foot long, 10.7 feet by 6.9-foot corrugated steel arch pipe culvert in Connell Run (WWF) located on Hosfelt Road at a point approximately 500 feet west of McCoy Road. The invert of the culvert shall be depressed 1 foot below the existing streambed (Connellsville, PA Quadrangle N: 2.74 inches; W: 10.02 inches)

**E56-301. Pennsylvania Turnpike Commission, Engineering Department**, P. O. Box 67676, Harrisburg, PA 17106-7676. Somerset Township, **Somerset County**, ACOE Pittsburgh District.

To widen and maintain an existing reinforced concrete deck, slab structure (B-320) 14.1 feet upstream, increase and maintain the underclearance at 5.4 feet and maintain the normal span at 22.3 feet over Glades Creek (CWF). Also to place and maintain fill within the 100-year floodplain of the unnamed tributary to Glades Creek (CWF), to permanently place and maintain fill in 0.28 acre of PEM wetlands and temporarily place and maintain fill in 0.02 acre of PEM wetlands. To relocate and maintain approximately 150 lineal feet of an unnamed tributary to Glades Creek for the purpose of widening of I-76 between Stations 189+380 to 189+420. The project is located on Township Road 513 where it crosses the Pennsylvania Turnpike at Milepost 117.7. The wetland impacts have been replaced at the Louie-Beach Wetland Bank in Somerset Township, Somerset County (Berlin, PA Quadrangle N: 19.5 inches; W: 10.3 inches).

**E63-502. Pennsylvania Department of Transportation, Engineering District 12-0**, P. O. Box 459, Uniontown, PA 15401. Amwell and North Bethlehem Townships, **Washington County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain a single cell box culvert having a span of 14.5 feet and height of 4 feet in Brush Run (TSF). The culvert invert will be placed 1 foot below the streambed resulting in a 3 feet underclearance. The project is located on S.R. 2005 approximately 1.5 miles south of its intersection with S.R. 0040 (Segment 0140, Offset 1036) (Amity, PA Quadrangle N: 19.3 inches; W: 3.9 inches).

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

**E20-491, Allegheny Highlands Pulling Association, Inc.**, 3208 Old Route 322, Cochranon, PA 16314. AHPA Poker Run Trails, in East Fairfield, Fairfield and Wayne Townships, **Crawford County**, ACOE Pittsburgh District

To construct and maintain bridges and culverts across various streams and any adjoining wetland areas for use by ATVs and motorcycles on trails associated with the annual Poker Run event.

**E25-626. PA Department of Transportation, District 1-0**, 255 Elm Street, Oil City, PA 16301. Erie East Side Access Highway, S.R. 4034, Section A90, in Harborcreek Township, **Erie County**, ACOE Pittsburgh District.

To fill a total of 2.31 acres of wetland (1.06 acres PEM, 0.18 PSS and 1.07 acres PFO) and to modify and maintain an existing stream enclosure system in a tributary to Fourmile Creek (WWF; MF) having a total proposed length of approximately 800 feet at the intersection of Station Road and Jordan Road associated with construction of the Erie East Side Access Highway, S.R. 4034, Section A90 extending northwest from the I-90 interchange (Hammett, PA Quadrangle N: 21.1 inches; W: 12.0 inches) to the eastern side of Wintergreen Gorge (Hammett, PA Quadrangle N: 22.4 inches; W: 16.2 inches), a distance of approximately 1.6 miles. Project includes creation of a total of 4.91 acres of replacement wetlands (including 2.6 acres for impacts associated with other portions of the East Side Access Highway) and permanent preservation of 13.24 acres of existing wetlands along S.R. 4034, Section A90 and near Penn State Erie—The Behrend College campus.

**E33-200, McCalmont Township**, McCalmont Township Municipal Building, Anita, PA 15711. T-506 Across Turnip Run, in McCalmont Township, **Jefferson County**, ACOE Pittsburgh District (Reynoldsville, PA Quadrangle N: 3.35 inches; W: 5.3 inches).

To remove the existing culvert and to install and maintain twin 48-inch diameter culverts in Turnip Run on T-506 approximately 2 miles south of the Village of Wishaw.

**E33-201, Borough of Brookville**, Two Jefferson Court, Brookville, PA 15825. Aulenbaugh Run Flood Protection Project, in Brookville Borough, **Jefferson County**, ACOE Pittsburgh District (Brookville, PA Quadrangle N: 6.5 inches; W: 9.5 inches).

To construct and maintain four metal trash racks in a tributary to North Fork Creek (Aulenbaugh Run) between Short Street and S.R. 968.

**E42-274, Charles R. Ricards**, P. O. Box 350006, Fort Lauderdale, FL 33335-0006. Ricards Bridge Across Sinnemahoning Portage Creek, in Norwich Township, **McKean County**, ACOE Baltimore District (Keating Summit, PA Quadrangle N: 1.2 inches; W: 12.5 inches).

To construct and maintain a bridge having a clear span of 25 feet and an underclearance of 2.5 feet across Sinnemahoning Portage Creek (CWF) on a private driveway extending east from Gardeau Road (T-470) approximately 3.75 miles south of S.R. 155 at Keating Summit. Project includes impact to a de minimis area of wetlands (0.025 acre) adjacent to Sinnemahoning Portage Creek from roadway approach fill.

**E43-291, Allegheny Highlands Pulling Association, Inc.**, 3208 Old Route 322, Cochranon, PA 16314. AHPA Poker Run Trails, in French Creek Township, **Mercer County**, ACOE Pittsburgh District.

To construct and maintain bridges and culverts across various streams and any adjoining wetland areas for use by ATVs and motorcycles on trails associated with the annual Poker Run event.

**E61-237, PA Department of Transportation, District 1-0**, 255 Elm Street, Oil City, PA 16323. S.R. 3025 Section SPA Segment 0110 Offset 2994 Across Tributary to Allegheny River, in Cranberry Township, **Venango County**, ACOE Pittsburgh District (Oil City, PA Quad-range N: 4.68 inches; W: 14.43 inches).

To place concrete paving 1.0 foot below the existing stream bed and maintain the reinforced concrete slab bridge having a span of 15 feet and an underclearance of 6.83 feet across a tributary to the Allegheny River (Deep Hollow Run) on S.R. 3025 Section SPA Segment 0110 Offset 2994 southwest of Oil City.

**E61-238, Allegheny Highlands Pulling Association, Inc.**, 3208 Old Route 322, Cochranon, PA 16314. AHPA Poker Run Trails, in Canal and Jackson Townships, **Venango County**, ACOE Pittsburgh District.

To construct and maintain bridges and culverts across various streams and any adjoining wetland areas for use by ATVs and motorcycles on trails associated with the annual Poker Run event.

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## SPECIAL NOTICES

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### Availability of Grants for the Remediation of Waste Tire Piles under the Waste Tire Remediation Grant Program for Municipalities for Fiscal Year 2001/2002

The Department of Environmental Protection (Department) hereby announces the availability of grants through the Waste Tire Recycling Act of 1996 (Act 190) for fiscal year 2001/2002 for the remediation of waste tire piles in this Commonwealth. The Waste Tire Remediation Grant Program for Municipalities provides a grant program, funded through the general fund. The grants are limited to only those municipalities having a waste tire pile containing 5,000 or more waste tires.

Only municipalities are eligible to participate and receive funding. To be considered for a grant, a municipality: 1) must propose to remediate a waste tire pile on the Department's list of priority waste tire piles or piles containing 5,000 or greater waste tires; 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 remediated waste tires.

Grant funds are intended for activities directly related to the remediation of waste tire piles (such as employee 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 the funds only for those activities approved by the Department.

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 includes 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 Department's Internet site at: <http://www.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 June 15, 2001, to: Department of Environmental Protection, Division of Municipal and Residual Waste, 14<sup>th</sup> 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 or their contractor'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. Follow the instructions in Part A and B Grant Application to assure that all of the necessary information is submitted in the correct format.

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

### BUREAU OF DEEP MINE SAFETY

#### Request for Variance

The Department of Environmental Protection, Bureau of Deep Mine Safety (BDMS), has received a request for variance from Eighty Four 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 website 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 (Act) (52 P. S. §§ 701—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 228(a) of the Act, states that "No person shall enter the mine until the mine examiners return to the mine office on the surface, or to a station located in the intake entry of the mine (where a record book as provided for in this section shall be kept in a fire-proof vault and signed by the person making the examination), and report to the mine foreman or the assistant mine foreman, by telephone or otherwise, and a written report made thereof by the person receiving the report, that the mine is in safe condition for the men to enter. When a station is located in any mine, it shall be the duty of the mine examiners to sign also the report entered in the record book in the mine office on the surface."

*Summary of the Request:* Eighty Four Mining Company requests a variance to allow Mine 84 to maintain two records of each examination that is called out to a portal the examiner is not exiting from. One record will be maintained as called out at one portal and a second matching record signed by the certified examiner and maintained where they exit the coal mine. This request is only for completed records for persons called out to one portal and exiting at a second portal.

#### Approval of Request for Variance

The Department of Environmental Protection, Bureau of Deep Mine Safety (BDMS) has approved Rosebud Mining Company's request for a variance from the requirements of section 242(c) of the Pennsylvania Bitumi-

nous Coal Mine Act (Act) (52 P. S. §§ 701—702) at the Twin Rocks Mine. This notification contains a summary of this request and the basis for the Department's approval. A complete copy of the variance request may be obtained from Allison Gaida by calling (724) 439-7469 or from the BDMS website at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

*Summary of the Request:* Rosebud Mining Company requested a variance from section 242(c) of the Act to allow for the common ventilation of belt conveyor entry with other entries at the Twin Rocks Mine. The proposal accords protections to persons and property substantially equal to or greater than the requirements of section 242(c).

The basis for the Bureau's approval is summarized as follows:

1. Twin Rock's plan provides for an advanced fire detection and control system consisting of carbon monoxide (CO) monitors, thermal detectors, and a fire suppression system.
2. Twin Rock's plan provides a separate intake escapeway that will be isolated from the belt conveyor entries. The isolated intake escapeway will be maintained at a higher ventilation pressure than the belt and common entries.
3. Twin Rock's plan provides for the belt and common entries to serve as an alternate intake escapeway.
4. There are significant health and safety benefits associated with allowing entries in common with the belt entry. Safer access is provided to workers performing repair and maintenance work in the belt entry. Improved visual safety inspections are facilitated by open crosscuts.

This approval is limited to a variance from the requirements in section 242(c) of the Act requiring that the belt entry is isolated from other entries. All other terms and requirements of section 242(c) shall remain in effect. This approval applies to all areas developed after May 20, 1998. Continued authorization for operation under the approval is contingent upon compliance with the measures described in Twin Rock's plan and the following conditions:

1. Operation, maintenance and calibration of the Model LTPA-98 Point CO Monitor System shall comply with the manufacturer's specifications and DEP equipment approval number BOTE 1712-98.
2. At all times, Rosebud Mining Company shall comply with the requirements of the Mine Safety and Health Administration's (MSHA) approved Fire Fighting and Evacuation Plan.
3. Notification of DEP District Mine Inspector when the point CO monitor system has been installed.

[Pa.B. Doc. No. 01-686. Filed for public inspection April 20, 2001, 9:00 a.m.]

### Availability of Technical Guidance

Technical guidance documents are on DEP's website ([www.dep.state.pa.us](http://www.dep.state.pa.us)) at the public participation center. The "March 2001 Inventory" heading is the governor's list of nonregulatory guidance documents. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical

guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

DEP will continue to revise its nonregulatory documents, as necessary, throughout 2001.

#### *Ordering Paper Copies of DEP Technical Guidance*

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

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

#### *Changes to Technical Guidance Documents*

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

#### *Correction Notice*

In the April 7, 2001, *Pennsylvania Bulletin*, a notice announced the availability of a draft technical guidance (substantive revision) document, but failed to include the document's new title. As a result, please see the corrected version of the announcement:

#### *Draft Technical Guidance—Substantive Revision*

DEP ID: 362-0300-002 Title: *Guidelines for Design, Installation and Operation of Small Flow Treatment Facilities* Description: This revised guidance applies to the siting, design and construction of small flow sewage treatment facilities (individual or community sewage treatment facilities proposed to treat 2,000 gpd or less) proposed under the requirements of § 71.64. The revisions provide for new options and consideration of additional system components that were unavailable in the original guidance document. Note, this guidance was previously titled "Small Flow Sewage Treatment Facility Manual." Anticipated Effective Date: June 1, 2001, Comment Period Ends: May 7, 2001, Contact: Karen Fenchak at (717) 787-8184.

#### *Interim Technical Guidance*

DEP ID: 550-2500-001 Title: *Interim Guidance for Attachments to Electronic Submissions* Description: The Department is implementing a web-based application and reporting tool to be used by applicants for permits and reporting required by permits or other regulatory requirements. The Oil and Gas Management Bureau was the first to develop an electronic permit application process. While the Department is developing standards for electronic attachments, which are based on the experiences of the Oil and Gas electronic permitting project, the Bureau must provide guidance to applicants and review staff on what is currently acceptable. This document is to provide guidance to oil and gas operators submitting permit applications via the electronic web process and for Program staff in their review of electronic applications, which meet Oil and Gas Program requirements. This guidance provides that information and is to be used by Program staff until Department-wide guidance is available, which may supersede this guidance. Effective Date: Effective immediately, with 30-day comment period pro-

vided. Comment Period Ends: May 21, 2001, Contact: David English at (717) 772-2199.

DAVID E. HESS,  
*Acting Secretary*

[Pa.B. Doc. No. 01-687. Filed for public inspection April 20, 2001, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Request for Exception; Long-Term Care Nursing Facility

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.2 (CFR 205.6(a)) (relating to function of building):

ManorCare Health Services—Mercy Fitzgerald  
600 South Wyncombe Avenue  
Yeadon, PA 19050  
Facility ID 074902

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

Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax: (717) 772-2163, e-mail address: PAEXCEPT@HEALTH.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 15 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

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

ROBERT S. ZIMMERMAN, Jr.  
*Secretary*

[Pa.B. Doc. No. 01-688. Filed for public inspection April 20, 2001, 9:00 a.m.]

### Requests for Exceptions; Long-Term Care Nursing Facilities

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

ManorCare Health Services—Sunbury  
800 Court Street Circle Drive  
Sunbury, PA 17801

Woodhaven Care Center  
2400 McGinley Road  
Monroeville, PA 15146

ManorCare Health Services—Lancaster  
100 Abbeyville Road  
Lancaster, PA 17603

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.9(a) (relating to corridors):

St. Mary's Home of Erie  
607 East 26th Street  
Erie, PA 16504

These requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax: (717) 772-2163, e-mail address: PAEXCEPT@HEALTH.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 previously listed.

Comments received by the Department within 15 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

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

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 01-689. Filed for public inspection April 20, 2001, 9:00 a.m.]

## DEPARTMENT OF LABOR AND INDUSTRY

### Current Prevailing Wage Act Debarments

The contractors referenced below have been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P. S. §§ 165-1—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P. S. § 165-11(e)), these firms or persons, or any firms, corporations or partnerships in which such firms or persons have an interest, shall be awarded no contract for 3 years after the date listed.

<i>Contractor</i>	<i>Address</i>	<i>Debarment</i>
Lee Dial, Inc., (Fed. E.R. Tax I.D. No. 23-2873962), a/k/a Lee Dial Contractors (Fed. E.R. Tax I.D. No. 25-1731565), and Lee Dial Construction and Lee Dial, individually	538 East Penn Avenue Cleona, PA 17042	April 3, 2001
John Sadowsky, individually and d/b/a John Sadowsky Drywall	100 Ckrasi T-8 West Mifflin, PA 15122	April 4, 2001

JOHNNY J. BUTLER,  
*Secretary*

[Pa.B. Doc. No. 01-690. Filed for public inspection April 20, 2001, 9:00 a.m.]

# DEPARTMENT OF PUBLIC WELFARE

## Additional Class of Disproportionate Share Payments; Final Public Notice

The purpose of this announcement is to provide final public notice of the Department of Public Welfare's (Department) establishment of an additional class of disproportionate share (DSH) payment for certain qualifying hospitals.

The Department published a notice at 30 Pa.B. 6013 (November 18, 2000). This notice detailed an additional class of DSH payments for certain hospitals, which the Department has determined advance the Department's goal of enhanced access to multiple types of medical care in economically distressed areas of this Commonwealth. The Department received two comments in response to the public notice. The Department has duly considered the comments received and following extensive review of the issues, the Department has decided to implement the additional class of DSH as originally proposed. The Department has responded directly to those who filed comments.

This additional class of DSH payments is effective January 1, 2001.

FEATHER O. HOUSTOUN,  
*Secretary*

**Fiscal Note:** 14-NOT-282. (1) General Fund; (2) Implementing Year 2000-01 is \$5.862 million; (3) 1st Succeeding Year 2001-02 is \$5.862 million; 2nd Succeeding Year 2002-03 is \$5.862 million; 3rd Succeeding Year 2003-04 is \$5.862 million; 4th Succeeding Year 2004-05 is \$5.862 million; 5th Succeeding Year 2005-06 is \$5.862 million; (4) 1999-00 Program—\$392.528 million; 1998-99 Program—\$453.594 million; 1997-98 Program—\$428.079 million; (7) Medical Assistance-Inpatient; (8) recommends adoption. Funds are included in the budget for this purpose.

[Pa.B. Doc. No. 01-691. Filed for public inspection April 20, 2001, 9:00 a.m.]

# DEPARTMENT OF REVENUE

## Pennsylvania Cash Splash Doubler Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Cash Splash Doubler.

2. *Price:* The price of a Pennsylvania Cash Splash Doubler instant lottery game ticket is \$1.00.

3. *Play Symbols:* Each Pennsylvania Cash Splash Doubler instant lottery game ticket will contain one play area. The play symbols and their captions located in the play area are: \$1<sup>.00</sup> (ONE DOL), \$2<sup>.00</sup> (TWO DOL), \$4<sup>.00</sup> (FOR DOL), \$5<sup>.00</sup> (FIV DOL), \$8<sup>.00</sup> (EGT DOL), \$10<sup>.00</sup>

(TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$80\$ (EIGHTY), \$500 (FIV HUN), \$5,000 (FIV THO) and a Sun Symbol (SUN).

4. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$4, \$5, \$8, \$10, \$20, \$40, \$80, \$500 and \$5,000.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 12,000,000 tickets will be printed for the Pennsylvania Cash Splash Doubler instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets with three matching play symbols of \$5,000 (FIV THO) in the play area on a single ticket, shall be entitled to a prize of \$5,000.

(b) Holders of tickets with three matching play symbols of \$500 (FIV HUN) in the play area on a single ticket, shall be entitled to a prize of \$500.

(c) Holders of tickets with three matching play symbols of \$80\$ (EIGHTY) in the play area on a single ticket, shall be entitled to a prize of \$80.

(d) Holders of tickets with two matching play symbols of \$40\$ (FORTY) and a Sun Symbol (SUN) play symbol in the play area on a single ticket, shall be entitled to a prize of \$80.

(e) Holders of tickets with three matching play symbols of \$40\$ (FORTY) in the play area on a single ticket, shall be entitled to a prize of \$40.

(f) Holders of tickets with two matching play symbols of \$20\$ (TWENTY) and a Sun Symbol (SUN) play symbol in the play area on a single ticket, shall be entitled to a prize of \$40.

(g) Holders of tickets with three matching play symbols of \$20\$ (TWENTY) in the play area on a single ticket, shall be entitled to a prize of \$20.

(h) Holders of tickets with two matching play symbols of \$10<sup>.00</sup> (TEN DOL) and a Sun Symbol (SUN) play symbol in the play area on a single ticket, shall be entitled to a prize of \$20.

(i) Holders of tickets with three matching play symbols of \$10<sup>.00</sup> (TEN DOL) in the play area on a single ticket, shall be entitled to a prize of \$10.

(j) Holders of tickets with two matching play symbols of \$5<sup>.00</sup> (FIV DOL) and a Sun Symbol (SUN) play symbol in the play area on a single ticket, shall be entitled to a prize of \$10.

(k) Holders of tickets with three matching play symbols of \$8<sup>.00</sup> (EGT DOL) in the play area on a single ticket, shall be entitled to a prize of \$8.

(l) Holders of tickets with two matching play symbols of \$4<sup>.00</sup> (FOR DOL) and a Sun Symbol (SUN) play symbol in the play area on a single ticket, shall be entitled to a prize of \$8.

(m) Holders of tickets with three matching play symbols of \$5<sup>.00</sup> (FIV DOL) in the play area on a single ticket, shall be entitled to a prize of \$5.

(n) Holders of tickets with three matching play symbols of \$4<sup>.00</sup> (FOR DOL) in the play area on a single ticket, shall be entitled to a prize of \$4.

(o) Holders of tickets with two matching play symbols of \$2<sup>.00</sup> (TWO DOL) and a Sun Symbol (SUN) play symbol in the play area on a single ticket, shall be entitled to a prize of \$4.

(p) Holders of tickets with three matching play symbols of \$2.<sup>00</sup> (TWO DOL) in the play area on a single ticket, shall be entitled to a prize of \$2.

(q) Holders of tickets with two matching play symbols of \$1.<sup>00</sup> (ONE DOL) and a Sun Symbol (SUN) play symbol in the play area on a single ticket, shall be entitled to a prize of \$2.

<i>Get</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 12,000,000 Tickets</i>
3-\$1	\$1	1:8.82	1,360,000
2-\$1 + SUN	\$2	1:18.75	640,000
3-\$2	\$2	1:50	240,000
2-\$2 + SUN	\$4	1:50	240,000
3-\$4	\$4	1:150	80,000
3-\$5	\$5	1:150	80,000
2-\$4 + SUN	\$8	1:200	60,000
3-\$8	\$8	1:600	20,000
2-\$5 + SUN	\$10	1:150	80,000
3-\$10	\$10	1:600	20,000
2-\$10 + SUN	\$20	1:1,500	8,000
3-\$20	\$20	1:1,500	8,000
2-\$20 + SUN	\$40	1:3,000	4,000
3-\$40	\$40	1:9,600	1,250
2-\$40 + SUN	\$80	1:12,000	1,000
3-\$80	\$80	1:24,000	500
3-\$500	\$500	1:120,000	100
3-\$5,000	\$5,000	1:1,000,000	12

SUN = Win double the prize shown

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

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

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

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

LARRY P. WILLIAMS,  
Secretary

[Pa.B. Doc. No. 01-692. Filed for public inspection April 20, 2001, 9:00 a.m.]

(r) Holders of tickets with three matching play symbols of \$1.<sup>00</sup> (ONE DOL) in the play area on a single ticket, shall be entitled to a prize of \$1.

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

### Pennsylvania Mega Money Instant Lottery Game

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

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

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

3. *Play Symbols:*

(a) Each Pennsylvania Mega Money instant lottery game ticket will contain four play areas known as "Game 1," "Game 2," "Game 3" and "Game 4." Each "Game" has a specific game play method and is played separately. Each Pennsylvania Mega Money instant lottery game ticket will also contain a "Quick \$20" area.

(b) The play area for "Game 1" will contain a "Your Numbers" area and a "Winning Number" area. The play symbols and their captions located in the "Your Numbers" area and "Winning Number" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE) and 10 (TEN).

(c) The play area for "Game 2" will contain a "Your Total" area. The play symbols and their captions located in the "Your Total" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE) and 10 (TEN).

(d) The play symbols and their captions located in the play area for "Game 3" are: \$5.<sup>00</sup> (FIV DOL), \$6.<sup>00</sup> (SIX DOL), \$8.<sup>00</sup> (EGT DOL), \$10.<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$80\$ (EIGHTY), \$400 (FOR HUN), \$1,000 (ONE THO) and \$10,000 (TEN THO).

(e) The play area for "Game 4" will contain a "Your Numbers" area and a "Winning Number" area. The play symbols and their captions located in the "Your Numbers" area and "Winning Number" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE) and 10 (TEN).

(f) The play symbols and their captions located in the "Quick \$20" area are: \$20\$ (TWENTY) and TRY AGAIN.

#### 4. Prize Play Symbols:

(a) The prize play symbols and their captions located in the five "Prize" areas for "Game 1" are: \$5<sup>00</sup> (FIV DOL), \$6<sup>00</sup> (SIX DOL), \$8<sup>00</sup> (EGT DOL), \$10<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$80\$ (EIGHTY), \$200 (TWO HUN), \$1,000 (ONE THO) and \$250,000 (TWHNFYTH).

(b) The prize play symbols and their captions located in the two "Prize" areas for "Game 2" are: \$5<sup>00</sup> (FIV DOL), \$6<sup>00</sup> (SIX DOL), \$8<sup>00</sup> (EGT DOL), \$10<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$25\$ (TWY FIV), \$40\$ (FORTY), \$80\$ (EIGHTY), \$200 (TWO HUN), \$400 (FOR HUN), \$1,000 (ONE THO) and \$10,000 (TEN THO).

(c) The prize play symbols and their captions located in the five "Prize" areas for "Game 4" are: \$5<sup>00</sup> (FIV DOL), \$6<sup>00</sup> (SIX DOL), \$8<sup>00</sup> (EGT DOL), \$10<sup>00</sup> (TEN DOL), \$15\$ (FIFTN), \$25\$ (TWY FIV), \$40\$ (FORTY), \$80\$ (EIGHTY), \$200 (TWO HUN), \$10,000 (TEN THO) and \$250,000 (TWHNFYTH).

5. *Prizes:* The prizes that can be won in "Game 1" are \$5, \$6, \$8, \$10, \$20, \$40, \$80, \$200, \$1,000 and \$250,000. The prizes that can be won in "Game 2" are \$5, \$6, \$8, \$10, \$20, \$25, \$40, \$80, \$200, \$400, \$1,000 and \$10,000. The prizes that can be won in "Game 3" are \$5, \$6, \$8, \$10, \$20, \$40, \$80, \$400, \$1,000 and \$10,000. The prizes that can be won in "Game 4" are \$5, \$6, \$8, \$10, \$15, \$25, \$40, \$80, \$200, \$10,000 and \$250,000. The prize that can be won in "Quick \$20" is \$20. A player can win up to 13 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 2,880,000 tickets will be printed for the Pennsylvania Mega Money instant lottery game.

#### 7. Determination of Prize Winners:

(a) Determination of prize winners for "Game 1" are:

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

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

(3) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$200 (TWO HUN) appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(4) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$80\$ (EIGHTY)

appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$80.

(5) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$40\$ (FORTY) appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$40.

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

(7) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$10<sup>00</sup> (TEN DOL) appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(8) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$8<sup>00</sup> (EGT DOL) appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$8.

(9) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$6<sup>00</sup> (SIX DOL) appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$6.

(10) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$5<sup>00</sup> (FIV DOL) appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(b) Determination of prize winners for "Game 2" are:

(1) Holders of tickets where the "Your Total" equals 7 or 11 within the same "Row" and a prize play symbol of \$10,000 (TEN THO) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$10,000.

(2) Holders of tickets where the "Your Total" equals 7 or 11 within the same "Row" and a prize play symbol of \$1,000 (ONE THO) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$1,000.

(3) Holders of tickets where the "Your Total" equals 7 or 11 within the same "Row" and a prize play symbol of \$400 (FOR HUN) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$400.

(4) Holders of tickets where the "Your Total" equals 7 or 11 within the same "Row" and a prize play symbol of \$200 (TWO HUN) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$200.

(5) Holders of tickets where the "Your Total" equals 7 or 11 within the same "Row" and a prize play symbol of \$80\$ (EIGHTY) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$80.

(6) Holders of tickets where the "Your Total" equals 7 or 11 within the same "Row" and a prize play symbol of \$40\$ (FORTY) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$40.

(7) Holders of tickets where the "Your Total" equals 7 or 11 within the same "Row" and a prize play symbol of \$25\$ (TWY FIV) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$25.

(8) Holders of tickets where the "Your Total" equals 7 or 11 within the same "Row" and a prize play symbol of \$20\$ (TWENTY) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$20.

(9) Holders of tickets where the "Your Total" equals 7 or 11 within the same "Row" and a prize play symbol of \$10<sup>00</sup> (TEN DOL) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$10.

(10) Holders of tickets where the "Your Total" equals 7 or 11 within the same "Row" and a prize play symbol of \$8<sup>00</sup> (EGT DOL) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$8.

(11) Holders of tickets where the "Your Total" equals 7 or 11 within the same "Row" and a prize play symbol of \$6<sup>00</sup> (SIX DOL) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$6.

(12) Holders of tickets where the "Your Total" equals 7 or 11 within the same "Row" and a prize play symbol of \$5<sup>00</sup> (FIV DOL) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$5.

(c) Determination of prize winners for "Game 3" are:

(1) Holders of tickets with three matching play symbols of \$10,000 (TEN THO) in the play area on a single ticket, shall be entitled to a prize of \$10,000.

(2) Holders of tickets with three matching play symbols of \$1,000 (ONE THO) in the play area on a single ticket, shall be entitled to a prize of \$1,000.

(3) Holders of tickets with three matching play symbols of \$400 (FOR HUN) in the play area on a single ticket, shall be entitled to a prize of \$400.

(4) Holders of tickets with three matching play symbols of \$80\$ (EIGHTY) in the play area on a single ticket, shall be entitled to a prize of \$80.

(5) Holders of tickets with three matching play symbols of \$40\$ (FORTY) in the play area on a single ticket, shall be entitled to a prize of \$40.

(6) Holders of tickets with three matching play symbols of \$20\$ (TWENTY) in the play area on a single ticket, shall be entitled to a prize of \$20.

(7) Holders of tickets with three matching play symbols of \$10<sup>00</sup> (TEN DOL) in the play area on a single ticket, shall be entitled to a prize of \$10.

(8) Holders of tickets with three matching play symbols of \$8<sup>00</sup> (EGT DOL) in the play area on a single ticket, shall be entitled to a prize of \$8.

(9) Holders of tickets with three matching play symbols of \$6<sup>00</sup> (SIX DOL) in the play area on a single ticket, shall be entitled to a prize of \$6.

(10) Holders of tickets with three matching play symbols of \$5<sup>00</sup> (FIV DOL) in the play area on a single ticket, shall be entitled to a prize of \$5.

(d) Determination of prize winners for "Game 4" are:

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

(2) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$10,000 (TEN THO) appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(3) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$200 (TWO HUN) appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(4) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$80\$ (EIGHTY) appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$80.

(5) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$40\$ (FORTY), appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(6) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$25\$ (TWY FIV) appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$25.

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

(8) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$10<sup>00</sup> (TEN DOL) appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(9) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$8<sup>00</sup> (EGT DOL) appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$8.

(10) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$6<sup>00</sup> (SIX DOL) appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$6.

(11) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Winning Number" play symbol and a prize play symbol of \$5<sup>00</sup> (FIV DOL)



appears in the "Prize" area under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(e) Holders of tickets with a play symbol of \$20\$ (TWENTY) in the "Quick \$20" play area, on a single ticket, shall be entitled to a prize of \$20.

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

<i>Game 1</i>	<i>Quick \$20</i>	<i>Game 2</i>	<i>Game 3</i>	<i>Game 4</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 2,880,000 Tickets</i>
\$5					\$5	1:28.57	100,800
		\$5			\$5	1:28.57	100,800
			\$5		\$5	1:30	96,000
				\$5	\$5	1:30	96,000
\$6					\$6	1:200	14,400
		\$6			\$6	1:200	14,400
			\$6		\$6	1:200	14,400
				\$6	\$6	1:200	14,400
\$8					\$8	1:75	38,400
		\$8			\$8	1:150	19,200
			\$8		\$8	1:300	9,600
				\$8	\$8	1:300	9,600
\$5 × 2					\$10	1:300	9,600
		\$5 × 2			\$10	1:300	9,600
			\$10		\$10	1:300	9,600
				\$10	\$10	1:600	4,800
\$5		\$5			\$10	1:600	4,800
\$5			\$5		\$10	1:600	4,800
\$5	\$20			\$5	\$10	1:600	4,800
\$10		\$10			\$20	1:16.67	172,800
\$5		\$5	\$5	\$5	\$20	1:600	4,800
		\$10	\$10		\$20	1:600	4,800
		\$10		\$10	\$20	1:600	4,800
				\$5 × 4	\$20	1:600	4,800
\$40					\$40	1:6,000	480
\$20	\$20				\$40	1:260.87	11,040
		\$40			\$40	1:6,000	480
			\$40		\$40	1:6,000	480
				\$40	\$40	1:6,000	480
\$8		\$8	\$8	\$8 × 3	\$40	1:6,000	480
\$5 × 2				\$8 × 4	\$40	1:6,000	480
	\$20			\$6 × 5	\$40	1:6,000	480
				\$5 × 4	\$40	1:300	9,600
\$80					\$80	1:24,000	120
		\$80			\$80	1:24,000	120
			\$80		\$80	1:24,000	120
				\$80	\$80	1:24,000	120
\$20	\$20	\$10 × 2	\$20		\$80	1:24,000	120
	\$20	\$20	\$20	\$10 × 2	\$80	1:24,000	120
\$5 × 2		\$5 × 2	\$10	\$10 × 5	\$80	1:24,000	120
\$10		\$20 × 2	\$10	\$10 × 2	\$80	1:24,000	120
\$10	\$20	\$10 × 2		\$6 × 5	\$80	1:12,000	240
\$5 × 5	\$20		\$5	\$15 × 2	\$80	1:10,000	288
\$40	\$20	\$5	\$5	\$5 × 2	\$80	1:10,000	288
\$200					\$200	1:60,000	48
		\$200			\$200	1:60,000	48
				\$200	\$200	1:60,000	48
				\$40 × 5	\$200	1:60,000	48
\$5 × 5	\$20	\$25	\$5	\$25 × 5	\$200	1:6,000	480
\$8 × 5		\$40	\$40	\$40 × 2	\$200	1:6,000	480
		\$400			\$400	1:60,000	48
			\$400		\$400	1:60,000	48
		\$200		\$200	\$400	1:60,000	48
\$8 × 5		\$80	\$80	\$40 × 5	\$400	1:60,000	48

Game 1	Quick \$20	Game 2	Game 3	Game 4	Win	Approximate Odds	Approximate No. of Winners Per 2,880,000 Tickets
\$5					\$5	1:28.57	100,800
\$20	\$20	\$80	\$80	\$40 × 5	\$400	1:30,000	96
\$1,000		\$1,000			\$1,000	1:1,440,000	2
			\$1,000		\$1,000	1:1,440,000	2
		\$10,000		\$200 × 5	\$1,000	1:1,440,000	2
			\$10,000		\$10,000	1:1,440,000	2
				\$10,000	\$10,000	1:1,440,000	2
\$250,000				\$250,000	\$250,000	1:2,880,000	1
				\$250,000	\$250,000	1:2,880,000	1

Game 1—When any of Your Numbers match the Winning Number, win prize shown under the matching number

Quick \$20—Reveal \$20 prize amount, win \$20 instantly

Game 2—When your total equals 7 or 11, win prize for that row

Game 3—Get 3 like dollar amounts, win that prize

Game 4—When any of Your Numbers match the Winning Number, win prize shown under the matching number

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

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

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

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

LARRY P. WILLIAMS,  
Secretary

[Pa.B. Doc. No. 01-693. Filed for public inspection April 20, 2001, 9:00 a.m.]

**Pennsylvania Pocono Raceway's NASCAR Cash Instant Lottery Game**

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

1. *Name:* The name of the game is Pennsylvania Pocono Raceway's NASCAR® Cash.

2. *Price:* The price of a Pennsylvania Pocono Raceway's NASCAR Cash instant lottery game ticket is \$2.00.

3. *Play Symbols:* Each Pennsylvania Pocono Raceway's NASCAR Cash instant lottery game ticket will contain a "Winning Numbers" area and a "Your Numbers" area. The play symbols and their captions located in the "Winning Numbers" area and the "Your Numbers" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENTY).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Your Numbers" area are: \$1<sup>.00</sup> (ONE DOL), \$2<sup>.00</sup> (TWO DOL), \$3<sup>.00</sup> (THR DOL), \$5<sup>.00</sup> (FIV DOL), \$7<sup>.00</sup> (SVN DOL), \$10<sup>.00</sup> (TEN DOL), \$15\$ (FIFTN), \$25\$ (TWY FIV), \$40\$ (FORTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$1,000 (ONE THO), \$2,000 (TWO THO) and \$20,000 (TWY THO).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$3, \$5, \$7, \$10, \$15, \$25, \$40, \$50, \$100, \$1,000, \$2,000 and \$20,000. The player can win up to eight times on a ticket.

6. *Second Chance Drawing:* The Pennsylvania Lottery will conduct Second Chance Drawings for non-winning Pennsylvania Pocono Raceway's NASCAR Cash instant lottery tickets as provided for in paragraph 11.

7. *Approximate Number of Tickets Printed For the Game:* Approximately 2,880,000 tickets will be printed for the Pennsylvania Pocono Raceway's NASCAR Cash instant lottery game.

8. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$20,000 (TWY THO) appears under the matching "Your

Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$20,000.

(b) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$2,000 (TWO THO) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$2,000.

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

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

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

(f) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$40\$ (FORTY) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$40.

(g) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$25\$ (TWY FIV) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$25.

(h) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$15\$ (FIFTN) appears under the matching “Your Numbers”

play symbol, on a single ticket, shall be entitled to a prize of \$15.

(i) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$10<sup>00</sup> (TEN DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(j) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$7<sup>00</sup> (SVN DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$7.

(k) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$5<sup>00</sup> (FIV DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(l) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$3<sup>00</sup> (THR DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$3.

(m) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$2<sup>00</sup> (TWO DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$2.

(n) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$1<sup>00</sup> (ONE DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$1.

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

*When Any Of Your Numbers Match Either Winning Number, Win With Prize(s) Of:*

	<i>Win</i>
\$1 × 2	\$2
\$2	\$2
\$1 × 3	\$3
\$3	\$3
\$3 + \$2	\$5
\$2 × 2 + \$1	\$5
\$2 + \$1 × 3	\$5
\$5	\$5
\$5 + \$2	\$7
\$3 × 2 + \$1	\$7
\$2 × 2 + \$2 + \$1	\$7
\$7	\$7
\$7 + \$3	\$10
\$5 + \$3 + \$2	\$10
\$3 × 2 + \$2 + \$1 × 2	\$10

<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 2,880,000 Tickets</i>
1:7.43	387,840
1:30	96,000
1:75	38,400
1:18.75	153,600
1:250	11,520
1:250	11,520
1:250	11,520
1:300	9,600
1:187.50	15,360
1:750	3,840
1:375	7,680
1:375	7,680
1:375	7,680
1:1,500	1,920

*When Any Of Your  
Numbers Match  
Either Winning*

			<i>Approximate No. of</i>
\$10	\$10	1:1,500	1,920
\$10 + \$5	\$15	1:375	7,680
\$7 × 2 + \$1	\$15	1:375	7,680
\$5 × 2 + \$2 × 2 + \$1	\$15	1:1,500	1,920
\$15	\$15	1:1,500	1,920
\$10 × 2 + \$5	\$25	1:750	3,840
\$5 × 5	\$25	1:1,500	1,920
\$5 × 2 + \$3 × 3 + \$2 × 3	\$25	1:1,500	1,920
\$25	\$25	1:1,500	1,920
\$25 + \$5 × 3	\$40	1:2,182	1,320
\$15 × 2 + \$5 × 2	\$40	1:3,000	960
\$10 × 4	\$40	1:3,000	960
\$7 × 4 + \$5 × 2 + \$1 × 2	\$40	1:3,000	960
\$5 × 8	\$40	1:3,000	960
\$40	\$40	1:3,000	960
\$25 + \$15 + \$5 × 2	\$50	1:8,000	360
\$25 × 2	\$50	1:12,000	240
\$15 × 3 + \$5	\$50	1:8,000	360
\$10 × 5	\$50	1:3,429	840
\$50	\$50	1:24,000	120
\$100	\$100	1:12,000	240
\$1,000	\$1,000	1:120,000	24
\$1,000 × 2	\$2,000	1:480,000	6
\$2,000	\$2,000	1:1,440,000	2
\$20,000	\$20,000	1:960,000	3

10. *Second Chance Drawing Eligibility Requirements.*

(a) To be eligible for one of the Second Chance Drawings, a player must mail exactly three non-winning Pennsylvania Pocono Raceway's NASCAR Cash instant lottery tickets in an envelope no larger than 4 1/8 by 9 1/2 inches addressed to Pennsylvania Lottery, Pocono Raceway's NASCAR Cash "SECOND-CHANCE" Drawing, 3863 Union Deposit Road, PMB 104, Harrisburg, PA 17109.

(b) Envelopes containing less than or more than three non-winning Pennsylvania Pocono Raceway's NASCAR Cash instant lottery tickets shall be disqualified.

(c) Non-winning Pennsylvania Pocono Raceway's NASCAR Cash instant lottery tickets received in an envelope larger than 4 1/8 by 9 1/2 inches shall be disqualified.

(d) The back of each non-winning Pennsylvania Pocono Raceway's NASCAR Cash instant lottery ticket entered in the Second Chance Drawing must be completed by the same player in a legible manner, including the player's name, street address, city, state, zip code, telephone number and signature. Incomplete tickets shall be disqualified.

(e) Winning lottery tickets submitted to the Pocono Raceway's NASCAR Cash address will not be paid or honored.

(f) Non-winning Pennsylvania Pocono Raceway's NASCAR Cash instant lottery tickets must be received by the Pennsylvania Lottery no later than May 25, 2001, to be eligible for the first Second Chance Drawing and the

Pocono 500 Grand Prize Drawing, and no later than July 6, 2001, to be eligible for the last Second Chance Drawing and the Pennsylvania 500 Grand Prize Drawing.

11. *Second Chance Drawing Procedures.*

(a) *Frequency.* The two Second Chance Drawings will be held at Lottery Headquarters. The odds of an entry being selected in a Second Chance Drawing depend upon the number of entries received.

(b) *Eligibility for Second Chance Drawings.* To be eligible for a Second Chance Drawing, a player must have complied with the requirements of section 10.

(1) The Lottery will make a reasonable effort to ensure that each Second Chance entry is entered into one of the Second Chance Drawings. The Lottery assumes no responsibility for a lost or misplaced entry not entered into a Second Chance Drawing.

(2) A Second Chance entry is eligible for only one Second Chance Drawing. An entry that is not in one eligible group, may, at the discretion of the Director, remain eligible for a subsequent Second Chance Drawing.

(3) If a Second Chance entry is rejected during or following a Second Chance Drawing, the sole remedy is to select another entry to replace the rejected entry in accordance with Lottery procedure.

(4) Determination of winners will be made by the Secretary, whose judgment will be final and binding.

(c) *Manner of conducting the Second Chance Drawings.*

(1) By use of a mechanical device, 50 containers of Pennsylvania Pocono Raceway's NASCAR Cash entries

will be selected. From each of these 50 containers, ten finalist entries will be drawn. As each finalist entry envelope is opened, its contents will be validated according to the requirements of section 10. If the finalist entry does not meet the requirements of section 10, another entry will be selected from that container; and so on, until a qualified entry has been chosen. The 500 validated finalist entries drawn will each win a racing gear prize pack, and will be eligible for the Grand Prize Finalist Drawing. There is no cash equivalent for the Pennsylvania Pocono Raceway's NASCAR Cash racing gear prize pack.

(2) This procedure will be repeated for each of the Second Chance Drawings set forth in subsection (a).

(d) *Manner of conducting the two Grand Prize Finalist Drawings.*

(1) *The Pocono 500 Grand Prize Drawing.*

(i) The five hundred validated finalist entries selected in the first Second Chance Drawing shall be placed in a mechanical device. Five finalist entries will be selected as Grand Prize finalists.

(ii) At the Pocono 500 Race, the five Grand Prize finalists, in the order they were drawn, will select one of five car positions on a racing track. By means of a mechanical drawing machine, Lottery Personnel will select one of five balls, determining the advancement of one of the five positions. This process will continue until a player crosses the finish line. The first player to cross the finish line will be the Grand Prize winner and shall win \$20,000. The remaining four Grand Prize finalists shall each win \$5,000.

(2) *The Pennsylvania 500 Grand Prize Drawing.*

(i) The five hundred validated finalist entries selected in the first Second Chance Drawing shall be placed in a mechanical device. Five finalist entries will be selected as Grand Prize finalists.

(ii) At the Pocono 500 Race, the five Grand Prize finalists, in the order they were drawn, will select one of five car positions on a racing track. By means of a mechanical drawing machine, Lottery Personnel will select one of five balls, determining the advancement of one of the five positions. This process will continue until a player crosses the finish line. The first player to cross the finish line will be the Grand Prize winner and shall win \$20,000. The remaining four Grand Prize finalists shall each win \$5,000.

(e) The payment of the prize awarded in the Second Chance drawing to a person who dies before receiving the prize or to a person 17 years of age or younger shall be paid according to 61 Pa. Code §§ 811.16 and 811.27 (relating to prizes payable after death of a prize winner; and payment of prizes to persons under 18 years if age).

(f) The determination of a winner will be made by the Secretary, whose judgment will be final, conclusive and binding on the Grand Prize finalists.

12. *Second Chance Prize Description:*

(a) Each racing gear prize pack features one of the five drivers as selected by the winner and consists of branded merchandise related to the selected driver. The five drivers are Dale Earnhardt, Dale Earnhardt, Jr., Matt Kenseth, Mark Martin and Jeff Burton. Each pack shall consist of one of each of the following items:

(1) *Official uniform jacket.* The jacket is cotton-twill with full color graphics. Each jacket will contain the

driver's name, car number and team logos. The jacket is available in a variety of sizes.

(2) *Limited-edition photo plaque.* The plaque features a color photograph of a career highlight of the selected driver. Each plaque is wood with a brass nameplate.

(3) *Official T-shirt.* The T-shirt is all cotton with full color graphics. Each T-shirt contains the driver's name, car, car number and logos. The T-shirt is available in a variety of sizes.

(4) *Official cap.* The cap contains full color graphics, the driver's name and car number and is adjustable in size.

(b) The Lottery reserves the right to substitute a merchandise item set forth in this section with a merchandise item of equal or greater value.

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

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

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

16. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Pocono Raceway's NASCAR Cash or through normal communications methods.

LARRY P. WILLIAMS,  
Secretary

[Pa.B. Doc. No. 01-694. Filed for public inspection April 20, 2001, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

**Reliant Energy Mid-Atlantic Power Holdings, LLC  
v. DEP; EHB Doc. No. 2001-079-MG**

Reliant Energy Mid-Atlantic Power Holdings, LLC has appealed the issuance by the Department of Environmental Protection of an NPDES permit to same for a facility in Cumru Township, Berks County.

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

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

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

GEORGE J. MILLER,  
*Chairperson*

[Pa.B. Doc. No. 01-695. Filed for public inspection April 20, 2001, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Actions Taken by the Commission

The Independent Regulatory Review Commission (Commission) met publicly at 10:30 a.m., Thursday, April 5, 2001, and took the following action:

#### *Regulations Approved:*

State Board of Education #6-270: Special Education Services and Programs (amends Chapter 14 and deletes Chapter 342 of 22 Pa. Code)

Department of Health #10-160: Managed Care Organizations (amends 28 Pa. Code Chapter 9 by deleting Subchapters A, D and E and adding Subchapters F through L)

*Commissioners Voting:* Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli, Dissenting; Robert J. Harbison, III, by Proxy; John F. Mizner

Public Meeting  
held April 5, 2001

*State Board of Education; Special Education Services and Programs; Regulation No. 6-270*

On August 23, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Education (Board). This rulemaking amends Chapter 14 and deletes Chapter 342 of 22 Pa. Code. The proposed regulation was published in the September 2, 2000 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on February 5, 2001.

At its March 8, 2001, public meeting, the Commission voted to disapprove the final-form regulation. On March 15, 2001, the Board notified the Commission of its intent to revise and resubmit the regulation. On March 20, 2001, the Department submitted its report containing the revised final-form regulation to the Commission.

The regulation establishes procedures to identify students in need of special education services and describes requirements and procedures for delivery of such services. The regulation also incorporates Federal regulations at 34 CFR Part 300 by reference. Promulgation of this rulemaking is necessary for the Commonwealth to continue receiving funds under the Federal Individuals with Disabilities Education Act.

We have determined this regulation is consistent with the statutory authority of the State Board of Education (24 P. S. §§ 1-101—26-2606-B) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is now in the public interest.

*By Order of the Commission:*

The report containing the revised final-form regulation is approved.

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

Public Meeting  
held April 5, 2001

*Department of Health; Managed Care Organizations; Regulation No. 10-160*

On December 8, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Health (Department). This rulemaking amends 28 Pa. Code Chapter 9 by deleting Subchapters A, D and E, and adding Subchapters F through L. The proposed regulation was published in the December 18, 1999 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on February 28, 2001. On March 20, 2001, the Commission received a request from the Department to toll consideration of this final-form regulation to make revisions based on requests from the Senate Public Health and Welfare and the House Health and Human Services Committees. On March 23, 2001, the Department submitted its revisions to the final-form regulation to the Commission.

The final-form regulation implements the provisions of Act 68 of 1998, the Quality Health Care Accountability and Protection Act, the PPO Act and the Health Maintenance Organization Act. It includes new requirements and procedures for managed care plans, insurers, health care providers and the public. It also updates existing Health Maintenance Organization regulations.

We have determined this regulation is consistent with the statutory authority of the Department of Health (40 P. S. §§ 764a(e), 1551—1567 and 991.2101—991.2193) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 01-696. Filed for public inspection April 20, 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](http://www.irrc.state.pa.us). To obtain a copy of the regulation, contact the promulgating agency.

<i>Final-Form Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
10-162	Department of Health School Immunization	04/09/01
<i>Final-Omit 59-8</i>	Office of Attorney General Debt Collection Trade Practices—Repeal	04/09/01

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 01-697. Filed for public inspection April 20, 2001, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Blue Cross of Northeastern Pennsylvania and Pennsylvania Blue Shield; Rate Filing

On April 2, 2001, Blue Cross of Northeastern Pennsylvania and Pennsylvania Blue Shield submitted a filing requesting the Insurance Department's (Department) approval to increase the current monthly rates for the Community Group Major Medical Product. The proposed rates have been adjusted for the recently approved mandatory benefit changes, as well as the option to remove the prescription drug benefit. The proposed percent rate changes of Department approved rates for October 1, 2000, are 20.77% for the Major Medical Benefit Program that includes the pharmacy benefit. For the Major Medical Program that excludes the pharmacy benefit, the rates are reduced by approximately 5% from the approved January 1, 2001, rates.

In addition, the plans are requesting approval to implement two-tier, three-tier, four-tier and five-tier Major Medical Community rates based on the rate ratios of the Access Care II community product. These additional tier structures will allow for consistency in rate relativities among the traditional and PPO products.

Based upon the projected number of contract-months for the period of October 1, 2001—October 1, 2002 (259,713), the estimated additional revenue that this rate change would yield is \$6,368,161 if all groups were to renew on October 1, 2001. This additional revenue represents a rate change off of Department approved rates for October 1, 2000, and reflects the mandatory benefit changes with the pharmacy benefit included.

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 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. 01-698. Filed for public inspection April 20, 2001, 9:00 a.m.]

### Book Transfers; Notice 2001-04

Recently, the Insurance Department (Department) has received complaints, alleging that agents or agencies have transferred blocks of business from one insurer to another without the prior consent of the insureds. In most instances, the agency provided a roster, including the insureds' names, addresses, current coverages and rates to the proposed insurer. The proposed insurer then issued coverage to each insured based on the information provided by the agency, without ensuring the prior knowledge and consent of the insureds.

In some instances, agencies have sent letters to insureds notifying them of the transfer of coverage to the new insurer and requesting their signatures on applications to facilitate the transfer. Although the insureds frequently failed to give consent to the transfer, new coverage was effectuated. Moreover, in instances involving auto insurance, coverage was issued without the required tort selection forms, including notice of the premium differential for full and limited tort, or other coverage options such as stacked or waived stacking of underinsured/uninsured coverage. By replacing coverage without valid Act 6 election forms (75 Pa.C.S. § 1705, relating to election of tort options), this activity creates confusion in the market place and exposes insurers to uncertain liability for coverage.

Further, in some instances, replacing insurers notified the Pennsylvania Department of Transportation, or lien holders, that insureds' coverage had been terminated for failure to pay premium. This occurred even when insureds did not elect to replace coverage. Some insurers transferred "delinquent premium accounts" to collection agencies for earned premium for insureds that had not authorized or agreed to the transfer.

Much of the abuses and confusion, discussed herein, were aggravated by the agent or company's use of negative roll-ons. The use of a negative roll-on to effect a book transfer is noncompliant with Pennsylvania law because it does not reflect a clear offer and acceptance, which are essential to binding coverage.

The Department wishes to make it clear that it finds the transfer of insureds accounts for insurance coverage, without the prior express consent of the insured, to be in violation of Pennsylvania insurance laws, especially as it relates to the Unfair Insurance Practices Act (40 P.S. §§ 1171.4 and 1171.5) and 75 Pa.C.S. § 1705 of Act 6. In those instances where the Department determines that an agency or insurance company has improperly transferred coverage without the insureds' prior knowledge and consent, appropriate enforcement actions have, and will be, taken. This includes substantial monetary penalties, a cease and desist order, and potential licensure action.

The Department also wishes to clarify that it does not seek to discourage competition but, rather, that the ultimate decision of where an insured places coverage rests with the consumer.

Any questions regarding this notice should be directed to Dennis C. Shoop, Enforcement Director, at (717) 783-2627.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 01-699. Filed for public inspection April 20, 2001, 9:00 a.m.]

### Children's Health Insurance Program; Advisory Council Meeting

The Insurance Department (Department) has scheduled a meeting of the Children's Health Advisory Council at 10 a.m., Tuesday, April 24, 2001, in Room 105, Rachel Carson State Office Building, Harrisburg, PA 17120. The Children's Health Care Act (Act 68 of 1998), charges the Advisory Council with the responsibilities of overseeing outreach activities and evaluating access and quality of services provided to children enrolled in the Children's Health Insurance Program (CHIP). The public is invited to attend. Persons who need accommodation due to a disability and want to attend the meeting, should contact Tracey Pontius, Insurance Department, 1326 Strawberry Square, Harrisburg, PA 17120, or call (717) 787-4298, at least 24 hours in advance so that arrangements can be made.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 01-700. Filed for public inspection April 20, 2001, 9:00 a.m.]

### Erie Insurance Exchange; Homeowners Rate Revision

On April 9, 2001, the Insurance Department (Department) received from Erie Insurance Exchange a filing for a rate level change for homeowners insurance.

The company requests an overall 1.3% increase amounting to \$2.3 million annually, to be effective August 1, 2001.

Unless formal administrative action is taken prior to June 8, 2001, the subject filing may be deemed approved by operation of law.

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

All interested parties are invited to submit written comments, suggestions or objections to Michael W. Burkett, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120 (e-mail at mburkett@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 01-701. Filed for public inspection April 20, 2001, 9:00 a.m.]

### Highmark Inc. d/b/a Pennsylvania Blue Shield; Modification to Experience Rated Medical/Surgical Rating Formula for Participation; Filing No. 200103

Highmark Inc. d/b/a Pennsylvania Blue Shield submitted a filing to modify the Experience Rated Medical/Surgical rating formula to account for risk associated with low participation, when groups have less than 75% participation in Blue Shield programs.

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

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

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 01-702. Filed for public inspection April 20, 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 such documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

#### *Executive Board*

Resolution #CB-01-054, Dated March 19, 2001. This resolution approves the side letter with AFSCME that permits employees promoted from the Temporary Pool to permanent positions during the period February 1, 2000, through June 30, 2000, to have their time worked in the Temporary Pool count towards eligibility for annual increments. This side letter prevents employees promoted during this window to be leapfrogged by employees promoted to full-time positions on or after July 1, 2000.

Resolution #CB-01-072, Dated March 28, 2001. This resolution amends Article 19, Health and Welfare and Article 20, Hospital and Medical Insurance, of the Collective Bargaining Agreement (July 1, 1993, through June 30, 1996) between the Commonwealth of Pennsylvania and United Food and Commercial Workers Local 23, effective March 31, 2001.

#### *Governor's Office*

Management Directive No. 205.10—Financial Disclosures Required by the Public Official and Employee Ethics Act, Act 93 of 1998, 65 Pa.C.S. §§ 1101—1113, Amended March 7, 2001.



Management Directive No. 205.12—Financial Disclosures Required of Former Employees by the Public Official and Employee Ethics Act, Act 93 of 1998, 65 Pa.C.S. §§ 1101—1113.

Management Directive No. 625.6—Lease Amendment Exceptions for Leasehold Construction Improvements Costing Less than \$10,000, Amended February 28, 2001.

Management Directive No. 625.9—Payment of Contractors and Design Professionals for Agency—Funded Construction Projects Undertaken by the Department of General Services, Amended March 9, 2001.

Administrative Circular No. 01-7—Distribution of the 2001 Governor's Annual Work Force Report, Dated February 28, 2001.

GARY R. HOFFMAN,  
Director  
*Pennsylvania Bulletin and Code*

[Pa.B. Doc. No. 01-703. Filed for public inspection April 20, 2001, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board leases will expire:

Allegheny County, Wine & Spirits Shoppe #0208, 5948 Baum Boulevard, Pittsburgh, PA 15206-3815.

*Lease Expiration Date:* March 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 6,000 net useable square feet of new or existing retail commercial space in close proximity to Baum Boulevard and Euclid Avenue in the East Liberty area. The space should have good loading. Off-street parking is preferred.

*Proposals due:* May 11, 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:** Thomas Deal, (412) 565-5130

Allegheny County, Wine & Spirits Shoppe #0247, 5430 Center Avenue, Pittsburgh, PA 15232-1622.

*Lease Expiration Date:* March 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 to 6,000 net useable square feet of new or existing retail commercial space in Pittsburgh, located within the area bounded by Walnut Street, Baum Boulevard, South Negly Avenue and Cyprus Street.

*Proposals due:* May 11, 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:** Joseph Molhoek, (412) 565-5130

Butler County, Wine & Spirits Shoppe #1004, 102 Main Street, Petrolia, PA 16050-0263.

*Lease Expiration Date:* April 30, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,200 net useable square feet of new or existing retail commercial space in the Central Business District of Petrolia.

*Proposals due:* May 11, 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:** George Danis, (412) 565-5130

Fayette County, Wine & Spirits Shoppe #2607, 1014 Main Street, Republic, PA 15475-0171.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,500 net useable square feet of new or existing retail commercial space serving the Republic area. Must allow rear tractor trailer truck delivery.

*Proposals due:* May 11, 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

Allegheny County, Wine & Spirits Shoppe #0247, 5430 Center Avenue, Pittsburgh, PA 15232-1622.

*Lease Expiration Date:* March 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 to 6,000 net useable square feet of new or existing retail commercial space in Pittsburgh, located within the area bounded by Walnut Street, Baum Boulevard, South Negly Avenue and Cyprus Street.

*Proposals due:* May 11, 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:** Joseph Molhoek, (412) 565-5130

Westmoreland County, Wine & Spirits Shoppe #6523, 314 Latrobe Thirty Plaza, Latrobe, PA 15650-2821.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 to 5,000 net useable square feet of new or existing retail commercial space in a shopping center environment on Route 30 in Unity Township serving the Latrobe area.

*Proposals due:* May 11, 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:** George Danis, (412) 565-5130

Allegheny County, Wine & Spirits Shoppe #8163, Monroeville.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,200 to 1,500 net useable square feet of new or existing office/training space with abundant parking. Location

should be readily accessible from the Parkway East near the Monroeville or Penn Hills exits.

*Proposals due:* May 11, 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:** Joseph Molhoek, (412) 565-5130

JOHN E. JONES, III,  
 Chairperson

[Pa.B. Doc. No. 01-704. Filed for public inspection April 20, 2001, 9:00 a.m.]

## MILK MARKETING BOARD

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

Under provisions of the Milk Marketing Law (31 P. S. § 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Areas 1-6 on May 16, 2001, at 9:30 a.m. in Room 202 of the Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning the continuation of the over-order premium that is scheduled to expire on June 30, 2001, and whether an adjustment should be made to the level of the current over-order premium.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing the staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 4 p.m. on April 25, 2001, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25; or (2) if unrepresented by counsel, filing with the Board on or before 4 p.m. on April 25, 2001, notification of their desire to be included as a party.

The parties shall observe the following requirements for advance filing of witness information and exhibits. The Board may exclude witnesses or exhibits of a party that fails to comply with these requirements. In addition, the parties shall have available in the hearing room at least 20 additional copies made available for the use of nonparties attending the hearing.

1. By 4 p.m. on May 7, 2001, each party shall file with the Board seven copies and ensure receipt by all other parties of one copy of:

a. A list of witnesses who will testify for the party, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise.

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

2. By 4 p.m. on May 11, 2001, each party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents, or records in other proceedings before the Board, or wish the Board to take

official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, 35.165, 35.167 or 35.173. Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties; in addition, at least 20 copies shall be available for distribution to nonparties attending the hearing.

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

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

LYNDA J. BOWMAN,  
*Executive Secretary*

[Pa.B. Doc. No. 01-705. Filed for public inspection April 20, 2001, 9:00 a.m.]

## MUNICIPAL POLICE OFFICERS EDUCATION AND TRAINING COMMISSION

### Mandatory In-Service Courses for 2001

#### (01-201) Legal Update (3 hours)

As in prior years, this required course will address law changes and recent court decisions impacting on police officers.

Tuition Rate Per Officer: \$15.50

#### (01-202) Law Enforcement and Special Needs Populations (3 hours)

This course will provide awareness level training to enable police officers to recognize the nature of various disabilities while ensuring the safety of both the public and officers involved.

Tuition Rate Per Officer: \$13.25

#### (01-317) Safety Awareness XI: Immediate Action-Rapid Deployment for Patrol Officers (6 hours)

It is not unusual for a tactical team to arrive at the scene of a barricaded incident and find that patrol personnel have contained the suspect within a secure perimeter. There is generally time for the tactical team to deploy their personnel without serious concern of suspect escape. Once the incident has been isolated, time enables patrol and/or tactical personnel to formulate a structured and deliberate plan.

But, there are also scenarios that require immediate action and rapid deployment of patrol personnel prior to the arrival of the tactical team. In these cases delayed deployment could have catastrophic consequences. These scenarios often involve an ongoing "shots fired" or "downed officer/citizen rescue." The situation may also necessitate the immediate and rapid deployment of law enforcement personnel to contain and prevent the escape of an armed and dangerous person.

Tuition Rate Per Officer: \$24.00

**(01-511) Equality in Policing the Community (6 hours)**

The Commission's *Leadership and Integrity in the Police Environment* course looked at the issues of communication, courtesy and decision-making; skills critical to survival and success in the milieu of policing. *Equality in Policing the Community* takes the development of these three basic skills to the next level adding the factor of sensitivity to the equation as it relates to interaction between the police and the community. The well publicized issue of racial profiling will be addressed from the opinion that the practice of racial profiling itself contradicts the oath sworn to, is in conflict with the intent of policing, and impacts negatively on police profession. The practice can also encourage other negative behaviors by officers.

Tuition Rate Per Officer: \$24.00

COL. PAUL J. EVANKO,  
*Commissioner*

[Pa.B. Doc. No. 01-706. Filed for public inspection April 20, 2001, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Certificate of Public Convenience Without Hearing

**A-310692 F0004 and A-310692 F2000. NorthPoint Communications, Inc.** Application of NorthPoint Communications, Inc., for Emergency Approval to Transfer NorthPoint Assets to AT&T under an Order of the United States Bankruptcy Court, and for NorthPoint Communications to abandon its certificate of public convenience as a telecommunications carrier in Pennsylvania.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before May 7, 2001, under 52 Pa. Code (relating to public utilities).

*Applicant:* NorthPoint Communications, Inc.

*Through:* Michael E. Olsen, Vice President and Deputy General Counsel, Government and Industry Affairs, 55858 Horton Street, 5th Floor, Emeryville, CA 94608.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-707. Filed for public inspection April 20, 2001, 9:00 a.m.]

### Certificate of Public Convenience Without Hearing

**A-310981 F2000. Utility.com, Inc.** Application of Utility.com, Inc., for approval to abandon its certificate of public convenience as a telecommunications provider in the Commonwealth of Pennsylvania.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the

Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before May 7, 2001, under 52 Pa. Code (relating to public utilities).

*Applicant:* Utility.com, Inc.

*Through:* Fred J. Lawrence, c/o CMA Business Credit Services, 40 East Verdugo Avenue, Bubank, CA 91502-1931.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-708. Filed for public inspection April 20, 2001, 9:00 a.m.]

### Default Order

*Commissioners Present:* John M. Quain, Chairperson; Robert K. Bloom, Vice Chairperson; Nora Mead Brownell; Aaron Wilson, Jr.; Terrance J. Fitzpatrick

Public Meeting held  
April 5, 2001

*Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Teltrust Communications Services, Inc. (2000.0325); Doc. No. C-00014970; A-310166*

### Default Order

*By the Commission:*

On February 28, 2001, Law Bureau Prosecutory Staff instituted a complaint against Teltrust Communications Services, Inc. (Respondent), an interexchange (IXC) reseller certificated at A-310166. In the complaint, Prosecutory Staff alleged that the Commission sent by certified mail a notice to the Respondent that its September 2000 semi-annual Telephone Consumer Education Fund assessment was overdue, and that the Respondent failed to respond to this notice. The complaint charged that the Respondent violated the Commission's Global Order entered on September 30, 1999, at Docket Nos. L-00991648 and L-00991649, establishing the Telephone Consumer Education Fund by not paying the semi-annual assessment.

The complaint sought an order from the Commission canceling the Respondent's certificate of public convenience for failure to pay its assessment. *See* 66 Pa.C.S. §§ 501 and 502. The complaint was mailed by the Secretary's Bureau on February 28, 2001, and to date, more than 20 days later, no answer has been filed to the complaint and the assessment has still not been paid; *Therefore, It Is Ordered That:*

1. The allegations in Law Bureau Prosecutory Staff's complaint are deemed admitted and the complaint is thereby sustained.

2. The Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers, the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Teltrust Communications Services, Inc. immediately cease providing service to any new customers and, within 10 days of the entry of this Order, provide a written notice to each existing customer directing each to select an alternative IXC service provider within 30 days of the

date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent public comment within the 20-day time period established pursuant to Ordering Paragraph No. 2, above.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Teltrust Communications Services, Inc. at Docket No. A-310166 shall be canceled, and the company's name stricken from all active utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Audits.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-709. Filed for public inspection April 20, 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 May 14, 2001, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

#### **Applications of the following for approval to *begin* operating as *contract carriers* for transportation of *persons* as described under each application.**

**A-00117714. Tiffany Transportation, Inc.** (42 Cedar Lane, Birdsboro, Berks County, PA 19508), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service for Advance Personnel Temporary Services, Inc., and Advance Personnel Staffing, Inc., between points in the county of Berks. *Attorney:* Kevin A. Moore, Berkshire Commons, Suite 400, 2201 Ridgewood Road, Wyomissing, PA 19610-1193.

#### **Applications of the following for approval to *begin* operating as *common carriers* for transportation of *persons* as described under each application.**

**A-00117712. Tri-Conn Alternative Services, Inc.** (P. O. Box 305, 301 South Arch Street, Connellsville, Fayette County, PA 15425), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, between points in the counties of Fayette, Somerset and Westmoreland and from points in said counties and from points in the county of Allegheny, to points in Pennsylvania, and return. *Attorney:* Jacqueline W. Phillips, Two Chatham Center, 12th Floor, Pittsburgh, PA 15219-3463.

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

**A-00116477, Folder 2. Angel Limousine Service, Inc.** (128 Ridgewood Avenue, Pittsburgh, Allegheny

County, PA 15229), a corporation of the Commonwealth of Pennsylvania—persons in group and party service, in vehicles seating 15 passengers or less, including the driver, from points in the county of Allegheny, to points in Pennsylvania, and vice versa.

**A-00117169, Folder 2. Bills Ultimate Limousine, Inc.** (12 Mustang Court, Holland, Bucks County, PA 18966), a corporation of the Commonwealth of Pennsylvania—persons in group and party service, in vehicles seating 15 passengers or less, including the driver, between points in the county of Bucks.

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

**A-00105738, Folder 2. Stewart Bus Line, Inc.** (R. D. 1, Box 1845, Clarksburg, Indiana County, PA 15725), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, between points in the counties of Indiana and Clearfield, and from points in said counties, to points in Pennsylvania, and vice versa; which is to be a transfer of all of the right authorized under the certificate issued at A-00114314 to Max E. Falisec, t/d/b/a Falisec Transportation Service, subject to the same limitations and conditions.

**A-00105738, Folder 3. Stewart Bus Line, Inc.** (R. D. 1, Box 1845, Clarksburg, Indiana County, PA 15725), a corporation of the Commonwealth of Pennsylvania—persons in airport transfer service, from points in the counties of Indiana and Clearfield, to the Pittsburgh International Airport in the county of Allegheny and the Westmoreland County Airport in the county of Westmoreland; which is to be a transfer of all of the right authorized under the certificate issued at A-00114314, F. 2 to Max E. Falisec, t/d/b/a Falisec Transportation Service, subject to the same limitations and conditions.

**A-00109726, Folder 2. Executive Transportation Company, t/d/b/a Luxury Sedan Service** (167 Newport Mews Drive, Bensalem, Bucks County, PA 19020), a corporation of the Commonwealth of Pennsylvania—additional right—persons in paratransit service, between points in the city and county of Philadelphia; which is to be a transfer of the rights authorized under the certificate issued at A-00102258, F. 3 to Super Senior Transport, Inc., subject to the same limitations and conditions.

#### **Application of the following for *amendment* to the certificate of public convenience approving the operation of motor vehicles as *common carriers* for the transportation of *household goods* by *transfer* as described under each application.**

**A-00101825, Folder 1, Am-B. Lausch's Moving & Storage, Inc.** (122 West Lancaster Avenue, Shillington, Berks County, PA 19607), a corporation of the Commonwealth of Pennsylvania—household goods in use, from points in the city of Reading, Berks County, and within an airline distance of 3 statute miles of the limits of said city, to points in the zone between 20 miles and 75 miles by the usually traveled highways, of the limits of said city, provided that no right is granted to transport household goods in use from points in the said zone for delivery to the city of Reading and within an airline distance of 3 statute miles of the limits of said city, except upon order from customers living in the city of Reading and within an airline distance of 3 statute miles of the limits of said city: *So as to permit* the transportation of household goods in use, between points in the city of

Reading, Berks County, and within an airline distance of 25 statute miles of the limits of said city; subject to the following condition: that no right, power or privilege is granted to originate shipments at points in Lebanon County; which is to be a transfer of all of the rights authorized under the certificate issued at A-00108561 to Melody M. Bates, t/d/b/a Ray's Delivery Service, subject to the same limitations and conditions. *Attorney:* Richard A. Franklin, 1700 Sansom Street, 12th Floor, Philadelphia, PA 19103.

**Application of the following for approval of the right and privilege to partially discontinue/abandon operating as common carriers by motor vehicle for the transportation of persons as described under each application.**

**A-00108843, Folder 1, Am-B. Charles C. Grounds** (723 Oneida Valley Road, Butler, Butler County, PA 16001)—discontinuance of service—persons on schedule over the following routes in the city of Butler and the townships of Butler, Center, Oakland and Summit, Butler County: *Route (1)* Beginning in the city of Butler at the Tier Garage Terminal, located at the intersection of Washington and Cunningham Streets and heading east via Cunningham Street to its intersection with Main Street, thence south via Main Street to its intersection with Wayne Street, thence east via Wayne Street to its intersection with McKean Street, thence north via McKean Street to its intersection with Cunningham Street, thence east via Cunningham Street to its intersection with Cliff Street, thence north via Cliff Street to its intersection with Jefferson Street, thence east via Jefferson Street to its intersection with Franklin Street, thence north via Franklin Street to its intersection with Penn Street, thence west via Penn Street to its intersection with Mercer Street, thence south via Mercer Street to its intersection with New Castle Street, thence west via New Castle Street to its intersection with Hansen Avenue, thence south via Hansen Avenue to its intersection with Bessemer Avenue, thence west via Bessemer Avenue to its intersection with Butler Street, thence northwest via Butler Street to its intersection with Ferguson Avenue, thence north via Ferguson Avenue to its intersection with Shady Avenue, thence northwest via Shady Avenue to its intersection with Young Avenue, thence north via Young Avenue to its intersection with Whitestown Road, thence west via Whitestown to its intersection with Duffy Road, thence north via Duffy Road to its intersection with Pennsylvania State Highway Route 356, thence west via Pennsylvania State Highway Route 356 to the Butler Mall, thence via Pennsylvania State Highway Route 356 to its intersection with Pennsylvania State Highway Route 68, thence west via Pennsylvania State Highway Route 68 to its intersection with Duffy Road, thence south via Duffy Road to its intersection with Whitestown Road, thence east via Whitestown Road to its intersection with Young Avenue, thence south via Young Avenue to its intersection with Shady Avenue, thence southeast via Shady Avenue to its intersection with Ferguson Avenue, thence southwest via Ferguson Avenue to its intersection with Butler Street, thence east via Butler Street to its intersection with Bessemer Avenue, thence east via Bessemer Avenue to its intersection with Hansen Avenue, thence north via Hansen Avenue to its intersection with New Castle Street, thence east via New Castle Street to its intersection with Mercer Street, thence north via Mercer Street to its intersection with Penn Street, thence east via Penn Street to its intersection with Main Street, thence south via Main Street to its intersection with Wayne Street, thence east

via Wayne Street to its intersection with McKean Street, thence north via McKean Street to its intersection with Cunningham Street, thence east via Cunningham Street to its intersection with Cliff Street, thence north via Cliff Street to its intersection with Jefferson Street, thence west via Jefferson Street to its intersection with Washington Street, thence south via Washington Street to its intersection with Cunningham Street and terminating at the Tier Garage Terminal; *Route (2)* Beginning at the Tier Garage Terminal and heading east via Cunningham Street to its intersection with Main Street, thence south via Main Street to its intersection with Wayne Street, thence east via Wayne Street to its intersection with Center Avenue, thence southeast via Center Avenue to its intersection with Lincoln Avenue, thence northeast via Lincoln Avenue to its intersection with Kaufman Drive (Father Marinaro Park), thence east via Kaufman Drive to its intersection with Ziegler Avenue, thence west via Ziegler Avenue to its intersection with Center Avenue, thence southeast via Center Avenue (combining with Pennsylvania State Highway Route 356) to its intersection with Morton Avenue, thence northwest via Morton Avenue to its intersection with Hillview Drive, thence south via Hillview Drive to the Irene Stacy Mental Health Clinic, thence north via Hillview Drive to its intersection with Morton Avenue, thence northwest via Morton Avenue to its intersection with Freemont Avenue, thence north via Freemont Avenue to its intersection with Brugh Avenue, thence east via Brugh Avenue to its intersection with Fairview Avenue, thence north via Fairview Avenue to its intersection with Wayne Street, thence west via Wayne Street to its intersection with McKean Street, thence north via McKean Street to its intersection with Jefferson Street, thence west via Jefferson Street to its intersection with Washington Street, thence south via Washington Street to its intersection with Cunningham Street, thence east via Cunningham Street to the Tier Garage Terminal; *Route (3)* Beginning at the Tier Garage Terminal and heading east via Cunningham Street to its intersection with Main Street, thence south via Main Street to its intersection with Wayne Street, thence east via Wayne Street to its intersection with McKean Street, thence north via McKean Street to its intersection with Cunningham Street, thence east via Cunningham Street to its intersection with Cliff Street, thence north via Cliff Street to its intersection with Jefferson Street, thence east via Jefferson Street to its intersection with Franklin Street, thence north via Franklin Street to its intersection with Brady Street, thence east via Brady Street to Butler County Memorial Hospital, thence north via Brady Street to the intersection of Jefferson Street, thence west via Jefferson Street to its intersection with Second Street, thence north via Second Street to its intersection with Pearl Street, thence west via Pearl Street to its intersection with McKean Street, thence south via McKean Street to its intersection with Penn Street, thence west via Penn Street to its intersection with Main Street, thence south via Main Street to its intersection with Wayne Street, thence east via Wayne Street to its intersection with McKean Street, thence north via McKean Street to its intersection with Cunningham Street, thence east via Cunningham Street to its intersection with Cliff Street, thence north via Cliff Street to its intersection with Jefferson Street, thence west on Jefferson Street to its intersection with Washington Street, thence south via Washington Street to its intersection with Cunningham Street to terminate at the Tier Garage Terminal; *Route (4)* Beginning at the Tier Garage Terminal and heading east via Cunningham Street to its intersection with Main Street, thence south via Main Street (becoming Pennsyl-

vania State Highway Route 8) to its intersection with Roosevelt Boulevard, thence south via Roosevelt Boulevard to Butler Community College, thence from Butler Community College heading north via Roosevelt Boulevard to its intersection with Litman Road, thence north via Litman Road to its intersection with Pennsylvania State Highway Route 8 (becoming Main Street) to its intersection with Wayne Street, thence west via Wayne Street to its intersection with Chestnut Street, thence north via Chestnut Street to its intersection with Cunningham Street, thence east via Cunningham Street to terminate at the Tier Garage Terminal; and *Route (5)* Beginning at the Tier Garage Terminal and heading east via Cunningham Street to its intersection with Main Street, thence north via Main Street (Becoming Pennsylvania State Highway Route 8) to its intersection with Mercer Road and Kerr's Shopping Center, thence south via Pennsylvania State Highway Route 8 (becoming Main Street) to its intersection with Cunningham Street, thence west via Cunningham Street to terminate at the Tier Garage Terminal; subject to the following condition: That all service herein authorized is limited to the use of motor vehicles with a seating capacity of more than 16 passengers, but less than 29 passengers.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-710. Filed for public inspection April 20, 2001, 9:00 a.m.]

### Telecommunications

**A-310751F0002. Verizon Pennsylvania Inc. and Allegiance Telecom of Pennsylvania, Inc.** Joint petition of Verizon Pennsylvania Inc. and Allegiance Telecom of Pennsylvania, Inc. for approval of amendment no. 1 to interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Allegiance Telecom of Pennsylvania, Inc. filed on April 4, 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 Allegiance Telecom of Pennsylvania, 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. 01-711. Filed for public inspection April 20, 2001, 9:00 a.m.]

### Telecommunications

**A-311001F0002. Verizon Pennsylvania Inc. and Eureka Telecom, LLC.** Joint petition of Verizon Pennsylvania

Inc. and Eureka Telecom, LLC for approval of a resale agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Eureka Telecom, LLC filed on April 9, 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 Pennsylvania 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. 01-712. Filed for public inspection April 20, 2001, 9:00 a.m.]

### Transfer by Sale Without Hearing

**A-213550F0016; A-2300876; A-230056F2001; and A-210532F2001. York Water Company, CMV Water Company, Inc. and CMV Sewage Company, Inc.** Application of the York Water Company, CMV Water Company, Inc. and CMV Sewage Company, Inc., for approval of: 1) the transfer by sale of certain waterworks and sewage property and rights of CMV Water Company, Inc., and CMV Sewage Company, Inc., to the York Water Company; 2) the right of The York Water Company to begin to offer or furnish water and wastewater service to the public in a portion of Chanceford Township and Felton Borough, York County, PA, and 3) the abandonment by CMV Water Company, Inc., and CMV Sewage Company, Inc., of water and sewage service to the public in Chanceford Township, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before May 7, 2001, under 52 Pa. Code (relating to public utilities).

*Applicant:* The York Water Company, CMV Water Company, Inc., CMV Sewage Company, Inc.

*Through and By Counsel:* Michael W. Gang, Esquire, Michael W. Hassell, Esquire, Morgan, Lewis and Bockius, One Commerce Square, 417 Walnut Street, Harrisburg, PA 17101-1904 and Lillian Harris, Esquire, Louise Knight, Esquire, Malatesta, Hawke and McKeon, LLP, 100 North Tenth Street, Harrisburg, PA 17101.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-713. Filed for public inspection April 20, 2001, 9:00 a.m.]

### Transfer of Stock Without Hearing

**A-230054F5000 and A-230054F2000. Kebert Enterprises, Inc.** Application of Kebert Enterprises, Inc., for approval of the transfer to Meadville Area Industrial Commission of all the outstanding capital stock of Kebert Enterprises, Inc.

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 May 7, 2001, under 52 Pa. Code (relating to public utilities).

*Applicant:* Kebert Enterprises, Inc.

*Through and By Counsel:* Guy P. Beneventano, Esquire, Mette, Evans and Woodside, 3401 North Front Street, P. O. Box 5950, Harrisburg, PA 17110-0950.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-714. Filed for public inspection April 20, 2001, 9:00 a.m.]

### Wastewater Without Hearing

**A-230086. Nantmeal Warwick Filter Company, Inc.** Application of Nantmeal Warwick Filter Company, Inc., for approval to offer, render, furnish or supply wastewater collection, treatment and disposal services to the public in portions of Elverson Borough, West Nantmeal Township, East Nantmeal Township and Warwick Township, Chester County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before May 7, 2001, under 52 Pa. Code (relating to public utilities).

*Applicant:* Nantmeal Warwick Filter Company, Inc.

*Through:* Merle W. Stoltzfus, President, 26 East Main Street, Elverson, PA 19520.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-715. Filed for public inspection April 20, 2001, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #0103.1, Installation of

Canopy & Repairs to Existing Canopies, Pier 84 South until 2 p.m. on Thursday, May 10, 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 April 24, 2001. The cost of the bid document is \$35 (includes 7% PA Sales Tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Contractor must comply with all applicable equal opportunity laws and regulations.

Mandatory prebid job site meeting will be held May 3, 2001, 10 a.m. at Pier 84 S., Porter St. & Columbus Blvd., Philadelphia, PA.

JAMES T. MCDERMOTT,  
*Executive Director*

[Pa.B. Doc. No. 01-716. Filed for public inspection April 20, 2001, 9:00 a.m.]

### Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #0114.1, Crane Runway Sockets, Packer Avenue Marine Terminal (PAMT), until 3 p.m. on Thursday, May 10, 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 April 25, 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, May 3, 2001, 11 a.m. at the job site, Packer Ave. & Columbus Blvd., Philadelphia, PA 19148.

JAMES T. MCDERMOTT,  
*Executive Director*

[Pa.B. Doc. No. 01-717. Filed for public inspection April 20, 2001, 9:00 a.m.]

### Request for Prequalification; Project #0118.0

The Philadelphia Regional Port Authority (PRPA) seeks to prequalify vendors for the purchase of two shore based container handling gantry cranes. Vendor qualification forms can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Avenue, 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available April 24, 2001.

Qualification forms must be submitted by May 8, 2001. RFP packages will be given to all vendors qualified by the PRPA. PRPA is an equal opportunity employer. The contractor must comply with all applicable equal opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 01-718. Filed for public inspection April 20, 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:

May 30, 2001	Ruth Smallwood Cella (Multiple Service)	1 p.m.
	Karen A. Klaus (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. 01-719. Filed for public inspection April 20, 2001, 9:00 a.m.]