

NOTICES

DEPARTMENT OF AGRICULTURE

Pennsylvania Agricultural Product Promotion Matching Grant Program; Application Period

Notice is hereby given of the commencement of an application period for grants under the Pennsylvania Agricultural Product Promotion Matching Grant Program (Program) administered by the Department of Agriculture (Department). The statement of policy describing the Program is published at 7 Pa. Code, Chapter 105.

In summary, the Program provides matching funds to Pennsylvania nonprofit agricultural product promotion and marketing organizations for projects intended to increase consumer awareness of Pennsylvania agricul-

tural products and thereby increase sales of these products.

Applications for the Program will be accepted by the Department beginning June 1, 2001, for a 30-day period. Applications will not be accepted if received by the Department after June 30, 2001. Information and a grant application may be obtained from Peter C. Witmer, Director, Bureau of Market Development, Department of Agriculture, 2301 North Cameron Street, Room 308, Harrisburg, PA 17110-9408, or accessed at www.pda.state.pa.us.

SAMUEL E. HAYES, Jr.,
Secretary

[Pa.B. Doc. No. 01-823. Filed for public inspection May 11, 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 May 1, 2001.

BANKING INSTITUTIONS

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-26-01	Royal Bank of Pennsylvania, Narberth, and Crusader Savings Bank, F.S.B., Philadelphia Surviving Institution— Royal Bank of Pennsylvania, Narberth	Narberth	Filed
4-27-01	Northwest Savings Bank Warren, and Heritage Trust Company, Erie Surviving Institution— Northwest Savings Bank, Warren <i>Branch Acquired Via Merger:</i> 700 Peach Street Erie Erie County The above-noted branch office was the former main office of Heritage Trust Company and will be discontinued upon the expiration of its lease.	Warren	Effective
4-30-01	Fulton Bank, Lancaster, and The Drovers & Mechanics Bank, York Surviving Institution— Fulton Bank, Lancaster	Lancaster	Filed

NOTICES

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-26-01	Firsttrust Savings Bank Conshohocken Montgomery County	385 Oxford Valley Rd. Yardley Bucks County	Filed
5-1-01	Leesport Bank Leesport Berks County	237 Route 61 South Schuylkill Haven North Manheim Township Schuylkill County	Approved

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS**New Charters**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
4-23-01	Greater Harrisburg Community Credit Union Harrisburg Dauphin County	223 Walnut Street Harrisburg Dauphin County	Commenced Operations

JAMES B. KAUFFMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-824. Filed for public inspection May 11, 2001, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Conservation and Natural Resources Advisory Council; Meeting Notice

Notice is hereby given of a meeting of the Conservation and Natural Resources Advisory Council to the Department of Conservation and Natural Resources on Wednesday, May, 23, 2001. The meeting will be held at 10 a.m. in Room 105, Lobby Level, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

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

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

PAULETTE JOHNSON,
Chairperson

[Pa.B. Doc. No. 01-825. Filed for public inspection May 11, 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. All Oil and Gas Related permit applications are listed under Section III. 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

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream (Watershed #)</i>	<i>EPA Waived (Y/N?)</i>
PA0056481	Oak Grove Motel 6755 Easton Road Pipersville, PA 18947	Bucks County Bedminster Township	UNT Cabin Run	
PA0056910	Hugh Sharp 5236 Valley Park Road Doylestown, PA 18901	Bucks County Plumstead Town- ship	UNT to North Branch Of Neshaminy Creek	

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream (Watershed #)</i>	<i>EPA Waived (Y/N?)</i>
PA-0041912	Edwin, Inc. R. R. 2, Box 268 Newfoundland, PA 18445	Pike County Palmyra Township	Lake Wal- lenpaupack (1c)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream (Watershed #)</i>	<i>EPA Waived (Y/N?)</i>
PA0080705	Fredericksburg Sewer & Water Authority 2529 Route 22 P. O. Box 161 Fredericksburg, PA 17026	Lebanon County Bethel Township	Deep Run 7-D	Y
PA0070378	Blue Mountain Academy 2363 Mountain Road Hamburg, PA 19526	Berks County Tilden Township	UNT to Mill Creek 3-E	Y
PA0008150	M. H. Dielectrics, Inc. Box C, 1 Mountain Street Mount Holly Springs, PA 17065- 0240	Cumberland County Mount Holly Springs	Mountain Creek 7-E	Y
PA0028592	Borough of Bonneauville 46 East Hanover Street Bonneauville, PA 17325	Adams County Bonneauville Borough	Chicken Run 13-D	Y

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream (Watershed #)</i>	<i>EPA Waived (Y/N?)</i>
PA0110931	Benard George Shellbark Campground 112 Pine Street Sutersville, PA 15083-1330	Bedford County Napier Township	Raystown Branch Juniata River 11-C	Y
PA0030597	Franklin County General Author- ity South Patrol Road STP 5000 Letterkenny Road, Suite 320 Chambersburg, PA 17201-8382	Franklin County Letterkenny Township	Rocky Spring Brach 13-B	Y
PA0044521	Franklin County General Author- ity Rocket Road STP 5000 Letterkenny Road STP 5000 Letterkenny Road, Suite 320 Chambersburg, PA 17201-8382	Franklin County Letterkenny Town- ship	Dennis Creek 13-B	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream (Watershed #)</i>	<i>EPA Waived (Y/N?)</i>
PA0032409	DCNR Bureau of State Parks 4205 Little Pine Creek Waterville, PA 17776	Clinton County Chapman Township	Kettle Creek 9B	Renewal Yes
PA0020583	Middleburg Municipal Authority 13 North Main Street Middleburg, PA 17842	Snyder County Middleburg Borough	Middle Creek 6A	Renewal Yes

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

PA0100706, Sewage. **Valley View Village MHP**, Timothy C. Shield, Box 1792A, Russell, PA 16345.

This facility is located in Pittsfield Township, **Warren County**.

Description of Proposed Activity: renewal of sewage discharge.

The receiving stream, Gar Run, is in watershed 16B and classified for: cold water fishes, waters supply and recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 0.005 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	Monitor and Report		
CBOD ₅	25		50
Total Suspended Solids	30		60
Total Residual Chlorine	0.5		1.17
Fecal Coliform (5-01 to 9-30)	200/100 ml as a geometric average		
(10-01 to 4-30)	100,000/100 ml as a geometric average		
pH	6.0 to 9.0 standard units at all times		

The EPA Waiver is in effect.

PA0221945, Sewage. **Eagle Crest Manor Mobile Home Park**, 7064 Perry Highway, Meadville, PA 16335.

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

Description of Proposed Activity: renewal of sewage discharge.

The receiving stream, unnamed tributary of Conneaut Outlet (52279), is in watershed 16D and classified for: warm water fishes, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 0.0175.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25		50
Total Suspended Solids	30		60
Dissolved Oxygen	minimum of 3.0 mg/l at all times		
Total Residual Chlorine	0.5		1.2

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Fecal Coliform (5-01 to 9-30) (10-01 to 4-30)		200/100 ml as a geometric average 2,000/100 ml as a geometric average	
pH		6.0 to 9.0 standard units at all times	

The EPA Waiver is in effect.

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. PA0043818, Amendment No. 1, Industrial Waste, G.R.O.W.S. Landfill—A Division of Waste Management Disposal Services of Pennsylvania, Inc., 1121 Bordentown Road, Morrisville, PA 19067.

This application is for an amendment of an NPDES permit to discharge treated leachate from G.R.O.W.S. industrial leachate treatment plant in Falls Township, **Bucks County**. This is an existing discharge to Delaware River—Zone 2.

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

The amendment is to include site specific Best Available Technology (BAT) limit for Boron, for Outfall 001, based on an average flow of 0.1 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Boron	5.0	6.0	8.0

Other Conditions:

The EPA Waiver is in effect.

No. PA0058271, Sewage, Hilltown Township Water and Sewer Authority, P. O. Box 143, Hilltown, PA 18927.

This application is for issuance of an NPDES permit to discharge treated sewage from Highland Park STP in Hilltown Township, **Bucks County**. This is a new discharge to unnamed tributary to Mill Creek. The first downstream potable water supply intake from the point of discharge is Philadelphia Suburban Water Company in Upper Providence Township, Montgomery County.

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

The proposed effluent limits for Outfall 001, based on an average flow of 150,000 gpd, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	10	15	20
(11-1 to 4-30)	20	30	40
Total Suspended Solids	10	15	20
Ammonia (as N) (5-1 to 10-31)	2.0		4.0
(11-1 to 4-30)	4.0		8.0
Nitrite & Nitrate (as N)	10		20
Phosphorus (as P) (4-1 to 10-31)	2.0		4.0
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 5.0 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.

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

PA0096636, Sewage, Somerset Township Municipal Authority, P. O. Box 247, Somerset, PA 15501.

This application is for renewal of an NPDES permit to discharge treated sewage from Siemons Lakeview Manor Estate Nursing Home STP in Somerset Township, **Somerset County**.

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

Outfall 001: existing discharge, design flow of 0.02 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	5.0	7.5		10.0
(11-1 to 4-30)	15.0	22.5		30.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0218766, Sewage, **Edward Hallisey**, 1252 Lovi Road, Freedom, PA 15042.

This application is for issuance of an NPDES permit to discharge treated sewage from Hallisey Small Flow STP in New Sewickley Township, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Drainage Swale to Snake Run Via PennDOT Storm Sewer Culvert, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: ARCO Chemical Company, BV Plant, on the Ohio River.

Outfall 001: new discharge, design flow of 0.0008 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	Monitor and Report			
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

PA0238473, Sewage, **Vernon H. Boyer**, 657 Keister Road, Slippery Rock, PA 16057.

This facility is located in Slippery Rock Township, **Butler County**.

Description of Proposed Activity: a new treated sewage discharge.

The receiving stream is the Slippery Rock Creek, is in watershed 20-C and classified for: cold water fishes, water supply, recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 400 GPD.

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Maximum Daily (mg/l)
	CBOD ₅	10	
Total Suspended Solids	20		40
Ultraviolet Light	Monitor and Report		
Fecal Coliform	200/100 ml as a geometric average		
(10-1 to 4-30)			
pH	6.0		9.0

The EPA Waiver is in effect.

PA0238481, Sewage, **John J. Kolcun, Jr.**, 20268 Gospel Hill Road, Saegertown, PA 16433.

This facility is located in Venango Township, **Crawford County**.

Description of Proposed Activity: a new treated sewage discharge.

The receiving stream is the unnamed tributary to French Creek, is in watershed 16A and classified for: warm water fishes, water supply, recreation.

The proposed effluent limits for Outfall 001, based on a design flow of 400 GPD.

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Maximum Daily (mg/l)
CBOD ₅	10		20
Total Suspended Solids	20		40
Ultra Violet Light Fecal Coliform (10-1 to 4-30)		Monitor and Report	
pH	6.0	200/100 ml as a geometric average	9.0

The EPA Waiver is in effect.

**WATER QUALITY MANAGEMENT PERMITS
CONTROLLED INDUSTRIAL WASTE AND SEWAGE
WASTEWATER**

**APPLICATIONS UNDER THE PENNSYLVANIA
CLEAN STREAMS LAW**

PART II PERMITS

The following permit applications or requests for plan approval have been received by the Department of Environmental Protection (Department). The applications are listed in two categories. Section I lists all municipal and industrial permits and Section II lists oil and gas related permit applications.

Persons wishing to comment on any of the applications are invited to submit a statement to the office noted above the application within 15 days from the date of this public notice. Comments received within this 15-day comment period will be considered in making the final decision regarding the application. The comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

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

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

I. Industrial waste and sewerage applications under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

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

Application No. 0201404. Sewerage, **Municipality of Penn Hills**, 12245 Frankstown Road, Penn Hills, PA 15235. Application for the construction and operation of a Wet Weather Equalization tank, Sewer line improvements and a surge tank to serve the Plum Creek Equalization

Facility located in Penn Hills Township, **Allegheny County**.

Application No. 0201405. Sewerage, **Urban Redevelopment Authority of Pittsburgh**, 200 Ross Street, Pittsburgh, PA 15219-2069. Application for the construction and operation of a sewer extension to serve the Former LTV South Side Works located in the City of Pittsburgh, **Allegheny County**.

Application No. 461S078. Sewerage, **Dyna-Craft Industries, Inc.**, 4060 Norbatrol Court, Murrysville, PA 15668. Application for the modification and operation of the upgrade and expansion to the sewage treatment plant to serve Dyna-Craft Industries located in Washington Township, **Westmoreland County**.

Application No. 5601402. Sewerage, **Grizzle Inc.**, 241 E. Main Street, Mt. Pleasant, PA 15666. Application for the construction and operation of a sewage treatment plant to serve the Casa Nova Bar located in Jenner Township, **Somerset County**.

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

WQM Permit No. 2401402, Sewerage, **Timothy J. Herbstritt**, 135 Denise Road, St. Marys, PA 15857.

This proposed facility is located in City of St. Marys, **Elk County**.

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

NPDES Stormwater Individual Permit

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

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

Persons wishing to comment on the proposed permit are invited to submit a statement to the appropriate Department Regional Office noted above the application within 30 days from the date of this public notice.

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

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

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

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

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

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

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10N030	Edward & Sandra Davailus R. R. 1, Box 1418-A Rt. 435 Gouldsboro, PA 18424	Lackawanna County Covington Township	Tamarack Creek HQ-CWF
<i>Pike County Conservation District: HC6, Box 6770, Hawley, PA 18428, (570) 226-8220.</i>			
PAS10V037	U. S. National Park Service Delaware Water Gap National Recreation Area 1 River Road Bushkill, PA 18324	Monroe County Middle Smithfield Township, Smithfield Township, Lehman Township	Delaware River, WWF Unnamed tributary to Delaware River, HQ- CWF
		Pike County Dingman Township, Delaware Township, Milford Borough	Bushkill Creek, HQ- CWF Toms Creek, EV Alicias Creek, HQ- CWF Mill Creek, HQ-CWF Spackmans Creek, HQ- CWF Hornbecks Creek, HQ- CWF Dingmans Creek, HQ- CWF Adams Creek, EV Dry Brook, HQ-CWF Conashaugh Creek, HQ-CWF Raymondskill Creek, HQ-CWF

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

NPDES Permit PAS104105, Stormwater. **East Resources, Inc.**, P. O. Box 279, 51 Main Street, Allegany, NY 14706 has applied to discharge stormwater associated with a construction activity located in Hamilton Township, **McKean County** to Meade Run (HQ-CWF).

SAFE DRINKING WATER

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

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

Permit No. 4601507, Public Water Supply.

Applicant	JRP Development, Inc.
Township	Upper Frederick
Responsible Official	Panos Papantoniou 210 Bassett Court Limerick, PA 19468
Type of Facility	Public Water Supply System
Consulting Engineer	AARO Consulting, Inc. 649 N. Lewis Road Suite 100 Limerick, PA 19468
Application Received Date	April 20, 2001
Description of Action	Construction of a water supply system, disinfection and storage system to serve the Ivy Ridge Subdivision. The project will include two wells, a sodium hypochlorite system and a hydropneumatic tank for storage and water distribution.

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

Permit No. 7395-A4, Public Water Supply.

Applicant	Oakmont Borough Municipal Authority P. O. Box 73 721 Allegheny Avenue Oakmont, PA 15139
[Township or Borough]	Oakmont Borough
Responsible Official	John Dunlap, General Manager
Type of Facility	Water treatment plant
Consulting Engineer	Frank Lemmon NIRA Consulting Engineers, Inc. 950 Fifth Avenue Coraopolis, PA 15108
Application Received Date	April 5, 2001
Description of Action	New potassium permanganate solution feed system

Permit No. 7395-A5, Public Water Supply.

Applicant	Oakmont Borough Municipal Authority P. O. Box 73 721 Allegheny Avenue Oakmont, PA 15139
[Township or Borough]	Oakmont Borough
Responsible Official	John Dunlap, General Manager
Type of Facility	Water treatment plant
Consulting Engineer	Frank Lemmon NIRA Consulting Engineers, Inc. 950 Fifth Avenue Coraopolis, PA 15108
Application Received Date	April 5, 2001
Description of Action	Tablet chlorinator system

MINOR AMENDMENT

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

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

Application No. 0901509, Minor Amendment.

Applicant	Upper Southampton Municipal Authority
Township	Upper Southampton
Responsible Official	Atwood Pursel, Jr. 945 Street Road Southampton, PA 18966
Type of Facility	Public Water Supply System
Consulting Engineer	Pennoni Associates, Inc. 3001 Market Street, Suite 200 Philadelphia, PA 19104
Application Received Date	April 11, 2001
Description of Action	Change disinfection at Well No. 3 from liquid chlorine to sodium hypochlorite

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. During this comment period the municipality may request that the person identified, as the remediator of the site, develop and

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

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

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

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

Former Murata-Wiedemann Facility, Upper Merion Township, **Montgomery County**. Peter A. Malik, RT Environmental Services, Inc., 215 W. Church Road, King of Prussia, PA 19406, on behalf of 211 Gulroad Associates, LP, 1200 River Rd., Suite 1303, Conshohocken, PA 19428, has submitted a Notice of Intent to Remediate site groundwater contaminated with solvents. The applicant proposes to remediate the site to meet Site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *King of Prussia Courier* on April 25, 2001.

Rohm and Haas Co., Philadelphia Plant, City of Philadelphia, **Philadelphia County**. A. L. Holmstrom, Rohm and Haas Co., Engineering Division, P. O. Box 584, Bristol, PA 19007, on behalf of Rohm and Haas Co., 100 Independence Mall West, Philadelphia, PA 19106, has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with PCBs, lead, heavy metals, BTEX, petroleum hydrocarbons, polycyclic aromatic hydrocarbons, solvents, pesticides and dioxin. The applicant proposes to remediate the site to meet a combination of Statewide Health, Background and Site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Inquirer* on April 16, 2001.

Former Manheim Laundry Site, City of Philadelphia, **Philadelphia County**. Jeffrey K. Walsh, Gilmore & Associates, Inc., 184 W. Main St., Suite 300, Trappe, PA 19426, on behalf of Germantown Friends School, 31 W. Coulter St., Philadelphia, PA 19144, has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The site is located in a

special industrial area. The applicant's proposed remediation will address any immediate, direct or imminent threat to the public health and the environment and will be based on the results of the Baseline Remedial Investigation Report. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Inquirer* on February 23, 2001.

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

Teledyne-McKay Site (formerly), Spring Garden Township, **York County**. Redevelopment Authority of the County of York, 144 Roosevelt Avenue, Suite 100, York, PA 17404 has submitted a Notice of Intent to Remediate site soils and groundwater contaminated with PCBs, heavy metals, lead, solvents, BTEX and PAHs. The applicant proposes to remediate the site to meet a combination of the Statewide health and site specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *York Dispatch/York Daily Record* on June 22, 2000.

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

P.I.D.A. (Branch Motor Express), Delaware Township, **Northumberland County**. Science Applications International Corporation, 6310 Allentown Boulevard, Harrisburg, PA 17112 on behalf of its client P.I.D.A (Branch Motor Express), 400 North Street, Fourth Floor, Harrisburg, PA 17120-0225 has submitted a Notice of Intent to Remediate soil contaminated with heavy metals, BTEX and ethylene glycol and groundwater contaminated with BTEX and naphthalene. The applicant proposes to remediate the site to meet a combination of Site-specific and Statewide Health Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Milton Standard Journal*, on February 14, 2001.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application 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.

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

Permit Application No. 101100. Mountain View Reclamation Landfill, 9446 Letzburg Road, Greencastle, PA 17225. Application is for permit renewal for a facility in Antrim and Montgomery Townships, **Franklin County**. Application determined to be administratively complete in the Regional Office April 27, 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 through 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).

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

95-063: Naval Support Activity (700 Robbins Avenue, Philadelphia, PA 19111-5098) for operation of a Naval support facility in the City of Philadelphia, **Philadelphia County**. The Synthetic Minor facility's air emission sources include a 40 MMBTU/hr boiler, a 36 MMBTU/hr boiler, a 29.3 MMBTU/hr boiler, 18 boilers and 2 water heaters less than 2 MMBTU/hr, 11 emergency generators, a fire pump, a carpentry shop with a cyclone, an abrasive blaster, a paint booth and an underground gasoline storage and dispersion tank.

00-007: Federal Detention Center, Philadelphia (700 Arch Street, Philadelphia, PA 19105) for the operation of a Federal prison in the City of Philadelphia, **Philadelphia County**. The Natural Minor facility's air emission sources include three 10 MMBTU/hr natural gas or no. 2 oil-fired boilers. The facility shall ensure that the firing rate of the burners are adjusted and are firing

between 9 MMBTU/hr and 9.5 MMBTU/hr on the maximum end of the firing range for each boiler.

96-051: Federal Reserve Bank of Philadelphia (100 North 6th Street, Philadelphia, PA 19106) for the operation of banking in the City of Philadelphia, **Philadelphia County**. The Natural Minor facility's air emission sources include five 6 MMBTU/hr natural gas or no. 2 oil-fired boilers, a natural gas-fired incinerator for unfit currency and nine emergency generators.

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).

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

30-00087B: RAG Emerald Resources Corporation (158 Portal Road, Waynesburg, PA 15370) for the installation of a Coal Handling & Storage System at Emerald Mine Prep Plant in Franklin Township, **Greene County**.

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

25-952D: Bush Industries of Pennsylvania, Inc. (2455 Robison Road West, Erie, PA 16509) for modification of Air Quality Permit No. PA-25-952A, in Summit Township, **Erie County**, to show that VOC emissions from the surface coating operation have increased. Potential VOC emissions are less than 20 tons/year.

62-162A: Elkhorn Field Services, Keystone Plant (Zimmerman Hill Road, Warren, PA 16365) for post construction plan approval of a Gas Processing Plant that contains an 800 HP Rich Burn Engine controlled by a catalytic converter and a 0.25 MMBTU/hr Dehydration Unit located in Pleasant Township, **Warren County**. The facility is subject to 40 CFR Part 60 Subpart KKK for VOC monitoring.

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).

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

03-00027A: Reliant Energy (1001 Broad Street, P. O. Box 1050, Johnstown, PA 15907-1050) for construction of Selective Catalytic Reduction systems on the exhaust from Units #1 and #2 at the Keystone Generating Station in Plumcreek Township, **Armstrong County**.

The proposed facility is subject to the applicable requirements of 25 Pa. Code, Chapter 127 (related to construction, modification, reactivation and operation of sources). The Department believes that the facility will meet these requirements by complying with the following Plan Approval conditions:

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

2. Upon completion of the construction of the facility, an operating permit must be obtained. Notify the Depart-

ment when the installation is completed so that the facility can be inspected for issuance of an operating permit.

3. This Plan Approval authorizes the installation of Selective Catalytic Reduction (SCR) Systems on the exhaust from Units #1 and #2 at Keystone Station, Plumcreek Township, Armstrong County. Each SCR system will consist of urea unloading, storage and processing equipment, an ammonia injection system, catalyst beds, gas path ductwork and dampers, replacement induced draft fans, limestone unloading, storage and addition system, instrumentation and controls and support equipment. SCR installation and operation on Units #1 and #2 is a voluntary pollution control project and is not required by regulation for the operation of the subject sources. (25 Pa. Code § 127.11)

4. Urea and limestone storage silos shall be equipped with bin vent collectors. Urea and limestone shall be pneumatically transferred from trucks/railcars to storage silos. Unloading of urea and limestone trucks/railcars shall not take place unless the pneumatic transfer/bin vent collector systems are also operating properly.

5. The emission of ammonia from the SCR systems shall not exceed 5 ppmv at stack conditions as determined by USEPA Conditional Test Method (CTM-027), *Procedure for Collection and Analysis of Ammonia in Stationary Sources* or other procedure approved by the Department. The 5 ppmv ammonia slip limit ensures compliance with the existing limitation on the flue gas conditioning systems which follow the SCRs in the exhaust gas path. (25 Pa. Code § 127.12b).

6. Stack testing to determine the mass emission rate of ammonia (as NH₃), PM₁₀ and H₂SO₄ shall be conducted within 90 days of the of achieving maximum capacity of the SCR system on each unit (25 Pa. Code §§ 127.12b and 139.11).

a) Stack testing shall be conducted in accordance with the provisions of 25 Pa. Code Chapter 139 and the Department's Source Testing Manual.

b) At least 60 days prior to the test, the owner/operator shall submit to the Department two copies of the procedures for the stack test and drawings with dimensions indicating the location of sampling ports and other data to ensure the collection of representative samples.

c) At least 15 days prior to the test, the Regional Air Quality Manager shall be informed of the date and time of the test.

d) All relevant operating parameters (for example, boiler steam flow, air flow, gross megawatts, O₂; CEMS heat input and stack flue gas volumetric flow rate; and/or SCR ammonia feed flow rate) shall be recorded at appropriate intervals throughout the duration of the stack tests. Operating data recorded shall be sufficient to establish that the units and the air cleaning devices are operating at maximum routine operating conditions. A discussion of the recorded operating parameters and values shall be included in the test report.

e) Within 60 days after the stack test, two copies of the complete test report, including all recorded operating parameters, shall be submitted to the Regional Air Quality Manager for approval.

7. Owner/operator shall keep a monthly log of all urea delivered to this facility. These records shall be kept onsite for a period of 5 years and be made available to the Department upon request. (25 Pa. Code § 127.12b).

8. This approval to construct shall become invalid (1) if construction is not commenced (as defined in 40 CFR 52.21(b)(8)) within 18 months after the date of this approval; or (2) if construction is discontinued for a period of 18 months or more. (25 Pa. Code § 127.13(b)).

9. This Plan Approval authorizes temporary operation of the sources and/or control devices covered by this Plan Approval provided the following conditions are met. (25 Pa. Code § 127.12b(d))

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

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

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

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

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

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 the applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

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

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

54850204R3. Jeddo-Highland Coal Company, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine and refuse reprocessing operation in Porter Township, **Schuylkill County**, affecting 1756 acres, receiving stream—Wiconisco Creek. Application received April 19, 2001.

35910101R2. Pioneer Aggregates, Inc., (202 Main Street, Laflin PA 18702), renewal of an existing anthracite surface mine operation in Fell Township, **Lackawanna County**, affecting 425.0 acres, receiving stream—Wilson Creek. Application received April 23, 2001.

19860101R3. Jac-Mar Coal Co. t/a L & E Coal, (P. O. Box 353, Cresco, PA 18326-0353), renewal of an existing anthracite surface mine operation in Conyngham Township, **Columbia County**, affecting 190.0 acres, receiving stream—Mahanoy Creek. Application received April 23, 2001.

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

11960107. Permit Renewal, **T. J. Mining, Inc.** (P. O. Box 370, Carrolltown, PA 15722), for continued operation of a bituminous surface and auger mine in Cresson Township, **Cambria County**, affecting 62.0 acres, receiving stream unnamed tributary to Burgoon Run. Application received April 23, 2001.

56950103. Permit Renewal, **Heritage Mining Company** (Box 126, Cresson, PA 16630), for continued operation of a bituminous surface mine in Shade Township, **Somerset County**, affecting 78.5 acres, receiving stream unnamed tributary to and Oven Run, unnamed tributary to and Stony Creek River. Application received April 20, 2001.

56823142. Permit Renewal for reclamation only, **Scurlfield Coal, Inc.** (228 Main Street, Berlin, PA 15530), for continued restoration of a bituminous surface mine in Ogle and Paint Townships, **Somerset County**, affecting 140.7 acres, receiving stream unnamed tributary to Dark Shade Creek and Dark Shade Creek. Application received April 23, 2001.

11960102. Permit Renewal for reclamation only, **Dunamis Resources, Inc.** (One Energy Place, Suite 400, Latrobe, PA 15650), for continued restoration of a bituminous surface and auger mine in Adams Township and South Fork Borough, **Cambria County**, affecting 225.1 acres, receiving stream South Fork Branch Little Conemaugh River. Application received April 16, 2001.

Noncoal Applications Received

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

22010302. **Eastern Industries, Inc.**, (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9416), commencement, operation and restoration of a quarry operation in Jackson and Washington Townships, **Dauphin County** affecting 50.6 acres, receiving stream—none. Application received April 16, 2001.

7175SM2C3. **Eastern Industries, Inc.**, (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-94160), correction to an existing quarry operation in Washington and Jackson Townships, **Dauphin County** affecting 109.3 acres, receiving stream—Wiconisco Creek. Application received April 17, 2001.

38870301C2. **Pennsylvania Lime, Inc.**, (P. O. Box 160, Annville, PA 17003), correction to an existing quarry operation in North Londonderry, North Annville and Annville Townships, **Lebanon County** affecting 937.5 acres, receiving stream—Killinger Creek. Application received April 17, 2001.

7473SM2AC6. **Hercules Cement Company**, (501 Center Street, P. O. Box 69, Stockertown, PA 18083), correction to an existing quarry operation in Upper Nazareth Township, **Northampton County** affecting 301.3 acres, receiving stream—Bushkill Creek. Application received April 23, 2001.

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

11010801, **William Rounsley** (200 Sunset Lane, Northern Cambria, PA 15714), in Barr Township, **Cambria County**, affecting 10 acres, receiving stream Moss Creek, application received April 19, 2001.

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

20950301. **Waterford Sand & Gravel** (15871 Sturgis Road, Union City, PA 16438) Transfer of and existing gravel operation in Bloomfield Township, **Crawford County** affecting 29.5 acres. Receiving streams: Bloomfield Run and Pine Hollow Run. Transfer from I. A. Construction Corporation. Application received April 25, 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 (Department). 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)).

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

E46-887. **Newport Beach Development Company, LLC**, 1301 Dove Street, Suite 1050, Newport Beach, CA, 92660, Upper Dublin Township, **Montgomery County**, ACOE Philadelphia District.

To perform the following activities along Pine Run (TSF) associated with the proposed L. A. Fitness Sports Club:

To install and maintain approximately 95 linear feet of 32-foot by 8-foot CMP open bottom arch culvert and associated concrete wingwalls. This work also includes the modification of the existing channel.

To install and maintain a temporary access road during construction.

To install and maintain four utility line crossings.

This site is located approximately 500 feet southwest of the intersection of Susquehanna Road and Dreshertown Road, (Ambler, PA USGS Quadrangle N: 2.75 inches; W: 6.55 inches).

E46-886. Township of Springfield, Paper Mill Road, Wyndmoor, PA 19038, Whitemarsh Township, **Montgomery County**, ACOE, Philadelphia District.

To modify a 170 linear-foot reach of Sunnybrook Creek (TSF) by removing fill which was placed along the southern bank prior to 1979. The site is located immediately downstream of the Bethlehem Pike Bridge, (Germantown, PA Quadrangle N: 20 inches, W: 12.75 inches).

E23-411. Ridley Township, 100 E. MacDade Boulevard, Folsom, PA 19033-3622, Ridley Township, **Delaware County**, ACOE Philadelphia District.

To remove an existing pedestrian bridge and 35-foot section of retaining wall and to construct and maintain a 5-foot wide wooden pedestrian bridge consisting of a 42-foot span and to install and maintain associated rock riprap protection within and along Shipley Run (WWF-MF), a tributary to Muckinpates Creek. The site is located approximately 580 feet north of the intersection of Hannum Avenue & Hutchinson Terrace (Lansdowne PA Quadrangle, N: 4.5 inches; W: 7.9 inches).

WATER OBSTRUCTIONS & ENCROACHMENTS

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

E52-172. The Forest Lake Club, R. R. 1, Box 333, Hawley, PA 18428, in Lackawaxen Township, **Pike County**, U.S. Army Corps of Engineers, Philadelphia District.

To remove the existing structure and to construct and maintain a 26-foot x 42-foot boathouse, extending approximately 20 feet lakeward from the shoreline, in Wolf Lake. The boathouse will be supported by 42-foot x 6-foot concrete pad along the shore and pressure treated piers. The project is located approximately 0.6 mile north west of the intersection of S.R. 4003 and T-441. (Narrowsburg, NY-PA, Quadrangle N: 6.0 inches; W: 13.4 inches).

E35-338. Sugarman Equities, LLC, 921 Bergen Avenue, Jersey City, NJ 07306, in Archbald Borough, **Lackawanna County**, U.S. Army Corps of Engineers, Baltimore District.

To place fill in 0.22 acre of wetlands within the **Lackawanna River** Watershed for the purpose of preparing a lot for future commercial development. The project is located along the southerly side of S.R. 0006 approximately 4.5 miles east of I-81, Exit 57 and 0.1 mile east of intersection of S.R. 0006 and S.R. 1010. (Carbondale, PA, Quadrangle N: 0.1 inch; W: 11.1 inches).

EA66-002NE. Wyoming County, Wyoming County Courthouse, One Courthouse Square, Tunkhannock, PA 18657 in Eaton Township, **Wyoming County**, ACOE Baltimore District.

To remove Wyoming County Bridge No. 14 across Bowman Creek (HQ-CWF) and to restore the streambanks to existing conditions. The bridge has a single span of approximately 107 feet and is located along Township Road T413 between S.R. 0029 and T404 (Tunkhannock, PA Quadrangle N: 2.6 inches; W: 11.9 inches).

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

E08-369. Martin Wilmer, R. R. 1, Box 172B, Monroeton, PA 18831. 30 inch stream culvert, in Franklin Township, **Bradford County**, ACOE Baltimore District (Leroy, PA Quadrangle N: 4.5 inches; W: 3.1 inches).

To operate and maintain a 30 inch diameter CMP culvert in Carbon Run on Carbon Run Road about 1 mile west/southwest of Barclay in Franklin Township, Bradford County.

The project does not impact wetlands while impacting approximately 30 feet of waterway. Carbon Run is an exceptional value stream.

E59-414. PA Department of Transportation, 715 Jordan Avenue, Montoursville, PA 17754. SR 49 Bridge Over Cowanesque River, in Westfield, **Tioga County**, ACOE Baltimore District (Potter Brook, PA Quadrangle N: 6.8 inches; W: 12.5 inches).

To remove the existing structure and to construct, operate and maintain a reinforced concrete box beam bridge structure with a clear span of 94 feet and a width of 23 feet over the Cowanesque River. The application also requests authorization to construct a temporary stream crossing to facilitate a detour around the project area. This temporary crossing is proposed to be located 150 feet downstream of the current bridge and would consist of seven 96 inch diameter corrugated metal culvert pipes and associated fill. This project is located 3 miles west of Westfield on SR 0049. Project will impact 250-linear feet and is a Cold Water Fishery.

E59-416. PA DCNR, Bureau of Facility Design and Construction, P. O. Box 8451, Harrisburg, PA 17105-8451. Bear Run Road Bridge, in Elk Township, **Tioga County**, ACOE Baltimore River Basin District (Lee Fire Tower, PA Quadrangle N: 10.1 inches; W: 7.2 inches).

To remove an existing structure and construct, operate and maintain a single span prestressed concrete spread box beam bridge that will carry Bear Run Road across Cushman Branch, Slate Run (Exceptional Value). The bridge shall be constructed with a minimum clear span of 40.6-feet, underclearance of 2.5-feet and a skew of 55-degrees. Construction of bridge abutments and rock scour protection shall be completed in dry work conditions by dams and pumping or fluming stream flow around the work area. The construction project will not impact wetlands while impacting 115-feet of waterway. The project is located along the eastern right-of-way of SR 0044 approximately 2,000-feet north of Francis Road and Bear Run Road intersection.

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

E02-1341. Port Authority of Allegheny County, 345 Sixth Avenue, Third Floor, Pittsburgh, PA 15222-2527. Municipality of Monroeville, **Allegheny County**, ACOE Pittsburgh District.

To construct and maintain an expansion to an existing Port Authority Park N Ride facility within the flood plain of Abers Creek (TSF) for a distance of 435 feet. The project is located along Route 286 approximately 500 feet north of its intersection with Route 22 (Murrysville, PA Quadrangle N: 9.8 inches; W: 13.3 inches).

E02-1342. Castle Shannon Borough, 3310 McRoberts Road, Castle Shannon, PA 15234-2711. Castle Shannon Borough, **Allegheny County**, ACOE Pittsburgh District.

To construct and maintain a concrete pad depressed 6 inches below the stream bottom and a concrete retaining wall along the right bank of Saw Mill Run (WWF) for a distance of approximately 43 feet to provide stream bank stabilization for an existing culvert discharge. The project is located at the end of James Street (Bridgeville, PA Quadrangle N: 20.8 inches; W: 3.6 inches).

E26-283. Department of Transportation, Engineering District 12-0, P. O. Box 459, Uniontown, PA 15401. Springhill and Nicholson Townships, **Fayette County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain a bridge having a normal clear span of 28 m and an underclearance of 3.472 m across Georges Creek (WWF) located on S.R. 3003, Section B10 (Tom Cat Hollow Road) at a point approximately 145 m north of its intersection with T-380 (Masontown, PA Quadrangle N: 4.6 inches; W: 2.8 inches).

E32-420-A2. Reliant Energy Mid-Atlantic Power Holdings, LLC, 1001 Broad Street, P. O. Box 1050, Johnstown, PA 15907-1050. East Wheatfield Township, **Indiana County**, ACOE Pittsburgh District.

To amend Permit No. E32-420 to include the construction and maintenance of a steam electric power plant boiler, emission control equipment and other related equipment and structures along the Conemaugh River (WWF) (New Florence, PA Quadrangle N: 5.8 inches; W: 4.56 inches).

E65-776. Borough of Scottdale, P. O. Box 67, 10 Mt. Pleasant Road, Scottdale, PA 15683. Scottdale Borough and East Huntingdon Township, **Westmoreland County**, ACOE Pittsburgh District.

To construct, operate and maintain a multi-use trail having a length of 0.733 miles and a width of 12 feet along Jacobs Creek (WWF) and Stauffer Run (WWF) and across an unnamed tributary to Jacobs Creek (WWF) for recreational purposes located off of Mt. Pleasant Road. (Connellsville, PA Quadrangle N: 18.99 inches; W: 11.07 inches).

E65-777. Department of Transportation, Engineering District 12-0, P. O. Box 459, Uniontown, PA 15401. Apollo Borough, Armstrong County and Oaklahoma Borough, **Westmoreland County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain a five span bridge having three normal spans of 42.8 meters, one normal span of 42.33 meters and one normal span of 42.13 meters with an underclearance of 5.46 meters across the Kiskiminetas River (WWF) for the purpose of improving transportation safety and roadway standards. The proposed work includes the construction and maintenance of four temporary causeways in the Kiskiminetas River (WWF), one 450 mm corrugated metal

outfall pipe and one 750 mm corrugated metal outfall pipe along the Kiskiminetas River (WWF). The project is located on S.R. 0066, Section R10. (Vandergrift, PA Quadrangle N: 14.5 inches; W: 95 inches).

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

E10-335. Valencia Woods Nursing Center, 85 Charity Place, Valencia, PA 16059. Valencia Woods St. Barnabas Retirement Village, in Valencia Borough, **Butler County**, ACOE Pittsburgh District (Valencia, PA Quadrangle N: 9.2 inches; W: 16.4 inches).

To fill a total of 0.28 acre of wetland (PEM/PSS) for construction of three additional Quad-Plex Residential units, three Townhouse units, a recreation building and associated roadways and parking area at the existing Valencia Woods Nursing Center St. Barnabas Retirement Village west of Three Degree Road approximately 1.5 miles south of S.R. 228.

ENVIRONMENTAL ASSESSMENTS

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

D51-001EA. Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, P. O. Box 8476, Harrisburg, PA 17105-8476. Lower Merion Township, **Montgomery County**, ACOE Philadelphia District.

The project proposes to construct a fish passage facility at Flat Rock Dam located across the Schuylkill River (WWF, MF) to further efforts in restoring migratory fishes to their historical range in the watershed. A reinforced concrete structure with approximate dimensions of 190 feet long by 30 feet wide, is proposed on the right bank (western shoreline) of the Schuylkill River immediately adjacent to the existing dam abutment. The structure incorporates a series of twenty 10 feet by 10 feet resting bays interconnected by vertical baffles. Flow through the structure will be regulated with auxiliary piping and power operated gates. Two 10 feet wide channels will be excavated in the tail-water area immediately downstream of the dam to facilitate the movement of migrating fish from the left bank (eastern shoreline) area of the river to the location of the passageway on the right bank (western shoreline). A channel, varying in width from 12 to 20 feet, will also be excavated for a distance 180 feet downstream of the fish passage entrance to facilitate fish migration (Germantown, PA Quadrangle N: 7.15 inches; W: 17.25 inches).

DAM SAFETY

Central Office: Bureau of Waterways Engineering, 400 Market Street, Floor 3, P. O. Box 8554, Harrisburg, PA 17105-8554.

D62-033. PA Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797. To modify, operate and maintain, the Akeley Swamp Dam located across a tributary to Conewango Creek (CWF), directly impacting 0.03 acre of wetland (PEM) to construct water control structures and indirectly impacting approximately 231.0 acres of wetland (PEM, PSS) by temporary inundation dependent on seasonal flows, for the purpose of raising and regulating the water levels in Akeley Swamp. (Russell, PA Quadrangle N: 20.2 inches; W: 1.8 inches) in Pine Grove Township, **Warren County**.

**STORAGE TANKS
SITE-SPECIFIC INSTALLATION PERMITS**

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Land Recycling and Waste Management, Division of Storage Tanks, P. O. Box 8763, Harrisburg, PA 17105-8763, within 30 days from the date of this publication. Comments received within this 30-day period will be considered in the formulation of the final determinations

<i>SSIP Application No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
SSIP 01007	John A. Krystyniak Joyce Oil, LLP 326 Keslar School Rd. Acme, PA 15610-9510	Westmoreland	Mount Pleasant Township	5 ASTs-Diesel Fuel 1 AST Kerosene	12,000 each 12,000

ACTIONS

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. The actions are listed in two categories. Section I lists all municipal and industrial permits and Section II lists oil and gas related permits.

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.

I. Municipal and industrial permit actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

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

NPDES Permit No. PA0056570. Industrial Waste. **Coastal Lumber Company**, P. O. Box 829, Weldon NC 27890. Is authorized to discharge from a facility located at 385 Waterway Road, Oxford, PA 19363, East Not-

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 the comment and the relevant facts upon which it based.

The following applications have been received for Storage Tank Site-Specific Installation Permits under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101 and 6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C.

tingham Township, **Chester County** into an unnamed tributary to Little Elk Creek.

NPDES Permit No. PA0012467. Industrial Waste. **Laurel Pipe Line Company, L.P.**, P. O. Box 368, Emmaus, PA 18049. Is authorized to discharge from a facility located in Bethel Township, **Delaware County** into Green Creek 3G Ridley Watershed.

WQM Permit No. 0901403. Sewage. **Pennridge School District**, 1506 North Fifth Street, Perkasie, PA 18944-2295. Applicant is granted approval for the construction and operation of a sewage treatment plant to serve the M. M. Seylar Elementary School located in Hilltown Township, **Bucks County**.

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

NPDES Permit No. PA-0060283, Sewage, Penn Estates Utilities, Inc., P. O. Box 240908, Charlotte, NC 28224.

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

Description of Proposed Action/Activity: Renewal of NPDES Permit.

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

NPDES Permit No. PA0088668, Sewage, **Metal Township Municipal Authority**, P. O. Box 216, Willow Hill, PA 17271-0216.

This proposed facility is located in Metal Township, **Franklin County**.

Description of Proposed Action/Activity: Authorization to Discharge to West Branch Conococheague Creek in Watershed 13-C.

NPDES Permit No. PA0080608, Sewage, **Fellowship of Bible Churches, Inc.**, 10670 Fort Loudon Road, Mercersburg, PA 17236.

This proposed facility is located in Montgomery Township, **Franklin County**.

Description of Proposed Action/Activity: Authorization to Discharge to Licking Creek in Watershed 13-C.

NPDES Permit No. PA0081043, Sewage, **Brookline at Mifflintown, Inc.**, R. R. 1, Box 463, Mifflintown, PA 17059.

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

Description of Proposed Action/Activity: Authorization to Discharge to Big Run in Watershed 12-A.

NPDES Permit No. PA0086045, Sewage, **Castle Hill Associates**, 20 Erford Road, Lemoyne, PA 17043.

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

Description of Proposed Action/Activity: Authorization to Discharge to unnamed tributary of Rock Creek in Watershed 13-D.

NPDES Permit No. 4401401, Sewage, **Brown Township Municipal Authority**, 7748 State Route 655, Reedsville, PA 17084-9148.

This proposed facility is located in Brown Township, **Mifflin County**.

Description of Proposed Action/Activity: Construction Modifications of Sewage Treatment Facilities.

NPDES Permit No. 2898401, Amendment 01-1, Sewage, **Metal Township Municipal Authority**, P. O. Box 216, Willow Hill, PA 17271-0216.

This proposed facility is located in Metal Township, **Franklin County**.

Description of Proposed Action/Activity: Modifications to the construction/operation of Sewage Treatment Facilities/Land Application Facilities/Sewers & Appurtenances/2 Pump Stations/8 Groundwater Monitoring Wells.

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

NPDES Permit No. PA0205672, Industrial Waste, **Johnstown America Corporation**, 17 Johns Street, Johnstown, PA 15901 is authorized to discharge from a facility located at City of Johnstown, **Cambria County** to receiving waters named Little Conemaugh River (Outfalls 103-113 and 115-117) and Laurel Run (Outfalls 701 and 702).

NPDES Permit No. PA0216950, Industrial Waste, **Cresswell Heights Joint Authority**, P. O. Box 301, South Heights, PA 15108 is authorized to discharge from a facility located at South Heights Borough, **Beaver County** to receiving waters named the Ohio River.

NPDES Permit No. PA0217972-A2, Industrial Waste, **The Waterfront Partners, LLC**, 285 East Waterfront Drive, Suite 150, Homestead, PA 15120 is authorized to discharge from a facility located at The Waterfront, Munhall, Homestead and West Homestead, **Allegheny County** to receiving waters named Monongahela River.

NPDES Permit No. PA0032174, Sewage, **Frank Perano**, P. O. Box 278, King of Prussia, PA 19406 is authorized to discharge from a facility located at Interstate Mobile Village STP, Donegal Township, **Washington County** to receiving waters named unnamed tributary of Bonar Creek.

NPDES Permit No. PA0093203, Sewage, **The Pennsylvania State University**, 113 Physical Plant Building, University Park, PA 16802 is authorized to discharge from a facility located at New Kensington Campus Sewage Treatment Plant, Upper Burrell Township, **West-**

moreland County to receiving waters named unnamed tributary of Pucketa Creek.

NPDES Permit No. PA0096571, Sewage, **Bethlehem Center School District**, 194 Crawford Road, Fredericktown, PA 15333 is authorized to discharge from a facility located at Bethlehem Center School District Senior High, Junior High and Elementary Schools STP, Deemston Borough, **Washington County** to receiving waters named Black Dog Hollow Run.

NPDES Permit No. PA0216851-A1, Sewage, **Charles Chapman**, R. D. 1, Box 1136, Ruffsedale, PA 15679 is authorized to discharge from a facility located at Wendell Mobile Home Park STP, East Huntingdon Township, **Westmoreland County** to receiving waters named Buffalo Run.

NPDES Permit No. PA0218774, Sewage, **Grizzle Inc./TA Casa Nova**, 241 East Main Street, Mt. Pleasant, PA 15666 is authorized to discharge from a facility located at Casa Nova STP, Jenner Township, **Somerset County** to receiving waters named Bens Creek.

Permit No. 0274469-A4, Sewerage, **Allegheny County Sanitary Authority**, 3300 Preble Avenue, Pittsburgh, PA 15233. Construction of final clarifiers EFS-8 and WFS-8 located in the City of Pittsburgh, **Allegheny County** to serve ALCOSAN Wastewater Treatment Plant.

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

NPDES Permit No. PA0002143 Amendment No. 1, Industrial Waste, **Willamette Industries, Inc.**, Johnsonburg Paper Mill, 100 Center Street, Johnsonburg, PA 15845.

This proposed facility is located in Johnsonburg Borough, **Elk County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to the Clarion River and Riley Run.

NPDES Permit No. PA0034924, Sewage, **Paint-Elk Joint Sewer Authority**, 22139 Route 66, Shippenville, PA 16254.

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

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

NPDES Permit No. PA0024970, Sewage, **U.S. Army Corps of Engineers**, Shenago Recreation Area, 1000 Liberty Avenue, Pittsburgh, PA 15222-4186.

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

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

NPDES Permit No. PA0103628, Sewage, **Henderson Township Municipal Authority**, P. O. Box 56, Stump Creek, PA 15863.

This proposed facility is located in Henderson Township, **Jefferson County**.

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

NPDES Permit No. PA0238431, Sewage, **Charles A. Betts**, 400 Weiler Road, Warren, PA 16365.

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

Description of Proposed Action/Activity: This facility is authorized to discharge to unnamed tributary to Morse Run.

NPDES Permit No. PA0209783, Sewage, **Jerry Novosel**, 41 Gearhart Road, Pulaski, PA 16143.

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

Description of Proposed Action/Activity: This facility is authorized to discharge to unnamed tributary to Buchanan Run.

WQM Permit No. 6200415, Sewerage, **Charles A. Betts**, 400 Weiler Road, Warren, PA 16365.

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

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

WQM Permit No. 4301409, Sewerage, **John D. Miller**, 76 Blom Road, Grove City, PA 16127.

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

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

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 & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10-D109	DeLuca Enterprises, Inc. 842 Durham Road Newtown, PA 18940	Bucks	Solebury Township	UNT to Aquetong Creek (HQ, CWF)
PAS10-G259	Tattersall Development Group P. O. Box 214 Chester Springs, PA 19425	Chester	West Bradford Township	Broad Run (EV)
PAS10-G363	Robert Sweeny, Jr., Owner P. O. Box 159 Thorndale, PA 19372	Chester	West Caln Township	UNT West Branch Brandywine Creek (HW, TSE, MF)
PAS10-G437	Honey Valley Estates, Inc. 123 Culbertson Run Road Downingtown, PA 19335	Chester	West Caln Township	Tributary to West Branch Brandywine Creek (HQ, TSE, MF)
PAS10-G441	James E. Mark P. O. Box 63 New London, PA 19363	Chester	New London Township	Big Elk Creek (HQ, TSE, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10B012-1	Mark Ann Industries, Inc. P. O. Box 1022 Kittanning, PA 16201	Armstrong County West Franklin Township	Buffalo Creek/ HQ-TSE

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10E074	Recmix of PA, Inc. 586 Plum Run Rd. Canonsburg, PA 15317	Butler	Winfield	Little Buffalo Creek (HQ-TSF)

APPROVALS TO USE NPDES AND/OR OTHER GENERAL PERMITS

The following parties have submitted: (1) Notices of Intent (NOIs) for Coverage Under (1) General NPDES Permits to Discharge Wastewater into the Waters of the Commonwealth. The approval for coverage under these general NPDES permits is subject to applicable effluent limitations. Monitoring, reporting requirements and other conditions set forth in the general permit; (2) General Permits for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in This Commonwealth; (3) General NPDES Permit Authorizing the Discharge of Stormwater Associated with Construction Activities to Waters of the 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 123.23(d).

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

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities (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 & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
West Goshen Township Chester County	PAR10-G408	Home Properties 610 Freedom Ctr., Suite 110 King of Prussia, PA 19406	East Branch Chester Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
East Bradford Township Chester County	PAR10-G414	Philadelphia Suburban Water Co. 762 West Lancaster Avenue Bryn Mawr, PA 19010	East Branch Brandywine Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131

NOTICES

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<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
New Garden Township Chester County	PAR10- G422	William Petrillo 101 Rodgers Road Wilmington, DE 19801	East Branch White Clay Creek (CWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
West Caln Township Chester County	PAR10-G426	Caln Valley Dev. Company P. O. Box 10008 Lancaster, PA 17605	UNT to Rock Run (TSF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Marple Township Delaware County	PAR10-J208	S & S Development 1155 Lancaster Avenue Berwyn, PA 19312	Crum Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Skippack Township Montgomery County	PAR10-T733	Fieldstone Associates, LP 906A Cross Keys Drive Doylestown, PA 18901	Skippack Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Whitpain Township Montgomery County	PAR10-T721	Normandy Dev. LP 1767 Sentry Park West Suite 200 Blue Bell, PA 19422	Tributary to Stony Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Luzerne County Plains Township	PAR10R222	Paul Francis Realty 613 Baltimore Dr. Wilkes-Barre, PA 18701	Unnamed tributary to Laurel Run CWF	Luzerne County Conservation District (570) 674-7991
Schuylkill County Cass Township	PAR105816	Stoppie Subdivision William Stoppie 138 Hilltop Dr. Pottsville, PA 17901	West Branch Schuylkill River CWF	Schuylkill County Conservation District (570) 622-3742
Straban Township Adams County	PAR 100120	Reliant Energy Hunterstown, LLC 1001 Broad Street Johnstown, PA 15907	UNT Rock Creek WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636
Hampden Township Cumberland County	PAR10H207-1	Pinehurst Hills Villas 2717 Tall Oaks Lane York, PA 17403	UNT Sears Run	Cumberland County Conservation District 43 Brookwood Av- enue, Suite 4 Carlisle, PA 17013 (717) 240-7812
West Hanover Township Dauphin County	PAR10I255	Richard E. Yingst 7100 Fishing Creek Valley Road Harrisburg, PA 17112	Beaver Creek	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Lower Paxton Township Dauphin County	PAR10I164	Central Dauphin School District 600 Rutherford Road Harrisburg, PA 17109	Spring Creek	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
Columbia Township and Sylvania Borough Bradford County	PAR100825	PA Dept. of Transportation 715 Jordan Ave. Williamsport, PA 17754	UNT Sugar Creek WWF	Bradford County Conservation District R. R. 5, Box 5030C Stoll Natural Resource Center Towanda, PA 18848 (570) 265-5539
Hamilton Township Tioga County	PAR106638	Hamilton Township P. O. Box 215 Morris Run, PA 16939	Morris Run & Tioga River WWF	Tioga County Conservation District 29 East Ave. Wellsboro, PA 16901 (570) 523-8782
<i>Southwest Region: Regional Water Management Program Manager; 400 Waterfront Drive, Pittsburgh, PA 15222-4745.</i>				
<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Armstrong County East Franklin Township North Buffalo Township	PAR10B035	Cold Harbor Development Company R. D. 7, Box 477 Kittanning, PA 16201	UNT to Whiskey Run/ WWF	Armstrong County Conservation District (724) 548-3425
Beaver County Brighton Township	PAR100238-1	HAP Enterprises, Inc. 310 Wayne Street Beaver, PA 15009	UNT to Six Mile Run/WWF	Beaver County Conservation District (724) 774-7090
Indiana County North Mahoning Township	PAR103158	Dominion Exploration and Production 303 Airport Professional Center Indiana, PA 15701	Canoe Creek/CWF	Indiana County Conservation District (724) 463-8547
Clarion County Clarion Township	PAR101531	PA DEP Abandoned Mine Bureau 286 Industrial Park Road Ebensburg, PA 15931	Little Mill Creek (CWF)	Clarion County Conservation District 265 Holiday Inn Road Ste. 2 Clarion, PA 16214
Erie County Summit Township	PAR10K178	Snap-Tite, Inc. 2930 W. 22nd St. Erie, PA 16506	UNT of Walnut Creek (CWF:MF)	Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-6760 Ext. 5
Erie County City of Erie	PAR10K179	Erie Western PA Port Authority 100 State Street Suite 205 Erie, PA 16507	Presque Isle (WWF)	Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-6760 Ext. 5
Jefferson County Pine Creek Township	PAR103338	Joe & Shirley Holben R. D. 1 Brookville, PA 15825	UNT to O'Donnell Run (CWF)	Jefferson Conservation District R. R. 5 Box 51 Brookville, PA 15825 (814) 849-7463

NOTICES

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<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Mercer County City of Hermitage	PAR104360	Richard Salata Millcreek Enterprises P. O. Box 3318 Boardman, OH 44512	Pine Hollow Run (WWF)	Mercer Conservation District 747 Greenville Rd. Mercer, PA 16137 (724) 662-2242
Mercer County City of Hermitage	PAR104364	Grove City College 100 Campus Drive Grove City, PA 16127	Wolf Creek (WWF)	Mercer Conservation District 747 Greenville Rd. Mercer, PA 16137 (724) 662-2242
<i>General Permit Type—PAG-3</i>				
<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Schuylkill County West Mahanoy Town- ship	PAR802243	Jack Rich, Inc. 617 Altamont Blvd. Frackville, PA 17931	Little Mahanoy Creek CWF	DEP—NERO Water Management 2 Public Square Wilkes-Barre, PA 18711
City of Pittsburgh Allegheny County	PAR806203	Terminal Leasing Inc. Tank Leasing 15 27th Street Pittsburgh, PA 15222	Allegheny River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222- 4745 (412) 442-4000
City of Pittsburgh Allegheny County	PAR806204	Terminal Leasing Inc. Warehouse Leasing 15 27th Street Pittsburgh, PA 15222	Allegheny River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222- 4745 (412) 442-4000
South Pymatuning Township Mercer County	PAR228326	Limpach Industries, Inc. dba Johnson Industries— Sharpsville Facility P. O. Box 7 Orangeville, OH 44453	Unnamed tributary to Shenango River Reservoir	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335- 3481 (814) 332-6942
<i>General Permit Type—PAG-4</i>				
<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Tioga County Delmar Township	PAG044853	Conrad E. Campbell 54 Oak Road Meadway, OH 45341	East Br. Stony Fork Creek	Northcentral Regional Office DEP 208 West Third St. Suite 101 Williamsport, PA 17701
Centre County Taylor Township	PAG045115	LaRoy & Kimberly Beckwith 10691 S. Eagle Valley Rd. Port Matilda, PA 16870	Goss Hollow Run to Bald Eagle Creek	Northcentral Regional Office DEP 208 West Third St. Suite 101 Williamsport, PA 17701

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Tioga County Clymer Township	PAG044905	Gary & Patricia Dillman P. O. Box 695 Wellsboro, PA 16901	Unnamed tributary to Wattles Run	Northcentral Regional Office DEP 208 West Third St. Suite 101 Williamsport, PA 17701
Glade Township Warren County	PAG048394	Anthony P. and Julia L. Milliner 330 Hatch Run Road Warren, PA 16365	Unnamed tributary to Hatch Run	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335- 3481 (814) 332-6942
Millcreek Township Erie County	PAG048401	Mark M. Brabender 3740 Stirrup Drive Erie, PA 16506	Unnamed tributary of Walnut Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335- 3481 (814) 332-6942
Pine Township Mercer County	PAG048727	John D. Miller 76 Blom Road Grove City, PA 16127	Tributary Wolf Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335- 3481 (814) 332-6942

General Permit Type—PAG-8 (SSN)

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Telephone No.</i>
East Earl Township Lancaster County	PAG07-0003 PAG08-0001 PAG08-0002 PAG08-0003 PAG08-0006 PAG08-0007 PAG08-0008 PAG08-0009 PAG08-2201 PAG08-2203 PAG08-3501 PAG08-3502 PAG08-3506 PAG08-3515 PAG08-3517 PAG08-3522 PAG08-3542 PAG08-3547 PAG08-3551 PAG08-3825	Synagro Mid-Atlantic 1605 Dooley Road P. O. Box B Whiteford, MD 21160	William Shirk Farm East Earl Township Lancaster County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Drumore Township Lancaster County	PAG08-0004	Philadelphia Water Dept. 4800 Penrose Ferry Rd. Philadelphia, PA 19153	Aldus Martin Farm Drumore Township Lancaster County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Rapho Township Lancaster County	PAG08-3546	Mount Joy Borough Au- thority P. O. Box 25 Mount Joy, PA 17552-0025	Garber-Milton Grove Farm Rapho Township Lancaster County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

SAFE DRINKING WATER

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

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

Permit No. 0900504, Public Water Supply.

Applicant	DeLuca Enterprises, Inc. 842 Durham Road Newtown, PA 18940
Township	Solebury
County	Bucks
Type of Facility	Public Water Supply System
Consulting Engineer	Boucher and James P. O. Box 904 Doylestown, PA 18901
Permit to Construct Issued	April 23, 2001

Permit No. 0901504, Public Water Supply.

Applicant	Pennsylvania American Water Company 800 West Hershey Park Drive Hershey, PA 17033
Township	Lower Makefield
County	Bucks
Type of Facility	Public Water Supply System
Consulting Engineer	Pennoni Associates, Inc. One Drexel Plaza 3001 Market Street Philadelphia, PA 19104
Permit to Construct Issued	April 26, 2001

Operations Permit issued to: **Grey Nuns of the Sacred Heart Motherhouse**, 1750 Quarry Road, Yardley, PA 19067, Lower Makefield Township, **Bucks County** on April 25, 2001.

Operations Permit issued to: **TAD Facilities, Limited**, Telegraph Road, R. D. 7, Box 199, Coatesville, PA 19320, West Caln Township, **Chester County** on April 30, 2001.

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

Permit No., Minor Amendment. Public Water Supply.

Applicant	Consumers Pennsylvania Water Company 204 East Sunbury St. Shamokin, PA 17872
Township	Shamokin & Ralpho Townships
County	Northumberland
Type of Facility	Public Water Supply
Consulting Engineer	CET Engineering Services 321 Washington Street Huntington, PA 16652
Permit to Construct Issued	April 26, 2001

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

Operations Permit issued to: **Abraxas Group, Inc.**, Blue Jay Village, Box 59, Marienville, PA 16239, Howe Township, **Forest County** on April 17, 2001.

Operations Permit issued to: **Vlasion MHP**, 2805 West 12th Street, Erie, PA 16505, Fairview Township, **Erie County** on April 27, 2001.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Avondale Borough	P. O. Box 247, Avondale, PA 19311	Chester
New Garden Township	8934 Gap Newport Pike, Landenburg, PA 19350	

Plan Description: The approved plan provides for the upgrade and expansion of the Avondale wastewater treatment facility from 300,000 gallons per day annual average flow to 500,000 gallons per day annual average flow. The allocation of this expanded treatment capacity is 281,750 gallons per day for Avondale Borough and 218,250 gallons per day for New Garden Township.

The Plan's primary source of funding is PennVest. The estimated cost of the upgrade and expansion is \$1,120,500.00. The Plan's implementation schedule indicates completion of construction by March 2003. The secondary source of funding indicated is a combination of upfront tapping fees and conventional loan or municipal bond issue.

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Borough of Lansford	P. O. Box 126 Lansford, PA 18232-0126	Carbon

Plan Description: The approved plan provides for a systematic plan to identify and propose corrective measures for portions of the Borough's wastewater collection system which may be subject to excessive amounts of infiltration/inflow (I/I). The CAP also contains time schedules for the implementation of the activities proposed in the CAP. The CAP is now to be considered an integral part of the Borough of Lansford's Official Sewage Facilities Plan.

Should conditions be encountered during the implementation of the CAP, which require the alteration of the approved CAP, the Borough of Lansford shall contact the Department, in writing and discuss the need to alter the CAP at the earliest possible time. Any additional wastewater-related improvements, additions, deletions or changes outside of those explicitly described in the CAP must be in compliance with the Department's regulations and be submitted to and approved by the Department in writing.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Chestnut Ridge Area Joint Municipal Authority	320 Lane Metal Road, New Paris, PA 15554	Bedford

Plan Description: The approved plan provides for the expansion of the CRAJMA wastewater treatment facility to a capacity of 0.92 MGD. The plan also provides for Phase III sewer extensions (at various locations in East and West St. Clair Townships) to serve 53 residences. 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.

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

Plan Location: Enlow Fork Mine 3N, Portal Bathhouse Facilities Sewage Treatment Plant to be located at the intersection of S.R. 231 East Finley Drive and S.R. 3035 Rocky Run Road.

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
East Finley Township	1394 East Finley Drive, Claysville, PA 15323	Washington

Plan Description: The approved plan provides for construction of a 35,000 gallon per day privately owned community sewerage system to serve the Enlow Fork Mine 3N #2 East Finley Portal Bathhouse. Treated effluent will be discharged to Rocky Run. 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 applicant as appropriate.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Pine Grove Borough	1 Snyder Avenue Pine Grove, PA 17963	Schuylkill
Pine Grove Township	R. R. 4, Box 260A Pine Grove, PA 17963	Schuylkill

Plan Description: An Update Revision to the Pine Grove Borough and the Pine Grove Township Official Sewage Facilities Plans has been denied Departmental approval. This Update Revision was developed for the Borough and the Township by the Pine Grove Joint Treatment Authority. The Update Revision contains a Selected Alternative that calls for a sewer line replacement program in portions of Pine Grove Borough and the construction of a new 2.0 million gallon per day (MGD) sewage treatment plant. The new plant is to be located in Pine Grove Township at a site along the western side of the I-81 Pine Grove interchange. A new pump station and a 10,000 lineal foot force main/interceptor are to be constructed to convey the sewage from the existing service area to the location of the new plant. The Update Revision indicates that the chosen alternative was to be financed through a grant from U. S. Department of Agriculture, Rural Utilities Service (RUS), in the amount of \$9,044,030 and a \$3,018,679 loan for a term of 40-years at an interest rate of 4.5 percent. The timeline for completing the Selected Alternative is found in the Schedule of Implementation of the Update Revision.

The reason for the Department denying planning approval of the Update Revision is that the Selected Alternative cannot be implemented as presented and failed to contain any contingency financial plan.

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

The Department has received the following final reports:

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

Papp Property, Darby Township, Delaware County. Martin Liebhardt, Mulry & Cresswell Environmental, Inc., 1691 Horseshoe Pike, Suite 1, Glenmoore, PA 19343, on behalf of Mr. & Mrs. Papp, 302 Eggleston Terrace, Sharon Hill, PA, has submitted a Final Report concerning remediation of site soil contaminated with BTEX and petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Herzman & Company, City of Lebanon, Lebanon County. Groundwater & Environmental Services, Inc. (on behalf of NiSource, Inc., 801 East 86th Avenue, Merrillville, IN and Herzman & Company, 661 North Eighth Street, Lebanon, PA 17042) has submitted a Final Report within 90 days of a release concerning remediation of site soils contaminated with BTEX, PHCs and PAHs. The report is intended to document remediation of the site to meet the Statewide health standard requirements.

Kemps Foods Bulk Plant, City of York, York County. GeoLogic NY, Inc., P. O. Box 5080, Cortland, NY 13045 (on behalf of Kemps Foods Bulk Plant, Two Hamilton Avenue, York, PA 17404) has submitted a Final Report concerning remediation of site soils contaminated with PHCs. The report is intended to document remediation of the site to meet the Statewide health standard requirements.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION UNDER ACT 2, 1995

PREAMBLE 3

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

Provisions of 25 Pa. Code § 250.8, Administration of the Land Recycling and Environmental Remediation Standards Act (Act) requires the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the Land Recycling and Environmental Remediation Standards Act. Plans and reports required by provisions of the Act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated 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.

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 the remediation of site soil contaminated with lead, BTEX and petroleum hydrocarbons. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 24, 2001.

Former Sunoco Station #0004-8017, Radnor Township, Delaware County. Jennifer L. O'Reilly, P.G., Michael Sarcinello, Groundwater & Environmental Services, Inc., 410 Eagleview Blvd., Suite 110, Exton, PA 19341, on behalf of Sunoco, Inc. (R&M), 4041 Market St., Aston, PA 19014, has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The Final Report demonstrated attainment of Statewide Health and Site-specific standards and was approved by the Department on April 26, 2001.

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

Haywood Development, City of Farrell, Mercer County. Jo Hinish of Mountain Research Inc., 825, 25th Street, Altoona, PA 16601, on behalf of Haywood Development, has submitted a Work Plan for assessment of soil and groundwater in a Special Industrial Area. The Report was approved by the Department on December 14, 2000.

AIR QUALITY

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

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

39-302-172GP: Great Spring Waters of America (405 Nestle Way, Breinigsville, PA 18031) for construction and operation of a Triple S boiler in Upper Macungie Township, Lehigh County.

39-302-173GP: Great Spring Waters of America (405 Nestle Way, Breinigsville, PA 18031) for construction and operation of a Bryan boiler in Upper Macungie Township, Lehigh County.

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

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

06-05029: Reading Body Works, Inc. (P. O. Box 650, Reading, PA 19607-0650) on April 24, 2001, for a Title V Operating Permit—Revision 1 in the City of Reading, Berks County.

67-05018: Yorktowne, Inc. (100 Redco Avenue, Red Lion, PA 17356-0231) on April 23, 2001, for a Title V Operating Permit—Revision 1 in Red Lion Borough, York 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.

96-026: Dietz & Watson Inc. (5701 Tacony Street, Philadelphia, PA 19135) on April 11, 2001, for the processing of lunch meat, hot dogs, hams, roast beef, sausage and turkey products in the City of Philadelphia, **Philadelphia County**. The Natural Minor facility's air emission sources include three 8.37 MMBTU/hr natural gas, #2 oil, or propane-fired boilers, five 1.65 MMBTU/hr natural gas or propane-fired food processing ovens, three used oil and/or #2 oil-fired heaters, each rated less than 1 MMBTU/hr and one diesel-fired emergency generator.

96-034: Atlantic Metals Corporation (3100 East Orthodox Street, Philadelphia, PA 19137) on April 17, 2001, for the manufacture of specialty powders and service to the steel industry in the City of Philadelphia, **Philadelphia County**. The Natural Minor facility's air emission sources include a 6.5 MMBTU/hr natural gas-fired spray drier/cyclone and numerous particulate processes controlled by four baghouses and two dust collectors.

00-004: The Wistar Institute (3601 Spruce Street, Philadelphia, PA 19104) on April 17, 2001, for the operation of a not-for-profit biomedical research institute in the City of Philadelphia, **Philadelphia County**. The Synthetic Minor facility's air emission sources include three 448 hp natural gas and no. 2 oil dual-fired boilers, four emergency generators and one crematory furnace.

95-069: Ashland Specialty Chemical Company—Philadelphia Composite Polymers Plant (2801 Christopher Columbus Boulevard, Philadelphia, PA 19148-5103) on April 25, 2001, for the operation of producing and distributing polyester resin in the City of Philadelphia, **Philadelphia County**. The Synthetic Minor facility's significant air emission sources include fugitive emissions, tank wagon, rail car and drum filling stations, two particulate sources; one is controlled by a filter cartridge dust collector, 14 product storage tanks, nine raw material storage tanks, a spill control tank, four reactors with overhead condensers, four thinning tanks, nine blending tanks, a mix tank, a holding tank, an esterified water tank; all are controlled by a 14 MMBTU/hr natural gas or #2 oil-fired fume afterburner, a 5 MMBTU/hr natural gas or #2 oil-fired steam boiler, a 12 MMBTU/hr natural gas or #2 oil-fired hot oil heater and two emergency generators. Additional facility air emission control devices include four sets of carbon drums as back-up equipment to the Fume Afterburner.

95-034: General Electric Company—GE Industrial Systems Philadelphia Operation (6901 Elmwood Avenue, Philadelphia, PA 19142) on April 25, 2001, for the manufacturing of power equipment control cabinets and leasing of modular space trailers in the City of Philadelphia, **Philadelphia County**. The Synthetic Minor facility's significant air emission sources include a 3.35 MMBTU/hr natural gas-fired boiler, a 800,000 BTU/hr natural gas-fired cure oven, numerous particulate sources controlled by two baghouses, four paint booths each controlled by a filter, two winding machines and a modular space project to refurbish portable buildings.

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

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

22-03020B: Hempt Bros., Inc. (205 Creek Road, Camp Hill, PA 17011) on April 24, 2001, for the construction of a

primary jaw crusher and three conveyor belts located at the Steelton Quarry—Main Crushing Plant in Steelton Borough, **Dauphin County**. These sources are subject to 40 CFR Part 60, Subpart 000—Standards of Performance for Nonmetallic Mineral Processing Plants.

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

33-140A: Dominion Transmission Corp.—Punxsutawney Station (Kauchmar Road, Punxsutawney, PA 15767) on April 16, 2001, for construction of a natural gas compressor engine in Perry Township, **Jefferson County**.

Plan Approval Minor Modification 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).

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

53-0003D: Dominion Transmission Corp.—Greenlick Compressor Station (625 Liberty Avenue, Pittsburgh, PA 15222-3199) on April 20, 2001, to authorize construction of a 5.125 million BTU per hour natural gas-fired boiler equipped with a low NOx burner in lieu of a 3.0 million BTU per hour natural gas-fired boiler, to reduce a compressor engine operating hour restriction by 15 hours per year and to make minor changes to various hourly and annual air contaminant emission limitations to reflect the impact of these changes in Stewardson Township, **Potter County**.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 Water Quality Certification. Mining activity permits issued in response to 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.

40663025R3. Pacton Corporation, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine operation in Hazle Township, **Luzerne County** affecting 325.0 acres, receiving stream—none. Renewal issued April 24, 2001.

40663013R3. Jeddo-Highland Coal Company, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine operation in

Hazle Township, **Luzerne County** affecting 304.0 acres, receiving stream—none. Renewal issued April 27, 2001.

40663033R3. Jeddo-Highland Coal Company, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine operation in Butler and Foster Township, **Luzerne County** affecting 1515.0 acres, receiving stream—none. Renewal issued April 27, 2001.

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

33800134. Planet Mining, Inc. (R.D. 6, Box 231, Kittanning, PA 16201) Renewal of an existing bituminous strip operation in Knox Township, **Jefferson County** affecting 111.5 acres. This renewal is issued for reclamation only. Receiving streams: Three unnamed tributaries to Indian Camp Run. Application received: March 6, 2001. Permit Issued: April 23, 2001.

33860102. Energy Resources, Inc. (P. O. Box 259, Brockway, PA 15824) Renewal of an existing bituminous strip and auger operation in Oliver Township, **Jefferson County** affecting 465.0 acres. This renewal is issued for reclamation only. Receiving streams: unnamed tributary to Little Sandy Creek. Application received: March 8, 2001. Permit Issued: April 27, 2001.

Noncoal Permits Issued

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

35910301C. West Mountain Sand, Stone & Aggregates, Inc., (819 Newton Road, Scranton, PA 18504), renewal of NPDES Permit PA0595209 in Newton and Ransom Townships, **Lackawanna County**, receiving stream—Keyser Creek. Renewal issued April 27, 2001.

7975SM5T. KPK Development Corporation, (1082 Temperance Lane, Richboro, PA 18954), transfer of an existing quarry operation in Falls Township, **Bucks County** affecting 454.3 acres, receiving stream—Delaware Canal. Transfer issued April 27, 2001.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

Any person aggrieved by this action may appeal, under Section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of appeal form and the Board's rules of practice and procedure may be obtained

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

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law (35 P.S. §§ 691.1—691.702) and Notice of Final Action for Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)). (Note: Water Obstruction and Encroachment Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description).

Permits Issued and Actions on 401 Certifications:

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E23-409. Paper Mill Holding Company, Ltd., 110 Gallagher Road, Wayne, PA 19087, Newtown Township, **Delaware County**, ACOE Philadelphia District.

To maintain fill which was placed in approximately 800 linear feet of unnamed tributary to Hunters Run (CWF) and 0.06 acre of adjacent wetlands (PEM) by the previous land owner. The application also includes a proposal to remove fill and restore 0.21 acre of wetland (PEM) and mitigate 0.07 acre of wetland (PEM). The site is located along the western side of Newtown Road (SR 0252) approximately 500 feet north of the intersection of Gradyville Road (SR 1048) and Newtown Road (Media, PA Quadrangle N: 18.05 inches; W: 3.3 inches).

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

E40-534. Pittston City Redevelopment Authority, 35 Broad Street, Pittston, PA 18640. The City of Pittston, **Luzerne County**, Army Corps of Engineers Baltimore District.

To excavate and to place fill along approximately 800 linear feet of the left bank in the floodplain of the Susquehanna River, including the placement of fill in 0.11 acre of wetlands and to modify and maintain a stormwater outfall structure by adding an extension consisting of 42-inch CMP, along the left bank of the Susquehanna River. The permittee is required to provide for 0.11 acre of replacement wetlands by participating in the Pennsylvania Wetland Replacement Project. The project, known as the Pittston Riverfront Park, is located immediately downstream of the Water Street Bridge (Pittston, PA Quadrangle N: 13.2 inches; W: 5.9 inches).

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

E14-386. Department of Environmental Protection, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. Agricultural Fencing and crossings, in Haines Township, **Centre County**, ACOE Baltimore District (Millheim, PA Quadrangle N: 2.7 inches; W: 2.6 inches).

To construct and maintain agricultural fencing and four ford stream crossings in an unnamed tributary to Pine

Creek 1.1 miles south of the Village of Fiedler off Quarry Road in Haines Township, Centre County. This permit was issued under Section 105.13(e) "Small Projects.;" This permit also includes 401 Water Quality Certification.

E18-309. Borough of Avis, P. O. Box 813, Avis, PA 17721. Storm Sewer Outfall, in Avis Borough, **Clinton County**, ACOE Baltimore District (Jersey Shore, PA Quadrangle N: 10.9 inches; W: 0.5 inch).

To remove the existing 12 inch diameter HDPE outfall sewer and to construct and maintain a 42-inch diameter storm sewer outfall at the intersection of Hazel Alley and Oak Grove Run and to construct and maintain a 42 inch diameter storm sewer outfall at the intersection of Jessamine Alley and Oak Grove Run in the Borough of Avis, Clinton County. The project will not impact on wetlands while impacting 15 feet of waterway. Oak Grove Run is a cold water fisheries stream. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E41-476. Carole Curry, 3406 Holyoke Road, Philadelphia, PA 19114. Bridge, in Plunketts Creek Township, **Lycoming County**, ACOE Baltimore District (Barbours, PA Quadrangle N: 11.26 inches; W: 2.84 inches).

To maintain three existing metal plate pipe driveway culverts, two at 96 inches nominal diameter and one at 48 inches nominal diameter in Plunketts Creek off Mock Run Road approximately 400 feet from the intersection of Mock Run Road with SR 1005 in Plunketts Creek Township, Lycoming County. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E53-354. Dajon, Inc., P. O. Box 0063, Coudersport, PA 16915-0663. Warehouse expansion, in Coudersport Borough, **Potter County**, ACOE Baltimore District (Coudersport, PA Quadrangle N: 2.75 inches; W: 4.75 inches).

To construct and maintain a 76' x 60' enclosed concrete floor, metal storage building located along an unnamed tributary to the Allegheny River (Coudersport, PA Quadrangle, N: 2.75 inches, W: 4.75 inches) in Coudersport Borough, Potter County. This permit was issued under Section 105.13(e) "Small Projects."

E59-415. Wellsboro School District, 2 Charles Street, Wellsboro, PA 16901. Charlotte Lappla Elementary School, in Wellsboro Borough, **Tioga County**, ACOE Baltimore District (Antrim, PA Quadrangle N: 21.3 inches; W: 6.8 inches).

To fill and drain 0.49 acre of wetland to facilitate expansion of the Charlotte Lappla Elementary School. The project is located about 600 feet southwest of the intersection of Sherman Street and SR 287 (Antrim, PA Quadrangle N: 21.3 inches; W: 6.8 inches; Latitude: 41 degrees, 44 minutes, 30 seconds; Longitude: 77 degrees, 17 minutes, 30 seconds) in Wellsboro Borough, Tioga County.

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

E02-1328. Port Authority of Allegheny County, One Gateway Center, 13 West, Pittsburgh, PA 15222. City of Pittsburgh, Baldwin Township and Castle Shannon Borough in **Allegheny County**, ACOE Pittsburgh District.

To remove existing structures, to construct and maintain 1.107 m (3,632 ft.) of streambank slope protection, to construct and maintain four retaining walls with rock slopes having a total length of 695 m (2,280 ft.), to

construct and maintain a station platform retaining wall with rock slopes for a distance of 70 m (230 ft.) and a station platform 90 m (295 ft.) long, to construct and maintain an overflow channel 55 m (181 ft.) long, to construct and maintain a rock lined channel for a distance of 70 m (230 ft.), to construct and maintain a parking lot within the flood plain, to construct and maintain a pedestrian bridge having a 10.5 m (34.5 ft.) span and a 3.0 m (9.8 ft.) underclearance, to construct and maintain rail track for 995 m (3,264 ft.) within the flood plain and to construct, to place and maintain pavement for 30 m (98 ft.) within the flood plain and maintain a 48 inch outfall to Saw Mill Run (WWF) and to replace the existing Linden Grove structure with a box culvert having a span of 3,850 mm (12.6 ft.) and an underclearance of 915 mm (3 ft.) in a tributary to Saw Mill Run (WWF). This project is to reconstruct the southern segment (3.0 km) of an out-of-service trolley line to modern light rail transit (LRT) standards, from Glenbury to Willow Avenue (the project starts at Pittsburgh East, PA Quadrangle N: 1.1 inches; W: 17.2 inches and the project ends at Bridgeville, PA Quadrangle N: 20.6 inches; W: 3.8 inches).

E02-1335. CTAP, LLP, 1500 Navaho Drive, Mount Lebanon, PA 15228. Mount Lebanon Township, **Allegheny County**, ACOE Pittsburgh District.

To operate and maintain 140-feet of the existing 96-inch diameter culvert in Painters Run for the purpose of maintaining the existing BP Station parking lot. The project is located on the east side of Washington Road (T. R. 19) at the intersection of Washington Road (T.R. 19) and Connor Road (Bridgeville, PA Quadrangle N: 19.2 inches; W: 7.0 inches).

E03-394. Department of Transportation, Engineering District 10-0, 2550 Oakland Avenue, P. O. Box 429, Indiana, PA 15701-0429. Kiskiminetas Township, **Armstrong County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain a 31-foot long precast concrete box culvert having a normal span of 12.0 feet and an underclearance of 7.0 feet in Flat Run (WWF). The invert of the culvert shall be depressed 1.0 foot. The project is located on S.R. 2051 approximately 100 feet northwest of its intersection with S.R. 2047 (Avonmore, PA Quadrangle N: 7.1 inches; W: 16.2 inches).

E03-395. Department of Transportation, Engineering District 10-0, 2550 Oakland Avenue, P. O. Box 429, Indiana, PA 15701-0420. Sugar Creek Township, **Armstrong County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain a 33-foot long precast concrete box culvert having a normal clear span of 13.0 feet and an underclearance of 7.0 feet in Patterson Creek (HQ-TSF). The invert of the culvert shall be depressed 1.0 foot. The project is located on S.R. 4007 approximately 1.5 miles south of Frogtown (Chicora, PA Quadrangle N: 10.3 inches; W: 4.4 inches).

E11-284. Cambria County Commissioners, P. O. Box 269, Cambria County Courthouse, Ebensburg, PA 15931. Clearfield and Dean Townships, **Cambria County**, ACOE Baltimore District.

To remove the existing structure known as Condron Bridge No. 12 and to construct and maintain a bridge having a clear span of 99 feet and an underclearance of 10.4 feet across Clearfield Creek (WWF) located on T-510 at a point approximately 1,500 feet west of its intersection with S. R. 53. The project includes construction and

maintenance of scour protection at the bridge and a de minimis impact to wetlands (0.02 acre). Also, to construct and maintain two cofferdams during construction (Ashville, PA Quadrangle N: 19.45 inches; W: 1.9 inches).

E30-198, Department of Transportation, Engineering District 12-0, P. O. Box 459, Uniontown, PA 15401. Dunkard Township, **Greene County**, ACOE Pittsburgh District.

To construct and maintain slide repairs using R-7 rock on the left bank of the Monongahela River (WWF) at two locations and having a combined length of 1350 feet located along S.R. 0088, Section 07R (Masontown, PA Quadrangle N: 1.9 inches; W: 8.3 inches and Morgantown, WV-PA Quadrangle N: 22.3 inches; W: 4.9 inches).

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

E10-271A, Recmix of PA, Inc., 586 Plum Run Road, Canonsburg, PA 15317. Recmix of PA, Inc. Sarver Facility, in Winfield Township, **Butler County**, ACOE Pittsburgh District (Curtisville, PA Quadrangle N: 22.5 inches; W: 1.5 inches).

E10-271 is amended to place fill (Reclime) in a total of 0.42 acre of wetlands (PEM) for the expansion of the Recmix of PA, Inc. Sarver Facility stainless steel and slag processing facility along the east side of S.R. 356 approximately 1.25 miles south of Knox Chapel.

E25-618, Venango Township, 9141 Townhall Road, Wattsburg, PA 16442. T-645 Hanna Hall Road Across West Branch French Creek, in Venango Township, **Erie County**, ACOE Pittsburgh District (Wattsburg, PA Quadrangle N: 6.0 inches; W: 10.6 inches).

To construct and maintain a prestressed concrete adjacent box beam bridge having a clear, normal span of 93.5 feet and an average underclearance of 14 feet across West Branch French Creek on T-645 (Hanna Hall Road) approximately 0.3 mile west of S.R. 89 near Lowville.

E37-136, City of New Castle, 230 North Jefferson Street, New Castle, PA 16101. North Hills Sanitary Sewer Diversion Project, in City of New Castle, **Lawrence County**, ACOE Pittsburgh District (New Castle North, PA Quadrangle N: 0.75 inch; W: 14.65 inches).

To install and maintain 10-inch and 16-inch diameter ductile iron pipe sanitary sewer siphon lines across the Shenango River approximately 350 feet upstream of the Grant Street Bridge and to place and maintain fill for cover over the lines within the 100-year flood plain of Shenango River.

E43-292, PA Department of Conservation and Natural Resources, Park Region No. 2, P. O. Box 387, Prospect, PA 16052-0387. M. K. Goddard State Park Recreational Trail, in New Vernon, Mill Creek and Sandy Lake Townships, **Mercer County**, ACOE Pittsburgh District.

To construct, modify and maintain a recreational trail around the southeast portion of Lake Wilhelm between Lake Wilhelm Dam (D43-053) and Lake Wilhelm Road across numerous tributaries to Lake Wilhelm, a total of 0.18 acre of fill in various wetland areas and 0.17 acre of fill along approximately 350 feet of the northeast shore near Dugan Run and Andrews Road in M. K. Goddard State Park in New Vernon, Mill Creek and Sandy Lake Townships, Mercer County. Project includes creation of 0.35 acre of replacement wetland within M. K. Goddard State Park.

ENVIRONMENTAL ASSESSMENTS

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

EA42-003NW, McKean County, Courthouse, Smethport, PA 16749. Dunbar Road Bridge Removal, in Annin Township, **McKean County**, ACOE Pittsburgh District (Port Allegany, PA Quadrangle N: 18.5 inches; W: 9.7 inches).

To remove a deteriorated single span truss bridge that carries T-417 (Dunbar Road) over the Allegheny River, including the removal of the existing abutments and approach road fill.

WATER QUALITY CERTIFICATIONS REQUESTS

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

Notice of Final Action on Request for Certification Under Section 401 of the Federal Water Pollution Control Act

Except as otherwise noted, the Department of Environmental Protection (Department), under Section 401(a) of the Federal Clean Water Act (act), as amended (33 U.S.C.A. § 1341(a)) certifies that the construction and operation herein described will comply with the applicable provisions of Sections 301—303, 306 and 307 of that act and that the construction will not violate applicable Federal and State water quality standards, provided the following requirements are met.

Final or proposed action on certain other certification requests for projects which require both a Water Obstruction and Encroachment permit and either a United States Army Corps of Engineers individual permit or a Nationwide permit 14, 18 or 26 will be published with Applications and Actions filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27).

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, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedures may be obtained from the Board. The appeal form and the Board's rules of practice and procedures 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.

Regional Office: Regional Manager, Water Management Program, Northwest Region, 230 Chestnut Street, Meadville, PA 16335.

Certification Request Initiated by: Erie Western Pennsylvania Port Authority, Raymond P. Schreckengost, Executive Director, 17 West Dobbins Landing, Erie, PA 16507-1424.

Date of Initial Pennsylvania Bulletin Notice: March 17, 2000.

Project Description: The Erie-Western Pennsylvania Port Authority has requested a State certification under Section 401(a) of the act that the discharge of dredged

material from the East Avenue Launch Ramp into the Lake Erie Harbor Confined Disposal Facility (CDF) will comply with the applicable provisions of Sections 301—303, 306 and 307 of the act.

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

Location: Lake Erie Harbor Confined Disposal Facility (Erie North, PA N: 4.7 inches; W: 10.3 inches) Erie City, Erie County.

Final Action on Request: Certification granted. This is a one-time certification for the described project.

[Pa.B. Doc. No. 01-826. Filed for public inspection May 11, 2001, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are on DEP's website (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. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes To Technical Guidance Documents

Following 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.

Draft Technical Guidance

DEP ID: 563-2504-001 Title: Conventional Bonding for Land Reclamation—Coal Description: The Department will require coal mining activities to be bonded in an amount that covers the Department's cost to complete the site's reclamation plan. This guidance describes the regulatory and statutory requirements for determining bond amounts. It also establishes bond rates and the process for determining the bond for land reclamation. This guidance and the bond rates established herein apply to all surface activities approved through all types of coal mining permits. Anticipated Effective Date: June 30, 2001 Comment Period Ends: June 12, 2001 Contact: J. Scott Roberts at (717) 787-5103 or email at jayroberts@state.pa.us.

DAVID E. HESS,
Acting Secretary

[Pa.B. Doc. No. 01-827. Filed for public inspection May 11, 2001, 9:00 a.m.]

Diesel School Bus Retrofit Demonstration Project Grant Opportunity Notice

The Department of Environmental Protection (DEP) is seeking one or more school bus fleet operators to participate in a demonstration project that will greatly reduce pollution emissions from participating diesel buses. Buses could be as much as 70% cleaner, and most likely any visible smoke would also be reduced. DEP will pay 100% of the costs to purchase and install retrofit technology. The type of retrofit equipment would be determined in large part by the model engine of each bus and other characteristics of the fleet.

Technical information about diesel vehicle retrofit is available from the United States Environmental Protection Agency at www.epa.gov/otaq/retrofit. Applicants will be ranked on the severity of the pollution in the area, appropriateness of the fleet for retrofit and potential emission reductions. Because of the specificity of retrofit technology, two or three finalists will be selected for further fleet characterization before a grantee is chosen. Any school bus operator (public or private school, school district or contractor) is eligible to apply.

Applications are due June 29, 2001. For more information and an application package, access DEP's website at www.dep.state.pa.us, subject index "air quality," contact Chris Trostle, DEP Bureau of Air Quality, at (717) 787-9494 or send an email to dtrostle@state.pa.us.

DAVID E. HESS,
Acting Secretary

[Pa.B. Doc. No. 01-828. Filed for public inspection May 11, 2001, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Punxsutawney Area Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Titusville Area Hospital has requested an exception to the requirements of 28 Pa. Code § 51.3 (relating to notification).

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

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

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

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

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-829. Filed for public inspection May 11, 2001, 9:00 a.m.]

Application of Titusville Area Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Titusville Area Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1, which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 7.7.A1 and 7.7.A4, relating to size of facilities.

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

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

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

Persons with a disability who wish to obtain a copy of a request or provide comments to the Department and

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

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-830. Filed for public inspection May 11, 2001, 9:00 a.m.]

Organ Donation Advisory Committee Meeting

The Organ Donation Advisory Committee, established by section 8 of the Act of December 1, 1994 (P. L. 655, No. 102) (20 P. S. § 8622), will hold a public meeting on June 13, 2001, from 10 a.m. to 2 p.m. The meeting will be held in Room 812 of the Health & Welfare Building, 7th & Forster Streets, Harrisburg, PA.

For additional information, contact William J. Neil, Manager, Health Education and Information Program, Bureau of Chronic Diseases & Injury Prevention, or Angela H. Anderson, Clerk Typist II, Health Education & Information Program, Bureau of Chronic Diseases & Injury Prevention, 1000 Health & Welfare Building, Harrisburg, PA, at (717) 787-5900.

Persons with a disability who desire to attend the meeting and require an auxiliary aid, service or other accommodation to do so, should contact William J. Neil or Angela H. Anderson at (717) 787-5900, V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Services at (800) 654-5984 (TT).

This meeting is subject to cancellation without notice.

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-831. Filed for public inspection May 11, 2001, 9:00 a.m.]

Requests for Exception; 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):

The Cedars of Monroeville
4263 Northern Pike
Monroeville, PA 15146

ManorCare Health Services at Devon
235 Lancaster Avenue
Devon, PA 19333

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 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. 01-832. Filed for public inspection May 11, 2001, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Office of Vocational Rehabilitation; Establishment, Expansion or Improvement of Community Reha- bilitation Programs

The Department of Labor and Industry, Office of Vocational Rehabilitation, under the Rehabilitation Act of 1973, as amended in 1992, announces that competing applications to establish, expand or improve community rehabilitation programs serving persons with the most severe disabilities will be accepted. This competition is authorized under section 103 of the Rehabilitation Act of 1973, as amended.

Funding for this competition is under the auspice of the Pennsylvania State Board of Vocational Rehabilitation and the Office of Vocational Rehabilitation (OVR), which will serve as administrator and fiscal agent for the grant awarded under this competition. Applications will be written to accomplish the following area of emphasis:

- The OVR provides services to persons with severe disabilities directed at the attainment of employment by those persons. The start-up and ongoing operation of a small business is one type of such employment. The objectives of this request for proposal are to provide to persons with the most severe disabilities who have an interest in small business ownership:
- 1) Information necessary to start a small business.
 - 2) A realistic perspective on the start-up and ongoing operation of a small business.
 - 3) Assistance, as appropriate, with the start-up and initial operation of a small business.

Service Information

This competition will result in one award and funding for a 4-year period, beginning October 1, 2001. The maximum annual funding level for this grant will not exceed \$25,000. Eligible applicants are not-for-profit, private business development services/entities, government agencies or postsecondary educational institutions. If the applicant is other than a postsecondary educational institution, it must assure the ongoing presence and participation of a postsecondary educational institution's school of business, entrepreneurial services or comparable discipline. Individual applicants may consolidate and present a single application, as desired.

An applicant must demonstrate an understanding of the economy, market characteristics and market potential in the service area that encompasses the 12 counties of Cameron, Clarion, Clearfield, Crawford, Elk, Erie, Forest, Jefferson, McKean, Mercer, Venango and Warren.

An applicant must demonstrate a minimum of 3 years of experience in entrepreneurial assistance services of the type required, or closely related.

Specific services delivered by the successful applicant to OVR customers include:

- Prebusiness education and assistance to persons with the most severe disabilities who have indicated to OVR that they have an interest in becoming small business owners/operators. The services should provide, at a minimum and as appropriate, information and/or assistance in the following:
 - 1) Basic tenets of small business ownership.
 - 2) Business start-up issues/demands.
 - 3) Business start-up costs.
 - 4) Business Plan preparation.
 - 5) Acquisition of business start-up funding.
 - 6) Maintenance/Growth of an operating small business.
 - 7) Support to small business start-ups for a minimum of 1 year.

Application Information

Applications received by close of business, 5 p.m., Friday, June 22, 2001, which are complete and conform to established specifications, will be accepted for review. Applications submitted after this date and time will be ineligible for consideration.

Applications will be evaluated by a panel of reviewers convened for that purpose.

The effective dates for the contract will be October 1, 2001, through September 30, 2002. Final awards made through this competition are subject to the approval of the Executive Director, OVR.

Eligible applicants include private not-for-profit, private business development services/entities/government agencies, post-secondary educational institutions and public organizations/institutions. Organizations or individuals demonstrating compliance with the terms of this announcement may apply to participate in this competition.

A complete application package, which includes more detailed information, is available by calling James A. Hackenburg at (717) 787-8315; TDD: (717) 783-8917; or writing to the following address: James A. Hackenburg, Rehabilitation Specialist, Office of Vocational Rehabilitation, Contracts and Grants Management Section, 909 Green Street, Harrisburg, PA 17102-2913, fax: (717) 783-5221.

Preproposal Conference

A preproposal conference to deal specifically with technical questions regarding applications will be held for applicants on Wednesday, May 30, 2001, starting at 10 a.m. in the Office of Vocational Rehabilitation, 199 Beaver Drive, DuBois, PA.

Copies of the application package will also be available at this conference. Persons expecting to attend should advise James A. Hackenburg, no later than 1 week prior to the conference, of any special accommodations that

may be required in order for them to fully participate in the preproposal conference.

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 01-833. Filed for public inspection May 11, 2001, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Availability of Fiscal Year 2001-2002 Title XX Social Services Block Grant Planning Document

The Department of Public Welfare (Department) is making available for public review and comment the Fiscal Year 2001-2002 Social Services Block Grant (SSBG) Plan. Comments on this document will be used to formulate the Department's final plan for using Title XX Social Services Block Grant funds in Fiscal Year 2001-2002.

Persons wishing to obtain a copy of the Plan may do so at their local County Assistance Office or by contacting the Department at the following address.

Persons wishing to submit written comments on this Plan must do so by June 15, 2001. Comments are to be addressed to John R. Gibble, Department of Public Welfare, Office of Social Programs, Bureau of Social Services, 2nd Floor, Bertolino Building, P. O. Box 2675, Harrisburg, PA 17105-2675.

Availability of Other Social Services Block Grant Documents

The Department of Public Welfare, in accordance with the requirements of Title XX Block Grants to States for Social Services (42 U.S.C.A. § 1397) announces the availability of the following Social Services Block Grant documents:

- a. Social Services Block Grant Annual Report for Fiscal Year 1999-2000;
- b. Fiscal Year 2000-2001 Social Services Block Grant Pre-Expenditure Report.

These documents are available by written request to John R. Gibble at the address previously indicated.

Persons with a disability may request a copy of the Fiscal Year 2001-2002 SSBG Plan and/or provide comments by using the AT&T Relay Service. The Relay Service may also be used to request any of the other SSBG documents which are available.

The Relay Service may be accessed by calling (800) 654-5984 (TDD users) or (800) 654-5988 (Voice users). Individuals who require another alternative, should contact John Gibble at (717) 787-5756.

FEATHER O. HOUSTOUN,
Secretary

[Pa.B. Doc. No. 01-834. Filed for public inspection May 11, 2001, 9:00 a.m.]

DEPARTMENT OF REVENUE

Cigarette Tax Notice

Under section 227-A of the Fiscal Code (72 P. S. § 227-A) (relating to administration powers and duties), the Department of Revenue (Department) hereby announces the lowest cost of the stamping agent, wholesaler and retailer, respectively, effective April 26, 2001, as follows:

	<i>Premium Brands (a.k.a. Kings & Regulars)</i>	<i>Generic Brands</i>
Cost of the Stamping Agent (for sales to wholesalers)	\$29.04	\$26.34
Cost of the Wholesaler (for sales to retailers)	\$30.21	\$27.40
Cost of the Retailer (for sales to retail customers)	\$32.02	\$29.04

The Department considers these costs as presumptive minimum costs. Cigarette stamping agents, wholesalers and retailers are prohibited from selling cigarettes at a price lower than their respective presumptive minimum costs. These costs are listed on a per carton basis, 10 packs of cigarettes per carton, 20 cigarettes per pack. To determine the presumptive minimum price per pack of cigarettes, one should divide the costs listed by ten and round to the nearest hundredth of a percent. For example, the presumptive minimum price of a pack of cigarettes sold by a retailer to a consumer is \$3.21 for premium brands (\$32.02/10), \$2.91 for generic brands (\$29.04/10).

Cigarette dealers who either sell cigarettes under a different packaging setup (such as, eight packs per carton) or sell cigarettes that do not qualify as premium or generic brands (such as, sub-generic, foreign or specialty cigarettes) as described are prohibited from selling cigarettes at a price lower than the cost of the stamping agent, cost of the wholesaler or cost of the retailer, respectively, as further defined and explained in the Department's cigarette tax regulations, 61 Pa. Code, Article III (relating to cigarette and beverage taxes).

Cigarette dealers wishing to prove a cost different from the Department's presumptive costs stated must follow the procedures listed under 61 Pa. Code, Chapter 76 (relating to Unfair Sales of Cigarettes).

LARRY P. WILLIAMS,
Secretary

[Pa.B. Doc. No. 01-835. Filed for public inspection May 11, 2001, 9:00 a.m.]

Pennsylvania Treasure Hunt 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 Treasure Hunt.

2. *Price:* The price of a Pennsylvania Treasure Hunt instant lottery game ticket is \$2.00.

3. *Play Symbols:* Each Pennsylvania Treasure Hunt instant lottery game ticket will contain one play area featuring one "Lucky Numbers" area, one "Your Numbers" area and a "Bonus" box area. The play symbols and their captions located in the "Lucky Numbers" area and "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) and 16 (SIXTN). The play symbols and their captions located in the "Bonus" box area are: Pick Symbol (PICK), Shovel Symbol (SHOVEL), Chest Symbol (CHEST), Gold Bar Symbol (GOLD) and Coins Symbol (COINS).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Your Numbers" area are: \$1.⁰⁰ (ONE DOL), \$2.⁰⁰ (TWO DOL), \$3.⁰⁰ (THR DOL), \$5.⁰⁰ (FIV DOL), \$6.⁰⁰ (SIX DOL), \$8.⁰⁰ (EGT DOL), \$12\$ (TWLV), \$18\$ (EGHTN), \$25\$ (TWY FIV), \$36\$ (TRY SIX), \$50\$ (FIFTY), \$100 (ONE HUN), \$300 (THR HUN), \$1,000 (ONE THO) and \$25,000 (TWYFIVTHO).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$3, \$5, \$6, \$8, \$12, \$18, \$25, \$36, \$50, \$100, \$300, \$1,000 and \$25,000. The player can win up to eight times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 8,400,000 tickets will be printed for the Pennsylvania Treasure Hunt instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$25,000 (TWYFIVTHO) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$25,000.

(b) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky 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.

(c) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$300 (THR HUN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$300.

(d) Holders of tickets with a Chest Symbol (CHEST) in the "Bonus" box area, four prize play symbols of \$50\$ (FIFTY) and four prize play symbols of \$25\$ (TWY FIV) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$300.

(e) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky 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.

(f) Holders of tickets with a Chest Symbol (CHEST) in the "Bonus" box area, five prize play symbols of \$18\$ (EGHTN), a prize play symbol of \$5.⁰⁰ (FIV DOL), a prize play symbol of \$3.⁰⁰ (THR DOL) and a prize play symbol of \$2.⁰⁰ (TWO DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky 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.

(h) Holders of tickets with a Chest Symbol (CHEST) in the "Bonus" box area, six prize play symbols of \$5.⁰⁰ (FIV DOL), a prize play symbol of \$12\$ (TWLV) and a prize play symbol of \$8.⁰⁰ (EGT DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$50.

(i) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$36\$ (TRY SIX) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$36.

(j) Holders of tickets with a Chest Symbol (CHEST) in the "Bonus" box area, four prize play symbols of \$8.⁰⁰ (EGT DOL) and four prize play symbols of \$1.⁰⁰ (ONE DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$36.

(k) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky 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.

(l) Holders of tickets with a Chest Symbol (CHEST) in the "Bonus" box area, three prize play symbols of \$5.⁰⁰ (FIV DOL), two prize play symbols of \$3.⁰⁰ (THR DOL), a prize play symbol of \$2.⁰⁰ (TWO DOL) and two prize play symbols of \$1.⁰⁰ (ONE DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$25.

(m) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$18\$ (EGHTN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$18.

(n) Holders of tickets with a Chest Symbol (CHEST) in the "Bonus" box area, six prize play symbols of \$2.⁰⁰ (TWO DOL) and two prize play symbols of \$3.⁰⁰ (THR DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$18.

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

(p) Holders of tickets with a Chest Symbol (CHEST) in the "Bonus" box area, four prize play symbols of \$2.⁰⁰ (TWO DOL) and four prize play symbols of \$1.⁰⁰ (ONE DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$12.

(q) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$8.⁰⁰ (EGT DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$8.

(r) Holders of tickets with a Chest Symbol (CHEST) in the "Bonus" box area and eight prize play symbols of \$1.⁰⁰

(ONE DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$8.

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

(t) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$5^{.00} (FIV DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(u) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$3^{.00} (THR DOL) appears under the matching "Your Numbers"

play symbol, on a single ticket, shall be entitled to a prize of \$3.

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

(w) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Lucky Numbers" play symbols and a prize play symbol of \$1^{.00} (ONE DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$1.

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

<i>When Any Of Your Numbers Match Either Lucky Number, Win With Prizes Of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 8,400,000 Tickets</i>
\$1 x 2	\$2	1:8.33	1,008,000
\$2	\$2	1:16.67	504,000
\$2 + \$1	\$3	1:75	112,000
\$1 x 3	\$3	1:75	112,000
\$3	\$3	1:150	56,000
\$3 + \$2	\$5	1:1,500	5,600
\$2 x 2 + \$1	\$5	1:750	11,200
\$1 x 5	\$5	1:93.75	89,600
\$5	\$5	1:1,500	5,600
\$5 + \$3	\$8	1:1,500	5,600
\$3 x 2 + \$1 x 2	\$8	1:750	11,200
\$1 x 8 (CHEST)	\$8	1:93.75	89,600
\$8	\$8	1:1,500	5,600
\$8 + \$2 x 2	\$12	1:750	11,200
\$2 x 6	\$12	1:1,500	5,600
\$3 x 4	\$12	1:500	16,800
\$2 x 4 + \$1 x 4 (CHEST)	\$12	1:500	16,800
\$12	\$12	1:1,500	5,600
\$12 + \$3 x 2	\$18	1:1,500	5,600
\$3 x 6	\$18	1:1,500	5,600
\$6 x 2 + \$3 x 2	\$18	1:1,500	5,600
\$2 x 6 + \$3 x 2 (CHEST)	\$18	1:250	33,600
\$18	\$18	1:1,500	5,600
\$12 + \$8 + \$3 + \$2	\$25	1:1,500	5,600
\$5 x 5	\$25	1:1,500	5,600
\$5 x 4 + \$3 + \$2	\$25	1:1,500	5,600
\$5 x 3 + \$3 x 2 + \$2 + \$1 x 2 (CHEST)	\$25	1:250	33,600
\$25	\$25	1:1,500	5,600
\$12 x 2 + \$2 x 6	\$36	1:6,000	1,400
\$8 x 4 + \$2 x 2	\$36	1:6,000	1,400
\$8 x 4 + \$1 x 4 (CHEST)	\$36	1:342.86	24,500
\$36	\$36	1:12,000	700
\$12 x 4 + \$2	\$50	1:4,000	2,100
\$8 x 6 + \$2	\$50	1:6,000	1,400
\$5 x 6 + \$12 + \$8 (CHEST)	\$50	1:1,200	7,000
\$50	\$50	1:12,000	700
\$18 x 5 + \$5 + \$3 + \$2 (CHEST)	\$100	1:4,800	1,750
\$100	\$100	1:24,000	350

<i>When Any Of Your Numbers Match Either Lucky Number; Win With Prizes Of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 8,400,000 Tickets</i>
\$50 x 4 + \$25 x 4 (CHEST)	\$300	1:84,000	100
\$300	\$300	1:840,000	10
\$1,000	\$1,000	1:840,000	10
\$25,000	\$25,000	1:1,050,000	8

(CHEST) Chest symbol in "Bonus" box wins all 8 prizes shown

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Treasure Hunt 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 Treasure Hunt, prize money from winning Pennsylvania Treasure Hunt 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 Treasure Hunt 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 Treasure Hunt or through normal communications methods.

LARRY P. WILLIAMS,
Secretary

[Pa.B. Doc. No. 01-836. Filed for public inspection May 11, 2001, 9:00 a.m.]

HUMAN RELATIONS COMMISSION

Public Hearing Opinion

The Human Relations Commission, under section 7(o) of the Pennsylvania Human Relations Act (43 P. S. § 957(o)) (act) hereby announces the publication of the Findings of Fact, Conclusions of Law, Opinion and Final Order made after a public hearing under section 9(e)—(g) of the act, in the following case:

Tara Thompson v. MAC Management and Norma Kleiman; Doc. No. H7079; (Pennsylvania Human Relations Commission, April 23, 2001)

- Race-based refusal to sublet; Ruling for Complainant, 9-0 decision; 29 pages

The final order in this case is subject to appeal to Commonwealth Court, and if appealed is subject to being affirmed, reversed or modified, in whole or part.

A copy of the opinion listed in this notice may be obtained by mailing a request indicating the opinion desired, accompanied by a check or money order in the amount of 15¢ per page (the number of pages in the opinion is set forth at the end of the case listing), to Laura J. Treaster, Information Director, Human Relations Commission, 101 South Second Street, Suite 300, Harrisburg, PA 17101. The check or money order should be made payable to the "Commonwealth of Pennsylvania."

HOMER C. FLOYD,
Executive Director

[Pa.B. Doc. No. 01-837. Filed for public inspection May 11, 2001, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

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

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

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Issued</i>	<i>Final-Form Submission Deadline</i>
57-218	Pennsylvania Public Utility Commission Natural Gas Emergency Plans and Emergency Actions	04/26/01	03/27/03

**Pennsylvania Public Utility Commission
Regulation No. 57-218**

**Natural Gas Emergency Plans and
Emergency Actions**

April 26, 2001

We submit for consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) which have not been met. The Pennsylvania Public Utility Commission (PUC) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by March 27, 2003, the regulation will be deemed withdrawn.

1. General.—Nonregulatory language.

Sections 59.72(b) and (d) and 59.73(h) and (h)(2) contain language which implies that the provisions in these subsections are optional. For example, § 59.72(b) states, in part, “. . . NGDCs are encouraged to make contractual or informal arrangements. . . .” (Emphasis added.) Section 59.72(d) states, in part, “Each natural gas emergency plan *should* specify . . .” and “. . . usage reductions should be designed . . .” (Emphasis added.) Section 59.73(h) and (h)(2) uses the term “should” to describe natural gas distribution company (NGDC) actions related to priority-based curtailments.

Regulations establish binding norms and have the full force and effect of law. If these subsections are intended to impose mandatory requirements on NGDCs, the word “shall” must be used in place of the phrases “are encouraged to” and “should.” If the provisions in §§ 59.72(b) and (d) and 59.73(h) and (h)(2) are not mandatory, then these subsections should be deleted.

2. Section 59.72. Natural gas emergency planning.—Reasonableness; Clarity.

Subsection (a)

This subsection states that an NGDC is required to file a natural gas emergency plan with the PUC “within 90 days from the effective date of these regulations, or such later date as may be determined by the Commission. . . .” If the PUC decides to use a later date, how will the PUC communicate this date to NGDCs? This should be specified in the final-form regulation.

Subsection (d)

This subsection provides that each natural gas emergency plan “should specify the procedures the NGDC shall use to provide notices to affected customers.” This section should include language that requires notice to be issued by the NGDC within a specific time period.

3. Section 59.73. Emergency action.—Reasonableness; Clarity.

Subsection (a)

It appears that the cross-reference in this subsection contains a typographical error. The last sentence references the definition of “Priority 1 customers” in subsection (j). The definition is contained in subsection (i).

Use of the term “will”

Subsections (b), (b)(3), (h)(1) and (h)(3) use the term “will” to describe actions that the NGDC must take. Based on the *Pennsylvania Code & Bulletin Style Manual*, the term “will” is used to describe actions that an agency will undertake. The term “shall” is used

whenever anyone else has a duty to act. Therefore, the term “will” in these subsections should be replaced with “shall.”

4. Section 59.74. Utility liability.—Clarity.

Subsection (b)(1) uses the term “will” to describe a required NGDC action. For the reasons discussed in Issue # 3, the term “will” should be replaced with “shall.”

Subsection (b)(2) uses the phrase “will have the right to” in describing the NGDC’s discretionary authority to discontinue service. Based on the *Pennsylvania Code & Bulletin Style Manual*, the term “may” is used to express a right, power or privilege. Therefore, the phrase “will have the right to” should be replaced with “may.”

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 01-838. Filed for public inspection May 11, 2001, 9:00 a.m.]

Notice of Filing of Final Rulemakings

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

<i>Final-Form Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
16A-458	State Board of Cosmetology Application Fees	04-26-01
12-55	Department of Labor and Industry Food-Service Employee Incentive Program	04-26-01

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 01-839. Filed for public inspection May 11, 2001, 9:00 a.m.]

INSURANCE DEPARTMENT

Conseco Senior Health Insurance Company

Conseco Senior Health Insurance Company is requesting approval to increase its premium 20.0% for the comprehensive Long Term Care policy form ATL-LTC-3 and associated riders. The average premium will increase from \$1,061 to \$1,273 and will affect 1,948 Commonwealth policyholders.

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

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry

Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-840. Filed for public inspection May 11, 2001, 9:00 a.m.]

15-day comment period, or a notice will be published stating that the May 27, 2000, list remains in effect.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-841. Filed for public inspection May 11, 2001, 9:00 a.m.]

Export List of Insurance Coverages; Request for Comments

The Insurance Commissioner (Commissioner) published a notice at 31 Pa.B. 1294 (March 3, 2001) soliciting comments to the export list published at 30 Pa.B. 2692 (May 27, 2000). Consideration was given to all comments received. The Commissioner proposes to amend the May 27, 2000, list to add nursing home liability coverage. Additionally, the Commissioner proposes to amend the May 27, 2000, list to delete the following:

Amusements

- Carnival ride owners/operators
- Auto racing and automobile race tracks
- Midget autos and go-karts
- Rodeos and horse shows
- Balloon rides—hot air/gas
- Ski resorts owners/operators liability

Armored cars

Aviation

- Cargo
- Vehicles maintaining or servicing aircraft
- Nonownership liability
- Hull
- Chartered
- Excess passenger liability
- Antique aircraft
- Airport liability
- Hangarkeeper's liability
- Helicopters

Blood banks, blood and organ facilities

Earthquake

Explosive hauling

Explosives, munitions or fireworks manufacturing/storage/sales

Flood insurance not provided under federal flood insurance

Ground applicators—chemical

Kidnapping, ransom and extortion insurance

Nuclear energy general liability

Persons wishing to comment on the Commissioner's proposals are invited to submit a written statement within 15 days from the date of this publication. Each written statement must include sufficient detail and relevant facts to inform the Insurance Department of the exact basis of the statement. Written statements should be directed to Cressinda Bybee, Office of Regulation of Companies, Insurance Department, 1345 Strawberry Square, Harrisburg, PA, 17120; fax (717) 787-8557; e-mail cbybee@state.pa.us. Formal notification of any changes will be published in the *Pennsylvania Bulletin* after the

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Berks County, Wine & Spirits Shoppe #0605, Village Square Plaza, 45 Constitution Boulevard, Kutztown, PA 19530-1737.

Lease Expiration Date: March 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Liquor Control Board with approximately 4,500 net useable square feet of new or existing retail commercial space within the Borough of Kutztown.

Proposals due: June 1, 2001 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110.

Contact: Willard J. Rhodes, (717) 657-4228

Lehigh County, Wine & Spirits Shoppe #3917, Broadway Shopping Center, 960 Broadway, Bethlehem, PA 18015-2638.

Lease Expiration Date: April 30, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Liquor Control Board with approximately 2,600 net useable square feet of new or existing retail commercial space within 1/2 mile of the intersection of Broadway and Clewell Street, Fountain Hill Borough.

Proposals due: June 1, 2001 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110.

Contact: Willard J. Rhodes, (717) 657-4228

York County, Wine & Spirits Shoppe #6701/6713, Yorktowne Mall, 131 North Duke Street, York, PA 17401-1116.

Lease Expiration Date: March 31, 2003

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Liquor Control Board with approximately 6,600 net useable square feet of new or existing retail commercial space within 1/2 half mile of the intersection of Philadelphia Street (Route 462) and Duke Street, City of York.

Proposals due: June 1, 2001 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110.

Contact: Willard J. Rhodes, (717) 657-4228

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 01-842. Filed for public inspection May 11, 2001, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (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 June 4, 2001, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Application of the following for the *additional right approving the operation of motor vehicles as common carriers for transportation of household goods by transfer as described under each application.*

A-00116219, Folder 2. A. Mastrocco, Jr. Moving & Storage, Inc. (320 Constance Drive, Unit 3, Warminster, Bucks County, PA 18974), a corporation of the Commonwealth of Pennsylvania—additional right—(1) household goods in use, between points in the city and county of Philadelphia; and (2) household goods in use, from points in the city and county of Philadelphia, to points within an airline distance of 50 statute miles of the Philadelphia City Hall: which is to be a transfer of the rights authorized under the certificate issued to Anthony P. Mastrocco at A-00089292, subject to the same limitations and conditions.

Application of the following for approval to *begin operating as a common carrier for transportation of household goods as described under each application.*

A-00117793. Anthony Merone (2937 South 13th Street, Philadelphia, PA 19148)—household goods in use, between points in the counties of Bucks, Chester, Delaware, Montgomery and Philadelphia, and from points in said counties to points in Pennsylvania, and vice versa.

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

A-00088477, Folder 4 Am-B. Lehigh Valley Taxicab Co. (130 West Goepf Street, Bethlehem, Lehigh County,

PA 18018), a corporation of the Commonwealth of Pennsylvania, inter alia—persons, in airport transport service, between the Allentown-Bethlehem-Easton Airport, in the township of Hanover, Lehigh County, and points within an airline distance of 50 statute miles of the limits of said airport; subject to the following conditions: (1) that all transportation must either originate or terminate at the above-named airport; and (2) the service herein authorized is limited to transportation in vehicles having a seating capacity of not more than 15 persons including the driver, without the use of dome lights or taximeters: *So as to permit* the transportation of (1) persons, in airport transfer service, from points in the township of Hanover, Lehigh County, and within an airline distance of 100 statute miles of the limits thereof, to the Lehigh Valley International Airport, located in the township of Hanover, Lehigh County; subject to the following condition: that the transportation is limited to the use of vehicles having a seating capacity of not more than 15 persons including the driver, without the use of dome lights or taximeters; (2) persons, who are passengers from diverted flights or who are stranded passengers, from the Lehigh Valley International Airport, located in the township of Hanover, Lehigh County, to any other airport located in Pennsylvania.

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-00109539, Folder 2. A.S.A.P. Courier Corporation (25 Stevens Avenue, Reading, Berks County, PA 19609), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, for Saint Joseph Hospital, between points in the city of Reading, Berks County; subject to the following condition: transportation is limited to shuttle bus service for employees, patients and persons conducting business with Saint Joseph Hospital. Application for temporary authority has been filed at A-00109539, F. 2, seeking the right cited. *Attorney:* Mike L. Swindler, 212 Locust Street, Suite 500, P. O. Box 9500, Harrisburg, PA 17108-9500.

Application of the following for approval of the *right to begin to operate as a broker for the transportation of persons as described under each application.*

A-00117768. Executive Coach Marketing & Consulting, Inc. (4425 Rising Sun Avenue, Philadelphia, PA 19140), a corporation of the Commonwealth of Pennsylvania—brokerage license—to arrange for the transportation of persons, between points in Pennsylvania. *Attorney:* John J. Gallagher, 1760 Market Street, Suite 1100, Philadelphia, PA 19103.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-843. Filed for public inspection May 11, 2001, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project 0127.P, Fencing Materials

(to be installed by PRPA), until 2 p.m. on Tuesday, May 22, 2001. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available May 15, 2001. PRPA is an equal opportunity employer. Contractor must comply with all applicable equal employment opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 01-844. Filed for public inspection May 11, 2001, 9:00 a.m.]

TURNPIKE COMMISSION

Retention of Two Engineering Firms

Two Open End Contracts Traffic Engineering Services

Reference No. 3-138

The Turnpike Commission (Commission) will retain two engineering firms to perform traffic engineering related services on an Open End Contract basis. The contracts will be for a period of 2 years or \$500,000, whichever occurs first.

The engineering services required may include signing, capacity and operational analysis, traffic and revenue studies, origination and destination studies, ITS planning and design, traffic engineering and safety studies, and traffic studies including counts.

Direct inquiries to Timothy M. Scanlon at (717) 939-9551, Ext. 5590; or by e-mail at tscanlon@paturnpike.com. Direct contractual questions to George M. Hatalowich at (717) 986-8737; or by e-mail at ghatalow@paturnpike.com.

The following factors will be considered by the Commission during the evaluation of the firms submitting letters of interest for these projects:

a. Specialized experience and technical competence of prime consultant and subconsultants. The Team must clearly demonstrate an ability to analyze available data to make decisions and develop plans to complete the project in a timely and cost effective manner.

b. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on similar projects. The consultant should identify similar projects that have been completed by that firm as the prime, the magnitude of the project and the client.

c. The specific experience and number of individuals who constitute the firm.

d. Workload of the prime consultant and subconsultants for all Department of Transportation (Department) and Commission projects.

e. Other factors, if any, specific to the project.

General Requirements and Information

Firms interested in providing the previous work and services are invited to submit a letter of interest with the required information. The letters of interest must include the following:

1. One page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified).

2. A three page expression of interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for each project and provide explanation that the firm has successfully completed similar type projects of the same magnitude.

3. An organization chart for the Project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultant's listed in the letter of interest will require written approval from the Commission.

4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department and Commission projects. Do not submit the firms workload represented graphically.

5. An Annual Qualification Package similar to the one submitted to the Department for the current year that is in the same District as this project or one that is best suited for this project.

The Annual Qualification Package copy should contain at a minimum the following information for the prime consultant and all subconsultants and attached to the back of the letter of interest (subs to follow primes):

- Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, not more than 1 year old as of the date of the advertisement.
- Resumes of key personnel expected to be involved in the project. (limit to one 8 1/2 x 11 page, one side, per person). Only resumes of key personnel should be included.
- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in this Commonwealth.
- A copy of the Department's DBE/WBE Certification, if applicable.

If a Joint Venture responds to a project advertisement, the Commission will not accept separate letters of interest from joint venture constituents. A firm will not be permitted to submit a letter of interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Firms interested in performing the above services are invited to submit a letter of interest and required information to Barry L. Troup, P.E., Assistant Chief Engineer for Design, Turnpike Commission Administration Building, Eisenhower Boulevard and Rt. 283, Highspire, PA 17034 (shipping address). The mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

The letter of interest and required information must be received by 12 p.m. (noon), Friday, May 12, 2001. Any letters of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable letters of interest received in response to these solicitations, two firms will be selected, one for each contract. The order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Commission. The first two firms identified by the Com-

mission will be selected. Technical Proposals or Requests for Proposals will not be requested prior to selection.

The Commission reserves the right to reject all letters of interest, to cancel solicitation requested under this notice, and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,
Chairperson

[Pa.B. Doc. No. 01-845. Filed for public inspection May 11, 2001, 9:00 a.m.]