

NOTICES

DEPARTMENT OF BANKING

Action on Applications

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

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
5-10-01	Fulton Financial Corporation, Lancaster, to acquire 100% of the voting shares of Drovers Bancshares Corporation, York	Lancaster	Approved

New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-11-01	Embassy Bank for the Lehigh Valley Bethlehem Northampton County	100 Gateway Drive Bethlehem Northampton County	Approved
5-14-01	Sterling Financial Trust Company Lancaster Lancaster County <i>Correspondent:</i> Nicholas Bybel, Jr., Esq. Shumaker Williams, P.C. 3425 Simpson Ferry Road Camp Hill, PA 17011	101 N. Pointe Blvd. Lancaster Lancaster County	Filed

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-11-01	AmeriServ Financial Bank Johnstown Cambria County	231 State Street Harrisburg Dauphin County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-15-00	Promistar Bank Johnstown Cambria County	324 Curry Hollow Rd. Pleasant Hills Allegheny County	Effective

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

JAMES B. KAUFFMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-904. Filed for public inspection May 25, 2001, 9:00 a.m.]

Maximum Lawful Rates of Interest for Residential Mortgages for the Month of June 2001

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

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

property which the individual owns and which the individual occupies or has occupied as a principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the U. S. Treasury. The latest yield rate on long-term government securities is 5.52 to which was added 2.50 percentage points for a total of 8.02 that by law is rounded off to the nearest quarter at 8%.

JAMES B. KAUFFMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-905. Filed for public inspection May 25, 2001, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS

NPDES APPLICATIONS

PART I PERMITS

Under the Federal Clean Water Act and the Pennsylvania Clean Streams Law, the following parties have applied for an NPDES permit or to renew their current permit to discharge controlled wastewaters into the waters of this Commonwealth or to conduct other activities required by the NPDES permit. For renewal applications listed in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements. For all new permit applications, renewal application with major changes or applications for permits not waived by EPA, the Department, based upon preliminary reviews, also made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications listed in Section II. These determinations are published as proposed actions for comments prior to taking final actions.

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

Persons wishing to comment on the proposed permit are invited to submit a statement, to the office noted before 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.

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0056961	Ron Stralkowski 2973 Artmar Road Norristown, PA 19403	Montgomery County Worcester Township	Tributary to Stony Creek	

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0056855	Harleysville National Bank and Trust Co. 483 Main Street Harleysville, PA 19438-0195	Montgomery County Limerick Township		
PA0054054	Richard & Deborah Reblock 2026 Broad Street Perkasie, PA 18944	Bucks County Hilltown Township	Deep Run Creek	
PA0055387	PA Historical & Museum Commission Hope Lodge 553 Bethlehem Pike Fort Washington, PA 19034	Montgomery County Whitemarsh	Wissahickon Creek	
PA0052507	George W. Sharp III 876 Shavertown Road Boothwyn, PA 19061	Delaware County Concord Township	UNT to West Branch of Chester Creek	
PA0053244	Jerry & Irene Siano 958 Old Dolington Road Newtown, PA 18940	Bucks County Upper Makefield	Houghs Creek	

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

PA0222135, Sewage. **VisionQuest National Ltd.**, Fort Charles Young, P. O. Box 168, Franklin, PA 16323-0168.

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

Description of Proposed Activity: renewal of sewage discharge.

The receiving stream, unnamed tributary to Allegheny River, is in watershed 16G and classified for: Warm Water Fishes, Water Supply and Recreation.

The proposed effluent limits for Outfall 001, based on a design flow of 0.03 MGD.

<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
NH ₃ -N			
(5-01 to 10-31)	1.8		3.6
(11-1 to 4-30)	5.4		10.8
Dissolved Oxygen		minimum of 5.0 mg/l at all times	
Ultraviolet Light Intensity		Monitor and Report	
Fecal Coliform		200/100 ml as a geometric average	
(5-1 to 9-30)		2,300/100 ml as a geometric average	
(10-1 to 4-30)		6.0 to 9.0 standard units at all times	
pH			

The EPA Waiver is in effect.

PA0222038, Sewage. **Robert B. Pangallo**, R. D. 1, Box 51A, Sigel, PA 15860.

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

Description of Proposed Activity: renewal of a treated sewage discharge.

The receiving stream, unnamed tributary to Cathers Run, is in watershed 17B and classified for: High-Quality Cold Water Fishes, water supply and recreation.

The proposed effluent limits for Outfall 001, based on a design flow of 0.000400 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10		20
Total Suspended Solids	20		40
Total Residual Chlorine		Monitor and Report	
Fecal Coliform		200/100 ml as a geometric average	
(5-1 to 9-30)		2,000/100 ml as a geometric average	
(10-1 to 4-30)		6.0 to 9.0 standard units at all times	
pH			

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.

PA0023949, Sewage, **Brookhaven Borough**, 2 Cambridge Road, Brookhaven PA 19015.

This application is for renewal of a NPDES permit to discharge treated sewage from the Brookhaven Borough WWTP in Brookhaven Borough, **Delaware County**. This is an existing discharge to Chester Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 0.192 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)	20	30	40
(11-1 to 4-30)	25	40	50
Suspended Solids	30	45	60
Ammonia (as N)			
(5-1 to 10-31)	5.0		10.0
(11-1 to 4-30)	15.0		30.0
Total Residual Chlorine	0.5		1.0
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 3.0 mg/l at all times		
pH	Within limits of 6.0—9.0 Standard Units at all times		

No. PA0056880, Industrial Waste, **Lower Bucks County Joint Municipal Authority**, 7811 New Falls Road, Levittown, PA 19058-0460.

This application is for renewal of a NPDES permit to discharge supernatant from secondary clarifiers, twice per year, each discharge approximately 0.48 million gallons in Tullytown Borough, **Bucks County**. This is an existing discharge to Delaware River via Franklin Cove.

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

The proposed effluent limits for Outfall 003, based on an average flow of 500 gpm are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	30	75
pH	Within limits of 6.0—9.0 Standard Units at all times	
Iron, Total	2.0	5.0
Aluminum, Total	4.0	10.0
Manganese, Total	1.0	2.5
TRC	0.5	1.2
Turbidity		8

The EPA Waiver is in effect.

No. PA0056421, Sewage, **Warwick Township Water and Sewer Authority**, 1733 Township Greene, P. O. Box 315, Jamison, PA 18929.

This application is for renewal and expansion of the NPDES permit to discharge treated sewage from the Country Crossing WWTP in Warwick Township, **Bucks County**. This is an increased discharge to Neshaminy Creek.

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

The proposed effluent limits for Outfall 001, based on an average annual flow of 0.12 mgd from issuance through completion of plant expansion 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	25	40	50
Suspended Solids	30	45	60
Ammonia (as N)			
(5-1 to 10-31)	4.2		8.4
(11-1 to 4-30)	12.6		25.2
Nitrite & Nitrate (as N)			
(7-1 to 10-31)	6.8		13.6
Phosphorus (as P)			
(4-1 to 10-31)	2.0		4.0
Fecal Coliform	200 colonies/100 ml as a geometric average		
pH	Within limits of 6.0—9.0 Standard Units at all times		

The proposed effluent limits for Outfall 001, based on an average annual flow of 0.32 mgd from completion of plant expansion through permit expiration 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)	20	30	40
(11-1 to 4-30)	25	40	50
Suspended Solids	30	45	60
Ammonia (as N)			
(5-1 to 10-31)	2.0		4.0
(11-1 to 4-30)	6.0		12.0
Nitrite & Nitrate (as N)			
(7-1 to 10-31)	9.0		18.0
Phosphorus (as P)			
(4-1 to 10-31)	0.75		1.5
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		

The EPA Waiver is in effect.

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

Application No. PA 0008869, SIC Code 2621, Industrial Waste, **P. H. Glatfelter Company**, 228 South Main Street, Spring Grove, PA 17362-0500.

This facility is located in Spring Grove Borough, **York County**.

Description of proposed activity: As part of a litigation settlement, the Amendment to NPDES Permit No. PA 0008869 proposes to place an Interim effluent limitation for Color at 330 PCU Average Monthly and 440 PCU Maximum Daily and a final compliance schedule of April 15, 2004, in the permit. These are the same limitations and schedule contained in the Administrative Order issued with the NPDES permit on September 7, 2000. The Amendment also deletes Final effluent color limitations required to comply with a stream criteria of 50 PCU. A regulation change in November 2000, deleted the 50 PCU requirement and established a 75 PCU stream criteria requirement.

The receiving stream Codorus Creek is in Watershed 7-H and classified for warm water fish.

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

The EPA waiver is not in effect.

Application No. PA 0026808, SIC Code 4952, Sewage, **Springettsbury Township**, 3501 North Sherman Street, York, PA 17402.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to Codorus Creek in Watershed 7-H, Springettsbury Township, **York County**.

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

The proposed effluent limits for Outfall 001, for a design flow of 15 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	—	50
Total Suspended Solids	30	45	—	60
NH ₃ -N				
(5-1 to 10-31)	2.0	—	—	4.0
(11-1 to 4-30)	3.0	—	—	6.0
Total Phosphorus	2.0	—	—	4.0
Total Residual Chlorine	0.33	—	—	1.07
Free Cyanide	—	—	Monitor & Report	—
Total Nitrogen	—	—	Monitor & Report	—
Dissolved Oxygen	Minimum of 5.0 at all times			
pH	From 6.0 to 9.0 inclusive			
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric average			
(10-1 to 4-30)	2,000/100 ml as a geometric average			

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

The EPA waiver is in effect.

PAG123508, CAFO, Mason Dixon Farms, Inc.

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

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

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

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

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

PA0112127, Industrial Waste SIC 0921, Fish and Boat Commission, 1601 Elmerton Avenue, P. O. Box 67000, Harrisburg, PA 17106-7000.

Facility Address: Fish and Boat Commission, Tylersville Fish Culture Station, R. R. 2, Box 173, Loganton, PA 17747-9734.

This proposed facility is located in Logan Township, **Clinton County**.

Description of Proposed Activity: This proposed action is for reissuance of an NPDES permit for an existing discharge from the fish culture station to Fishing Creek.

The receiving stream, Fishing Creek, is in the State Water Plan watershed 9C and is classified for: High Quality—Cold.

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

<i>Flow</i>	<i>GPM (MGD)</i>
January	6,000 (8.63)
February	6,000 (8.63)
March	6,000 (8.63)
April	6,000 (8.63)
May	6,000 (8.63)
June	4,000 (5.75)
July	4,000 (5.75)
August	4,000 (5.75)
September	4,000 (5.75)
October	4,500 (6.47)
November	5,000 (7.2)
December	6,000 (8.63)

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum²</i>
CBOD ₅					
January	290		4	8	10
February	290		4	8	10
March	290		4	8	10
April	290		4	8	10
May	290		4	8	10
June	190		4	8	10
July	190		4	8	10
August	190		4	8	10
September	190		4	8	10
October	270		5	10	13
November	300		5	10	13
December	360		5	10	13
Total Suspended Solids					
January	430		6	12	15
February	430		6	12	15
March	430		6	12	15
April	430		6	12	15
May	430		6	12	15
June	290		6	12	15
July	290		6	12	15

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum ²
August	290		6	12	15
September	290		6	12	15
October	430		8	16	20
November	480		8	16	20
December	580		8	16	20
Total Soluble Phosphorus			0.3	0.6	0.75
pH (Std. Units)		Within the range 6.0 to 9.0			
Dissolved Oxygen			M & R		
N-NH ₃			M & R		
Formaldehyde*			0.43	1.07	1.1
Terramycin**			M & R		
Chloramine T**		M & R			
Hydrogen Peroxide**		Nondetect			Nondetect

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

*Formaldehyde limit effective 18 months after permit effective date. Until then monitor and report (M&R). Sampling must be performed when therapeutic applications are being conducted on the raceways. This sampling shall occur to capture the maximum concentration of the application with regards to the retention time through the raceways and detention pond prior to release at outfall 001.

**Conduct WETT testing to determine safe effluent level. Until then monitor and report.

Other Conditions:

1. Regular removal of solids from settling chamber.
2. Restriction on peak biomass—262,000 pounds of fish
3. Whole effluent toxicity testing for therapeutic chemicals
4. Stream bioassessment monitoring requirement

The EPA waiver is in effect.

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

PA0043524, Sewage, **Michael's Development Company, Inc. (Simpson Manor)**, 800 Hunter's Ridge, Brownsville, PA 15417.

This application is for renewal of an NPDES permit to discharge treated sewage from Hunter's Ridge Sewage Treatment Plant in Redstone Township, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary to Dunlap 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: Newell Municipal Authority.

Outfall 001: existing discharge, design flow of mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	6.0			12.0
Fecal Coliform				
(5-1 to 9-30)		200/100 ml as a geometric mean		
(10-1 to 4-30)		2,000/100 ml as a geometric mean		
Total Residual Chlorine	0.15			0.35
Dissolved Oxygen		not less than 5.0 mg/l		
pH		not less than 6.0 nor greater than 9.0		

The EPA waiver is in effect.

PA0096075, Sewage, **Connellsville Area School District**, 125 North Seventh Street, Connellsville, PA 15425.

This application is for renewal of an NPDES permit to discharge treated sewage from Dunbar Township Elementary School Sewage Treatment Plant in Dunbar Township, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Drainage Swale Tributary to an unnamed tributary of the Youghiogheny River, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: McKeesport Municipal Water Authority on the Youghiogheny River.

Outfall 001: existing discharge, design flow of 0.0125 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	3.5			7.0
(11-1 to 4-30)	7.0			14.0
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
Dissolved Oxygen		not less than 4 mg/l		
pH		not less than 6.0 nor greater than 9.0		

The EPA waiver is in effect.

PA0096814, Sewage, **Ashbridge Oil Company, Inc.**, P. O. Box 5478, Johnstown, PA 15904-5478.

This application is for renewal of an NPDES permit to discharge treated sewage from Tri-Fuels Sewage Treatment Plant in Donegal Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary to Minnow Run, which are classified as a cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Indian Creek Valley Water Authority on the Indian Creek (Mill Run) Reservoir.

Outfall 001: existing discharge, design flow of 0.0022 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	3.0			6.0
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
Dissolved Oxygen		not less than 3 mg/l		
pH		not less than 6.0 nor greater than 9.0		

The EPA waiver is in effect.

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

**Applications Under the Pennsylvania Clean
Streams Law**

Part II Permits

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

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

writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

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

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

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

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

WQM Permit No. 1501413. Sewerage, **Kennett Township**, P. O. Box H, Kennett Square, PA 19348. Applicant is requesting approval for the construction and operation of a gravity and low-pressure sewer collection system and pump station to serve Bayard Estates at Longwood, a residential development located in Kennett Township, **Chester County**.

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

WQM Permit No. 1301403. Sewerage, **Blue Mountain Ski Area**, P. O. Box 216, Palmerton, PA 18071.

This proposed facility is located in Lower Towamensing Township, **Carbon County**.

Description of Proposed Action/Activity: The project consists of construction of a 49,900 GPD wastewater treatment plant including treatment tank system with associated piping, pumps, blowers and appurtenances for providing complete working secondary treatment system to service ski resort.

WQM Permit No. 1301405. Sewerage, **Kline-Banks-McAdoo Regional Authority**, P. O. Box 14, 412 East Grant Street, McAdoo, PA 18237.

This proposed facility is located in Banks Township, Carbon County and Kline Township, **Schuylkill County**.

Description of Proposed Action/Activity: The project consists of the construction of a new wastewater treatment plant which will serve the municipalities of Kline Township, McAdoo Borough and the Villages of Audenreid and Tresckow (included in Banks Township), as well as the McAdoo Industrial Park.

WQM Permit No. 5401401. Sewerage, **McAdoo Borough Sewer Authority**, P. O. Box 55, McAdoo, PA 18237.

This proposed facility is located in McAdoo Borough, **Schuylkill County**.

Description of Proposed Action/Activity: The McAdoo Borough Sewer Authority will be replacing an existing combined sanitary and storm sewer with a dedicated sanitary sewer collection and conveyance system. The new system will convey the wastewater to be proposed regional wastewater treatment facility in Banks Township, Carbon County.

WQM Permit No. 1301404. Sewerage, **Banks Township Municipal Authority**, P. O. Box 426, Tresckow, PA 18254.

This proposed facility is located in Banks Township, **Carbon County**.

Description of Proposed Action/Activity: The proposed project is for the construction and operation of pump stations, sewers and appurtenances which will serve the Village of Tresckow and several areas in Banks Township, Carbon County.

WQM Permit No. 1301404. Sewerage, **Jefferson Township Sewer Authority**, R. R. 3, Box 394A, Lake Ariel, PA 18436.

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

Description of Proposed Action/Activity: The proposed project is to construct a sewer system in Jefferson Township. The system will discharge into the City of Scranton's sewer system and ultimately be treated by the City's Wastewater Treatment Plant. The conveyance system consists of a pump station, force mains and gravity sewers along Route 247 and Marshwood Road, that will connect to an existing sewer line in the Borough of Dunmore. The wastewater collection system to be constructed in Jefferson Township will include the following general service areas: Moosic Lakes, Jefferson Heights, Route 247, Route 348 from Happy Acres to Belair, Happy Acres, Floral Estates, Belair Acres, Cortez Road to Lake Spangenberg Road, Lake Spangenberg Road to Lake Spangenberg, Lake Spangenberg and Lake Loretta, Saco, High View Trailer Park, Golf Course, Golf Course and Wimmers Road.

WQM Permit No. 4501403. Sewerage, **Twin Pines Christian Camp**, 3000 Twin Pine Road, Stroudsburg, PA 18360.

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

Description of Proposed Action/Activity: The proposed project is for construction and operation of a sewage treatment plant and spray irrigation system to serve the Twin Pines Christian Camp.

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

WQM Permit No. 3601404. Sewerage, **Frey Dairy Farm, Inc.**, 2646 River Road, Conestoga, PA 17516.

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

Description of Proposed Action/Activity: Construction of small flow treatment system to provide sewage disposal for restrooms in the milking parlor.

WQM Permit No. 6701404. Sewerage, **York Township**, 25 Oak Street, York, PA 17402-4972.

This proposed facility is located in York Township, **York County**.

Description of Proposed Action/Activity: Authorization to enlarge the size of the Tyler Run Sanitary Sewer Interceptor serving York Township.

WQM Permit No. 0694411 Amendment 01-1. Sewerage, **North Heidelberg Sewer Company**, P. O. Box 477, Bernville, PA 19506.

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

Description of Proposed Action/Activity: Authorization to upgrade Pump Station Number 1.

Description of Proposed Action/Activity (project description)

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

WQM Permit No 1701404. Sewerage, **Lawrence Township Supervisors**, P. O. Box 508, Clearfield, PA 16830.

This proposed facility is located in Lawrence Township, **Clearfield County**.

Description of Proposed Action/Activity: Replacement of existing system, pipes and manholes with update sanitary

sewer and precast concrete manholes. Application was received completed May 4, 2001, at the Northcentral Regional Office.

WQM Permit No 1401406. Sewerage. **Borough of State College**, 118 South Fraser Street, State College PA 16801.

This proposed facility is located in State College Borough, **Centre County**.

Description of Proposed Action/Activity: Replacement of old 8-10 inch with 12 inch sanitary sewer, new stormsewer and restoration of Holly Alley. Application was received completed May 2, 2001 at the Northcentral Regional Office.

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

Application No. 0400202-A1—Industrial Waste—**Aliquippa Municipal Water Authority**, 160 Hopewell Avenue, Aliquippa, PA 15001. Application for the construction and operation of a Wastewater Treatment Facility to serve the Aliquippa Municipal Water Treatment Plant located in Aliquippa Borough, **Beaver County**.

Application No. 8775-S-A1—Sewerage—**Clairton Municipal Authority**, 1 North State Street, Clairton, PA 15025. Application for the modification & operation of a sewage treatment plant to serve the Clairton Wastewater Treatment Plant located in the city of Clairton, **Allegheny County**.

Application No. 1101403—Sewerage—**Adams Township Municipal Authority**, P. O. Box 265, Sidman, PA 15955. Application for the construction and operation of a sewage pumping station and sanitary sewers to serve the Elton Heights area and the C & B Mobile Home Court located in Adams Township, **Cambria County**.

The Pennsylvania Infrastructure Investment Authority (PENNVEST), which administers Pennsylvania's State Revolving Fund, has been identified as a possible funding source. The Department's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

Application No. 6501408—Sewerage—**Allegheny Township Municipal Authority**, 136 Community Building Road, Leechburg, PA 15656. Application for the construction and operation of a sewer system with pump station to serve the Markle Road, Community Park and Watson Road Area located in Allegheny Township, Upper Burrell Township, Washington Township and Oklahoma Borough, **Westmoreland County**.

PENNVEST, which administers Pennsylvania's State Revolving Fund, has been identified as a possible funding source. The Department's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

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

WQM Permit No. 2001412, Sewerage, **Borough of Cambridge Springs**, 161 Carringer Street, Cambridge Springs, PA 16403.

This proposed facility is located in Cambridge Springs Borough, **Crawford County**.

Description of Proposed Action/Activity: This project is for a phosphorous removal system to achieve the phosphorous effluent limits.

WQM Permit No. 6201406, Sewerage, **Midwest Campers, Camp Stone**, 14141 Cedar Road, South Euclid, OH 44121.

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

Description of Proposed Action/Activity: This project is for the expansion of an existing wastewater treatment system to serve a seasonal children's camp.

WQM Permit No. 2001410, Sewerage, **Brad S. and Robyn S. Fuhrer**, 10643 Springboro Road, Springboro, PA 16435.

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

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

WQM Permit No. 2001411, Sewerage, **Denise L. Seman**, 3225 Blair Avenue, Ashtabula, OH 44004.

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

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

WQM Permit No. 1001407, Sewerage, **Jenny McKeag**, 111 Venango Trail, Slippery Rock, PA 16057.

This proposed facility is located in Slippery Rock Township, **Butler 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 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 before the application within 30 days from the date of this public notice. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and relevant facts upon which it is based. A public hearing may be held after consideration of comments received by the appropriate 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.

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

NPDES Permit PAS10 G468. Stormwater. **Green Point Farm**, 402 Bayard Road, Kennett Square, PA 19348, has applied to discharge stormwater associated with a construction activity located in Londonderry Township, **Chester County** to Elk Creek (HQ-TSF-MF).

NPDES Permit PAS10 G469. Stormwater. **Green Point Farm**, 402 Bayard Road, Kennett Square, PA 19348, has applied to discharge stormwater associated with a construction activity located in Londonderry Township, **Chester County** to unnamed tributary to Elk Creek (HQ-TSF-MF).

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

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

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10Q125-R	Jaindl Land Co. Fred Jaindl 3150 Coffeetown Rd. Orefield, PA 18069	Lehigh County Lower Macungie Township	Little Lehigh Creek HQ-CWF

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

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10S102	Pocono Mountains Corporate Ctr. Pocono Mountains Industries, Inc. 556 Main St. Stroudsburg, PA 18360	Monroe County Coolbaugh Township	Red Run HQ-CWF
PAS10S103	Wal-Mart Regional Distribution Center No. 6080 Wal-Mart Stores East, Inc. 2001 SE 10th St., Dept. 9562 Bentonville, AR 72716-0550	Monroe County Coolbaugh Township	Pollys Run HQ-CWF

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

NPDES Permit PAS10 2806. Stormwater. **Department of Transportation**, 1620 North Juniata Street, Hollidaysburg, PA 16648 has applied to discharge stormwater associated with a construction activity located in Brush Creek and Licking Creek Townships, **Fulton County** to Brush Creek (HQ-CWF) and Sindeldecker Branch (CWF).

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

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS102806	Department of Transportation 1620 N. Juniata St. Hollidaysburg, PA 16648	Brush Creek Township Licking Creek Township Fulton County	Brush Creek (HQ-CWF) Sindeldecker Branch (CWF)

NPDES Permit PAS10 0081. Stormwater. **Octoraro Watershed Association**, has applied to discharge stormwater associated with a construction activity located in Colerain and Little Britain Township, **Lancaster County** to West Branch Octoraro Creek (HQ-CWF-MF).

Lancaster County Conservation District: 1383 Arcadia Road Rm. 6, Lancaster, PA 17601, (717) 299-5361.

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10O081	Octoraro Watershed Association	Colerain Township Little Britain Township Lancaster County	West Branch Octoraro Creek (HQ-CWF-MG)

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

NPDES Permit PAS10 S10F097, Stormwater. **The Green Hotel Association, c/o HAMCO**, 240 S. Pugh St. Suite A, State College, PA 16801 has applied to discharge stormwater associated with a construction activity located in College Township, **Centre County** to Thompson Run, HQ-CWF.

Centre County Conservation District: 414 Holmes Ave., Suite 4, Bellefonte, PA 16823, (814) 355-8796.

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10F097	Hilton Garden Inn The Green Hotel Assoc. c/o HAMCO 240 S. Pugh St., Suite A State College, PA 16801	College Township Centre County	Thompson Run HQ-CWF

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

NPDES Permit PAS103119, Stormwater. **Department of Transportation**, P. O. Box 429, Route 286 S, Indiana, PA 15701 has applied to discharge stormwater associated with a construction activity located in East Wheatfield Township, Indiana County and Jackson Township, **Cambria County** to UNT to Blacklick Creek/CWF and Findley Run/HQ-CWF.

Indiana County Conservation District: USDA Service Center, 1432 Route 286 Hwy. E; (724) 463-8547.

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS103119	Department of Transportation P. O. Box 429 Route 286 S Indiana, PA 15701	Indiana County East Wheatfield Cambria County Jackson Township	UNT to Blackcreek/ CWF and Findley Run/ HQ-CWF

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

NPDES Permit PAS104106, Stormwater. **Catalyst Energy, Inc.**, 117 Radcliff Drive, Pittsburgh, PA 15237-3384 has applied to discharge stormwater associated with a construction activity located in Lafayette Township, **McKean County** to Libby Run (HQ-CWF) and Thundershower Run (HQ-CWF).

NPDES Permit PAS104107, 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 Windfall Run (HQ-CWF), Kinzua Creek (CWF), and unnamed tributaries to Kinzua Creek (HQ-CWF).

NPDES Permit PAS104108, Stormwater. **Weinsz Oil & Gas, Inc.**, P. O. Box 2771, North Canton, OH 44720 has applied to discharge stormwater associated with a construction activity located in Lafayette Township, **McKean County** to unnamed tributaries of Lewis 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. 0901510, Public Water Supply.

Applicant	Upper Makefield Township
Township	Makefield
Responsible Official	Richard Gestrich 1076 Eagle Road Newtown, PA 18940
Type of Facility	Public Water Supply System
Consulting Engineer	Carroll Engineering Corporation 949 Easton Road Warrington, PA 18976
Application Received Date	May 4, 2001
Description of Action	Upgrade to the Heritage Hills existing water system. The project includes construction of Well ARB-1, installation of a storage tank and services pumps. Modifications to the chlorination system and telemetry.

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

Permit No. 2801507, Public Water Supply.

Applicant **Lincoln Utilities Incorporated**
 Municipality Antrim Township
 County **Franklin**
 Responsible Official Charles A Rine, Acting Secretary/Treasurer
 643B East Baltimore Street
 Greencastle, PA 17225
 Type of Facility Public Water Supply
 Consulting Engineer Gene C Koontz, P.E.
 Gannett Fleming, Inc.
 P. O. Box 67100
 Harrisburg, PA 17106-7100
 Application Received Date April 30, 2001
 Description of Action A Construction Permit Application for proposed modifications to existing water treatment facilities. Modifications will include installation of pressure filters, chemical feed equipment and chlorine disinfection to meet the requirements of the PA Filter Rule.

Permit No. 3801505, Public Water Supply.

Applicant **Myerstown Water Authority**
 Municipality Myerstown Borough
 County **Lebanon**
 Responsible Official Roger T Karsnitz, Chairperson
 101 East Washington Avenue
 Myerstown, PA 17067
 Type of Facility Public Water Supply
 Consulting Engineer Jennifer I Kintzer, P.E.
 Great Valley Consultants
 75 Commerce Drive
 Wyomissing, PA 19610
 Application Received Date May 7, 2001
 Description of Action Construction of the West Washington Avenue booster pumping station to serve the retirement community of Arbogate and provide service to areas within Jackson Township.

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

Permit No. 2601501, Public Water Supply.

Applicant **Indian Creek Valley**
 P. O. Box 486
 2068 Indian Head Road
 Indian Head, PA 15446-0486
 [Township or Borough] Stewart Township, Ohioypyle Borough
 Responsible Official Kerry Witt, Manager
 Type of Facility Public water supply
 Consulting Engineer Bankson Engineers, Inc.
 267 Blue Run Road
 P. O. Box 200
 Indianola, PA 15051
 Application Received Date May 9, 2001
 Description of Action Construction of two pump stations, two water storage tanks and an interconnection with Ohioypyle Borough.

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

Permit No. 6101501, Public Water Supply.

Applicant **Clintonville Borough Sewer & Water Authority**
 P. O. Box 292
 Clintonville, PA 16372
 Township or Borough Clintonville Borough, **Venango County**
 Responsible Official Raeman Schaeffer
 Type of Facility Public Water Supply

Consulting Engineer Joseph L. Gray
Gray-Warnick Engineering
662 West New Castle Road
Butler, PA 16001

Application Received Date May 8, 2001

Description of Action Install pressure booster pump and flocculation and sedimentation facilities.

Permit No. 2701501, Public Water Supply.

Applicant **Tionesta Borough**
P. O. Box 408
Tionesta, PA 16353-0408

Township or Borough Tionesta Borough, **Forest County**

Responsible Official Colleen M. Call

Type of Facility Public Water Supply

Consulting Engineer David A. Johnson, D.A.
Johnson & Associates
110 E. Washington St.
P. O. Box 11
Corry, PA 16407

Application Received Date May 4, 2001

Description of Action Development of new well #3 as backup for Wells # 1 and # 2.

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

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

Application No. N/A, Minor Amendment.

Applicant **Keystone Job Corps Center**

Township or Borough Butler Twp., **Luzerne County**

Responsible Official James Paulaconis

Type of Facility Public Water System

Application Received Date April 26, 2001

Description of Action Change of Corrosion Control Chemical

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

Application No. Minor Amendment

Applicant **Consumers Pennsylvania Water Company**

Township Coal Township, **Northumberland County**

Responsible Official Richard T. Subasic
Consumers Pennsylvania Water Company
Roaring Creek Division
204 East Sunbury Street
Shamokin, PA 17872-4859

Type of Facility Public Water Supply

Consulting Engineer CET Engineering Services
321 Washington Street
Huntingdon, PA 16652

Application Received Date May 9, 2001

Description of Action Painting the Aristes Water Tank and four pipe bridges.

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

Application No. 0201503, Minor Amendment.

Applicant **Municipal Authority of the Borough of Oakmont**
P. O. Box 73
721 Allegheny Avenue
Oakmont, PA 15139

[Township or Borough] West Deer Township

Responsible Official John Dunlap, General Manager

Type of Facility Water treatment plant
 Consulting Engineer NIRA Consulting Engineers, Inc.
 950 Fifth Avenue
 Coraopolis, PA 15108
 Application Received Date May 8, 2001
 Description of Action Install 12" water line extension, meter pit and emergency interconnect with Hampton Water Authority.

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

Application No. 361W2-T2-MA2, Minor Amendment.

Applicant **Millcreek Township Water Authority**
 3608 West 26th St.
 Erie, PA 16505
 Township or Borough Millcreek Township, **Erie County**
 Responsible Official George Riedesel, Manager
 Type of Facility Public Water Supply
 Consulting Engineer Craig Palmer, Consoer Townsend Envirodyne Engineers, Inc.
 155 West 8th St.
 Erie, PA 16501
 Application Received Date May 2, 2001
 Description of Action Water line extension to Sterrettania Road and Greeley Avenue.

Application No. 6200501-MA1, Minor Amendment.

Applicant **Youngville Borough**
 40 Railroad St.
 Youngville, PA 16371
 Township or Borough Youngville Borough, **Warren County**
 Responsible Official Ronald L. Bosworth, Borough Manager
 Type of Facility Public Water Supply
 Consulting Engineer Allen R. Vanderpoel, P.E.
 E&M Engineers and Surveyors
 24 Derrick Rd.
 Bradford, PA 16701-3350
 Application Received Date May 3, 2001
 Description of Action Change water chlorination treatment from gas to liquid.

HAZARDOUS SITES CLEAN-UP
Under the Act of October 18, 1988

Notice of Interim Response
Boldan Landfill

Penn Township, Westmoreland County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1304), is proposing a response action for the Boldan Landfill. The Boldan Landfill is located at the end of Bolen Lane in Penn Township, Westmoreland County. The Boldan Landfill consists of 118 acres of abandoned landfill. Boldan Landfill received both industrial and municipal waste from 1958 to 1970. The Department will hold a public hearing concerning the proposed action on June 27, 2001, in the Harrison Room, Penn Township, Westmoreland County at 7 p.m.

An unknown quantity of industrial waste was dumped or buried at the site. Several exposed drums containing various wastes are present at the site. Adjacent to the exposed drums, there are several mounded areas that are suspected to contain numerous additional drums. Two unnamed tributaries border the site and receive flow from several leachate seeps originating in the landfill. Several

sampling events were conducted at the site with hazardous contaminants detected in the soil and surface water. Contaminants are leaving the site via the leachate seeps to the unnamed tributaries. The Boldan Landfill currently poses a substantial threat to public health, safety and the environment.

The Department has considered several alternatives for a response at the site including:

1. No action;
2. Restricting the site; and
3. Conducting an investigation

The Department has determined that conducting a further investigation at the site is the appropriate alternative. The Department chose this alternative because it complies with section 501(a) of the HSCA and is the only alternative that is protective of human health and the environment. An investigation would provide the Department with the information required to determine if additional remediation efforts are necessary at the site to protect human health and the environment. The Department's proposed action is intended to fully characterize the site and enable the Department to determine the most appropriate method to remediate the site.

This notice is being provided under section 506(b) of the HSCA. The administrative record which contains the information that forms the basis and documents the selection of this response action is available for public review and comment. The administrative record is located at the Department's Southwest Regional Office in Pittsburgh and is available for review Monday through Friday from 8 a.m. to 4 p.m.

The administrative record will be open for comment from May 26, 2001, until August 24, 2001. Persons may submit written comments into the record during this time only, by sending them to Kevin Halloran, Environmental Cleanup Program, 400 Waterfront Drive, Pittsburgh, PA 15222, or by delivering them to the Southwest Regional Office in person.

In addition, persons may present oral comments, for inclusion in the administrative record, at a public hearing. The Department has scheduled the hearing on Wednesday, June 27, 2001, at 7 p.m., at the Harrison Room, 1010 Mill Street, Harrison City. Persons wishing to present comments must register with Betsy Mallison before June 25, 2001, by telephone at (412) 442-4000 or in writing at 400 Waterfront Drive, Pittsburgh, PA 15222.

Persons with a disability who wish to attend the hearing and require auxiliary aid, service or other accommodations to participate in the proceedings, should call Betsy Mallison at (412) 442-4000 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

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 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.

Philadelphia Eagles Stadium & Parking Areas, City of Philadelphia, **Philadelphia County**. John C. Volk, P.E., URS Corp., 1400 Union Meeting Rd., Suite 202, Blue Bell, PA 19422-1972, on behalf of City of Philadelphia, Philadelphia Authority for Industrial Development, and its agent Philadelphia Industrial Development Corp. c/o Patrick O'Neill, City of Philadelphia Law Department, 1515 Arch St., 16th Floor, Philadelphia, PA 19102, has submitted a Notice of Intent to Remediate site soil contaminated with PCBs lead, heavy metals, BTEX, petroleum hydrocarbons, polycyclic aromatic hydrocarbons and solvents; and site groundwater contaminated with lead, heavy metals, polycyclic aromatic hydrocarbons and 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 *Philadelphia Inquirer* on May 9, 2001.

Sunoco, Inc. (R&M) Philadelphia Refinery—Girard Point Processing Area, City of Philadelphia, **Philadelphia County**. James R. Oppenheim, P.E., Sunoco, Inc., 3144 Passyunk Ave., Philadelphia, PA 19145, has submitted a Notice of Intent to Remediate site soil contaminated with PCBs, lead, heavy metals, BTEX, petroleum hydrocarbons, polycyclic aromatic hydrocarbons, solvents, pesticides and MTBE; and site groundwater contaminated with lead, heavy metals, BTEX, petroleum hydrocarbons, polycyclic aromatic hydrocarbons and MTBE. The applicant proposes to remediate the site to meet Statewide Health and Site-specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on February 13, 2001.

Former Flynn Property, West Brandywine Township, **Chester County**. James H. Mulry, Mulry & Cresswell

Environmental, Inc., 1691 Horseshoe Pike, Suite 1, Glenmoore, PA 19343, on behalf of Glenmoore Properties, Inc., 11 Basset Hunt Lane, Glenmoore, PA 19343, has submitted a Notice of Intent to Remediate site groundwater contaminated with BTEX and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Coatesville Ledger* on May 3, 2001.

Herby's Towing and Recovery, Upper Darby Township, **Delaware County**. Robert Byer, Jr., P.G., IT Corp., 1220 Ward Ave., Suite 300, West Chester, PA 19380, on behalf of Margaret Cacciutti, 263 Hoffecker Road, Phoenixville, PA 19460, has submitted a Notice of Intent to Remediate site soil contaminated with lead, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons; and site groundwater contaminated with lead, BTEX, and petroleum hydrocarbons. The applicant proposes to remediate the site to meet Statewide Health and Site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on April 30, 2001.

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.

Dominion (formerly CNG) Transmission—Harrison Valley, Harrison Township, **Potter County**. Dominion Resource Services, Inc., 625 Liberty Avenue, Pittsburgh, PA 15222 has submitted a Notice of Intent to Remediate soil contaminated with Lead and PHCs. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Potter Leader Enterprise* on April 25, 2001.

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

Stackpole Center—South West Area, 201 Stackpole Street, City of St. Marys, **Elk County**, has submitted a notice of intent to remediate soil, groundwater and surface water contaminated with lead, heavy metals, BTEX, PAHs, PHCs and solvents. The applicant proposes to remediate the site to meet the site specific standard. A summary of the notice of intent to remediate was reported to have been published in the *Daily Press* on April 27, 2001.

Stackpole Center—North East Area, 201 Stackpole Street, City of St. Marys, **Elk County**, has submitted a notice of intent to remediate soil, groundwater and surface water contaminated with PCBs, lead, heavy metals, BTEX, PHCs, PAHs and solvents. The applicant proposes to remediate the site to meet the site specific standard. A summary of the notice of intent to remediate was reported to have been published in the *Daily Press* on April 27, 2001.

DETERMINATION FOR APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

Application for Determination of Applicability received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and residual waste regulations for a general permit to operate residual waste processing facilities and/or the beneficial use of residual waste other than coal ash.

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

General Permit Application No. WMGR002D004. Earth Products, Inc., 289 Cornish Road, Lake Lynn, PA 15451. Description: the beneficial use of wastewater treatment sludge generated by paper mills as soil additive to establish or reestablish agricultural productivity on disturbed land; establish herbaceous wildlife habitat; facilitate revegetation on disturbed land at permitted and abandoned mines sites. The application for determination of applicability was received by the Division of Municipal and Residual Waste on May 7, 2001.

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

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 Re-

gional 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 to the date of the hearing.

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

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

OPERATING PERMITS

Notice of Intent to Issue Title V Operating Permits

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

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

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

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

The Department reserves the right to hold a public hearing on the proposed action based upon the information received during the public comment period and will provide notice of any scheduled public hearing at least 30 days in advance of the hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation where the facility is located.

Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, Edward Brown, Facilities Permitting Chief, (610) 832-6242.

15-00013: Huhtamaki Flexibles Inc., formerly Graphic Packaging Corp. (2400 Continental Boulevard, Malvern, PA 19355) in Tredyffrin Township, **Chester County**. The facility's major emission points include: two boilers, a Comco Flexographic/Gravure Print-

ing Press, a No. 8 Zerand and a W & H Olympia Flexographic Printing Presse and a cold cleaner, which emit major levels of volatile organic compounds. The Title V Operating Permit, Revision 1, was revised to include the Comco flexographic/gravure printing press, conditions for a Plantwide Applicability Limit and issues to resolve an appeal.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Kanu Patel, Facilities Permitting Chief, (717) 705-4702.

67-05005: PPL Brunner Island, LLC (Two North Ninth Street, Allentown, PA 18101) for a revision to the facility's Title V Operating Permit for the Brunner Island Electric Generating Plant in East Manchester Township, **York County**. The original Title V Operating Permit, which was issued on February 14, 2000, will be revised in accordance with 25 Pa. Code § 127.542. The United States Environmental Protection Agency (EPA) has made a determination that the new SO₂ limits contained in the permit were not approved as part of Pennsylvania's State Implementation Plan (SIP). Therefore, the SO₂ limits that were approved by the EPA under the old SIP will be incorporated into the revised Title V Operating Permit. This revision to the SO₂ limits will reflect a more stringent requirement than those contained in the original permit. The revised permit will also include the terms and conditions for the Flue Gas Conditioning System and Rotary Coal Car Dumper installed under Plan Approval Nos. 67-05005A and 67-05005B, respectively. The revised permit will be opened for the review of the SO₂ limits contained in the site level requirements of Section C, and the sources covered under the above Plan Approvals.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, Muhammad Zaman, Facilities Permitting Chief, (570) 327-3637.

49-00033: Watsontown Brick Co. (P. O. Box 68 Watsontown, PA 17777) for their brick manufacturing facility in Delaware Township, **Northumberland County**. The Title V Operating Permit was issued on October 26, 2000. The revision of this permit is to incorporate terms and conditions from Plan Approval 49-309-008D, which authorized construction of shale crushing and milling equipment at this facility. This operation has the potential to emit 19.02 tons per year of particulate matter. A fabric collector and a water spray system control the particulate emissions.

Applications received and intent to issue operating permits under the Air Pollution Control Act (35 P. S. §§ 4001–4015) and 25 Pa. Code Chapter 127, Subchapter F (relating to operating permit requirements).

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

40-318-024A: Inline Fiberglass America Limited (Humboldt Industrial Park, R. R. 1, Box 4098, Hazleton, PA 18201) for operation of a resin mix and storage area ventilation system in Hazle Township, **Luzerne County**.

40-318-025A: Inline Fiberglass America Limited (Humboldt Industrial Park, R. R. 1, Box 4098, Hazleton, PA 18201) for operation of a fiberglass window manufacturing operation and off-line paint system with associated air cleaning device in Hazle Township, **Luzerne County**.

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

06-03062: Theo C. Auman, Inc. (247 Penn Street, Reading, PA 19601) for a Natural Minor Operating Permit for a human crematory controlled by a secondary chamber in the City of Reading, **Berks County**.

28-03025: Wenger's Feed Mill, Inc. (P. O. Box 26, Rheems, PA 17570-0026) for a Natural Minor Operating Permit for the Shippensburg Plant in Southampton Township, **Franklin County**.

67-03101: Southern Die Casters (P. O. Box 178, Shrewsbury, PA 17361) for a Natural Minor Operating Permit for die caster manufacturing in Shrewsbury Borough, **York County**.

67-05075: York Memorial Hospital (P. O. Box 15118, York, PA 17405) for a Synthetic Minor Operating Permit for its hospital in Spring Garden Township, **York County**.

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

04-00680: Georgetown Sand and Gravel, Inc. (Third Street Ext. P. O. box 127, Georgetown, PA 15043) for operation of Sand and Gravel Processing at Georgetown Plant in Greene Township, **Beaver County**.

PLAN APPROVALS

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

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

36-03122A: Allegheny Energy Resources, Inc. (301 Fifth Avenue, Room 307, McKeesport, PA 15132) for construction of a landfill gas utility flare at the Chester County Solid Waste Authority's Lancaster Landfill in Caernarvon Township, **Lancaster County**.

36-05082A: Clark Filter, Inc. (3649 Hempland Road, Lancaster, PA 17601) for construction of a curing oven in West Hempfield Township, **Lancaster County**.

36-05008A: Tyson Foods, Inc. (403 South Custer Avenue, Lancaster, PA 17557) for construction of two (2) vegetable oil fryers each controlled by a scrubber in Earl Township, **Lancaster County**.

67-05092: Starbucks Coffee Co. (3000 Espresso Way, York, PA 17402) for construction of coffee roasters (Roasters 4A and 4B) each controlled by a catalytic afterburner and a cyclone at the York Roasting Plant in East Manchester Township, **York County**.

67-05092A: Starbucks Coffee Co. (3000 Espresso Way, York, PA 17402) for construction of a green coffee bean cleaning station (Station 2) controlled by a cartridge collector at the York Roasting Plant in East Manchester Township, **York County**.

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

19-317-022B: Melick Aquafeed, Inc. (139 South First Street, Catawissa, PA 17820) for construction of a fish food pellet pneumatic conveying system and associated air cleaning device (a cyclone collector) in Catawissa Borough, **Columbia County**.

41-399-026: Penn Recycling, Inc. (2525 Trenton Avenue, P. O. Box 3514, Williamsport, PA 17701) for construction of an automobile/metal shredding operation consisting of one Harris Waste Management Model 80-115 shredder and associated feed chute dual roll feeder, discharge vibrator, discharge hood, first transfer conveyor, magnetic separation system, non-ferrous conveyor, second transfer conveyor, Z-box product cleaning column, and ferrous radial stacking conveyor, the air contaminant emissions from which shall be controlled by a Martin Marietta Magnesia Specialties Inc. Dust Buster foam injection system (on the shredder) and a Texas Shredder, Inc. model TSI 7'6" cyclone (on the Z-box product cleaning column) at their facility in the City of Williamsport, **Lycoming County**.

The proposed shredder will emit up to 6.5 tons of particulate matter (PM) per year, all of which may be particulate matter less than or equal to 10 microns in effective aerodynamic diameter (PM-10).

The Department of Environmental Protection has determined that the proposed equipment will comply with all applicable regulatory requirements pertaining to air contaminant sources and the emission of air contaminants including the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12. The Department of Environmental Protection consequently intends to issue a plan approval for the construction of the respective equipment.

The Department intends to place conditions in the plan approval to be issued pertaining to the operation and monitoring of the equipment. These conditions are intended to assure proper operation of the equipment as well as compliance with all applicable air quality regulatory requirements. The following is a summary of these conditions:

1. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the particulate matter contained in the exhaust of the cyclone to the atmosphere shall not exceed 0.02 grain per dry standard cubic foot of exhaust gas volume.

2. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the exhaust of the cyclone to the atmosphere shall not result in visible air contaminant emissions in a manner that the opacity of the emission is either of the following:

(a) equal to or greater than 10% for a period or periods aggregating more than 3 minutes in any 1 hour

(b) equal to or greater than 30% at any time

3. Under the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, there shall be no visible fugitive air contaminant emissions from the shredder, feed chute dual roll feeder, discharge vibrator, discharge hood, first transfer conveyor, magnetic separation system, nonferrous conveyor, second transfer conveyor, Z-box product cleaning column or ferrous radial stacking conveyor (other than those determined by the Department to be of minor significance).

4. No gasoline tanks or other volatile organic compound containing materials shall be processed in the shredder.

5. If at any time the Department has cause to believe that air contaminant emissions from the aforementioned sources may be in excess of the limitations specified in any condition herein or specified in, or established under, any applicable rule or regulation contained in 25 Pa. Code Chapters 121—145, the permittee shall be required to

conduct whatever tests are deemed necessary by the Department to determine the actual emission rates, in accordance with the provisions of 25 Pa. Code Chapter 139, where applicable, and any restrictions or limitations established by the Department.

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

04-00711A: AES Hoytdale, LLC (394 Frankfort Road, Monaca, PA 15061) for construction of Combined Cycle Combustion Turbines at Hoytdale Electric Generating Facility in Big Beaver Borough, **Beaver County**.

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

37-243B: The International Metals Reclamation Co.—INMETCO (245 Portersville Road, P. O. Box 720, Ellwood City, PA 16117) for installation of Low NOx Burners (LNB) and computerized furnace controls on the existing rotary hearth furnace in Ellwood City, **Lawrence County**. INMETCO is a Title V facility.

43-324A: John Flynn Funeral Home and Crematory (2630 East State Street, Hermitage, PA 16148) for construction of a human cremation retort in the City of Hermitage, **Mercer County**.

25-930A: Metro Machine Corp.—Erie Division (Foot of Holland Street, Erie, PA 16501-07306) for construction of an automated paint line consisting of three components: an infrared preheat cabinet, an abrasive blasting cabinet with brush and blow off and dust collector, and a paint spray booth at its shipbuilding and ship repair facility in the City of Erie, **Erie County**.

PLAN APPROVALS

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

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

46-0191B: Merck and Co., Inc. (351 North Sumneytown Pike, West Point, PA 19486) for installation of a 100 KW natural gas-fired emergency generator at their Upper Gwynedd Office Complex in Upper Gwynedd Township, **Montgomery County**. This facility is a non-Title V facility. Emissions of criteria pollutants are less than one ton per year. The emergency generator will be restricted to an operation of 500 hours 12-month rolling sum. The Plan Approval will contain recordkeeping and further operating restrictions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

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

28-05028: Allegheny Energy Supply Co., LLC (4350 Northern Pike, Monroeville, PA 15146-2841) for construction of the Chambersburg Combustion Turbine Power Station in Guilford Township, **Franklin County**. The facility is subject to the applicable requirements of 25 Pa. Code, Chapter 127 (related to construction, modification, reactivation and operation of sources), 40 CFR Part 60, Subparts GG and Kb, (related to standards of performance for turbines and storage tanks), 40 CFR Parts 72,

73, 75 and 77 (related to acid rain), and 25 Pa. Code, §§ 123.102—123.120 and Chapter 145 (related to the NOx budget program). The Department believes that the facility will meet these requirements subject to the following Plan Approval conditions related to allowable emission limitations, testing, monitoring, recordkeeping, and reporting requirements.

It is proposed that the following conditions be placed in the Plan Approval:

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

2. This plan approval authorizes temporary operation of the sources covered by this plan approval provided the following conditions are met:

(a) The Department must receive written notice from Allegheny Energy Supply Company, LLC of the completion of construction and Allegheny Energy Supply Company, LLC's intent to commence operation at least 5 working days prior to the completion of construction. The notice must state when construction will be completed and when Allegheny Energy Supply Company, LLC expects to commence operation.

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

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

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

(e) The notice submitted by Allegheny Energy Supply Company, LLC under subpart a, prior to the expiration of this Plan Approval, shall modify the plan approval expiration date. The new plan approval expiration date shall be 180 days from the date of the commencement of operation.

3. This plan approval authorizes Allegheny Energy Supply Company, LLC to construct the Chambersburg Combustion Turbine Power Station, located in Guilford Township, Franklin County.

4. Sources at this facility will include two simple cycle combustion turbines, General Electric Model LM 6000 PC, rated at 424.6 mmBtu/hr maximum and 44 MW each. Each is to be equipped with a water injection system for the control of NOx emissions, and a 75-foot exhaust stack.

5. Supporting equipment at this site will include electric gas compressors, a 500,000-gallon low-sulfur No. 2 fuel oil storage tank, approximately 23 small (less than 10,000-gallon) storage tanks for various low-vapor pressure liquids like turbine oils, insulating oils, refrigerants, used oil and demineralized water, and three underground storage tanks for wastewater and oily wastewater. The

500,000-gallon storage tank shall not be installed until the appropriate approvals have been received from the Tanks Section of the Department.

6. All equipment at this facility shall be equipped with manufacturer-designed silencers and/or mufflers. The turbines, generators and gas compressors shall be enclosed in structures designed by the manufacturer to minimize sound levels. The facility shall be operated in accordance with Guilford Township Ordinance No. 93-11—An Ordinance Defining and Regulating Noise in Guilford Township, Franklin County, or obtain a variance from Guilford Township.

7. Total consumption of natural gas by the turbines per 12-consecutive month period shall not exceed 1,795,000,000 cubic feet when fired in conjunction with distillate oil, and shall not exceed 2,139,000,000 cubic feet when fired solely on natural gas. Total unit-operating hours per 12-consecutive month period shall not exceed 4,000 hours of natural gas combustion when fired in conjunction with distillate oil, and shall not exceed 4,765 hours of natural gas combustion when fired solely on natural gas.

8. Total consumption of low-sulfur distillate fuel by the turbines together shall not exceed 1,536,000 gallons per 12-consecutive month period. Total unit-operating hours shall not exceed 450 hours of distillate oil combustion per 12-consecutive month period.

9. The sulfur content of the low-sulfur distillate oil shall not exceed 0.05 weight percent.

10. NO_x emissions from the turbines shall be limited to 25 ppmvd at 15% O₂ while firing natural gas and 42 ppmvd at 15% O₂ while firing low-sulfur distillate oil.

11. Pollutant emissions from the turbines shall not exceed the following while combusting natural gas for 4,000 hours per consecutive 12-month period:

NO _x ^(a)	41.0 lbs/unit hr	82.0 tons/yr
CO ^(a)	57.0 lbs/unit hr	114.0 tons/yr
SO ₂ ^(b)	2.5 lbs/unit hr	5.0 tons/yr
VOCs ^(c)	5.0 lbs/unit hr	10.0 tons/yr
PM ₁₀ ^(c)	3.0 lbs/unit hr	6.0 tons/yr

12. Pollutant emissions from the turbines shall not exceed the following while combusting natural gas alone for 4,765 hours per consecutive 12-month period:

NO _x ^(a)	41.0 lbs/unit hr	97.7 tons/yr
CO ^(a)	57.0 lbs/unit hr	135.8 tons/yr
SO ₂ ^(b)	2.5 lbs/unit hr	6.0 tons/yr
VOCs ^(c)	5.0 lbs/unit hr	11.9 tons/yr
PM ₁₀ ^(c)	3.0 lbs/unit hr	7.1 tons/yr

13. Pollutant emissions from the turbines shall not exceed the following while combusting distillate oil for 450 hours per consecutive 12-month period:

NO _x ^(a)	71.0 lbs/unit hr	16.0 tons/yr
CO ^(a)	6.0 lbs/unit hr	1.4 tons/yr
SO ₂ ^(d)	23.0 lbs/unit hr	5.2 tons/yr
VOCs ^(c)	1.0 lbs/unit hr	0.2 tons/yr
PM ₁₀ ^(c)	13.0 lbs/unit hr	2.9 tons/yr

14. Pollutant emissions from the total facility shall not exceed the following:

NO _x ^(a)	98.0 tons/yr
CO ^(a)	135.8 tons/yr
SO ₂ ^{(b), (d)}	10.2 tons/yr
VOCs ^(c)	11.9 tons/yr
PM/PM ₁₀ ^(e)	11.6 tons/yr

(a) Based on vendor information assuming 20°F ambient temperature and 1,100 feet elevation.

(b) Based on 2.0 grains sulfur/100 cubic feet natural gas and 435,000 standard cubic feet per hour maximum fuel usage.

(c) Based on vendor information assuming 19°F ambient temperature.

(d) Based on a maximum capacity of 424 mmbtu/hr and a fuel oil sulfur content of 0.05%.

(e) This value also includes particulate matter from the cooling tower.

15. The turbines are subject to the applicable requirements of 40 CFR Part 60, Subpart GG, Standards of Performance for Stationary Gas Turbines.

16. The 500,000-gallon low-sulfur distillate oil storage tank is subject to the applicable requirements of 40 CFR Part 60, Subpart Kb, Standards of Performance for Volatile Organic Liquid Storage Vessels.

17. In accordance with 40 CFR 60.334(a), the permittee shall install and operate a continuous emission monitoring system (CEMS) to monitor and record the fuel consumption and the ratio of water to fuel being fired in the turbine. This system shall be accurate to within ±5.0%, and must be approved by the Department.

18. The permittee shall monitor the sulfur content and nitrogen content of the fuel being fired in each turbine, in accordance with 40 CFR 60.334(b) and 60.335(e).

19. The permittee shall install, certify, maintain and operate a Department-approved CEMS in accordance with 25 Pa. Code Chapter 139, the Department's Continuous Source Monitoring Manual, 40 CFR Part 60 and 40 CFR Part 75. At a minimum, the system shall measure and record the following for each turbine:

—Nitrogen Oxide Emissions (as NO₂)

—Percent Oxygen (or CO₂)

—Exhaust Gas Flow

20. The permittee shall record hours of operation of each of the turbines and the amount and type of fuel consumed, on a daily basis.

21. The permittee shall comply with the applicable reporting requirements of 40 CFR 60.7, 40 CFR 60.116b(d) and 40 CFR 60.334(c).

22. In accordance with 40 CFR 60.4, copies of all requests, reports, applications, submittals and other communications shall be forwarded to both the U.S. Environmental Protection Agency and the Department of Environmental Protection at the addresses shown, unless otherwise noted:

Director, Air, Toxics and Radiation	Department of Environmental Protection
U.S. Environmental Protection Agency	Regional Air Quality Manager
Region III	Office of Air Quality
1650 Arch Street	909 Elmerton Avenue
Philadelphia, PA 19103	Harrisburg, PA 17110-8200

23. In accordance with 40 CFR 60.334(c), the permittee shall record daily, and shall report quarterly, in accordance with 40 CFR 60.7(c), any 1-hour period during which the average water-to-fuel ratio, as measured by the continuous water and fuel measuring system, falls below the ratio that was determined during the stack test to demonstrate compliance with NOx emission limitations. The permittee shall also report any period during which the actual fuel-bound nitrogen content exceeds the fuel-bound nitrogen content determined during the stack test to demonstrate compliance with the NOx emission limitations. The permittee shall also report any period during which the actual fuel-bound sulfur content exceeds 0.05%.

24. Compliance with the turbine emission limitations for NOx and CO while using both low-sulfur diesel fuel and natural gas shall be demonstrated through performance stack testing on each turbine.

(a) In accordance with 40 CFR 60.335(c)(2), the monitoring device required by 40 CFR 60.334 shall be used to determine the fuel consumption and to establish the water-to-fuel ratio necessary to comply with turbine NOx emission limitations at 30, 50, 75 and 100% of peak load, or at four points in the normal operating range of the gas turbine, including the minimum point in the range and peak load. All loads shall be corrected to ISO conditions using the appropriate equations as supplied by the turbine manufacturer.

(b) All stack testing shall be performed in accordance with 40 CFR 60.8 and 60.335, 25 Pa. Code Chapter 139, and the most recent version of the Department's Source Testing Manual.

(c) Two copies of the stack test protocol shall be submitted to the Department at least 60 days in advance of the stack test date. Stack testing shall not take place until the permittee has received written approval of the stack test protocol.

(d) The company shall notify the Department of the date and the time of the stack test at least 2 weeks prior to the tests so that an observer may be present.

(e) Four copies of the stack test results shall be submitted to the Department within 60 days of completion of the test.

(f) Stack testing shall be performed within 60 days of achieving maximum firing rate, but no later than 180 days after the initial startup.

(g) The permittee shall record all pertinent operating data during the stack test and include this data with the stack test results.

25. The combustion turbines are subject to the Title IV Acid Rain Program of the 1990 Clean Air Act Amendments, and shall comply with all applicable provisions of that Title, including the following:

40 CFR Part 72	Permits Regulations
40 CFR Part 73	Sulfur Dioxide Allowance System
40 CFR Part 75	Continuous Emissions Monitoring
40 CFR Part 77	Excess Emissions

26. The combustion turbines are subject to the applicable requirements of the NOx Budget Program established at 25 Pa. Code §§ 123.102—123.121 and Chapter 145.

27. As per 25 Pa. Code § 127.13, if construction is not commenced within 18 months of issuance of this plan

approval, or if there is more than an 18-month lapse in construction, a new plan approval application shall be submitted.

28. The permittee shall submit a Title V Operating Permit Application within 120 days of startup.

06-05071A: Sealed Air Corp. (450 Riverfront Drive, Reading, PA 19602) for construction of a 29.9 million BTU boiler controlled by a low NOx burner and low sulfur fuel oil in the City of Reading, **Berks County**. The boiler will have the potential to emit 14 tons per year of sulfur oxides, 21 tons of nitrogen oxides and 6 tons per year of carbon monoxide. The source is subject to 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the source operating within all applicable air quality requirements. The plan approval will be incorporated into the Title V operating permit in accordance with 25 Pa. Code § 127.450 (Administrative Amendment).

22-05023A: Mobil Oil Corp. (600 Billingsport Road, Paulsboro, NJ 08066) for replacement of Vapor Recovery Unit with a Vapor Combustion Unit (VCU) that controls emissions from petroleum product Loading Rack at Harrisburg Terminal in Swatara Township, **Dauphin County**. This VCU will reduce the volatile organic compound emission rate from 80 milligram per liter to 10 milligram liter. The facility VCU emission will be kept at less than 50 tons per year. The Plan Approval and Operating Permit shall contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

34-05003A: Tedd Wood, Inc. (Nine Birch Drive, R. R. 1, Box 104, Thompsettown, PA 17094) for three existing paint booths and installation of a new booth at the wood cabinet manufacturing facility in Delaware Township, **Juniata County**. Volatile organic compound emissions are limited to less than 50 tons/year. Hazardous air pollutant (HAP) emissions are limited to 25 tons/year for any combination of HAPs and 10 tons/year for any single HAP. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

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

10-00028H: Armstrong Cement and Supply Co. (100 Clearfield Road, Cabot, PA 16023) for installation of a baghouse on Clinker Storage Silos No. 8-10, Transfer Belts No. 4 and 5 and Elevator No. 3 and 4 in Winfield Township, **Butler County**. The facility currently has Title V Operating Permit No. 10-00028. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V operating permit through an administrative amendment at a later date. This installation will result in no air emissions increases.

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 Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsid-

ence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to 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, 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, 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.

19960101R. City of Philadelphia, (21 South 12th Street, Philadelphia, PA 19107-3684), renewal of an existing anthracite surface mine operation in Union, Butler and Conyngham Townships, **Schuylkill and Columbia Counties** affecting 867.0 acres, receiving stream—Mahanoy Creek. Application received May 4, 2001.

54683045R3. Blaschak Coal Corp., (P. O. Box 12, Mahanoy City, PA 17948), renewal of an existing anthracite surface mine operation in Butler, Union and West Mahanoy Townships, **Schuylkill County** affecting 743.0 acres, receiving stream—Mahanoy Creek. Application received May 7, 2001.

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

03960104. Thomas J. Smith, Inc. (R. D. 1, Box 260D, Shelocta, PA 15774). Renewal application received for continued reclamation of a bituminous surface mine in South Bend Township, **Armstrong County** affecting 83.6 acres. Receiving stream: Lindsay Run. Renewal application received: May 8, 2001.

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

11900108. Permit Renewal for reclamation only, **L & J Energy Company, Inc.** (P. O. Box I, Grampian, PA 16838), for continued restoration of a bituminous surface and auger mine in Susquehanna Township, **Cambria County**, affecting 29.2 acres, receiving stream unnamed tributaries to West Branch of Susquehanna River. Application received May 7, 2001.

56960102. Permit Revision, **Hoffman Mining, Inc.** (P. O. Box 130, 118 Runway Road, Friedens, PA 15541), to change the land use for the pre-mining land use of forestland to be restored to pastureland or land occasionally cut for hay post-mining in Paint Township, **Somerset County**, affecting 196.0 acres, receiving stream Weaver Creek to Paint Creek. Application received May 9, 2001.

Noncoal Applications Received

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

4873SM8C. Global Stone PenRoc, LP, (P. O. Box 1967, York, PA 17405-1967), renewal of NPDES Permit #PA0594644 in West Manchester Township, **York County**, receiving stream—unnamed tributary to Codorus Creek. Application received May 9, 2001.

FEDERAL WATER POLLUTION CONTROL ACT

Section 401

The following permit applications and requests for Environmental Assessment approval and requests for Water Quality Certification have been received by the Department of Environmental Protection. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341(a)), requires the State to certify that the involved projects will not violate the applicable provisions of sections 301—303, 306 and 307 of the FWPCA 33 U.S.C.A. §§ 1311—1313, 1316 and 1317 as well as relevant State requirements. Initial requests for 401 Water Quality Certification will be published concurrently with the permit application. Persons objecting to approval of a request for certification under section 401 or to the issuance of a Dam Permit or Water Obstruction and Encroachment Permit, or the approval of an Environmental Assessment must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted above the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed, and a concise statement of

comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between the hours of 8 a.m. and 4 p.m. on each working day at the office noted before 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(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E23-412. James C. Watson, 67 Sweetwater Road, Glen Mills, PA 19342-1719, Thornbury Township, **Delaware County**, ACOE Philadelphia District.

To construct, operate and maintain a reservoir by excavating a 130-foot x 70-foot pool to a maximum depth of 8-feet. The application includes a request for an environmental assessment to construct a 3-foot high and 40-foot wide on-stream nonjurisdictional concrete dam impacting 150 linear feet of an unnamed tributary of Chester Creek (TSF). The site is located approximately 3,000 feet northeast of the intersection of Sweet Water Road and Creek Road (Media, PA-USGS Quadrangle, N: 9.30 inches, W: 15.20 inches).

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

E39-398. Department of Transportation, District 5-0, 1713 Lehigh Street, Allentown, PA 18101, in Lower and Upper Macungie and South Whitehall Township, **Lehigh County**, U.S. Army Corps of Engineers, Philadelphia District.

To remove an existing structure and to construct and maintain a twin cell concrete box culvert depressed 1 foot below streambed elevation, having cell dimensions of 25' x 7' (7,600 x 2,100) across Schaefer Run (HQ-CWF); to construct and maintain a 4-span concrete I-beam bridge, having normal spans averaging 147.5' (45,000) and an average underclearance of approximately 49 feet (15,000) across Schaefer Run; to construct and maintain a 6-span concrete I-beam bridge, having normal spans averaging 95.5' (29,100) and an average underclearance of approximately 28' (8,500) across Schaefer Run; to construct and maintain a channel change having a length of approximately 289' (88,000) in Schaefer Run; to remove two existing structures and to construct and maintain a 499 feet (152,000) long single cell concrete box stream enclosure depressed 1 foot below streambed elevation, having cell dimensions of 18' x 7' (5,400 x 2,400) in a tributary to

Schaefer Run (HQ-CWF); to construct and maintain a 440 feet (133,500) long twin cell box stream enclosure depressed 1-foot below streambed elevation, having cell dimensions of 23' x 7' (7,000 x 2,100) in Iron Run (HQ-CWF); and to place fill in 1.0 acre (0.39 hectare) of wetlands within the Little Lehigh Creek Watershed (HQ-CWF) for the purpose of constructing the S.R. 0222 bypass. (Allentown West, PA Quadrangle N: 11.7 inches; W: 12.0 inches).

E58-241. Monteforte Enterprises, R. R. 2, Box 234, New Milford, PA 18834-9614, in New Milford Township, **Susquehanna County**, U.S. Army Corps of Engineers, Baltimore District.

To place fill in 0.02 acre of wetlands, to expand an existing pond and to impact 950 linear feet of a tributary to Nine Partners Creek (HQ-CWF) for the development of a hotel, conference center and retail center on a 16-acre site. The project is located on the west side of T-560, approximately 0.1 mile west of S.R. 0081/S.R. 0848 interchange. (Harford, PA Quadrangle N: 13.3 inches; W: 8.0 inches).

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

E36-708. Kevin Lapp, Burkwood Associates, 255 Butler Avenue, Lancaster, PA 17601 in East Hempfield Township, **Lancaster County**, ACOE Baltimore District.

To construct and maintain (1) the culvert at Cameron Drive having a span of 7 feet with an underclearance of 3 feet at the channel of an unnamed tributary to Little Conestoga Creek (2) a utility line crossing under the streambed of same stream; and; (3) to fill in 0.57 acre of wetland in order to develop Chaddsford residential development located north of Stevens Street (T-707) just west of East Petersburg Borough (Lancaster, PA Quadrangle N: 18.7 inches; W: 16.1 inches and N: 18.8 inches; W: 16.6 inches). The applicant is required to replace 0.57 acre of replacement wetlands.

E22-428. Gene Bendigo, Bendigo Airport, 11079 Clarks Valley Road, Tower City, PA 17980 in Rush Township, **Dauphin County**, ACOE Baltimore District.

To construct and maintain two stormwater basin outfalls and twin 200-foot stream enclosures to accommodate FAA safety design standards for the reconstruction of the Bendigo Airport runway across tributaries to Little Wiconisco Creek (CWF) (Tower City, PA Quadrangle N: 10.3 inches; W: 8.8 inches and N: 10.9 inches; W: 8.0 inches).

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

E02-1343. Oxford Development Corporation, One Oxford Centre, Level 4, Pittsburgh, PA 15219. Pine Township, **Allegheny County**, ACOE Pittsburgh District.

To dredge a deminimis wetland (PEM) within the Wexford Run (CWF) watershed for the purpose of constructing a stormwater detention basin as part of the Village of Pine development (Mars, PA Quadrangle N: 1.3 inches; W: 7.2 inches).

E03-398. Wayne Township, R. D. 1, Dayton, PA 16222. Wayne Township, **Armstrong County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain a single 12.5-foot x 6.0-foot corrugated metal box culvert in Scrubgrass Creek (CWF) for the purpose of improving transportation safety and roadway standards.

The project is located on Township Road T-633 (Distant, PA Quadrangle N: 4.6 inches; W: 14.87 inches).

E11-289. Department of Transportation, Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648. Clearfield Township, **Cambria County**, ACOE Baltimore District.

To remove the existing structure and to construct and maintain a 24-foot long, box culvert having a normal clear span of 18 feet and an underclearance of 6 feet (invert depressed 1 foot) in Burgoon Run (CWF), located on S.R. 1019, Segment 009, Offset 0000. Also, to temporarily place and maintain fill in 0.002 acre of palustrine emergent wetlands. The wetlands have been replaced at the Cambria Advance Wetland Compensation site at State Game Lands No. 108. The project includes construction of a temporary stream channel and a pipe during construction. (Ashville, PA Quadrangle N: 21.0 inches; W: 11.5 inches).

E32-404-A1. Department of Transportation, Engineering District 10-0, P. O. Box 429, Route 286 South, Indiana, PA 15701-0429. Indiana Borough, **Indiana County**, ACOE Pittsburgh District.

To amend permit E32-404 to remove the existing structure and to construct and maintain a 50-foot long box culvert having a normal clear span of 14 feet and an underclearance of 5.5 feet (invert depressed 1.0 foot) in Whites Run (CWF) located on S.R. 286 (Oakland Avenue) at a point between Washington and Maple Streets (Indiana, PA Quadrangle N: 21.2 inches; W: 5.4 inches).

E65-778. Municipality of Murrysville, 4100 Sardis Road, Murrysville, PA 15668-1026. Municipality of Murrysville, **Allegheny County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain an 8.0-foot x 4.0-foot concrete box culvert in an unnamed tributary to Haymakers Run (HQ-CWF) for the purpose of improving transportation safety and roadway standards. (Murrysville, PA Quadrangle N: 16.9 inches; W: 8.75 inches).

E65-779. City of Lower Burrell, Public Works Department, 2800 Bethel Street, Lower Burrell, PA 15068-3227. City of Lower Burrell, **Westmoreland County**, ACOE Pittsburgh District.

To remove the existing structures and to construct and maintain a single span bridge having a normal span of 40 feet and an underclearance of 7.5 feet across Chartiers Run (TSF) and two pedestrian bridges each having a single normal span of 40.0-foot and an underclearance of 8.0-foot across Chartiers Run (TSF) for the purpose of improving public safety and enhancing the Wolf Pak Park located off of Wildlife Lodge Road. (New Kensington, East PA Quadrangle N: 17.49 inches; W: 12.87 inches).

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

E10-332. Regional Industrial Development Corporation, RIDC Suite 500, 425 6th Avenue, Pittsburgh, PA 15219. Thorn Hill Industrial Park, in Cranberry Township, **Butler County**, ACOE Pittsburgh District (Mars, PA Quadrangle N: 9.0 inches; W: 15.0 inches).

1) To conduct the following activities associated with the development of Thorn Hill Industrial Park:

2) The placement of fill in a total of 1.09 acres of wetlands (PEM/PSS/PFO)

3) The enclosure of an unnamed tributary to Brush Creek (WWF) for the construction and maintenance of a 14-foot x 9-foot x 140-foot precast box culvert.

4) The removal of an approximately 25-foot long culvert and associated abandoned roadway located approximately 430 feet downstream of the proposed culvert to mitigate proposed stream impacts.

The construction of 1.10 acres of wetlands to mitigate proposed wetland impacts.

E10-336. Northcor Development, Inc., 15 Rock Spring Road, Delmont, PA 15626. Westerman Estates, in Connoquenessing Township, **Butler County**, ACOE Pittsburgh District (Butler, PA Quadrangle N: 16.5 inches; W: 13.65 inches).

To fill a total of 0.2 acre of wetlands for the construction of a road associated with the development of a residential subdivision located approximately one half mile from Meridian off of Sahara Drive. This proposed activity was undertaken in April 2000, prior to obtaining a permit; wetland replacement will be \$5000.00 to the Pennsylvania Wetland Replacement Fund.

E42-278. McKean County, McKean County Courthouse, Smethport, PA 16749. Boyer Crossing Bridge, in Liberty Township, **McKean County**, ACOE Pittsburgh District (Roulette, PA Quadrangle N: 7.4 inches; W: 3.5 inches).

To improve and maintain the existing 103-foot single span steel truss Boyer Bridge across Allegheny River (CWF) including the replacement of the deteriorated timber deck with a new timber deck and the reduction of the degree of slope leading to the bridge to lessen impact forces, located approximately one mile west of Burtville.

ENVIRONMENTAL ASSESSMENTS

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

EA41-0003NC. U.S. Fish and Wildlife Service, 315 S. Allen St., Suite 322, State College, PA 16801-4850. Bear Creek restoration Project, Plunketts Creek Township, **Lycoming County**, ACOE Baltimore District (Barbours Quad. N: 1.7 inches; W: 5.1 inches)

To stabilize the channel within a 10,800 feet reach of Bear Creek (HQ-CWF) by installing a series of Cross Vanes, J-hook rock vanes, single rock vanes, vortex rock weirs and natural material revetment. The purpose of the project is to control bank erosion, reduce sediment load and improve fish habitat. The work area extends from the confluence of Bear Creek and Shingle Run, downstream to the confluence of Bear Creek and Loyalsock Creek. The lower end of the project is located at the village of Barbours.

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

EA10-016NW. Aquascape Wetland and Environmental Services, 114 Deer Road, Boyers, PA 16020. SR 89 Passive Treatment System, in Washington Township, **Butler County**, ACOE Pittsburgh District (Hilliards, PA Quadrangle N: 18.5 inches; W: 14.0 inches).

To construct and maintain a passive treatment system for the treatment of abandoned mine discharge (AMD) that has severely degraded a wetland that discharges into Slippery Rock Creek approximately 500-feet to the north. Proposed activities include the construction of a vertical flow pond, a flush pond/settling pond, and an approximately 1-acre treatment wetland; and the disturbance of approximately 1 acre of the severely degraded AMD-

impacted wetland area. The project is located in State Game Lands No. 95 approximately 0.76 mile southwest of Higgins Corner.

WATER QUALITY CERTIFICATIONS REQUESTS

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

Requests for Certification Under Section 401 of the Federal Water Pollution Control Act

The following requests have been made to the Department of Environmental Protection (Department) for certification under section 401(a) of the 1972 amendments to the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)), that there is reasonable assurance that the construction herein described will not violate applicable Federal and State water quality standards.

Prior to final approval of the proposed certification, consideration will be given to any comments/suggestions/objection which are submitted in writing 30 days of the date of this notice. Comments should be submitted to the Department at the address indicated before each of the following requests for certification. All comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments/objections are addressed, and a concise statement of comments/objections/suggestions in sufficient detail to inform the Department of the exact basis of the proposal and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given comments if deemed necessary to resolve conflicts. Each individual will be notified in writing of the time and place of any scheduled hearing or conference concerning the certification request to which the protest relates. Maps, drawings and other data pertinent to the certification request are available for inspection and review at the address indicated above each request for certification between the hours of 8 a.m. and 4 p.m. on each working day.

Certification Request Initiated By: Office of Bridge Administration, United States Coast Guard, 2100 Second Street, S. W., Washington, DC 20593-0001

Project Description/Location: This project involves the proposed modification of the Lift Bridge across the Naval Reserve Basin in Philadelphia. The U.S. Coast Guard is requesting Water Quality Certification associated with altering and repairing of the Lift Bridge so that the existing navigation vertical clearance is increased from 135 feet to 150 feet, to facilitate berthing of the expected future mix of ships in the Reserve Basin. No channel dredging or filling or construction of approach roadways is included in this bridge repair and alteration work.

EROSION AND SEDIMENT CONTROL

The following parties have applied for an Erosion and Sediment Control Permit (ESCP) for an earth disturbance activity associated with either a road maintenance or timber harvesting operation.

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 which restrict the rate and quantity of sediment discharged.

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

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

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

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

Applications received under sections 5 and 402 of The Clean Streams Law (35 P.S. §§ 691.5 and 691.402).

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

Wyoming County Conservation District: One Hollowcrest Complex, Tunkhannock, PA 18657, (570) 836-2589.

<i>ESCP Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
6601801	Precision Lumber, Inc. HC31, P. O. Box 486 Dushore, PA 18614	Wyoming	Eaton Township	Bowman Creek & Un-named Tributaries HQ-CWF

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.

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 Act (35 P. S. §§ 691.1—
691.1001).**

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

WQM Permit No. 2301404. Sewerage. **Concord Township Sewer Authority**, 664 Concord Road, Glen Mill, PA 19342. Applicant is granted approval for the construction and operation of the Robin's Way and Beaver Valley Road Pump Stations and sanitary sewer force mains to serve Conestoga Farms a residential development located in Concord Township **Delaware County**.

WQM Permit No. 1501412. Sewage. **Birmingham Township**, 1040 West Street Road, West Chester, PA 19382. Applicant is granted approval for the construction and operation of a pump station and force main to serve the proposed Dilworthtown Crossing commercial shopping center located in Birmingham Township, **Chester County**.

WQM Permit No. 1501407. Sewerage. **New Garden Township Sewer Authority**, 8934 Gap Newport Pike, Landenberg, PA 19350. Applicant is granted approval for the construction of a sanitary sewer extension pump station and force main to serve Hartefeld a residential subdivision located in New Garden Township, **Chester County**.

NPDES Permit No. PA0058041. Sewage. **Limerick Township Municipal Authority**, 529 King Road, P. O. Box 29, Royersford, PA 19468. Is authorized to discharge from a facility located at Possum Hollow Run WWTP, Limerick Township, **Montgomery County** into Schuylkill River and Manatawny Watershed (3D).

NPDES Permit No. PA0053881. Sewage. **Karl and Karen Helker**, 21 Woodland Drive, Glen Mills, PA 19342. Is authorized to discharge from a facility located in Chadds Ford Township, **Delaware County** to an unnamed tributary of West Branch Chester Creek.

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

NPDES Permit No. PA0085863 Amendment No. 2, Industrial Waste, **Waste Management of Pennsylvania, Inc.**, (Harmony Grove Landfill), 1000 New Ford Mill Road, Morrisville, PA 19067. This proposed facility is located in Dover Township, **York County**. Description of Proposed Action/Activity: Authorization to discharge to a stormwater retention pond in Watershed 7-F.

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

NPDES Permit No. PA0228249, Sewerage. **Eagle Creek Partnership**, 1901 East College Avenue, State College, PA 16801. This proposed facility is located in Union Township, **Centre County**. Description of Proposed Action/Activity: Is authorized to discharge treated effluent to receiving waters named Bald Eagle Creek.

NPDES Permit No. PA 0209368, Sewerage. **Benton Foundry Inc.**, 5297 State Route 487, Benton, PA 17814-7641. This proposed facility is located in Sugarloaf Township, **Columbia County**. Description of Proposed Action/Activity: Is authorized to discharge treated effluent to receiving waters named unnamed tributary of Coles Creek.

NPDES Permit No. PA0033316, Sewerage. **Knittle Enterprises Pinecrest Village Mobile Home Park**, 24 Pinecrest Drive, Williamsport, PA 17701-9730. This proposed facility is located in Eldred Township, **Lycoming County**. Description of Proposed Action/Activity: Is authorized to discharge treated effluent to receiving waters named unnamed tributary of Miller's Run.

NPDES Permit No. PA0113093, Sewerage. **Christ Wesleyan Church**, R. R. 4 Box 2000, Milton, PA 17847. This proposed facility is located in Turbot Township, **Northumberland County**. Description of Proposed Action/Activity: Is authorized to discharge treated effluent to receiving waters named unnamed tributary of Limestone Run.

NPDES Permit No. PA0021733, Sewerage, Amendment. **Watsonstown Borough**, P. O. Box 273, Watsonstown, PA 17777. This proposed facility is located in Watsonstown Borough, **Northumberland County**. Description of Proposed Action/Activity: Bypass and Cleaning Project.

NPDES Permit No. PA0007498, Industrial Waste. **Wise Foods Inc.**, 228 Raseley Street, Berwick, PA 18603. This proposed facility is located in Berwick Borough, **Columbia County**. Description of Proposed Action/Activity: Food processing.

NPDES Permit No. PA0228249, Sewerage. **Eagle Creek Partnership**, 1901 East College Avenue, State College, PA 16801. This proposed facility is located in Union Township, **Centre County**. Description of Proposed Action/Activity: Is authorized to discharge treated effluent to the receiving waters named Bald Eagle Creek.

WQM Permit No. 1701402, Sewerage. **Sandy Township**, P. O. Box 267, DuBois, PA 15801. This proposed facility is located in Sandy Township, **Clearfield County**. Description of Proposed Action/Activity: New

sewer extension and pump station, that will convey future flow to the City of DuBois sewer and sewage treatment plant.

WQM Permit No. 1401402, Sewerage. **Eagle Creek Partnership**, 1901 East College Avenue, State College, PA 16801. This proposed facility is located in Union Township, **Centre County**. Description of Proposed Action/Activity: Is authorized to construct and maintain wastewater treatment facilities to serve the intended residential mobile home facility.

WQM Permit No. 0801201, Industrial Waste. **P & N Packing Inc.**, R. R. 2 Box 180, Wyalusing, PA 18853. This proposed facility is located in Terry Township, **Bradford County**. Description of Proposed Action/Activity: New diffusers, pump and level controls in the equalization tank; conversion of the aerobic digester to an extended aeration tank; modifications to the chlorine contact tank; new scum holding tank; conversion of the existing aeration tank to an aerobic digester; new pumps, blowers, meters and simplified piping.

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

NPDES Permit No. PA0006335-A1. Industrial. **Koppel Steel Corporation**, 23rd and Duss Avenue, Ambridge, PA 15003 is authorized to discharge from a facility located at the Ambridge Plant, Ambridge Borough, **Beaver County** to receiving waters named Ohio River.

NPDES Permit No. PA0096652. Sewerage. **Emma Garin**, 4010 Noblestown Road, Oakdale, PA 15071 is authorized to discharge from a facility located at Pennsylvania Motor Speedway STP, North Fayette Township, **Allegheny County** to receiving waters named Unnamed tributary (Drainage Swale) to Half Crown Run.

Permit No. 0375403-A2. Industrial Waste. **Allegheny Energy Supply Company, LLC**, 800 Cabin Hill Drive, Greensburg, PA 15601-1689. Construction of Electric Power Generation located in Washington Township, **Armstrong County** to serve Armstrong Power Station.

Permit No. 0401201. Industrial Waste. **Penna Flame Industries, Inc.**, R. R. 3, Box 14-B, Zelienople, PA 16063.

Construction of Metal Heat Treating Facility located in Franklin Township, **Beaver County** to serve Oil/Water Separator.

Permit No. 3274203-A2. Industrial Waste. **Reliant Energy**, 1001 Broad Street, Johnstown, PA 15097. Construction of Stormwater Sedimentation Pond Associated with the Coal Pile Refuse Remediation located in East Wheatfield Township, **Indiana County** to serve Seward Generating Station.

Permit No. 0201403. Sewerage. **City of McKeesport**, 201 Lysle Boulevard, McKeesport, PA 15132. Construction of a pump station, gravity and pressure sewers located in the City of McKeesport, **Allegheny County** to serve Center Street Sewer Extension and Pump Station No. 3A.

Permit No. 0299415. Sewerage. **West Mifflin Sanitary Sewer Municipal Authority**, 1302 Lower Bull Run Road, West Mifflin, PA 15122. Construction of a Pump Station located in West Mifflin Borough, **Allegheny County** to serve the SR 885 Pump Station.

Permit No. 6301401. Sewerage. **Matthew Haas**, 1344 Mt. Morris Road, Waynesburg, PA 15370. Construction of Single Residence Sewage Treatment Plant located in East Bethlehem Township, **Washington County** to serve Haas Single Residence Sewage Treatment Plant.

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

WQM Permit No. 2001407, Sewerage, **Joyce A. Hall**, 18420 Barber Road, Meadville, PA 16335. This proposed facility is located in Union Township, **Crawford County**. Description of Proposed Action/Activity: This project is for the construction of a Single Residence Sewage Treatment Plant.

WQM Permit No. 2501406, Sewerage, **Jeanette Paris**, 2101 Dorn Road, Waterford, PA 16441. This proposed facility is located in Summit Township, **Erie 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.

NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAS10-G462	Sun Pipe Line Company Ten Penn Center—26th Floor 1801 Market Street Philadelphia, PA 19103-1699	Chester	East Goshen Township Westtown Township	Ridley Creek (HQ)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10Q219	Jaindl Land Co. 3150 Coffeetown Rd. Orefield, PA 18069	Lehigh	Lower Macungie Township	Little Lehigh Creek HQ-CWF
PAS10Q213	K & M Associates 496 Lone Lane Allentown, PA 18104	Lehigh	Upper & Lower Macungie Townships	Cedar Creek HQ-CWF
PAS10R037	Lake Lehman School District P. O. Box 38 Lehman, PA 18627	Luzerne	Lehman Township	Harvey's Creek HQ-CWF
PAS10R039	Dorothy Lutinski R. R. 1, Box 93 Harvey's Lake, PA 18618	Luzerne	Harvey's Lake Borough	Harvey's Creek HQ-CWF
PAS10U147	Franklin Realty Development Corp. 3311 Swede Rd., Suite B East Norriton, PA 19401	Northampton	Hanover Township	Monocacy Creek HQ-CWF
PAS105718	Tamaqua Borough Authority 320 E. Broad St. Tamaqua, PA 18252	Schuylkill	Tamaqua Borough	Owl Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS105507	Jackie Marancy Dominion Transmission Inc. P. O. Box 2450 Clarksburg, WV 26302	Potter County	Stewardson Township	Little Greenlick Run HQ-CWF

APPROVALS TO USE NPDES AND/OR OTHER GENERAL PERMITS

The following parties have submitted: (1) Notices of Intent (NOIs) for Coverage Under (1) General NPDES Permits to Discharge Wastewater into the Waters of the Commonwealth. The approval for coverage under these general NPDES permits is subject to applicable effluent limitations. Monitoring, reporting requirements and other conditions set forth in the general permit; (2) General Permits for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania; (3) General NPDES Permit Authorizing the Discharge of Stormwater Associated with Construction Activities to Waters of the Commonwealth; (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>
Bethel Township Delaware County	PAR10-J211	Rom and Verna Miller 431 White Oak Tree Road York Springs, PA 17372	Green Creek (CWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Bethel Township Delaware County	PAR10-J184	Fortress 2 EP Raymond Drive Havertown, PA 19083	Naamans Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Skippack Township Montgomery County	PAR10-T753	Skippack Township Authority 1246 Bridge Road Skippack, PA 19474	Perkiomen Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Monroe County E. Stroudsburg Borough	PAR10S029-1	East Stroudsburg Univ. 200 Prospect St. E. Stroudsburg, PA 18301	Brodhead Creek TSF, MF	Monroe County Conservation District (570) 629-3060
Lackawanna County City of Scranton	PAR10N119	Mary Alice Burke 340 N. Washington Ave. Scranton, PA 18503	Lackawanna River WWF	Lackawanna County Conservation District (570) 281-9495
East Hempfield Township Lancaster County	PAR10O384-1	County of Lancaster 50 N. Duke St. Lancaster, PA 17603	UNT Chickies Creek (WWF)	Lancaster County Conservation District 1383 Arcadia Rd. Rm. 6 Lancaster, PA 17601
East Hempfield Township Lancaster County	PAR10O475	Centerville Associates 87 Chapter Forge Court Lancaster, PA 17601	UNT Swarr Run (TSF)	Lancaster County Conservation District 1383 Arcadia Rd. Rm. 6 Lancaster, PA 17601
Manheim Township Lancaster County	PAR10O477	Frank Provanzo 2938 Columbia Ave. Lancaster, PA 17603	UNT Little Conestoga Creek (WWF)	Lancaster County Conservation District 1383 Arcadia Rd. Rm. 6 Lancaster, PA 17601
Bart Township Lancaster County	PAR10O497	Solanco School District 121 S. Hess St. Quarryville, PA 17566	UNT Bells Run and Coopers Run (TSF-MF)	Lancaster County Conservation District 1383 Arcadia Rd. Rm. 6 Lancaster, PA 17601
Straban Township Adams County	PAR10O121	Adams County Board of Commissioners 111—117 Baltimore St. Gettysburg, PA 17325	Beaverdam Creek (WWF) White Run (WWF)	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636

<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>
Exeter Township Berks County	PAR10C034R-1	Michael Rodino/MDR Construction 38 W. Lancaster Avenue Shillington, PA 19607		Berks County Conservation District P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Upper Bern Township Berks County	PAR10C352	Harvey Weaver 5234 Old Rt. 22 Hamburg, PA 19526	UNT to Mill Creek	Berks County Conservation District P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Ontelaunee Township Berks County	PAR10C363	Peter McCarron/PDE Inc. P. O. Box 765 Leesport, PA 19533	Schuylkill River	Berks County Conservation District P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Cumru Township Berks County	PAR10C365	William D. Angstadt Angstadt Inc. P. O. Box 377 Reading, PA 19607	Schuylkill River	Berks County Conservation District P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Swatara Township Dauphin County	PAR10I268	Mann Realty Box E Bowmansdale, PA 17070	Spring Creek West	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
<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>
Beaver County New Sewickley Township	PAR100282	David J. D'Atri Forest Brook MHP 320 Sunset Drive Baden, PA 15005	UNT to Pine Run/WWF	Beaver County Conservation District (724) 774-7090
Cambria County Cresson Township	PAR101073	Mt. Aloysius College 7373 Admiral Perry Hwy. Cresson, PA 16630	North Branch Little Conemaugh River/CWF	Cambria County Conservation District (814) 472-2120
Westmoreland County Mt. Pleasant Township	PAR10X251	Esther Glasser 1419 Highview Drive Greensburg, PA 15601	UNT to Boyer Run/WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County Murrysville	PAR10X252	Toro Development Company 100 Sandune Drive Pittsburgh, PA 15239	UNT to Humms Run/TSF	Westmoreland County Conservation District (724) 837-5271
Butler County Jefferson Township	PAR10E143	Summit United Presbyterian Church 181 Caldwell Drive Butler, PA 16001	UNT Thorn Creek (WWF)	Butler Conservation District (724) 284-5270
Erie County Elk Creek Township	PAR10K180	BBKC Inc. Erie County Motorplex Raceway Park 11340 Pont Road Albion, PA 16401	UNT Temple Creek (WWF)	Erie Conservation District (814) 796-6760 (5)

NOTICES

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General Permit Type—PAG-3

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Conshohocken Borough Montgomery County	PAR230074	Spartech Vy-Cal Plastics Corporation Elm and Harry Streets P. O. Box 386 Conshohocken, PA 19428	Schuylkill River	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Hatfield Township Montgomery County	PAR230075	Grace Construction Products 1330 Industry Road Hatfield, PA 19440	Unnamed tributary of the West Branch, Neshaminy Creek	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Cumberland County Middlesex Township	PAR803613	Roadway Express, Inc. 1077 Gorge Blvd. Akron, OH 44309	UNT Conodoguinet Creek/WWF	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County East Hempfield Township	PAR803609	Roadway Express, Inc. 1077 Gorge Blvd. Akron, OH 44309	West Branch Little Conestoga Creek/TSF	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Berks County Bern Township	PAR803612	Roadway Express, Inc. 1077 Gorge Blvd. Akron, OH 44309	UNT Schuylkill River/WWF	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York County Jackson Township	PAR803613	Roadway Express, Inc. 1077 Gorge Blvd. Akron, OH 44309	Little Honey Run/TSF	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York County Penn Township	PAR223526	J. F. Rohrbaugh & Co., Inc. 1030 Wilson Avenue Hanover, PA 17331	Oil Creek/WWF	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Union County White Deer Township	PAR144801	NGC Industries Inc. P. O. Box 338 Milton, PA 17847	Unnamed tributary to West Br. Susquehanna 10D	Northcentral Regional Office DEP 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Brookville Borough Jefferson County	PAR118330	Miller Welding & Machine Company— Sandy Lick Plant P. O. Box G Brookville, PA 15825	Sandy Lick Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
East Lackawannock Township Mercer County	PAR808374	Ergon Trucking, Inc. P. O. Box 1639 Jackson, MS 39215-1539	Unnamed tributary to Neshannock Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

NOTICES

<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>
Saxonburg Borough Butler County	PAR328306	Saxonburg Ceramics, Inc. P. O. Box 688 Saxonburg, PA 16056-0688	Thorn Creek	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>
Columbia County North Centre Township	PAG044891	Paul L. Yohey 52 Dohl Rd. Berwick, PA 18603	West Br. Briar Creek 5D	Northcentral Regional Office DEP 208 West Third St. Suite 101 Williamsport, PA 17701
Montour County Anthony Township	PAG044857	John Chamberlin 250 Yeagle Road Muncy, PA 17756	Unnamed tributary to County Line Branch 10D	Northcentral Regional Office DEP 208 West Third St. Suite 101 Williamsport, PA 17701
Washington County East Bethlehem Borough	PAG046223	Matthew Haas 1344 Mt. Morris Road Waynesburg, PA 15370	Tenmile Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000
Delaware Township Mercer County	PAG048406	Raymond F. Weiser 2002 Rutledge Road Transfer, PA 16154-2832	Unnamed tributary to Shenango Reservoir	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Union Township Crawford County	PAG048728	Joyce A. Hall 18420 Barber Road Meadville, PA 16335	Unnamed tributary to French Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Summit Township Erie County	PAG048722	Jeanette Paris 2101 Dorn Road Waterford, PA 16441	Drainage Swale to LeBoeuf Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Fairview Township Mercer County	PAG048409	John H. Miller 54 Kelso Road Fredonia, PA 16124	Unnamed tributary to Otter Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

NOTICES

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General Permit Type—PAG-5

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Mt. Pleasant Borough Westmoreland County	PAG056163	Mountain Gateway Convenience Store HC Box 65 Mt. Pleasant, PA 15666	Jacobs Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000

General Permit Type—PAG-8

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Telephone No.</i>
West Taylor Township Cambria County	PAG086106	City of Johnstown 414 Washington Street Johnstown, PA 15901-0610	City of Johnstown WWTP 241 Asphalt Road Johnstown, PA 15906-1128	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

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>
Lower Macungie Township Lehigh County	PAG07-0003 PAG08-0001 PAG08-0002 PAG08-0003 PAG08-0006 PAG08-0007 PAG08-0008 PAG08-0009 PAG08-2201 PAF08-2203 PAG08-3501 PAG08-3502 PAG08-3506 PAG08-3515 PAG08-3517 PAG08-3522 PAG08-3542 PAG08-3547 PAG08-3551 PAG08-3825	Synagro Mid-Atlantic, Inc. 1605 Dooley Road P. O. Box B Whiteford, MD 21160	Hunsicker Farm Lower Macungie Township Lehigh County	NERO 2 Public Square Wilkes-Barre, PA 18711 (570) 826-2511
Pine Grove Township Schuylkill County	PAG07-0003 PAG08-0001 PAG08-0002 PAG08-0003 PAG08-0006 PAG08-0007 PAG08-0008 PAG08-0009 PAG08-2201 PAF08-2203 PAG08-3501 PAG08-3502 PAG08-3506 PAG08-3515 PAG08-3517 PAG08-3522 PAG08-3542 PAG08-3547 PAG08-3551 PAG08-3825	Synagro Mid-Atlantic, Inc. 1605 Dooley Road P. O. Box B Whiteford, MD 21160	John Zimmerman Farm Pine Grove Township Schuylkill County	NERO 2 Public Square Wilkes-Barre, PA 18711 (570) 826-2511

General Permit Type—PAG-10

<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>
Statewide Use	PAG109608	Texas Eastern Transmission Corp. 5400 Westheimer Ct. Houston, TX 77056	Statewide Use—Water body information to be provided to the Department before discharge.	DEP Central Office 400 Market Street Harrisburg, PA 17105 (717) 787-8184

General Permit Type—PAG-12

<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>
Perry County Tyrone Township	PAG123506	Mark Leinbach Farm R. R. 2, Box 14A1 Loysville, PA 17047	UNT to Muddy Run/WWF/7-A	DEP—Southcentral Office 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4700

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. 0901509, Minor Amendment. Public Water Supply.

Applicant	Upper Southampton Municipal Authority 945 Street Road Southampton, PA 18966
Township	Upper Southampton
County	Bucks
Type of Facility	Public Water Supply System
Consulting Engineer	Pennoni Associates 3001 Market Street Philadelphia, PA 19104
Permit to Construct Issued	May 11, 2001

Operations Permit issued to: Philadelphia Suburban Water Company, Bristol Borough/Township, Bucks County on May 11, 2001.

Permit No. 0196504-T1, Public Water Supply.

Applicant	Insite Development, LLC
Municipality	Berwick Township
County	Adams
Type of Facility	Operation Permit for the Eagle View Mobile Home Park community water system. System consists of one well, sodium hypochlorite disinfection, pH adjustment using caustic soda, a finished water standpipe and a distribution system.
Consulting Engineer	David J. Gettle Kohl Bros., Inc. P. O. Box 350 Myerstown, PA 17067
Permit to Operate Issued:	May 11, 2001

Permit No. 2198501, Public Water Supply.

Applicant	White Rock Water Corp.
Municipality	Monroe
County	Cumberland
Type of Facility	Operation of Khun Rd. pump station
Consulting Engineer	Tom Harbert, P.E. L. Robert Kimball & Associates 4400 Deer Path Road Harrisburg, PA 17110
Permit to Operate Issued:	May 8, 2001

Permit No. 2801507, Public Water Supply.

Applicant	Lincoln Utilities Incorporated
Municipality	Antrim Township
County	Franklin
Responsible Official	Charles A Rine, Acting Secretary/Treasurer 643B East Baltimore Street Greencastle, PA 17225
Type of Facility	Public Water Supply
Consulting Engineer	Gene C Koontz, P.E. Gannett Fleming, Inc. P. O. Box 67100 Harrisburg, PA 17106-7100
Application Received Date	April 30, 2001
Description of Action	A Construction Permit Application for proposed modifications to existing water treatment facilities. Modifications will include installation of pressure filters, chemical feed equipment and chlorine disinfection to meet the requirements of the PA Filter Rule.

Permit No. 3801505, Public Water Supply.

Applicant	Myerstown Water Authority
Municipality	Myerstown Borough

County **Lebanon**
 Responsible Official Roger T Karsnitz, Chairman
 101 East Washington Avenue
 Myerstown, PA 17067
 Type of Facility Public Water Supply
 Consulting Engineer Jennifer I Kintzer, P.E.
 Great Valley Consultants
 75 Commerce Drive
 Wyomissing, PA 19610
 Application Received Date May 7, 2001
 Description of Action Construction of the West Washington Avenue booster pumping station to serve the retirement community of Arbogate and provide service to areas within Jackson Township.

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

Permit No. 1499505, Public Water Supply.
 Applicant **Eagle Creek Partnership**
 c/o Louis Glantz, Partner
 1901 East College Ave.
 State College, PA 16801
 Township Union Township
 County **Centre**
 Type of Facility Public Water Supply
 Consulting Engineer Kenneth W. Szala, P.E.
 Permit to Construct Issued May 8, 2001

Permit No. 5501501, Public Water Supply.
 Applicant **Penn Township Municipal Authority**
 12 Clifford Road
 Selinsgrove, PA 17870
 Township Penn Township
 County **Snyder**
 Type of Facility Public Water Supply
 Consulting Engineer Gannett-Fleming, Inc.
 P. O. Box 67100
 Harrisburg, PA 17106-7100
 Permit to Construct Issued May 8, 2001

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

Permit No. 4200502, Public Water Supply.
 Applicant **Hazel Hurst Water Company**
 P. O. Box 197
 Hazel Hurst, PA 16733
 Borough or Township Hazel Hurst
 County **McKean**
 Type of Facility Public Water Supply

Applicant **Hazel Hurst Water Company**
 P. O. Box 197
 Hazel Hurst, PA 16733
 Consulting Engineer James J. Rhoades, P.E.
 Alfred Benesch & Company,
 Consulting Engineers
 400 One Norwegian Plaza
 P. O. Box 1090
 Pottsville, PA 17901-1090.
 Permit to Construct Issued May 11, 2001

Operations Permit issued to: Wilderness MHP, Locust Street, P. O. Box 524, Warren, PA 16365, Pleasant Township, Warren County, May 9, 2001.

WATER ALLOCATIONS

Actions taken on applications received under the act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631-641) relating to the acquisition of rights to divert waters of the Commonwealth.

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

WA 25-726, Water Allocations. **Millcreek Township Water Authority**, Millcreek Township, **Erie County**. Modification Order 2001-11, to become a part of existing water allocation permit to grant an additional interconnection (taking point) located at Sterrettania at Greeley, with a capacity of 650,000 gpd.

**SEWAGE FACILITIES ACT
 PLAN APPROVAL**

Plan approvals granted under section 5 of the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5).

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>
Weisenberg Township	Weisenberg Township Municipal Bldg. 2175 Seipstown Rd. Fogelsville, PA 18051	Lehigh

Plan Description: The approved plan provides for a 24-lot light industrial and office park with a possible restaurant on a 250 acre tract. A Cromaglass Wastewater Package Treatment Plant is proposed to treat the estimated 40,000 GPD of sewage flows to be discharged to Mill Creek. The proposed development is located at the Arcadia West Industrial Park, northwest corner of Interstate Route 78 and Golden Key Road in Weisenberg Township, Lehigh County. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal.

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>
Mt. Joy Township	159 Merts Department of Revenue Elizabethtown, PA 17022	Lancaster County

Plan Description: The approved plan provides for a 50 residential lots subdivision to generate 13,500 gpd in sewage flows to the Mt. Joy Township sewage collection and conveyance system and Borough of Elizabethtown sewage treatment facility. The project is located on the southwest side of Rt. 283 southeast of Mt. Gretna Road in Mt. Joy Township, Lancaster County and is known as Northbrook Phase 3. The DEP code number is A3-36942-282-3. 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.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Mt. Joy Township	159 Merts Drive Elizabethtown, PA 17022	Lancaster County

Plan Description: The approved plan provides for 80 residential townhouse units to generate 21,600 gpd in sewage flows tributary to the Mt Joy Township sewage collection and conveyance system and Borough of Elizabethtown Wastewater Treatment Facility. The project is located on the west side of Old Hershey Rd. at Hershey Road in Mount Joy Township, Lancaster County. The project is known as Rockwood Ph. 4 and the DEP code number is A3-36942-287-3. 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.

HAZARDOUS SITES CLEAN-UP

Under the Act of October 18, 1988 North Penn Area 8 Site, Skippack Township, Montgomery County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305) is proposing an interim response at the North Penn Area 8 Site in Skippack Township, Montgomery County, PA. This response is proposed under sections 501(a) and 505(b) of HSCA (35 P. S. §§ 6020.501(a) and 6020.505(b)).

The North Penn Area 8 Site (Site) is located in the vicinity of Store Road and Skippack Pike, Skippack Township, Montgomery County. The Site consists of an area of groundwater contaminated with trichloroethylene (TCE). The source of the contamination is not known. The United States Environmental Protection Agency (EPA) investigated the site for possible inclusion in the Federal Superfund program in 1993. The Site was placed on the No Further Remedial Action Planned (NFRAP) list and subsequently referred to HSCA in 1998 as part of its ongoing investigation of NFRAP sites.

Since the investigation began, TCE levels in private wells at the Site have been as high as 350 parts-per-billion (ppb). The EPA has established 5 ppb as the maximum permissible level for safe drinking water. The

Department has been providing bottled drinking water to residents with moderately contaminated wells, and carbon filters were installed on homes with highly contaminated wells, to protect residents from an inhalation hazard. These services were provided while the Department conducted a more thorough investigation and examined alternatives for a permanent solution.

The Department is considering three alternatives. The first alternative, no action, would allow for the continued use of a contaminated aquifer as a source of drinking water. While this alternative would incur no costs, it does not protect human health or the environment. The second alternative, installation of whole-house carbon filtration systems, is not a permanent solution as it would require continued actions by the Department to monitor and operate the units as long as contamination persists. The estimated cost of this alternative is \$1.6 million. The third alternative, consists of installation of lateral connections from affected residences to the existing North Penn Water Authority main, and the abandonment of disused wells. The estimated cost of this alternative is \$170,000.

The Department proposes the third alternative, installation of lateral connections to the public water supply. This alternative is protective of public health and the environment, complies with applicable, relevant and appropriate requirements, and is feasible, permanent and cost effective.

The Department is providing this notice under sections 505(b) and 506(b) of HSCA, and the publication of this notice starts the administrative record public comment period. The administrative record, which contains information concerning this proposed interim response action is available for public review and comment. The administrative record may be examined weekdays from 9 a.m. to 5 p.m. at the Department's Southeast Regional Office located at Lee Park, 555 North Lane, Suite 6010, Conshohocken, PA 19428. Contact Grant Morehead, Site Project Officer, at (610) 832-6202 to set up an appointment. The administrative record may also be reviewed at the Skippack Township Building, 1264 Bridge Road, Skippack PA 19474. The township office number is (610) 584-5453.

The administrative record will be open for comment from the date of publication of this notice in the *Pennsylvania Bulletin* and will remain open for 90 days. Persons may submit written comments regarding this action to the Department by mailing them to Grant Morehead at the Department of Environmental Protection, 555 North Lane, Suite 6010, Conshohocken PA 19428. All comments must be postmarked by August 24, 2001.

The public will have an opportunity to present oral comments at a public hearing regarding this interim response. The hearing will take place Thursday, June 28, 2001, at the Skippack Township Building, 1264 Bridge Road, Skippack PA 19474. There will be a question and answer session beginning at 4:30 p.m. and the formal hearing will start at 7 p.m. Persons wishing to present formal oral comment at the hearing should register on or before 4 p.m., June 28, 2001, by calling the Department's Community Relations Coordinator, Deborah Fries at (610) 832-6020.

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 call Deborah Fries at the above number or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

HAZARDOUS WASTE TRANSPORTER LICENSE**Actions on applications for Hazardous Waste Transporter License received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.**

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

HAZARDOUS WASTE TRANSPORTER LICENSE ISSUED

Tier De, Inc., 300 Jefferson Avenue, Downingtown, PA 19335. License No. PA-AH 0680. Effective April 27, 2001.

HAZARDOUS WASTE TRANSPORTER LICENSE RENEWED

M. C. Tank Transport, Inc., 10134 Mosteller Lane, West Chester, OH 45069. License No. PA-AH 0489. Effective April 30, 2001.

Matlack, Inc., P. O. Box 8789, Wilmington, DE 19899. License No. PA-AH 0143. Effective May 4, 2001.

Lionetti Oil Recovery, Inc. DBA Lorco, 450 S Front Street. License No. PA-AH 0567. Effective May 4, 2001.

Brentag Northeast, Inc., P. O. Box 13788, Reading, PA 19612. License No. PA-AH 0082. Effective May 9, 2001.

Select Transportation, Inc., 5055 Nike Drive, Hilliard, OH 43026. License No. PA-AH 0469. Effective May 9, 2001.

Triad Transport, Inc., P. O. Box 818, McAlester, OK 74502. License No. PA-AH 0392. Effective May 9, 2001.

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE**Actions on applications for Infectious and Chemotherapeutic Waste Transporter License received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and Act 93 of June 28, 1988 (P. L. 525, No. 93) and regulations to transport infectious and chemotherapeutic waste.**

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

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE RENEWED

NSH Network, Inc., D.B.A. Resource Management Council Services, 3001 Expressway Drive No., Suite 300, Islandia, NY 11749. License No. PA-HC 0197. Effective April 25, 2001.

DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

Determination of Applicability for general permit approved under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and residual waste regulations for a general permit to operate residual waste processing facilities and/or the beneficial use of residual waste other than coal ash.

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

General Permit No. WMR037D001. RFI Energy, Inc., 555 Philadelphia St., Indiana, PA 15701. Description: ash generated from the burning as a fuel of a mixture of petroleum coke and coal in a circulating fluidized bed boiler for use as a soil additive to facilitate revegetation, and use as a neutralizer, on disturbed land at permitted and abandoned mine sites. The Department approved the determination of applicability on May 10, 2001.

Persons interested in reviewing the general permit may contact Ronald C. Hassinger, Chief, General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

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.

48-302-102GP: Diversified Flock Products, Inc. (1150 Hilton Street, Easton, PA 18042) for construction and operation of a Cleaver Brooks Boiler in Williams Township, Northampton County.

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

GP3-67-03102: Furnley Enterprises, Inc. (291 Sawmill Road, Duncannon, PA 17020) for operation of portable crushing and conveying equipment at the Roosevelt Quarry in West Manchester Township, York 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).

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

49-00009: PREMDOR Corp. (P. O. Box 112, Northumberland, PA 18062) issued a revised Title V Operating Permit, Revision No. 1, on May 4, 2001, to allow for a change in ownership from Mohawk Flush Doors Inc. to PREMDOR Corp. for their door manufacturing facility in Point Township, Northumberland County.

Operating Permit Minor Modifications Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.462.

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

14-00003: Pennsylvania State University—University Park Campus (101-P Physical Plant Building, University Park, PA 16802) issued a revised Title V

Operating Permit on April 23, 2001, to de-rate a hospital/medical/infectious waste incinerator from a maximum capacity of 600 pounds per hour to 500 pounds per hour in State College Borough, **Centre 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).

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

28-05022: American Stair and Cabinetry (5171 Innovation Way, Building 7, Chambersburg, PA 17201) on May 4, 2001, for a Synthetic Minor Operating Permit at the Chambersburg Plant in Greene Township, **Franklin County**.

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

41-318-045: High Steel Structures, Inc. (3501 West Fourth Street, Williamsport, PA 17701) on April 4, 2001, for operation of a structural steel fabrication and surface coating operation and associated air cleaning devices (cartridge collectors) in the City of Williamsport, **Lycoming County**.

47-318-009: Aldan Acquisition, Inc. (115 Woodbine Lane, Danville, PA 17821-9118) on April 18, 2001, for operation of a fabric coating and curing operation and associated air cleaning device (a thermal oxidizer) in Mahoning Township, **Montour County**.

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

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

46-0047: Mueller Streamline Co. (287 Wissahickon Avenue, North Wales, PA 19454) on May 9, 2001, for operation of two (2) vapor degreasers in Upper Gwynedd Township, **Montgomery County**.

46-0020C: Superior Tube Co. (3900 Germantown Pike, Collegeville, PA 19426) on May 10, 2001, for operation of a Activated Carbon Adsorption System in Lower Providence Township, **Montgomery County**.

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

48-306-008C: Northampton Generating Co., LP (1 Horwith Drive, Northampton, PA 18067) on May 14, 2001, for modification of fuels for the fluidized bed boiler in Northampton Borough, **Northampton County**.

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

06-03121: Williams Metal Finishing, Inc. (P. O. Box 2029, Sinking Spring, PA 19608) on May 9, 2001, for construction of a new metal polishing operation and modification of an existing metal polishing operation to be controlled by two cyclones and two fabric collectors at the Sinking Spring Plant in Sinking Spring Borough, **Berks County**.

67-05005B: PPL Brunner Island, LLC (Two North Ninth Street, Allentown, PA 18101-1179) on May 8, 2001, for construction of a rotary coal car dumper controlled by wet suppression in East Manchester Township, **York County**.

67-310-004I: CEMEX, Inc. (P. O. Box 220, Thomasville, PA 17364) on May 8, 2001, for modification of three (3) 100-ton storage silos with respective loadouts and control devices at the Thomasville Facility, Plant 2/2A in Jackson Township, **York County**. These sources are subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

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

08-313-011D: OSRAM SYLVANIA Products, Inc. (Hawes Street, Towanda, PA 18848-0504) on April 4, 2001, for modification of a spray dryer by increasing its allowable annual process rate and for installation of air cleaning devices (a fabric collector and a HEPA filter) on the respective dryer in North Towanda Township, **Bradford County**.

14-313-041: Rutgers Organics Corp. (201 Struble Road, State College, PA 16801) on April 5, 2001, for modification of a chemical process facility to manufacture a new product (ROC7-2000) in College Township, **Centre County**.

49-317-002: Sensenig Milling Services, Inc. (R. R. 2, Box 68A, Watsontown, PA 17777) on April 10, 2001, for construction of a rotary bakery waste dryer and associated air cleaning devices (a cyclone collector and a fabric collector) in Lewis Township, **Northumberland County**.

41-317-005: Wenger's Feed Mill, Inc. (P. O. Box 26, Rheems, PA 17570-0026) on April 10, 2001, for construction of a livestock feed mill and associated air cleaning devices (fabric collectors, cartridges collectors and cyclone collectors) in Clinton Township, **Lycoming County**.

08-399-047C: OSRAM SYLVANIA Products, Inc. (Hawes Street, Towanda, PA 18848-0504) on April 17, 2001, for construction of four (4) EL phosphor CVD coating reactors and associated air cleaning device (a combination catalytic oxidation/selective catalytic reduction system) in North Towanda Township, **Bradford County**.

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

37-264F: Ellwood Quality Steels Co. (700 Moravia Street, New Castle, PA 16101) on May 3, 2001, for modifications to Furnace Number 17 in New Castle, **Lawrence County**.

25-688A: Hamot Medical Center (201 State Street, Erie, PA 16550) on May 2, 2001, for modifications to the hospital waste incinerator in Erie, **Erie County**.

42-004A: American Refining Group, Inc. (7 North Kendall Avenue, Bradford, PA 16701) on April 27, 2001, for installation of an Isomer Unit in Bradford, **McKean County**.

42-174C: McKean County Solid Waste Authority (State Route 42034, Hutchins Road, Mt. Jewett, PA 16740) on May 8, 2001, for construction of the North Expansion at Kness Landfill in Sergeant Township, **McKean County**.

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

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

09-0121: Conte Luna Foods (40 Jacksonville Road, Warminster, PA 18974) on May 8, 2001, for operation of a bag filter dust collector in Warminster Township, **Bucks County**.

46-0067: MM SKB Energy LLC (709 Swedeland Road, Building 32, Swedeland, PA 19406) on May 8, 2001, for operation of diesel engines in Upper Merion Township, **Montgomery County**.

09-0015A: Rohm and Haas Co. (Route 413 and State Road, Bristol, PA 19007) on May 8, 2001, for operation of a 1.7 mw-hr emergency generator in Bristol Township, **Bucks County**.

46-0031A: SmithKline Beecham Research Co. (450 Cresson Road, Oaks, PA 19426) on May 8, 2001, for operation of two (2) emergency generators in Upper Providence Township, **Montgomery County**.

46-322-007: Waste Management Disposal Services of PA (1425 Sell Road, Pottstown, PA 19464) on May 11, 2001, for operation of a Municipal Solid Waste Landfill in West Pottsgrove Township, **Montgomery County**.

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

53-00004A: Dominion Transmission Corp.—Harrison Compressor Station (625 Liberty Avenue, Pittsburgh, PA 15222-3199) on May 3, 2001, for operation of a 25.2 million BTU per hour natural gas-fired boiler until August 31, 2001, at the Title V facility in Harrison Township, **Potter County**.

47-0001B: PPL Montour, LLC—Montour Steam Electric Station (Two North Ninth Street, Allentown, PA 18101-1179) on May 4, 2001, for operation of a bituminous coal-fired electric utility boiler (Unit 2) and associated air cleaning device (an electrostatic precipitator) on a temporary basis until September 1, 2001, for their facility in Derry Township, **Montour County**.

47-0001C: PPC Montour, LLC—Montour Steam Electric Station (Two North Ninth Street, Allentown, PA 18101-1179) on May 4, 2001, for operation of a bituminous coal-fired electric utility boiler (Unit 2) and associated air cleaning device (a selective catalytic reduction system) on a temporary basis until September 1, 2001, for their facility in Derry Township, **Montour County**.

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

63-906A: Lane Construction Corp. (1 Rutgers Road, Second Floor, Pittsburgh, PA 15205) on May 3, 2001, for operation of a Drum-Mix Asphalt Plant at Donora Asphalt Plant in Donora Borough, **Washington County**.

65-919A: Angelo Iafate Construction Co. (P. O. Box 259, 108B Main Street, New Stanton, PA 15672) on May 10, 2001, for operation of a crusher and asphalt plant at Carpenter Town Asphalt Plant in Mount Pleasant Borough, **Westmoreland County**.

30-096A: Kyowa America Corp. (317 East Roy Furman Highway, Waynesburg, PA 15370) on May 10, 2001,

for operation of a Rotary Concentrator and Thermal Oxidizer at Pennsylvania 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.

61-185A: Heath Oil Co. (Route 8, P. O. Box 1128, Oil City, PA 16301) on April 30, 2001, for two (2) portable oil refineries in Barkeyville, **Venango 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.

40763204R3. Northampton Fuel Supply Co., Inc., (7500 Old Georgetown Road, 13th Floor, Bethesda, MD 20814-6161), renewal of an existing coal refuse reprocessing operation in Newport Township, **Luzerne County** affecting 61.2 acres, receiving stream—none. Renewal issued May 7, 2001.

22850201R3. Meadowbrook Coal Co., Inc., (Box 477, Lykens, PA 17048), renewal of an existing anthracite coal refuse reprocessing and disposal operation in Wiconisco Township, **Dauphin County** affecting 10.81 acres, receiving stream—Wiconisco Creek. Renewal issued May 9, 2001.

54851315R3. Nowacki Coal Company, (R. R. 1 Box 1308, Tamaqua, PA 18252), renewal of an existing anthracite underground mine operation in Schuylkill Township, **Schuylkill County** affecting 1.0 acres, receiving stream—none. Renewal issued May 9, 2001.

19860101R3. Jac-Mar Coal Co. t/a L & E Coal, (P. O. Box 353, Cresco, PA 18326), renewal of an existing anthracite surface mine operation in Conyngham Township, **Columbia County** affecting 190.0 acres, receiving stream—none. Renewal issued May 10, 2001.

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

17960104. Sky Haven Coal, Inc. (R. D. 1, Box 180, Penfield, PA 15849), renewal of an existing bituminous surface mine-auger permit in Beccaria Township, **Clearfield County** affecting 79 acres. Receiving stream—Cofinan Run to Clearfield Creek to the West Branch of the Susquehanna River. Application received March 6, 2001. Permit issued May 7, 2001.

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

26743202. Carbon Fuel Resources, Inc. (200 College Drive, Suite 300, Lemont Furnace, PA 15456). Permit renewed for continued operation and reclamation of a bituminous surface mine located in Dunbar and North Union Townships, **Fayette County**, affecting 113.0 acres. Receiving streams: unnamed tributaries to and including Rankin Run. Application received: January 16, 2001. Renewal issued: May 8, 2001.

02860201. Minerals Technology, Inc. (100 High Tower Boulevard, Suite 301, Pittsburgh, PA 15205). NPDES Permit renewed for continued operation and reclamation of a bituminous surface mine/coal refuse reprocessing facility located in Harmar Township, **Allegheny County**, affecting 156.6 acres. Receiving streams: Guys Run. Application received: March 29, 2001. NPDES Renewal issued: May 9, 2001.

03743055. Terry Reddinger (Box 58, Distant, PA 16223). Permit renewed for continued operation and reclamation of a bituminous surface mine located in Madison Township, **Armstrong County**, affecting 96.7 acres. Receiving streams: unnamed tributary to Mahoning Creek. Application received: March 12, 2001. Renewal issued: May 10, 2001.

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

56980102. Permit Revision, **Hoffman Mining, Inc.** (P. O. Box 130, 118 Runway Road, Friedens, PA 15541), to include auger mining in Shade Township, **Somerset County**, affecting 92.7 acres, receiving stream unnamed tributaries to Oven Run. Application received March 6, 2001. Issued May 7, 2001.

32980106. M & S Mining, Inc. (P. O. Box 13, Indiana, PA 15701), commencement, operation and restoration of a bituminous surface mine in East Mahoning Township, **Indiana County**, affecting 56.8 acres, receiving stream unnamed tributaries of Dixon Run. Application received April 22, 1998. Permit issued May 7, 2001.

56900110. Permit Renewal for reclamation only, **Hardrock Coal Company** (275 Saddle Ridge Road, Berlin, PA 15530), for continued restoration of a bituminous surface mine in Conemaugh Township, **Somerset County**, affecting 61.3 acres, receiving stream unnamed tributaries to Quemahoning Creek. Application received April 10, 2001. Issued May 10, 2001.

56960106. Permit Renewal for reclamation only, **Senate Coal Mines, Inc.** (One Energy Place, Suite 5100, Latrobe, PA 15650), for continued restoration of a bituminous surface and auger mine in Lincoln Township, **Somerset County**, affecting 351.6 acres, receiving stream North Branch Quemahoning Creek and Horner Run. Application received April 16, 2001. Issued May 10, 2001.

11960102. Permit Renewal for reclamation only, **Dunamis Resources, Inc.** (One Energy Place, Suite 4000, 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. Issued May 10, 2001.

11900108. Permit Renewal for reclamation only, **L & J Energy Company, Inc.** (P. O. Box I, Grampian, PA 16838), for continued restoration of a bituminous surface and auger mine in Susquehanna Township, **Cambria**

County, affecting 29.2 acres, receiving stream unnamed tributaries to West Branch of Susquehanna River. Application received May 7, 2001. Issued May 10, 2001.

56823142. Permit Renewal for reclamation only, **Scurfield 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. Issued May 10, 2001.

Coal Applications Denied

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

54713018C. Harriman Coal Corporation, (978 Gap Street, Valley View, PA 17983), correction to an existing anthracite surface mine operation in Tremont Township, **Schuylkill County** affecting 600 acres, receiving stream—none. Application received September 1, 1995. Application denied May 1, 2001.

54713018R3. Harriman Coal Corporation, (978 Gap Street, Valley View, PA 17983), renewal of an existing anthracite surface mine operation in Tremont Township, **Schuylkill County** affecting 600 acres, receiving stream—none. Application received October 15, 1998. Application denied May 1, 2001.

54803019R3. Harriman Coal Corporation, (978 Gap Street, Valley View, PA 17983), renewal of an existing anthracite surface mine operation in Hegins & Porter Townships, **Schuylkill County** affecting 1,313 acres, receiving stream—none. Application received September 19, 2000. Application denied May 1, 2001.

54930102T. International Anthracite Corporation, (R. R. 1, Box 114, Hegins, PA 17958), transfer of an existing anthracite surface mine from Harriman Coal Corporation in Porter Township, **Schuylkill County** affecting 460 acres, receiving stream—none. Application received October 5, 2000. Application denied May 1, 2001.

54951303R. International Anthracite Corporation, (R. R. 1, Box 114, Hegins, PA 17958), renewal of an existing anthracite underground mine operation in Hegins Township, **Schuylkill County** affecting 73 acres, receiving stream—Good Spring Creek. Application received December 12, 2000. Application denied May 1, 2001.

54000101. Andrew Kohl, Inc., (R. R. 1, Box 114, Hegins, PA 17958), commencement, operation and restoration of an anthracite surface mine operation in Porter Township, **Schuylkill County** affecting 400 acres, receiving stream—East Branch Rausch Creek. Application received May 23, 2000. Application denied May 1, 2001.

54850207T. International Anthracite Corporation, (R. R. 1, Box 114, Hegins, PA 17958), transfer of an existing coal refuse reprocessing operation from Harriman Coal Corporation in Hegins Township, **Schuylkill County** affecting 39.1 acres, receiving stream—East Branch Rausch Creek. Application received September 13, 2000. Application denied May 1, 2001.

54803203T2. International Anthracite Corporation, (R. R. 1, Box 114, Hegins, PA 17958), transfer of an existing coal refuse reprocessing operation in Hegins Township, **Schuylkill County** affecting 76 acres, receiving stream—Rausch Creek. Application received September 27, 2000. Application denied May 1, 2001.

Noncoal Permits Issued

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

64910303C4. Ciccone Construction, Inc., (R. R. 2 Box 1575, Honesdale, PA 18431), correction to an existing quarry operation and NPDES Permit #PA0595462 in Palmyra Township, **Wayne County** affecting 54.2 acres, receiving stream—tributary to Lake Wallenpaupack. Correction issued May 10, 2001.

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

17012801. Superior Greentree Landfill, LLC (635 Toby Road, Kersey, PA 15846), commencement, operation and restoration of a Small Industrial Minerals (soil overburden) permit in Huston Township, **Clearfield County** affecting 4 acres. Receiving stream—Heath Run and unnamed tributary to Bennett Branch, tributary to Bennett Branch. Application received April 19, 2001. Permit issued May 8, 2001.

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

63960301. Dick Corporation (P. O. Box 10896, Pittsburgh, PA 15236). NPDES renewal issued for continued operation and reclamation of a large noncoal surface mine located in Hanover Township, **Washington County**, affecting 33.2 acres. Receiving streams: unnamed tributary to Kings Creek, Kings Creek to Ohio River. Application received: February 27, 2001. NPDES Renewal issued: May 8, 2001.

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

24011002. Superior Greentree Landfill, LLC (635 Toby Road, Kersey, PA 15864) Authorization to extract noncoal (industrial minerals) in Fox Township, **Elk County** to provide material for clay liner construction at Superior Greentree Landfill. Receiving streams: Little Toby Creek and Sawmill Run. Application received: March 30, 2001. Authorization Approved: May 8, 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 of Environmental Protection certifies that the construction and operation herein described will comply with the applicable provisions of Sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317), and that the construction will not violate applicable Federal and State Water Quality Standards.

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

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

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

Permits Issued and Actions on 401 Certifications:

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E48-298. Antonio and Soccorso Calantoni, 2900 Swanson Street, Easton, PA 18045. Williams Township, **Northampton County**, Army Corps of Engineers Philadelphia District. To construct and maintain a channel change having a length of approximately 600 feet in a tributary to the Lehigh River consisting of the following: 1) a grass-lined trapezoidal channel with a minimum depth of 18 inches, a bottom width of 10 feet and 4 to 1 side slopes; 2) six (6) R-5 riprap stepped, energy dissipators with heights varying from 2 to 4 feet spaced uniformly along the main channel; and 3) approximately 150 feet of R-4 riprap lining at the end of the channel change. The project is located just north of the intersection of S. R. 2012 (Island Park Road) and S. R. 2010 (Tumble Creek Road). Issuance of this permit constitutes approval of the Environmental Assessment for a non-jurisdictional stormwater management dam proposed at the project site. (Nazareth, PA Quadrangle N: 2.65 inches; W: 1.85 inches).

E40-548. Sun Pipe Line Company, Inc., 1801 Market Street, 26th Floor, Philadelphia, PA 19103. Hunlock Township, **Luzerne County**, Army Corps of Engineers Baltimore District. To remove approximately 70 feet of 6-inch diameter gas pipeline and abandon approximately 65 feet of 6-inch diameter gas pipeline in the 100-year floodway of a tributary to Hunlock Creek within the existing pipeline right-of-way and to construct and maintain a new segment of 6-inch diameter gas pipeline crossing under a tributary to Hunlock Creek, approximately 40 feet upstream of the existing crossing. The work includes open cut trenching in said tributary to provide a minimum of 5 feet of cover over the new pipeline and approximately 65 feet of R-5 riprap and 20 feet of gabion baskets to stabilize the streambanks. The project is located north of Township Road T518, just east of T532 (Nanticoke, PA Quadrangle N: 14.8 inches; W: 9.1 inches).

E45-405. Robert Brown, 708 Horizon Drive, Stroudsburg, PA 18360. Stroud Township, **Monroe County**, Army Corps of Engineers Philadelphia District. To place fill in 0.16 acre of wetlands for the purpose of constructing a single-family dwelling, attached garage, driveway and associated utility lines. The permittee is required to provide for 0.16 acre of replacement wetlands by participating in the Pennsylvania Wetland Replacement Project. The project is located on Lot 4, Block 2 of Maplewood Estates, along the north side of Long Woods Drive, approximately 0.5 mile northeast of the intersec-

tion of S. R. 0611 and S. R. 2016 (Phillips Street) (Stroudsburg, PA-NJ Quadrangle N: 21.8 inches; W: 10.9 inches).

E40-549. Earth Conservancy, 101 Main Street, Ashley, PA 18706-1506. Hanover Township, **Luzerne County**, Army Corps of Engineers Baltimore District. To remove the existing structures and to construct and maintain two road crossings of Sugar Notch Run for the purpose of providing access to an outdoor recreation complex known as the Luzerne County Recreation Area. The Lower Crossing consists of dual 72-inch-diameter culverts and the Upper Crossing, which is located approximately 3,400 feet upstream of the Lower Crossing, consists of dual 54-inch CMP culverts. The project includes the construction of an 18-inch stormwater outfall structure along the left bank of Sugar Notch Run, immediately downstream of the Lower Crossing. The Lower Crossing is located approximately 110 feet upstream of S. R. 2010 (Main Street) (Wilkes-Barre West, PA Quadrangle N: 14.5 inches; W: 4.9 inches).

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

E28-284. Franklin County Commissioners, 157 N. Second Street, Chambersburg, PA 17201 in Quincy Township, **Franklin County**, ACOE Baltimore District. To remove the existing County Bridge # 75 and to construct and maintain twin precast concrete box culverts each having spans of 13.0 feet and a rise of 4.5 feet in the West Branch Antietam Creek (CWF). Channel realignment and widening of approximately 75 linear feet of upstream and 75 linear feet of downstream channel section is proposed. The project is located on Mt. Zion Road (T-397) (Waynesboro, PA Quadrangle N: 13.9 inches; W: 10.2 inches).

E28-283. Franklin County Commissioners, 157 N. Second Street, Chambersburg, PA 17201 in Quincy Township, **Franklin County**, ACOE Baltimore District. To (1) remove the existing temporary County Bridge # 74 constructed under DEP Permit EP-28-00-101 and to construct and maintain twin pre-cast concrete box culverts each having a span of 11 feet with a rise of 4.75 feet, (2) construct an access road for the Sewer Authorities use in the West Branch of Antietam Creek (CWF); and, (3) channel realignment and widening of approximately 50 feet of upstream and 50 feet of downstream channel section located on Stamey Hill Road (T-399) (Waynesboro, PA Quadrangle N: 15.9 inches; W: 9.9 inches).

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

E49-243. Lower Mahanoy Township Municipal Authority, P. O. Box 235, Dalmatia, PA 17017-0235. Sewerage facilities, in Lower Mahanoy Township, **Northumberland County**, ACOE Baltimore District (Dalmatia, PA Quadrangle N: 5.42/3.7 inches; W: 0.1, 3.7/5.42 inches). To construct an 8-inch diameter PVC sanitary sewer pipe crossing at an unnamed tributary to Dalmatia Creek located north off of Hickory Road near Hickory Corners. To construct and maintain an 8-inch diameter PVC sanitary sewer pipe crossing Dalmatia Creek located north off of Hickory Road near the town of Dalmatia. To construct and maintain a 2-inch diameter PVC sanitary sewer force main crossing Dalmatia Creek located east off of George Street (SR 147) in the northern part of the town of Dalmatia. To construct and maintain a 10-inch diameter DIP effluent outfall discharge pipe at the eastern bank of the Susquehanna River, 1 mile south of the town of Dalmatia. To construct and maintain an 8-inch

diameter PVC sanitary sewer pipe crossing an unnamed tributary to the Susquehanna River, 1.1 mile south of the town of Dalmatia, to construct and maintain a sewage grinder pump station in the floodplain of Dalmatia Creek off SR 147 in the northern part of the Town of Dalmatia. The project is located in Dalmatia (Dalmatia, PA Quadrangle N: 5.42/3.7 inches; W: 0.1, 3.7/5.42 inches), in Lower Mahanoy Township, Northumberland County. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E55-170. Department of Transportation, P. O. Box 218, Montoursville, PA 17754. Bridge Replacement over North Branch Mahantango Creek, in Perry Township, **Snyder County**, ACOE Baltimore District (Richfield, PA Quadrangle N: 18.7 inches; W: 2.7 inches). To remove the existing bridge structure and to construct, operate and maintain a new single span bridge structure, which will have a span of 40 feet and a width of 30 feet over the North Branch of Mahantango Creek. The structure is located 0.2 miles north on SR 3005 from the intersection with SR 35. This permit was issued under section 105.13(e). This permit also includes 401 Water Quality Certification.

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

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

E02-1337. Sto-Rox School District, 17 May Avenue, McKees Rocks, PA 15136. Kennedy Township, **Allegheny County**, ACOE Pittsburgh District. To place and maintain fill in 0.062 acre of wetlands (PEM) adjacent to an unnamed tributary to the Ohio River (WWF) for the purpose of constructing the proposed Sto-Rox Middle School. The project is located on the east side of Ewing Road, approximately 2,500 feet northwest from the intersection of Ewing Road and Grace Street (Pittsburgh West, PA Quadrangle N: 21.1 inches; W: 13.1 inches). This permit also authorizes the construction and maintenance of an 18-inch diameter outfall structure. The applicant has met the wetland replacement requirement by contributing to the National Fish and Wildlife Foundation, Pennsylvania Wetland Replacement Project.

E11-288. Department of Transportation, 1620 North Juniata Street, Hollidaysburg, PA 16648. Portage Township, **Cambria County**, ACOE Pittsburgh District. To remove the existing structure and to construct and maintain a bridge having two normal clear spans of 13.99 m each and an underclearance of 2.07 m across Little Conemaugh River (CWF) on S. R. 164, Section 04B, Segment 0100, Offset 2911. Also to maintain a temporary bridge authorized by Emergency Permit EP 1100202 over said river and to place and maintain fill in a de minimum area of palustrine emergent wetland equal to 0.0064 acre. The project includes construction and maintenance of an outfall structure (Ebensburg, PA Quadrangle N: 3.9 inches; W: 6.0 inches).

E26-280. Stanley Klink, P. O. Box 275, Dunbar, PA 15431-1517. Dunbar Township, **Fayette County**, ACOE Pittsburgh District. To operate and maintain 370 linear feet chain link fence along Gist Run (TSF) located at the intersection of Church Hill Road and Pechin Road (South Connellsville, PA Quadrangle N: 17.1 inches; W: 16.1 inches).

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

E20-493. French Creek Project. Box 172 Allegheny College, Meadville, PA 16335. Learning Center Pavilion, in Vernon Township, **Crawford County**, ACOE Pittsburgh District (Meadville, PA Quadrangle N: 6.2 inches; W: 6.25 inches). To construct and maintain a picnic pavilion measuring 40 feet wide by 40 feet long within the mapped FEMA 100-year floodway of French Creek approximately 500 feet from the west bank of the stream on property owned by Crawford County Properties, Inc. 900 feet east of Mosiertown Road approximately 0.5 mile north of Dunham Road.

E61-239, PA Department of Transportation, District 1-0, 255 Elm Street, Oil City, PA. S. R. 0062, Segment 0600, Offset 1408 Across Slate Run, in Cranberry Township, **Venango County**, ACOE Pittsburgh District (Oil City, PA Quadrangle N: 8.1 inches; W: 2.8 inches). To install 1-foot-thick concrete paving 0.5 foot below the existing stream bed and maintain the reinforced concrete arch having a clear span of 8 feet and an underclearance of 6.33 feet across Slate Run on S. R. 0062, Segment 0600, Offset 1408 approximately 2.1 miles north of S. R. 157.

E61-240, PA Department of Transportation, District 1-0, 255 Elm Street, Oil City, PA 16323. S. R. 1009, Section SPA, Segment 0050, Offset 0380 Across Benninghof Run, in Cherrytree Township, **Venango County**, ACOE Pittsburgh District (Titusville South, PA Quadrangle N: 9.0 inches; W: 7.8 inches). To place concrete streambed paving and maintain the concrete slab bridge having a clear span of 10 feet and an underclearance of 3.4 feet across Benninghof Run on S. R. 1009, Section

SPA, Segment 0050, Offset 0380 approximately 1.1 miles east of S. R. 8.

E61-241, PA Department of Transportation, District 1-0, 255 Elm Street, Oil City, PA 16323. S. R. 1009, Section SPA, Segment 0050, Offset 0471 Across Tributary to Benninghof Run, in Cherrytree Township, **Venango County**, ACOE Pittsburgh District (Titusville South, PA Quadrangle N: 9.0 inches; W: 7.8 inches). To place concrete paving approximately 6 inches below the streambed and maintain the concrete slab bridge having a clear span of 7 feet and an underclearance of 4.6 feet across a tributary to Benninghof Run on S. R. 1009, Section SPA, Segment 0050, Offset 0471 approximately 1.1 miles east of S. R. 8.

ENVIRONMENTAL ASSESSMENTS

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

EA25-002CO. Corry Area Industrial Development Corporation, 1524 Enterprise Road, Corry, PA 16407. Wayne Township, **Erie County**, ACOE Pittsburgh District. To construct a nonjurisdictional dam in the watershed of Hare Creek (WWF) impacting a deminimis area of wetlands (PEM) equal to 0.04 acres for stormwater management. The proposed dam will be located in the Corry Industrial Park (Phase 2) (Corry, PA-NY Quadrangle, N: 12.45 inches; W: 1.40 inches).

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

The following 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—6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Land Recycling and Waste Management, Director, P. O. Box 8763, Harrisburg, PA 17105-8763.

<i>SSIP Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
01-51-007	Jane M. Besch Westway Terminal Company 365 Canal Street, Suite 2900 New Orleans, LA 70130	Philadelphia	Philadelphia City	1 AST storing Sulfuric Acid	70,000 gallons

SPECIAL NOTICES

The Department of Environmental Protection (DEP) will hold a public meeting on June 28, 2001, at 7 p.m. at the Latrobe Elementary School Auditorium, 1501 Ligonier Street, Latrobe. The purpose of the hearing is to receive public comment on a draft National Pollution Discharge Elimination System (NPDES) permit for a Wal-Mart store being proposed in Unity Township near the intersection of Route 30 and Route 982. DEP will provide an overview of the NPDES stormwater construction permit which involves erosion and sedimentation controls and issues related to a water obstruction and encroachment permit, which proposes filling 1.75 acres of wetlands and relocation of approximately 1,000 feet of an unnamed tributary to Nine Mile Run.

Persons interested in testifying at the hearing should contact Betsy Mallison at (412) 442-4182 by June 26.

DEP will accept public comments following the hearing until July 6, 2001. Comments should be sent to Tim Dreier, DEP, 400 Waterfront Drive, Pittsburgh, PA 15222.

Persons with a disability who wish to attend the hearing and require auxiliary aid, service or other accommodations to participate in the proceedings, should call Mallison at (412) 442-4182 through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

PENNSYLVANIA PRIORITY LIST OF HAZARDOUS SITES FOR REMEDIAL RESPONSE

1. Background

The Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305) was enacted in 1988 to provide for the cleanup of Pennsylvania sites that are releasing or threatening the release of hazardous substances. Section

502(a) of HSCA (35 P. S. § 6020.502(a)) requires that the Department publish in the *Pennsylvania Bulletin* a priority list of sites with releases or threatened releases for the purpose of taking remedial response. This list is called the Pennsylvania Priority List of Hazardous Sites for Remedial Response (PAPL). The Department places sites on the PAPL when the Department has determined through investigation that there are releases or threatened releases of hazardous substances, or releases or substantial threatened releases of contaminants which present a substantial danger. In accordance with the requirements of Section 502(a) of HSCA, the Hazard Ranking System (HRS; 40 CFR Part 300, Appendix A), established under the Federal Superfund Act, as amended, is utilized to rank the sites for placement on the PAPL. The HRS uses mathematical formulas that reflect the relative importance and interrelationships of the various human health and environmental factors to arrive at a final score on a scale of 0 to 100. The values are assigned using information obtained from site investigations. Section 502(a) of HSCA also directs the Department to consider its administrative, enforcement, and financial capabilities when placing sites on the PAPL. HRS scores are finalized by the Department using the HRS in effect at the time the score is prepared and the proposed listing notice is issued under HSCA section 502(c).

The HRS was developed by the United States Environmental Protection Agency (EPA) as the method used to evaluate the relative potential of hazardous substance releases to cause health or safety problems, or ecological, or environmental damage. It is the principal mechanism for placing a site of the National Priorities List (NPL), the list of priority releases for long-term remedial evaluation and response under the Federal Superfund Act. The HRS is calculated by utilizing known information to establish the level of threat presented in four potential pathways of human or environmental exposure: groundwater, surface water, air and soil exposure. Within each pathway of exposure, the HRS considers three categories of factors:

- (1) Factors that indicate the presence or likelihood of a release to the environment
- (2) Factors that indicate the nature and quantity of the substances presenting the potential threat
- (3) Factors that indicate the human or environmental targets potentially at risk from the site.

The resultant HRS score represents an estimate of the relative probability and magnitude of harm to human populations or sensitive environments from potential exposure to hazardous substances by the groundwater, surface water, soil exposure, or air pathways.

2. Summary and Purpose

Placement of a site on the PAPL is used to identify sites which need further study and/or remedial response decisions to address threats to the public health, safety, or the environment. The Department will decide on a case-by-case basis whether to take enforcement or other actions under HSCA or other authorities, and/or to proceed directly with HSCA-funded remedial response actions and seek cost recovery after the cleanup.

Remedial response actions will not necessarily be taken in the same order as a site's ranking on the PAPL. The investigation conducted to place a site on the PAPL may not be sufficient to determine either the extent of contamination or the appropriate response actions for a site. The Department may undertake further site investigation

and/or an analysis of remedial alternatives to determine appropriate response actions. The length of time needed to complete these studies will vary due to the complexity of a site. Response action decisions and implementation will proceed on individual sites regardless of the progress at other sites. Given the limited resources available in the Hazardous Sites Cleanup Fund, the Department must carefully balance the relative needs for response at the sites it has studied. The Department may decide not to immediately proceed with a HSCA remedial action or that no remedial action is necessary.

3. Technical Evaluation Grants under Act 108

Under section 510 of HSCA, the Department may make available a reasonable sum as a grant to the governing body of the host municipality of a site where the Department is considering a remedial response. The host municipality shall use this sum solely to conduct an independent technical evaluation of the proposed remedial response. The grant shall not exceed \$50,000. Information and a technical evaluation grant package may be obtained from the Department of Environmental Protection regional office in which the site is located. Refer to the Additional Information section of this notice.

A municipality will be sent grant information by the Department after a listing announcement has been published in the *Pennsylvania Bulletin*. The grant will be signed, however, the grant will not be effective until the proposed remedial response is available for public review. At that time, the municipality may proceed with the review of the Department's proposed remedial response.

Pennsylvania Priority List of Hazardous Sites for Remedial Response

A. Effective Date

The sites listed are being placed on the Pennsylvania Priority List of Hazardous Sites for Remedial Response (PAPL) effective upon publication of this *Pennsylvania Bulletin*.

B. Contact Persons

Individual site information may be obtained by contacting the Department's regional office in which the site is located whose address can be found in the Additional Information section of this notice.

C. Statutory Authority

The Pennsylvania Priority List of Hazardous Sites for Remedial Response is published under the authority of section 502(a) of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305). Under section 502(b) of HSCA, a decision to place a site on the list or to remove a site from the list is not a final action subject to review under 2 Pa.C.S. §§ 501—508 and 701—704, or the Environmental Hearing Board Act, (35 P. S. § 7511 et seq.), nor shall it confer a right or duty upon the Department or any person.

D. Review and Public Comment

HSCA provides for a 30-day public comment period subsequent to publication of the PAPL. This *Pennsylvania Bulletin* announcement opens the 30-day comment period for the sites being added with this publication. Written comments should be mailed to: Ruth Bishop, Hazardous Sites Cleanup Program, Department of Environmental Protection, Southcentral Region, 909 Elmerton Avenue, Harrisburg, PA 17110.

The regional office site files contain all information considered by the Department in placing a site on the PAPL. Files are available for review in the appropriate

regional Field Operations Office, by appointment only, from 8 a.m. to 4 p.m. Monday through Friday excluding state holidays. Contact the regional Environmental Cleanup Program Manager, whose address can be found in the Additional Information section of this notice. The Department considers all written comments received during the formal comment period. All written comments and the Department's responses will be placed into the site file and will later be incorporated into the Administrative Record.

E. *Contents of List*

This notice places one site on the PAPL. Table 1 lists the site added to the PAPL by this notice. The name of the site, HRS score, municipality, county, and DEP region are included in this table. Table 2 lists seven sites currently on the PAPL. Included is the site added by this notice. The name of the sites, HRS score, municipality, county, and the Department region are included in this table. The sites are listed in decreasing order of HRS scores.

F. *Site Listing Summary*

The Gettysburg Foundry Specialties Company (GFSC, to be listed by this notice as Gettysburg Foundry) is an inactive secondary aluminum foundry. The 49-acre site is located in a rural area of Cumberland Township, Adams County, four miles south of Gettysburg. From 1957 to 1997, the plant produced aluminum ingots from recycled aluminum. The aluminum dross fine waste produced during the process and the baghouse dust produced by the facility's air pollution control system were mixed and disposed in two unpermitted onsite pits. The first pit, used from 1968 until 1979, is about 1.75 acres in size with an average depth of 8 feet. The second pit, used from 1980 until 1988, is about 2 acres in size with an average depth of 17 feet. The company filed for Chapter 11 bankruptcy on February 20, 1996 and ceased operations on March 13, 1997.

The Department has completed an investigation of the hazardous substances and contaminants released at the site. The aluminum dross fine wastes are approximately 37% salt and contain aluminum, cadmium, chromium, and lead. It is reactive with water, generating ammonia gas and heat when wet. The baghouse dust is designated as a characteristically hazardous waste for cadmium and

lead. Groundwater is in contact with the dross waste in the pits and is contaminated with aluminum, ammonia, chromium, chlorides, lead, and sodium. Surface water quality in the vicinity and downgradient of the Foundry property exceeds the Water Quality Criteria for metals. Metal concentrations in sediments exceed the National Sediment Contaminant Point Source Inventory PEL (Probable Effects Level) and ERM (Effects Range-Median) values in a number of locations. Contamination, primarily ammonia and salt, has migrated into a wetland and areas of this wetland are devoid of plant life.

In 1997, the Department undertook a Prompt Interim Response to secure the site. The fence around the facility was repaired and piles of dross waste stored in the open were moved into a large room in the Foundry Building. In 1998, a second Prompt Interim Response was conducted to remove and dispose of the aboveground wastes at the site. This included drums of draw bench sludge and the piles of dross waste stored in the buildings.

On March 21, 1997, the Department issued an Order to GFSC. Under this Order, GFSC was to cease any and all unpermitted storage and/or disposal of waste, use and maintain hazardous waste manifests, conduct hazardous waste determinations on all waste stored at the site, store all wastes in accordance with regulations, properly dispose of all waste, and submit a plan for approval to delineate the extent of contamination. Although the company removed some waste from the site, they did not fully comply with this Order. The Attorney General's Office filed charges against the previous owners and operators of GFSC for environmental crimes in June 1999 and they plead guilty in March 2000. On November 4, 1998, the Department signed a Consent Order and Agreement with C. M. Metals to resolve site cleanup and liability prior to their obtaining the GFSC property. In April 1999, C.M. Metals purchased the site, but has not complied with the CO.

G. *Additional Information*

Department Of Environmental Protection, Southcentral Region, James Fleshier, Environmental Program Manager, Art Dalla Piazza, Chief, Hazardous Sites Cleanup Program, Ruth Bishop, Project Officer, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4705.

Table 1
Site Being Added by this Notice

<i>Site</i>	<i>HRS</i>	<i>Municipality</i>	<i>County</i>	<i>DEP Region</i>
Gettysburg Foundry	38.20	Cumberland Township	Adams	Southcentral

Table 2
Pennsylvania Priority List for Remedial Response

<i>Site</i>	<i>HRS</i>	<i>Municipality</i>	<i>County</i>	<i>DEP Region</i>
Dumont/New Castle	54.75	New Castle	Lawrence	Northwest
H. K. Porter	48.04	Hopewell Township	Beaver	Southwest
Gettysburg Foundry	38.20	Cumberland Township	Adams	Southcentral
F. E. Cooper	33.62	Broad Top Township	Bedford	Southcentral
Scholar	24.65	Richmond Township	Crawford	Northwest
Quakertown	22.25	Quakertown	Bucks	Southeast
Mun. & Ind. Disp.	19.58	Elizabeth Township	Allegheny	Southwest

[Pa.B. Doc. No. 01-906. Filed for public inspection May 25, 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: 391-0300-002 Title: Pennsylvania's Water Quality Antidegradation Implementation Guidance Description: The purpose of this document is to provide guidance to DEP staff and to aid the regulated community and the public in understanding the implementation of the antidegradation program in this Commonwealth. Also, the purpose of the Antidegradation Program is to protect existing and designated uses of all surface waters and to protect existing quality of High Quality and Exceptional Value waters. This document describes procedures proposed for use in administering the antidegradation component of Pennsylvania's Water Quality Standards as required under the Federal Clean Water Act. It applies to all persons conducting or planning to conduct activities that may impact surface waters in this Commonwealth. The Department will be holding a series of three public meetings/hearings on this draft guidance. For more information, refer to the related announcement in today's *Pennsylvania Bulletin*, found under the "Public Meetings/Hearings on Draft Antidegradation Guidance" heading. Comment Period Ends: July 31, 2001 Anticipated Effective Date: November 1, 2001

Note: The guidance and meeting/hearing notice is available on the DEP website at www.dep.state.pa.us (directLINK "Water Quality Assessment and Standards") Contact: Mary Houghton at (717) 787-9637 or email at mhoughton@state.pa.us.

DEP ID: 550-0300-001 Title: Oil and Gas Operator's Manual Description: This manual provides an overview of statutes and regulations of DEP and other agencies, DEP guidance and procedures, and recommended practices for drilling wells and producing crude oil and natural gas in this Commonwealth. Anticipated Effective Date: June 30, 2001 Comment Period Ends: June 25, 2001 Contact: Ron Gilius at (717) 772-2199 or email at rgilius@state.pa.us.

Final Technical Guidance

DEP ID: 012-5500-001 Title: 2002 Environmental Education Grants Manual Description: It is DEP's policy to provide schools, county conservation districts and non-profit groups (with a conservation/education mission) with the information necessary to participate in the DEP Environmental Education Grants Program. This updated manual provides information on applying for an Environmental Education Grant, as well as providing potential awardees as to what is involved once an Environmental Education Grant is made. Effective Date: May 26, 2001 Contact: Sandy Titel at (717) 772-1828.

DAVID E. HESS,
Secretary

[Pa.B. Doc. No. 01-907. Filed for public inspection May 25, 2001, 9:00 a.m.]

General NPDES Permit for Wet Weather Discharges from Combined Sewer Systems (PAG-6)

In compliance with the Clean Water Act (33 U.S.C.A. § 1251 et seq.) and The Clean Streams Law (35 P.S. §§ 691.1—691.101), sections 1905-A, 1917-A and 1920-A of The Administrative Code of 1929 (71 P.S. §§ 510-5, 510-17 and 510-20), 25 Pa. Code § 92.82 (relating to public notice and public hearing), the Department of Environmental Protection (Department) by this notice seeks public comments on the proposed revisions to the Pennsylvania General NPDES Permit for Wet Weather Discharges from Combined Sewer Systems (PAG-6), the Notice of Intent (NOI) and other related permit documents. The general permit being revised now was last issued August 12, 2000, and is scheduled to expire on August 11, 2005.

This is an amendment to the Department's NPDES CSO general permit (PAG-6) issued in compliance with 25 Pa. Code §§ 92.81—92.83 (relating to general NPDES permits; public notice and public hearing; and inclusion of individual dischargers in general NPDES permits). This general permit is consistent with the technical and substantive requirements in § 92.81(a)(1)—(8). Wet weather discharges from Combined Sewer Systems (CSOs) are eligible discharges for regulation under general permit because they:

- Deal with the same or similar systems (that is, combined sewer systems),
- Discharge the same type of wastes (that is, a combination of sewage and industrial waste pollutants),
- Generally require same effluent limitations or other conditions (that is, nine minimum controls (NMCs) and long term control plans (LTCPs) as effluent limitations, best management practices and special conditions),
- Require the same or similar monitoring conditions (that is, monthly and annual monitoring reports),
- Do not discharge toxic or hazardous pollutants,
- Can be appropriately controlled under general permits,
- Are not expected to individually or cumulatively cause significant adverse environmental impacts,
- Do not authorize discharge to waters classified as "special Protection" (that is, the general permit is not applicable in "special Protection" waters)

The proposed revisions are necessary to clarify the General NPDES Permit as it relates to EPA's CSO policy and to clarify previous language. There is no change to the current permit application fee of \$100 for general and \$500 for an individual permits. The following paragraphs summarize proposed revisions to the current permit documents:

(1) The permit was reformatted to comply with a standard outline format. Modifications to the existing language were made to page 2, paragraphs 5 and 6; page 3 item I.D., item I.E. and the last paragraph on page 5 to clarify previous language. In addition, changes were made to page 7, item IV.A; page 16, items III.D. and E.; and page 17, item IV.B.2.c. for clarification. Additional changes were made throughout the document to clarify language. These changes do not constitute major changes to the document, but rather, a clarification of prior language.

(2) The provisions of Part C item III.A. previously required that until completion of the implementation of the Long Term Control Plan, the Combined Sewer Overflow could not contain any pollutant in amounts or concentrations that cause or contribute to an instream excursion above State water quality standards. New language has replaced this existing language to clarify that the provisions of 25 Pa. Code § 93.6 apply.

The draft permit document package has been completed and is on file in the Department's Central Office in the Division of Wastewater Management, Bureau of Water Supply and Wastewater Management at the location noted. The draft documents are also available on DEP website at: http://www.dep.state.pa.us/dep/deputate/watermgt/Wqp/Forms/Forms_Home.htm. The package can be obtained by writing to the following address or by calling the telephone number given: Department of Environmental Protection, Bureau of Water Supply and Wastewater Management, Division of Wastewater Management, Rachel Carson State Office Building, P. O. Box 8774, 11th Floor, Harrisburg, PA 17105-8774, (717) 787-8184, e-mail address: marymille@state.pa.us.

This notice provides for a process and an opportunity for public comments and input in finalization of the proposed revisions. The Department of Environmental Protection invites public comments on the proposed revisions and any other recommended changes that should be made to the general permit and related documents. All comments must be submitted within 30 days from the date of the publication of this notice in the *Pennsylvania Bulletin*. If there is significant public interest in the general permit or if requested, the comment period may be extended at the discretion of the Department for an additional 15-day period. Only the comments received within the specified period will be considered in the formulation of the final documents for this general permit. Persons wishing to comment should include their name, address, telephone number and a concise comment statement to inform the Department of the exact basis of the comment and the relevant facts upon which it is based. A public meeting or hearing may be held if the Department considers the public interests and/or comments significant. Written comments should be submitted at the previous address. Comments will not be accepted by facsimile or on voice mail. Comments will also be accepted by e-mail and should be sent to: rpatel@state.pa.us.

Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). Following the specified comment

period, the Department will review all submitted comments, prepare a written comments and response document (CRD) and prepare final documents package for this permit. An availability of the final permit documents will be announced in the *Pennsylvania Bulletin*. Anyone wishing to also receive a copy of the final documents may request them by contacting the previous addresses or telephone numbers.

DAVID H. HESS,
Secretary

[Pa.B. Doc. No. 01-908. Filed for public inspection May 25, 2001, 9:00 a.m.]

Proposed Revisions to the State Implementation Plan for the Philadelphia Ozone Nonattainment Area; Public Hearings

Ground-level ozone concentrations above the Federal health-based standard are a serious human health threat and can also cause damage to crops, forests and wildlife. The Department of Environmental Protection (Department) is seeking public comment on two State implementation plan (SIP) revisions for the Philadelphia ozone nonattainment area (Bucks, Chester, Delaware, Montgomery and Philadelphia counties).

The United States Environmental Protection Agency (EPA) has asked the Commonwealth to submit additional information on the analysis of additional reasonably available control measures that would advance the ozone attainment date for the Philadelphia area. The first SIP revision demonstrates to EPA that the Department considered additional control measures by clarifying relevant documentation previously submitted to EPA.

The second SIP revision establishes a new 2005 motor vehicle emission budget for 2005 for the purposes of transportation conformity. Areas must include in their SIPs all control measures which will be in place by the attainment year and which are assumed in the air quality attainment demonstration. This proposed SIP includes emission reductions attributable to the Federal new car program (Tier 2/Low Sulfur) that begins with the 2004 model year.

These proposals are available on the Department's website at <http://www.dep.state.pa.us>, choose Information by Subject/Air Quality/State Implementation Plans, or through the contact persons listed.

The Department will hold two consecutive public hearings to receive comments on the SIP revision on Thursday, June 28, 2001, at 1 p.m. and 2 p.m., respectively, at the Department of Environmental Protection, Southeast Regional Office Hearing Room, Lee Park, 555 North Lane, Suite 6010, Conshohocken, PA.

Persons wishing to present testimony at the hearing should contact Connie Cross, (717) 787-9495 (P. O. Box 8468, Harrisburg, PA 17105) to reserve a time. Persons who do not reserve a time will be able to testify after preregistrants. Witnesses should keep testimony to 10 minutes and should provide two written copies at the hearing. Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding, should contact Wick Havens at (717) 787-9495. TDD users may contact the AT&T Relay Service at (800) 654-5984 to discuss how the Department can best accommodate their needs.

Written comments should be sent to Wick Havens, Chief, Division of Air Resource Management, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468 no later than close of business on June 29, 2001.

DAVID E. HESS,
Secretary

[Pa.B. Doc. No. 01-909. Filed for public inspection May 25, 2001, 9:00 a.m.]

Public Meetings/Hearings on Draft Antidegradation Guidance

The Department of Environmental Protection (DEP) is holding a series of three public meetings/hearings on its draft Antidegradation Implementation Guidance. This document describes procedures proposed for use in administering the antidegradation component of Pennsylvania's Water Quality Standards as required under the Federal Clean Water Act. The Guidance was developed by DEP's Bureau of Water Supply and Wastewater Management and is available on the DEP website at www.dep.state.pa.us (directLINK "Water Quality Assessment and Standards") or can be obtained by contacting Mary Houghton at DEP Office of Water Management, Bureau of Water Supply and Wastewater Management, Division of Water Quality Assessment and Standards, 10th Floor, Rachel Carson State Office Building, P. O. Box 8555, Harrisburg, PA 17105-8555, (717) 787-9637 or mhoughton@state.pa.us.

The purpose of the Antidegradation Program is to protect existing and designated uses of all surface waters and to protect existing quality of High Quality (HQ) and Exceptional Value (EV) waters. This implementation guidance provides a general description of the program and its legislative history, an explanation of existing and designated uses and presents discussion on the following topics:

- 1) Processing of petitions, evaluations and assessments to change a designated use;
- 2) Qualifying as HQ or EV waters;
- 3) Protection of HQ and EV waters including nondischarge alternatives, nondegrading discharge alternatives and minimum technology-based standards (antidegradation best available combination of technologies);
- 4) Social or economic justification needed to lower water quality;
- 5) Nonpoint source controls; and
- 6) Public participation during implementation of antidegradation requirements.

The public meetings/hearings will be held as follows:

July 17, 2001
Conley Resort Inn
740 Pittsburgh Road
Butler, PA 16002
(724) 586-7711

July 18, 2001
Clarion Inn
13015 Ferguson Valley Road
(Burnham/Yeagertown Exit off of 322)
Burnham, PA 17009
(717) 248-4961

July 19, 2001
Days Inn
1151 Bulldog Drive
Allentown, PA 18105
(610) 395-3731

Each public meeting will begin at 6:30 p.m. on the date scheduled and will be followed by a public hearing that will begin no later than 7:30 p.m. During these public meetings, DEP will provide a short summary of the guidance and answer questions. The hearings will offer an opportunity for formal testimony.

Persons wishing to present oral testimony at any of these hearings are requested to contact Mary Houghton at least 1 week in advance of the hearing to reserve a time slot. Oral testimony is limited to 10 minutes for each witness, and each organization is limited to one witness. Witnesses are requested to submit three written copies of their testimony to the chairperson at the hearing.

Written comments may be submitted in place of or in addition to oral testimony and should include the name, address and telephone number of the person submitting them. Written comments will be accepted by postal or electronic mail at the addresses previously listed. Comments submitted by facsimile or voice mail will not be accepted.

The comment period extends through July 31, 2001, and comments and testimony received by that date will be considered in the formulation of final guidance for the Antidegradation Program, which will be announced in the *Pennsylvania Bulletin*.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Mary Houghton at (717) 787-9637 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) or (800) 654 5988 (voice) to discuss how DEP may accommodate their needs.

DAVID E. HESS,
Secretary

[Pa.B. Doc. No. 01-910. Filed for public inspection May 25, 2001, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Design Professional Selection

The Selections Committee (Committee) will meet to consider selection of Design Professionals for the following project which received an insufficient number of applications for consideration by the Committee at its public meeting on April 18, 2001:

Project No. DGS 960-27—Restoration of Exterior Masonry of Main Building, Pennsylvania Soldiers' and Sailors' Home, Erie, Erie County, PA. Construction Cost: \$917,000. The scope of work includes, but is not limited to, renewing broken/cracked/spalled brick. Repoint window sill, cast stone band course and corner joints. (See Note under Requirements and Information regarding Previous Applications.)

Requirements and Information

Note—Previous Applications

Eligible applications for Project No. DGS 960-27 which were submitted for the April 18, 2001, meeting will be presented to the Committee for review at its upcoming July, 2001, meeting.

Note—Project Program

A Project Program, prepared by the Using Agency, is available for the following project: DGS 960-27. A Project Program is available on the Internet by clicking on the project number in the advertisement which can be accessed through the Public Works section on the Department of General Services' (Department) Home Page at www.dgs.state.pa.us. A copy of the Project Program may be obtained upon request to the Selections Committee, Department of General Services, Room 103, 18th and Herr Streets, Harrisburg, PA 17125, (717) 783-8468 or via e-mail by addressing a request to pbianchi@state.pa.us.

Instructions for Filing Application

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

(a) Signed Form 150-ASP must be filed with the Department. The signature on Form 150-ASP must be an original signature. Consultants listed on the requesting professional firm's application, Form 150-ASP, shall be deemed to be designated Key Consultants. Form 150-ASP, Application For Specific Project, may be obtained upon request to the Selections Committee, Department of General Services, Room 103, 18th and Herr Streets, Harrisburg, PA 17125, (717) 783-8468. The Form 150-ASP can be downloaded from the Professional Selections website of the Department's Internet Home Page at <http://www.dgs.state.pa.us>. In addition, the Form 150-ASP can be obtained via e-mail by addressing a request to pbianchi@state.pa.us.

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

(c) The requesting professional firm must submit six copies of Form 150-ASP, Application for Specific Project, for each project herein advertised in which the firm is interested and qualified to perform. At least one of the six copies submitted must contain all original signatures. For architectural projects and, when appropriate, for engineering projects, the Professional shall supply photographs showing a maximum of two different views of each of the three relevant projects described in Question 12, Pages 7—9 of the application (Form 150-ASP). The requesting professional firm or joint venture firm must be the Professional of Record for the projects described in Question 12, Pages 7—9 of the application (Form 150-ASP). It is not acceptable to list work performed by Key Consultants. The identification and appropriate supportive information concerning each photograph shall include the name, project title, location and the name of the Professional of Record. Color photo copies are acceptable;

however, renderings and brochures will not be accepted in lieu of photographs. The photographs shall be attached to each copy of the application (Form 150-ASP). The pages of each copy of Form 150-ASP must be stapled with photographs and consultant's letters of certification followed by the resumes of Key Personnel (listed in Question 10 and/or 11 on Pages 5 and/or 6) included as the last section of the application. Do not bind the application (Form 150-ASP) in any way to any other documentation. Do not bind the application (Form 150-ASP) in a binder of any type.

(d) A complete project submission, which consists of documents described in paragraphs (a), (b) and (c), must be received on or before the close of business (5 p.m.) Friday, June 8, 2001, and addressed to the Selections Committee, Department of General Services, Room 103, 18th and Herr Streets, Harrisburg, PA 17125. Fax applications are not acceptable.

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

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

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

(g) In accordance with Act 57 of 1998, where the amount of Base Construction Allocation (Construction Cost) is in excess of or equal to \$20 million, the fee to be paid to the design professional and the terms of the contract between the design professional and the Department shall be negotiated.

Additional Services—Indoor Air Quality Assessment Program and Hazardous Materials

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

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

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

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 01-911. Filed for public inspection May 25, 2001, 9:00 a.m.]

Proposed Plan for the Disposition of Commonwealth Property

The Department of General Services, under the authority contained in Act 48 of 1981 amending the act of April 9, 1929 (P. L. 177, No. 175), known as The Administrative Code of 1929, has published a proposed property disposition plan for review by the public and approval of the Legislature. The proposed plan is available for review at www.dgs.state.pa.us/realestate/re.htm.

Persons wanting to comment on the proposed plan should do so in writing to Michael Adams, Department of General Services, Bureau of Real Estate, Room 505 North Office Building, Harrisburg, PA 17125, within 30 days from the date of this notice. Correspondence should include the name and address of the writer and "Property Disposition Plan" should be noted in the lower right corner of the envelope. If more detailed information is desired concerning a particular property, written requests may also be directed to previously noted address.

GARY E. CROWELL,
Secretary

General Description of Properties

This property disposition plan is only a proposal to offer for sale the following described real property.

Offering No. 1

Haverford State Hospital—The property consists of 212.55 acres and 21 buildings. The property is located on Marple Road, Haverford, PA.

Offering No. 2

Western Center—The property consists of 221.76 acres and 32 buildings. The property is located at 333 Curry Hill Road, Canonsburg, PA.

Offering No. 3

Bensalem Youth Development Center—The property consists of approximately 111 acres and eight buildings. The property is located on Trevoise Road, Bensalem Township, PA.

Offering No. 4

Trevoise State Police Barracks—The property consists of 3.1 acres and one building. The property is located on Trevoise Road, Bensalem Township, PA.

Offering No. 5

Lycoming County Job Center—The property consists of 0.85 acre and one building. The property is located at 1300 Sheridan Street, Williamsport, PA.

Offering No. 6

Fayette County Job Center—The property consists of 0.48 acre of land and one building. The property is located at 32 Iowa Street, Uniontown, PA.

Offering No. 7

Butler County Job Center—The property consists of 0.44 acre of land and one building. The property is located at 227 West Cunningham Street, Butler, PA.

The Department is not guaranteeing to sell any or all of the referenced property. Final determination of sale will

be conditioned upon approval from the Legislature and responses received from this notice.

[Pa.B. Doc. No. 01-912. Filed for public inspection May 25, 2001, 9:00 a.m.]

DEPARTMENT OF HEALTH

Availability of Draft Abstinence Based Education and Related Services Grant Application for Federal Fiscal Year 2002

The Department of Health (Department) is making copies available of the draft Abstinence Based Education and Related Services Grant Application for Federal Fiscal Year 2002. This application is the Commonwealth's draft request to the United States Department of Health and Human Services for funds to operate an abstinence education and related services plan and program as set out in 42 U.S.C.A. §§ 705(a)(5)(f) and 710(c)(2).

The application describing proposed services, program goals, objectives and activities can be obtained on the Department website at <http://www.health.state.pa.us/php> or by calling the Division of Maternal and Child Health at (717) 772-2762. Persons with a disability who require an alternative format of the previously mentioned application (that is, large print, audio tape or Braille) should also contact the Division of Maternal and Child Health at (717) 772-2762, TDD: (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5584 [TT].

Written comments will be accepted and should be sent to the Division of Maternal and Child Health, Room 725 Health and Welfare Building, P. O. Box 90, Harrisburg, PA 17108, and should be received no later than 4 p.m., Monday, June 25, 2001.

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-913. Filed for public inspection May 25, 2001, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Payments to Nursing Facilities; April 1, 2001 Final Rates

The purpose of this notice is to announce final payment rates based on case-mix index (CMI) adjustments only, for nursing facilities beginning April 1, 2001, in accordance with section 1902(a)(13)(A) of the Social Security Act (42 U.S.C.A. § 1902(a)(13)(A)), as amended by section 4711 of the Balanced Budget Act of 1997 (Pub. L. No. 105-33). An April 1, 2001, Proposed Rates Notice was published at 31 Pa.B. 1810 (March 31, 2001) and provided for a 30-day comment period. The Department of Public Welfare (Department) did not receive any comments on the proposed April 1, 2001, rate notice.

Rates

The final April 1, 2001, rates are available at the local County Assistance Offices throughout this Commonwealth, on the Office of Medical Assistance Programs' web site at www.dpw.state.pa.us/omap or by contacting Tom Jayson in the Policy Section of the Bureau of Long Term Care Programs at (717) 772-2525.

Methodology

The methodology that the Department used to set the final rates based on CMI adjustments is contained in 55 Pa. Code Chapter 1187, Subchapter G (relating to rate setting) and the Commonwealth's approved Title XIX State Plan.

Justification

The justification for establishing the final rates is that the regulations at 55 Pa. Code Chapter 1187 and the Commonwealth's approved Title XIX State Plan require that rates be set on a quarterly basis.

Appeals

Nursing facilities may appeal their final rates under 55 Pa. Code § 1187.141(a)(7). Under 55 Pa. Code § 1187.141(c)(2), appeals must be filed within 30 days of the date of the Department's letter notifying the facility of its final rates. The filing of an appeal constitutes the exclusive way by which a nursing facility can present the Department with a demand that a final rate be modified, reversed, rescinded or otherwise altered, or with a demand that the Department increase the amount of reimbursement paid to the facility under that rate.

The estimated increase in annual aggregate expenditures for Medical Assistance nursing facility services for FY 1999-2000 based on these final rates is \$0.263 million (\$0.122 million in State funds).

Interested persons are invited to submit written comments about the final rates to the Department within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Comments should be addressed to Department of Public Welfare, Office of Medical Assistance Programs, Attention: Suzanne Love, P. O. Box 2675, Harrisburg, PA 17105.

Persons with a disability may use the AT&T Relay Services by calling (800) 654-5984 (TDD Users) or (800) 654-5988 (Voice Users). Persons who require another alternative should contact Thomas Vracarich in the Office of Legal Counsel at (717) 783-2209.

FEATHER O. HOUSTON,
Secretary

Fiscal Note: 14-NOT-289. (1) General Fund; (2) Implementing Year 2000-01 is \$122,000; (3) 1st Succeeding Year 2001-02 is \$133,000; 2nd Succeeding Year 2002-03 is \$133,000; 3rd Succeeding Year 2003-04 is \$133,000; 4th Succeeding Year 2004-05 is \$133,000; 5th Succeeding Year 2005-06 is \$133,000; (4) 1999-00 Program—\$693,625,000; 1998-99 Program—\$721,631,000; 1997-98—\$617,252,000; (7) Medical Assistance-Long Term Care; (8) recommends adoption. Funds are included in the budget for this purpose.

[Pa.B. Doc. No. 01-914. Filed for public inspection May 25, 2001, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Super Lucky 7's 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 Super Lucky 7's.

2. *Price:* The price of a Pennsylvania Super Lucky 7's instant lottery game ticket is \$5.00.

3. *Play Symbols:*

(a) Each Pennsylvania Super Lucky 7's instant lottery game ticket will contain seven play areas known as Game 1, Game 2, Game 3, Game 4, Game 5, Game 6 and Game 7. Each game is played separately.

(b) The play symbols and their captions located in the play area for Game 1 are: \$5⁰⁰ (FIV DOL), \$6⁰⁰ (SIX DOL), \$7⁰⁰ (SVN DOL), \$10⁰⁰ (TEN DOL), \$12\$ (TWLV), \$15\$ (FIFTN), \$17\$ (SVNTN), \$20\$ (TWENTY), \$27\$ (TWY SVN), \$30\$ (THIRTY), \$77\$ (SVY SVN), \$117 (HUNSVNTN), \$777 (SNHNSVYSN) and \$255,500 (\$700/DY/YR).

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

(d) The play symbols and their captions located in the play area for Game 3 are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT) and 9 (NINE).

(e) The play symbols and their captions located in the play area for Game 4 are: Money Symbol (MONEY), Moneybag Symbol (MNYBG), Pot of Gold Symbol (PTGLD), Gold Bar Symbol (GOLD), Coins Symbol (COINS), Coin Symbol (COIN), Crown Symbol (CROWN), Rabbit Foot Symbol (RBTFT), Horse Shoe Symbol (SHOE), Star Symbol (STAR), Diamond Symbol (DIMND) and Dollar Sign Symbol (DLRSN).

(f) The play symbols and their captions located in the play area for Game 5 are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT) and 9 (NINE).

(g) The play symbols and their captions located in the "Fast \$17" area for Game 6 are: \$17\$ (SVNTN) and TRY AGAIN.

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

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Prize" areas for Games 2, 3, 4, 5 and 7 are: \$5⁰⁰ (FIV DOL), \$6⁰⁰ (SIX DOL), \$7⁰⁰ (SVN DOL), \$10⁰⁰ (TEN DOL), \$12\$ (TWLV), \$15\$ (FIFTN), \$17\$ (SVNTN), \$20\$ (TWENTY), \$27\$ (TWY SVN), \$30\$ (THIRTY), \$77\$ (SVY SVN), \$117 (HUNSVNTN), \$777 (SNHNSVYSN) and \$255,500 (\$700/DY/YR).

5. *Prizes:* The prizes that can be won in this game are \$5, \$6, \$7, \$10, \$12, \$15, \$17, \$20, \$27, \$30, \$77, \$117, \$777 and \$255,500 (\$700 a day for one year). A player can win up to eight times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 2,400,000 tickets will be printed for the Pennsylvania Super Lucky 7's instant lottery game.

7. *Determination of Prize Winners:*

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

(1) Holders of tickets with three matching play symbols of \$255,500 (\$700/DY/YR) in the play area on a single ticket, shall be entitled to a prize of \$255,500.

(2) Holders of tickets with three matching play symbols of \$777 (SNHNSVYSN) in the play area on a single ticket, shall be entitled to a prize of \$777.

(3) Holders of tickets with three matching play symbols of \$117 (HUNSVNTN) in the play area on a single ticket, shall be entitled to a prize of \$117.

(4) Holders of tickets with three matching play symbols of \$77\$ (SVY SVN) in the play area on a single ticket, shall be entitled to a prize of \$77.

(5) Holders of tickets with three matching play symbols of \$30\$ (THIRTY) in the play area on a single ticket, shall be entitled to a prize of \$30.

(6) Holders of tickets with three matching play symbols of \$27\$ (TWY SVN) in the play area on a single ticket, shall be entitled to a prize of \$27.

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

(8) Holders of tickets with three matching play symbols of \$17\$ (SVNTN) in the play area on a single ticket, shall be entitled to a prize of \$17.

(9) Holders of tickets with three matching play symbols of \$15\$ (FIFTN) in the play area on a single ticket, shall be entitled to a prize of \$15.

(10) Holders of tickets with three matching play symbols of \$12\$ (TWLV) in the play area on a single ticket, shall be entitled to a prize of \$12.

(11) Holders of tickets with three matching play symbols of \$10⁰⁰ (TEN DOL) in the play area on a single ticket, shall be entitled to a prize of \$10.

(12) Holders of tickets with three matching play symbols of \$7⁰⁰ (SVN DOL) in the play area on a single ticket, shall be entitled to a prize of \$7.

(13) Holders of tickets with three matching play symbols of \$6⁰⁰ (SIX DOL) in the play area on a single ticket, shall be entitled to a prize of \$6.

(14) Holders of tickets with three matching play symbols of \$5⁰⁰ (FIV DOL) in the play area on a single ticket, shall be entitled to a prize of \$5.

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

(1) Holders of tickets where the "Yours" number is greater than the "Theirs" number, in the same "Row," and a prize play symbol of \$255,500 (\$700/DY/YR) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$255,500.

(2) Holders of tickets where the "Yours" number is greater than the "Theirs" number, in the same "Row," and a prize play symbol of \$777 (SNHNSVYSN) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$777.

(3) Holders of tickets where the "Yours" number is greater than the "Theirs" number, in the same "Row," and a prize play symbol of \$117 (HUNSVNTN) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$117.

(4) Holders of tickets where the "Yours" number is greater than the "Theirs" number, in the same "Row," and a prize play symbol of \$77\$ (SVY SVN) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$77.

(5) Holders of tickets where the "Yours" number is greater than the "Theirs" number, in the same "Row," and a prize play symbol of \$30\$ (THIRTY) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$30.

(6) Holders of tickets where the "Yours" number is greater than the "Theirs" number, in the same "Row," and a prize play symbol of \$27\$ (TWY SVN) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$27.

(7) Holders of tickets where the "Yours" number is greater than the "Theirs" number, in the same "Row," and a prize play symbol of \$20\$ (TWENTY) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$20.

(8) Holders of tickets where the "Yours" number is greater than the "Theirs" number, in the same "Row," and a prize play symbol of \$17\$ (SVNTN) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$17.

(9) Holders of tickets where the "Yours" number is greater than the "Theirs" number, in the same "Row," and a prize play symbol of \$15\$ (FIFTN) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$15.

(10) Holders of tickets where the "Yours" number is greater than the "Theirs" number, in the same "Row," and a prize play symbol of \$12\$ (TWLV) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$12.

(11) Holders of tickets where the "Yours" number is greater than the "Theirs" number, in the same "Row," and a prize play symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$10.

(12) Holders of tickets where the "Yours" number is greater than the "Theirs" number, in the same "Row," and a prize play symbol of \$7⁰⁰ (SVN DOL) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$7.

(13) Holders of tickets where the "Yours" number is greater than the "Theirs" number, in the same "Row," and a prize play symbol of \$6⁰⁰ (SIX DOL) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$6.

(14) Holders of tickets where the "Yours" number is greater than the "Theirs" number, in the same "Row," and a prize play symbol of \$5⁰⁰ (FIV DOL) appears in the "Prize" area for that "Row," on a single ticket, shall be entitled to a prize of \$5.

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

(1) Holders of tickets with three matching 7 (SEVEN) play symbols in the same row, column or diagonal and a prize play symbol of \$255,500 (\$700/DY/YR) appearing in

(1) Holders of tickets with two matching play symbols of 7 (SEVEN) in the play area and a prize play symbol of \$255,500 (\$700/DY/YR) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$255,500.

(2) Holders of tickets with two matching play symbols of 7 (SEVEN) in the play area and a prize play symbol of \$777 (SNHNSVYSN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$777.

(3) Holders of tickets with two matching play symbols of 7 (SEVEN) in the play area and a prize play symbol of \$117 (HUNSVNTN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$117.

(4) Holders of tickets with two matching play symbols of 7 (SEVEN) in the play area and a prize play symbol of \$77\$ (SVY SVN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$77.

(5) Holders of tickets with two matching play symbols of 7 (SEVEN) in the play area and a prize play symbol of \$30\$ (THIRTY) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$30.

(6) Holders of tickets with two matching play symbols of 7 (SEVEN) in the play area and a prize play symbol of \$27\$ (TWY SVN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$27.

(7) Holders of tickets with two matching play symbols of 7 (SEVEN) in the play area and a prize play symbol of \$20\$ (TWENTY) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$20.

(8) Holders of tickets with two matching play symbols of 7 (SEVEN) in the play area and a prize play symbol of \$17\$ (SVNTN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$17.

(9) Holders of tickets with two matching play symbols of 7 (SEVEN) in the play area and a prize play symbol of \$15\$ (FIFTN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$15.

(10) Holders of tickets with two matching play symbols of 7 (SEVEN) in the play area and a prize play symbol of \$12\$ (TWLV) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$12.

(11) Holders of tickets with two matching play symbols of 7 (SEVEN) in the play area and a prize play symbol of \$10.⁰⁰ (TEN DOL) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$10.

(12) Holders of tickets with two matching play symbols of 7 (SEVEN) in the play area and a prize play symbol of \$7.⁰⁰ (SVN DOL) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$7.

(13) Holders of tickets with two matching play symbols of 7 (SEVEN) in the play area and a prize play symbol of \$6.⁰⁰ (SIX DOL) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$6.

(14) Holders of tickets with two matching play symbols of 7 (SEVEN) in the play area and a prize play symbol of

\$5.⁰⁰ (FIV DOL) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$5.

(f) Holders of tickets with a \$17\$ (SVNTN) play symbol in the "Fast \$17" area for Game 6, on a single ticket, shall be entitled to a prize of \$17.

(g) Determination of prize winners for Game 7 are:

(1) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$255,500 (\$700/DY/YR) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$255,500.

(2) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$777 (SNHNSVYSN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$777.

(3) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$117 (HUNSVNTN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$117.

(4) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$77\$ (SVY SVN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$77.

(5) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$30\$ (THIRTY) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$30.

(6) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$27\$ (TWY SVN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$27.

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

(8) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$17\$ (SVNTN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$17.

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

(10) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol 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.

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

(12) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$7.⁰⁰ (SVN DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$7.

(13) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol 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.

(14) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol 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.

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

<i>Win With Prize(s) Of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 2,400,000 Tickets</i>
\$5	\$5	1:8.57	280,000
\$6	\$6	1:23.08	104,000
\$7	\$7	1:60	40,000
\$5 x 2	\$10	1:85.71	28,000
\$10	\$10	1:300	8,000
\$5 + \$7	\$12	1:300	8,000
\$6 x 2	\$12	1:600	4,000
\$12	\$12	1:300	8,000
\$5 x 3	\$15	1:300	8,000
\$10 + \$5	\$15	1:300	8,000
\$15	\$15	1:600	4,000
Fast \$17	\$17	1:15	160,000
\$10 + \$7	\$17	1:600	4,000
\$17	\$17	1:600	4,000
\$7 x 2 + \$6	\$20	1:600	4,000
\$5 x 4	\$20	1:600	4,000
\$5 x 2 + \$10	\$20	1:600	4,000
\$10 x 2	\$20	1:600	4,000
\$20	\$20	1:600	4,000
\$12 + \$15	\$27	1:600	4,000
\$6 x 2 + \$5 x 3	\$27	1:600	4,000
\$20 + \$7	\$27	1:600	4,000
\$5 x 3 + \$12	\$27	1:600	4,000
\$27	\$27	1:600	4,000
\$20 + \$10	\$30	1:2,400	1,000
\$5 x 6	\$30	1:4,800	500
\$6 x 5	\$30	1:4,800	500
\$12 x 2 + \$6	\$30	1:2,400	1,000
\$10 x 3	\$30	1:4,800	500
\$10 x 2 + \$5 x 2	\$30	1:2,400	1,000
\$30	\$30	1:4,800	500
Fast \$17 + \$20 x 3	\$77	1:4,800	500
Fast \$17 + \$10 x 6	\$77	1:4,800	500
\$27 + \$10 x 5	\$77	1:12,000	200
\$77	\$77	1:12,000	200
Fast \$17 + \$20 x 5	\$117	1:60,000	40
\$10 x 2 + \$7 + \$30 x 3	\$117	1:120,000	20
\$10 x 4 + \$77	\$117	1:120,000	20
\$20 x 2 + \$77	\$117	1:120,000	20
\$20 + \$7 + \$15 x 6	\$117	1:120,000	20
\$117	\$117	1:120,000	20
\$777	\$777	1:120,000	20
\$700/Day/1 Year	\$255,500	1:1,200,000	2

Game #1—Get 3 like amounts, win that prize

Game #2—When Your Number beats Their Number, win prize for that Row

Game #3—Get three "7" symbols in a row, column or diagonal, win prize shown

Game #4—Get 3 like symbols, win prize in the prize box

Game #5—Get 2 "7" symbols, win prize shown

Game #6—Reveal \$17 prize amount, win \$17 instantly

Game #7—When any of Your Numbers match the Lucky Number, win prize shown under the matching number

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Super Lucky 7's 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 Super Lucky 7's, prize money from winning Pennsylvania Super Lucky 7's 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 Super Lucky 7's 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 Super Lucky 7's or through normal communications methods.

LARRY P. WILLIAMS,
Secretary

[Pa.B. Doc. No. 01-915. Filed for public inspection May 25, 2001, 9:00 a.m.]

Realty Transfer Tax; 2000 Common Level Ratio Real Estate Valuation Factors

The following real estate valuation factors are based on sales data compiled by the State Tax Equalization Board in 2000. These factors are the mathematical reciprocals of the actual common level ratio. For Pennsylvania Realty Transfer Tax purposes, these factors are applicable for documents accepted from July 1, 2001, to June 30, 2002, except as indicated. The date of acceptance of a document is rebuttably presumed to be its date of execution, that is, the date specified in the body of the document as the date of the instrument (61 Pa. Code § 91.102).

<i>County</i>	<i>Common Level Ratio Factor</i>	<i>County</i>	<i>Common Level Ratio Factor</i>	<i>County</i>	<i>Common Level Ratio Factor</i>
Adams	2.60	Elk	5.44	Montour	10.64
* Allegheny	1.00	Erie	12.20	Northampton	2.11
Armstrong	2.30	** Fayette	3.33	** Northumberland	7.35
Beaver	2.85	Forest	4.08	* Perry	1.00
** Bedford	4.27	** Franklin	5.80	Philadelphia	3.48
Berks	1.06	Fulton	6.80	Pike	3.46
Blair	9.90	Greene	3.83	Potter	9.26
Bradford	2.17	Huntingdon	5.71	Schuylkill	2.17
Bucks	24.39	Indiana	6.67	Snyder	5.53
Butler	8.48	Jefferson	5.16	Somerset	2.23
Cambria	5.75	Juniata	7.58	Sullivan	4.13
Cameron	2.49	Lackawanna	4.79	Susquehanna	2.11
* Carbon	2.00	Lancaster	1.09	Tioga	3.18
Centre	2.39	Lawrence	6.02	Union	5.59
Chester	1.17	Lebanon	10.99	* Venango	1.00
Clarion	4.79	Lehigh	2.12	Warren	2.69
Clearfield	4.46	Luzerne	12.99	Washington	5.65
Clinton	3.37	Lycoming	1.44	Wayne	11.36
Columbia	2.81	McKean	4.20	Westmoreland	4.33
Crawford	2.82	Mercer	10.87	Wyoming	3.55
* Cumberland	1.00	Mifflin	1.89	York	1.09
Dauphin	1.85	Monroe	4.41		
Delaware	1.03	Montgomery	1.12		

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

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

LARRY P. WILLIAMS,
Secretary

[Pa.B. Doc. No. 01-916. Filed for public inspection May 25, 2001, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding Allegheny County

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

The Department of Transportation plans to make improvements to Campbells Run Road, and construct a new interchange at Settler's Cabin in Robinson and Collier Townships, Allegheny County. The proposed improvements to the facility will include the upgrade of Campbells Run Road from two lanes to three and four lanes along portions of the roadway. The proposed Settler's Cabin Interchange includes the construction of new westbound ramps connecting directly to Campbells Run Road from U.S. 22/30. The improvements will also include new eastbound ramps connecting to the proposed Ridge Road Connector. The proposed actions will provide sufficient access to the surrounding roadway network, provide adequate capacity to accommodate existing and projected traffic volumes, and improve the geometric features of the existing roadway.

No adverse environmental effect is likely to result from the construction of this interchange, and associated roadway work.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-917. Filed for public inspection May 25, 2001, 9:00 a.m.]

Finding Huntingdon County

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

The Department of Transportation plans to replace the existing bridge carrying SR 522 over the Blacklog Creek, improve the intersection of SR 522 & SR 2017, and improve the intersection of SR 522 & T-359 (Quarry Hill Road) in Cromwell Township, Huntingdon County. The project will require the acquisition of 0.2 hectare (0.5 acre) from the East Broad Top Railroad National Historic Landmark, and will impact 82 linear meters (270 linear feet) of the abandoned railroad bed of the National Register eligible Shade Gap Branch of the East Broad Top Railroad.

Information describing the project together with the associated environmental analysis is contained in the

Categorical Exclusion Evaluation/Section 2002 Evaluation that was prepared for this project.

Based upon studies, there is no prudent and feasible alternative to the acquisition of 0.2 hectare (0.5 acre) from the East Broad Top Railroad National Historic Landmark and impacts to 82 linear meters (270 linear feet) of the National Register eligible Shade Gap Branch of the East Broad Top Railroad.

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

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

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-918. Filed for public inspection May 25, 2001, 9:00 a.m.]

FISH AND BOAT COMMISSION

Triploid Grass Carp Permit Application

Under 58 Pa. Code § 71.7, the Fish and Boat Commission (Commission) may issue permits to stock triploid grass carp in Commonwealth waters. Triploid grass carp are sterile fish that may, in appropriate circumstances, help control aquatic vegetation. The Commission has determined consistent with 58 Pa. Code § 71.7(e)(3) to seek public input with respect to any proposed stockings of triploid grass carp in waters having a surface area of more than 5 acres.

Interested persons are invited to submit written comments, objections or suggestions about the notice to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 10 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted. Comments also may be submitted electronically at "ra-pfbcregs@state.pa.us." A subject heading of the proposal and a return name and address must be included in each transmission. In addition, all electronic comments must be contained in the text of the transmission, not in an attachment. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt.

The following application to stock triploid grass carp in waters having a surface area of more than 5 acres is currently undergoing staff review:

<i>Applicant</i>	<i>Water</i>	<i>Location of Water</i>	<i>Description of Water</i>	<i>Nature of Vegetation to be Controlled</i>
Mike Kaufman	Lake Merriman	Muddy Creek Township Butler County	8-acre lake on unnamed tributary to Little Yellow Creek	Myriophyllum spp. Typha spp. Filamentous Algae

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 01-919. Filed for public inspection May 25, 2001, 9:00 a.m.]

HOUSING FINANCE AGENCY

Request for Proposals

The Housing Finance Agency (Agency) is announcing the availability of funds for the Ancillary Facilities Serving Homeless Population Demonstration Program. The Agency has set aside \$1.5 million to provide funding to qualified organizations to develop, construct, operate and maintain ancillary facilities necessary for providing services, such as job training, education, child care, health care and/or other supportive services, to homeless individuals and families. The proposed facilities must be in proximity to housing facilities financed through the Agency and the services to be provided must be available to residents residing in Agency funded housing developments.

Funding will be made available on a competitive basis based upon responses to the request for proposals from qualified organizations. Requests for copies of the request for proposals may be directed to Housing Finance Agency, Attn: Charlotte Nelson, 2101 N. Front Street, Harrisburg, PA 17110, (717) 780-3911, TDD (717) 780-1869.

Additional information may be published, from time to time, on the Agency's website at www.phfa.org.

Completed proposals must be delivered to the Agency before noon on August 31, 2001. It is anticipated that the funds will be committed no later than October 2001.

Upon submission of the proposal to the Agency, the proposal material shall become the property of the Agency. The Agency reserves the right to amend, modify or discontinue the Ancillary Facilities Serving Homeless Population Demonstration Program at any time.

WILLIAM C. BOSTIC,
Executive Director

[Pa.B. Doc. No. 01-920. Filed for public inspection May 25, 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

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>
16A-516	State Board of Nursing General Revisions of the Professional Nursing Provisions	05/11/01	04/11/03

State Board of Nursing Regulation No. 16A-516 General Revisions of the Professional Nursing Provisions

May 11, 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 State Board of Nursing (Board) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by April 11, 2003, the regulation will be deemed withdrawn.

1. Section 21.1. Definitions.—Clarity; Feasibility.

Accredited program

We have two issues. First, we could not find this term used either in existing Chapter 21 or the proposed amendments. Is this definition needed? Second, if this term is applied to existing nursing education programs, do they meet this definition?

Compliance review

This definition refers to "guidelines of the Board." Where can these guidelines be found?

2. Section 21.21. Application for examination.—Clarity.

The Board is eliminating the existing 2-week time period for out-of-State candidates to file transcripts. The Board should specify when the transcript is required.

3. Section 21.31. Compliance reviews; list of approved schools.—Clarity.

The Preamble is clear regarding how the Board conducts compliance reviews of nursing education programs under subsection (a). However, the wording of the regulation is unclear concerning how the reviews differ between

accredited and nonaccredited programs. The Preamble explains the accrediting process, but the regulation is silent. The final regulation should define "accredited" or specify the process in this section. For clarity, the Board should also consider using separate subsections for accredited and nonaccredited programs.

Subsection (b) specifies that the Board will compile and publish an annual list of approved nursing education programs. The regulation should state when and where the list will be published. We also question whether the information relating to the percentage of graduates passing the standard examination for a particular nursing education program is available?

4. Section 21.33. Types of approval.—Clarity.

Paragraph (1) states "the Board may grant initial approval to a new nursing education program, with evidence that acceptable standards are being met, for a period of time necessary to evaluate the results. . . ." Paragraph (3) states "the Board may place on provisional approval a nursing education program not meeting acceptable standards." We have two concerns.

First, what are acceptable standards? Are the "acceptable standards" the provisions of Subchapter A? The regulation should list the standards or provide a cross-reference to the specific standards a program must meet. Second, the Board should provide a specific amount of time to clarify the phrase "for a period of time necessary."

In addition, paragraph (3) states "[If] the standards are not met within a time designated by the Board. . . ." The Board should specify an amount of time in the regulation within which a nursing education program must meet the standards. Section 21.34(a) specifies that the Board will provide "90 days notice" of its intent to remove a nursing education program from the approval list. Adding a specific amount of time in paragraph (3) would be consistent with this provision.

5. Section 21.34. Removal from approved list; percentage failure rate in examination.—Reasonableness; Protection of the public health, safety and welfare.

We have three concerns with this section. First, in subsection (b)(2), the Board proposes to place a nursing education program on provisional approval status if, in one examination year, 20% or more of its graduates fail the licensure examination (NCLEX) on their first try. Currently, the regulation provides for nursing education programs to be placed on provisional approval status if 40% or more of the graduates fail the examination.

In its Preamble, the Board states that if the amendment was in effect, the following nursing education programs would be on provisional approval status:

- 6 out of 26 diploma programs;
- 11 out of 22 associate programs;
- 17 of 32 baccalaureate programs.

This projection raises serious concerns with existing nursing education programs and the reported nursing shortage in this Commonwealth. Will the 20% standard, based upon first time failure of licensure examinations, improve the quality of existing nursing education programs? The Preamble says that the Board believes "a number of programs are not providing sufficient support services for students which results in lower pass rates for their graduates." Did the Board consider implementing

more stringent requirements for programs to provide adequate support services?

Commentators have cited existing problems such as nursing shortages and falling enrollment rates in nursing education programs. If the amendment goes into effect, what impact would this have on the reported nursing shortage in this Commonwealth?

The House Professional Licensure Committee in their comments to the Board of April 24, 2001, raised several concerns with this proposed regulation. The Committee recommends that the Board "reconsider its proposal to raise the standard for program approval, in that this action would likely have an adverse impact on the shortage of nursing professionals." We concur with the concerns raised by the Committee.

Second, the regulation specifies in subsection (b)(2), that the 20% failure rate is to encompass "graduates taking the licensure examination for the first time." A commentator expressed concern with reliance on the first time a graduate takes the examination. Should consideration be given for example, to those who take the examination 6 to 12 months after graduation? Should the Board consider graduates that fail the exam the first time, but retake and pass the exam the second time within the year?

Third, subsection (b)(4) provides that the Board "may consider additional documented statistics concerning the examination scores received in other states by Commonwealth graduates in determining the approval status of the program." We have several questions.

What additional documents or statistics will the Board consider? Will this be done in a comprehensive manner that includes graduates who both pass and fail the examination? If this information could affect the Board's decision to place a program on provisional approval, the word "will" in subsection (b)(1) and (2) should be changed to "may."

6. Section 21.41. Notification; completion of program; records.—Clarity.

Subsection (c) provides that "a controlling institution is a university, college or hospital which conducts programs of education in nursing." The Board is defining the term "controlling institution" within the text of the regulation. The last sentence of subsection (c) should be removed and placed in § 21.1 (relating to definitions). Further, in § 21.71(a)(5), the Board uses the term "institution of higher education." Are the terms "controlling institution" and "institution of higher education" referring to the same institutions? If so, the term "controlling institution" should be used in both sections.

7. Section 21.51. Establishment.—Reasonableness; Implementation procedures; Clarity.

Program director

Subsection (b)(1)(vii) provides for a feasibility study to include a "job description for a full-time program director who meets the qualifications in § 21.71." We have two concerns with this section.

First, the reference in subsection (b)(1)(vii) should be more specific than just "Section 21.71." For example, it should direct the reader to § 21.71(a)(1) relating to full-time nurse administrator and § 21.71(b) relating to faculty and nurse administrator qualifications.

Second, the term "program director" has been changed in the proposed regulation to "nurse administrator" in § 21.71(a)(1) and (b). These terms should be consistent.

Transitional programs

Commentators state the amended regulation would not allow a hospital-based nursing education program to transition to an independent degree-granting program. The problem is that a new independent degree-granting program cannot be accredited until it graduates its first class of nursing students, even though it already existed as an accredited hospital-based nursing education program. The Board should explain how these programs would maintain Board approval in the transition to the new requirements.

8. Section 21.71. Faculty and staff requirements.—Fiscal impact; Clarity.

Subsection (a)(5) requires programs to have a "full-time librarian with at least a bachelor's degree in library science." Has the Board considered the fiscal impact on nursing education programs that may not currently meet the proposed criteria for a librarian?

Subsection (b)(6) consists of one lengthy sentence containing four conjunctions. For clarity, the Board should break this provision into more than one sentence.

9. Section 21.72. Faculty policies.—Clarity.

Subsection (f) requires faculty members to maintain a record of participation in continuing education, professional development and other activities. Should the program also be required to keep this record?

10. Section 21.90. Curriculum philosophy, purposes and objectives.—Clarity.

In subsection (a), the concluding phrase "at stated time intervals" is vague. How often should the faculty review or revise the curriculum philosophy, purposes and objectives?

11. Section 21.90a. Core curriculum requirements.—Reasonableness; Clarity.

Subsection (a)(1) only uses areas of nursing practice identified by the National Council of State Boards of Nursing. Commentators believe this is too restrictive and information such as feedback from graduates and employers should also be considered. Did the Board consider other sources of information?

12. Section 21.90b. General education criteria.—Reasonableness; Clarity; Duplication.

The standards in this section are vague and contain nonregulatory language. How will nursing education program administrators know if their programs comply with these criteria? How will the Board enforce these criteria?

Subsection (b) refers to "education principles." What "education principles" does this refer to and where can they be found?

In subsection (c), it is unclear what is required by the sentence "[C]onsideration shall be given to students' individual differences."

Subsection (f) contains vague language. What is an optimal ratio of students to faculty? What are "optimal learning opportunities"?

Subsection (g) appears to overlap subsection (e). Should the curriculum requirement in subsection (g) be moved to § 21.90a (relating to core curriculum requirements)?

13. Section 21.91. Facility and resource requirements.—Reasonableness; Clarity.

Subsection (b) contains subjective standards. Paragraph (1) uses the phrase "sufficient to meet the needs." Paragraphs (2)—(4) use the term "adequate." Paragraph (5)(iii) uses the term "current." How can a program know if it complies with these requirements? How does the Board intend to enforce these standards?

14. Section 21.123. Access and use of records.—Need.

Existing § 21.123 provides safeguards for personal information. Why is this section being deleted?

15. Section 21.131. Evaluation.—Clarity.

The first sentence states, "the program shall be evaluated. . . ." However, it does not state who has the responsibility to do the evaluation. Is this the responsibility of the nurse administrator or the faculty?

JOHN J. MCGINLEY,
Chairperson

[Pa.B. Doc. No. 01-921. Filed for public inspection May 25, 2001, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Merger by Acquisition of Stock Without Hearing

A-310800 F0007; A-310510 F2000; A-311095; and A-311095 F0002. Commonwealth Telephone Enterprises, Inc., Commonwealth Telephone Company, CTSI, Inc. and CTSI, LLC. Application of Commonwealth Telephone Enterprises, Inc., Commonwealth Telephone Company, CTSI, Inc. and CTSI, LLC, for all approvals required under the Public Utility code for the transactions related to the restructuring of CTSI, Inc., including, inter alia, the associated acquisition by creation of a wholly-owned subsidiary, merger by acquisition of stock and provision and abandonment of service.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before June 11, 2001, under 52 Pa. Code (relating to public utilities).

Applicant: Commonwealth Telephone Company, CTSI, Inc. and CTSI, LLC

Through and By Counsel: David P. Zambito, Malatesta, Hawke and McKeon, Harrisburg Energy Center, 100

North Tenth Street, P. O. Box 1778, Harrisburg, PA 17105.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-922. Filed for public inspection May 25, 2001, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (Commission). Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before June 18, 2001, as set forth at 52 Pa. Code § 3.381 (relating to applications for the transportation of property and persons). The protests shall also indicate whether it applies to the temporary authority application or the permanent application, or both.

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 the application.*

A-00117413, Folder 1, Am-A Homestead Taxi, LLC (25 West Branch Road, Sellersville, Bucks County, PA 18960), a corporation of the Commonwealth of Pennsylvania—persons upon call or demand, in the borough of Sellersville, Bucks County: *So as to Permit* the transportation of persons upon call or demand, in the boroughs of Hatfield, Lansdale, Souderton, Telford and North Wales, and the townships of Montgomery, Hatfield, Upper Gwynedd, Lower Gwynedd, Towamencin, Whitpain, Worcester, Lower Salford and Franconia, all in Montgomery County.

Application of the following for approval of the *beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods by transfer as described under each application.*

A-00117830 Bailey-Mac, Inc. (3608 Orchard View Road, Reading, Berks County, PA 19606), a corporation of the Commonwealth of Pennsylvania—(1) household goods in use, from points in the city of Reading, Berks County, and within 8 miles by the usually traveled highways of the limits thereof, to points within 75 miles by the usually traveled highways of the limits of said city, and vice versa; and (2) property, excluding household goods in use, between points in Pennsylvania; which is to be a transfer of all of the rights authorized under the certificate issued at A-00112978 to Blank's Moving, Inc., subject to the same limitations and conditions. *Attorney:* Robert F. Roberts, 519 Walnut Street, P. O. Box 8551, Reading, PA 19603.

Notice of Motor Carrier Applications— Persons in Limousine Service

The following applications for authority to transport persons in **limousine service between points in Pennsylvania** have been filed with the Pennsylvania Public Utility Commission. The applications will be con-

sidered without hearing in the absence of substantive protests limited to the issue of applicant fitness. Protests to these applications are due on or before June 18, 2001.

A-00117818 E. J. Enterprises, Inc.
105 Sunset Drive
Archbald, PA 18403

Mark S. Jennings
303 10th Street
Honesdale, PA 18431

AFFORDABLE LIMOUSINE INC
845 SIR THOMAS COURT
SUITE D-1
HARRISBURG, PA 17112

In re: A-00113633C0001
A-00113633

Dear Respondent:

On December 15, 2000, the Bureau of Transportation and Safety instituted a complaint against Affordable Limousine, Inc., respondent, alleging failure to maintain proper evidence of current insurance in violation of the Public Utility Code. The respondent was duly notified that if acceptable evidence of insurance or an answer was not filed, the Bureau would request that the Secretary of the Commission revoke the certificate of public convenience issued to the respondent at A-00113633.

The complaint and notice were published in the February 24, 2001 Issue of the *Pennsylvania Bulletin*; to date, more than twenty (20) days later, neither evidence of insurance nor an answer to the complaint has been filed. Therefore, the allegation in the complaint is deemed to be admitted.

The complaint at A-00113633C0001 is hereby sustained and the right(s) and the certificate of public convenience issued to the respondent at A-00113633 be and are hereby revoked; and the respondent has no other operating authority. The respondent is hereby notified to cease and desist from providing service previously authorized under the certificate of public convenience.

Very truly yours,
James J. McNulty
Secretary

Service of Complaints

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. PMM Company; Doc. No. A-00102244C0101

Complaint

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

1. That PMM Company, respondent, maintains its principal place of business at 112 Station Street, Aliquippa, Beaver County, PA 15001.

2. That respondent was issued a certificate of public convenience by this Commission on October 30, 1980, at Docket No. A-00102244.

3. That respondent, on August 18, 2000, was sent an initial assessment of \$108. Respondent failed to pay the assessment; therefore, a balance was due of \$108.

4. That respondent has an outstanding assessment of \$108.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated 66 Pa.C.S. § 510(c).

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission cancel the certificate of public convenience issued to respondent, direct the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, notify the Pennsylvania Department of Revenue that respondent's certificate of public convenience has been revoked and notify respondent's insurance carrier that respondent's certificate of public convenience has been revoked.

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

Verification

I, George T. Mahan, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
George T. Mahan, Director

Notice

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the publication date of this issue of the *Pennsylvania Bulletin*. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Transportation and Safety will request that the Commission enter an order imposing the penalty set forth in the complaint.

C. You may elect not to contest this complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Bureau of Audits, Attention Steve Reed
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of

Transportation and Safety will request the Commission to enter an order imposing the penalty set forth in the complaint.

E. If you file an answer which contests the complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in this complaint.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Linda J. Allison, t/a Allison's Moving Service; Doc. No. A-00110878C0101

Complaint

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

1. That Linda J. Allison, t/a Allison's Moving Service, respondent, maintains her principal place of business at P. O. Box 811, Huntingdon, Huntingdon County, PA 16652.

2. That respondent was issued a certificate of public convenience by this Commission on April 14, 1994, at Docket No. A-00110878.

3. That respondent, on August 31, 1999, was sent an initial assessment of \$814. Respondent failed to pay the assessment; therefore, a balance was due of \$814.

4. That respondent, on August 18, 2000, was sent an initial assessment of \$974. Respondent failed to pay the assessment; therefore, a balance was due of \$1,788.

5. That respondent has an outstanding assessment of \$1,788.

6. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

7. That respondent, by failing to pay the assessment, violated 66 Pa.C.S. § 510(c).

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission cancel the certificate of public convenience issued to respondent, direct the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, notify the Pennsylvania Department of Revenue that respondent's certificate of public convenience have been revoked and notify respondent's insurance carrier that respondent's certificate of public convenience have been revoked.

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

Verification

I, George T. Mahan, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to

prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

George T. Mahan, Director

Notice

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the publication date of this issue of the *Pennsylvania Bulletin*. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Transportation and Safety will request that the Commission enter an order imposing the penalty set forth in the complaint.

C. You may elect not to contest this complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Bureau of Audits, Attention Steve Reed
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request the Commission to enter an order imposing the penalty set forth in the complaint.

E. If you file an answer which contests the complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in this complaint.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Tri-State Armored Service, Inc.; Doc. No. A-00115548C0101

Complaint

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

1. That Tri-State Armored Services, Inc., respondent, maintains its principal place of business at 219 North White Horse Pike, Hammonton, Atlantic County, New Jersey 08037.

2. That respondent was issued a certificate of public convenience by this Commission on December 15, 1999, at Docket No. A-00115548.

3. That, on August 18, 2000, the respondent was sent an initial assessment of \$4,388. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$4,388.

4. That respondent has outstanding assessments of \$4,388. Furthermore, respondent does not have current evidence of insurance on file with this Commission.

5. That respondent failed to file objections to the assessments, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessments, violated 66 Pa.C.S. § 510(c).

7. That respondent, by failing to maintain evidence of insurance on file with this commission, violated 52 Pa. Code §§ 32.2 and 32.11.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission cancel the certificate of public convenience issued to respondent, direct the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, notify the Pennsylvania Department of Revenue that respondent's certificate of public convenience have been revoked and notify respondent's insurance carrier that respondent's certificate of public convenience has been revoked.

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

Verification

I, George T. Mahan, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

George T. Mahan, Director

Notice

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the publication date for this issue of the *Pennsylvania Bulletin*. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Transportation and Safety will request that the Commission enter an order imposing the penalty set forth in the complaint.

C. You may elect not to contest this complaint by paying your outstanding assessments and by providing current evidence of insurance within twenty (20) days.

Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Bureau of Audits, Attention Steve Reed
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request the Commission to enter an order imposing the penalty set forth in the complaint.

E. If you file an answer which contests the complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in this complaint.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-923. Filed for public inspection May 25, 2001, 9:00 a.m.]

Telecommunications

A-311080. North Pittsburgh Telephone Company and Cricket Communications, Inc. d/b/a Cricket Wireless, Inc. Joint petition of North Pittsburgh Telephone Company and Cricket Communications, Inc. d/b/a Cricket Wireless, Inc. for approval of a commercial mobile radio services interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

North Pittsburgh Telephone Company and Cricket Communications, Inc. d/b/a Cricket Wireless, Inc. filed on May 14, 2001, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the North Pittsburgh Telephone Company and Cricket Communications, Inc. d/b/a Cricket Wireless, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-924. Filed for public inspection May 25, 2001, 9:00 a.m.]

Telecommunications

A-310967. Verizon Pennsylvania Inc. and Cambrian Communications LLC. Joint petition of Verizon Pennsylvania Inc. and Cambrian Communications LLC for approval of adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Cambrian Communications LLC filed on May 11, 2001, at the Pennsylvania Public Utility Commission, a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and Cambrian Communications LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-925. Filed for public inspection May 25, 2001, 9:00 a.m.]

Telecommunications

A-310097F0002. Verizon Pennsylvania Inc. and Network Plus, Inc. Joint petition of Verizon Pennsylvania Inc. and Network Plus, Inc. for approval of adoption of an interconnection agreement, and supplemental agreement no. 1 regarding UNE remand, under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Network Plus, Inc. filed on May 11, 2001, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and Network Plus, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-926. Filed for public inspection May 25, 2001, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #0126.S, Appraisal of PRPA Facilities, until 2 p.m. on Thursday, July 12, 2001. The bid documents can be obtained from the Director of Procurement, Philadelphia Regional Port Authority, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available May 29, 2001. PRPA

is an equal opportunity employer. Contractor must comply with all applicable equal employment opportunity laws and regulations.

Mandatory prebid meeting will be held Thursday, June 7, 2001, 10 a.m. at 3460 N. Delaware Avenue, Philadelphia, PA 19134.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 01-927. Filed for public inspection May 25, 2001, 9:00 a.m.]

STATE BOARD OF EDUCATION

Approval of PSSA General Performance Level Descriptors and Performance Level Scores

At its regular public meeting held May 10, 2001, the State Board of Education (Board) unanimously approved General Performance Level Descriptors and Pennsylvania System of School Assessment (PSSA) Performance Level Scores recommended to the Board by the Department of Education (Department). The approved general performance descriptors and PSSA performance level scores were recommended to the Board by the Department at a special public study session of the Board held on May 9, 2001. The Board action was taken under general authority granted to it by the Public School Code of 1949 (24 P. S. §§ 1-101—27-2702) and in accordance with specific provisions of the Board's regulations codified at 22 Pa. Code Chapter 4 (relating to academic standards and assessment). The approved general performance descriptors and PSSA performance level scores are described *infra* in the Appendix.

Background

Published at 29 Pa.B. 399 (January 16, 1999) the regulations of the Board now codified at 22 Pa. Code Chapter 4 "establish rigorous academic standards and assessments to facilitate the improvement of student achievement and to provide parents and communities a measure by which school performance can be determined." See 22 Pa. Code § 4.2 (relating to purpose). To help accomplish these goals, the Board established in Chapter 4 a State assessment system. The State assessment system is designed specifically to accomplish the following purposes:

- (1) Provide students, parents, educators and citizens with an understanding of student and school performance.
- (2) Determine the degree to which school programs enable students to attain proficiency of academic standards under § 4.12 (relating to academic standards).
- (3) Provide results to school districts, including charter schools, and AVTSs for consideration in the development of strategic plans under § 4.13 (relating to strategic plans).
- (4) Provide information to State policymakers including the General Assembly and the Board on how effective schools are in promoting and demonstrating student proficiency of academic standards.
- (5) Provide information to the general public on school performance.

(6) Provide results to school districts, including charter schools, and AVTSs based upon the aggregate performance of all students, for students with an Individualized Education Program (IEP) and for those without an IEP. See 22 Pa. Code § 4.51(a).

As prescribed by the regulations, the criteria for judging performance on State assessments are the following:

(1) Performance on State reading assessments shall be demonstrated by students' responses to comprehension questions about age-appropriate reading passages and by their written responses to indepth comprehension questions about the passages.

(2) Performance on State mathematics assessments shall be demonstrated by students' responses to questions about grade-appropriate content and by the quality of their responses to questions which require a written solution to a problem.

(3) Performance on State writing assessments shall be demonstrated by the quality of students' written compositions on a variety of topics and modes of writing. See 22 Pa. Code § 4.51(b)(1)—(3). Levels of proficiency established by the regulations are "advanced, proficient, basic and below basic." 22 Pa. Code § 4.51(b)(4).

Under the regulations, it is the responsibility of the Department to develop State assessments "based on academic standards in mathematics, reading and writing under § 4.12 [(relating to academic standards)]." See 22 Pa. Code § 4.51(c). In developing assessments, the Department is required "to consult with educators, students, parents and citizens regarding the specific methods of assessment." Individual test results from the assessment are to be used in planning instruction "only by parents, teachers, administrators and guidance counselors with a need to know based upon local board policy on testing and in reporting academic progress." *Id.* The Department and other Commonwealth entities are prohibited from collecting individual student test scores, and may only collect aggregate test scores by school and district. *Id.*

The State assessments must be administered annually and include assessments of the State academic standards in mathematics and reading at grades 5, 8 and 11 and in writing at grades 6, 9 and 11. See 22 Pa. Code § 4.51(d). Students not achieving at the proficient level in the administration of State assessments in grade 11 must be provided one additional opportunity in grade 12 to demonstrate a proficient level on State assessments. See 22 Pa. Code § 4.51(e). The Secretary of Education has the authority to establish guidelines for the administration of the State assessment system. See 22 Pa. Code § 4.51(h).

Development and Approval of Descriptors and Scores

As part of the State assessment system established by the regulations, the Board delegated to the Department the very important task of developing specific criteria for each of the performance levels prescribed by § 4.51(b)(4)—advanced, proficient, basic and below basic. Specifically, the Department is directed by the regulations to "consult with educators, students, parents and citizens," and then to "develop and recommend to the Board for its approval specific criteria for each performance level." *Id.*

As reported to the Board at its May 9, 2001, special study session, the Department met with educators, parents, community and business leaders from across this Commonwealth to assist the Department in the development of the performance levels descriptors and scores. Based on these efforts as described in detail for the Board

at its May 9, 2001, meeting, the Department recommended the performance level descriptors and scores that the Board ultimately adopted at its May 10, 2001, meeting. Before adopting the performance level descriptors and scores on May 10, 2001, the Board provided members of the public in attendance with the opportunity to comment on the Department's recommendation. The approved performance levels (as they appear infra) will be applied to the 2001 PSSA test scores, which will be released in fall 2001. The Department and the Board will review the descriptors and scores periodically based on actual experience in using them and consider revisions as appropriate, using the same process prescribed by § 4.51(b)(4).

Persons with questions or needing additional information regarding the Board's approval of these performance levels descriptors and scores may contact Peter H. Garland, Executive Director, State Board of Education, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-3787 or TDD (717) 787-7367. Persons with questions or needing additional information regarding the development and implementation of them may contact Michael J. Kozup, Director, Bureau of Curriculum and Academic Services, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-8913 or TDD (717) 787-7367.

PETER H. GARLAND,
Executive Director

APPENDIX

Pennsylvania's General Performance Level Descriptors and PSSA Performance Level Scores, as approved by the State Board of Education, are as follows:

General Performance Level Descriptors

Advanced—The Advanced Level reflects superior academic performance. Advanced work indicates an in-depth understanding and exemplary display of the skills included in the Pennsylvania Academic Content Standards.

Proficient—The Proficient Level reflects satisfactory academic performance. Proficient work indicates a solid understanding and adequate display of the skills included in the Pennsylvania Academic Content Standards.

Basic—The Basic Level reflects marginal academic performance. Basic work indicates a partial understanding and limited display of the skills included in the Pennsylvania Academic Content Standards. This work is approaching satisfactory performance but has not yet reached it. There is a need for additional instructional opportunities and/or increased student academic commitment to achieve the Proficient Level.

Below Basic—The Below Basic Level reflects inadequate academic performance. Below Basic work indicates little understanding and minimal display of the skills included in the Pennsylvania Academic Content Standards. There is a major need for additional instructional opportunities and/or increased student academic commitment to achieve the Proficient Level.

Performance Level Scores

Grade 5

	<i>Mathematics</i>	<i>Reading</i>
Advanced	1460	1480
Proficient	1300	1300
Basic	1170	1160
Below Basic		

Grade 8

	<i>Mathematics</i>	<i>Reading</i>
Advanced	1510	1490
Proficient	1300	1280
Basic	1180	1130
Below Basic		

Grade 11

	<i>Mathematics</i>	<i>Reading</i>
Advanced	1490	1520
Proficient	1310	1290
Basic	1180	1140
Below Basic		

[Pa.B. Doc. No. 01-928. Filed for public inspection may 25, 2001, 9:00 a.m.]

**STATE CHARTER SCHOOL
APPEAL BOARD**

Schedule of Meetings

Notice is hereby given that the State Charter School Appeal Board will meet as follows:

July 30, 2001	10 a.m.
August 27, 2001	10 a.m.
September 24, 2001	10 a.m.
November 5, 2001	1 p.m.
December 17, 2001	1 p.m.
February 13, 2002	1 p.m.
April 10, 2002	1 p.m.
June 5, 2002	1 p.m.

Unless due and timely notice to the contrary is given, these meetings will be held in the Honors Suite on the first floor of the Education Building, 333 Market Street, Harrisburg.

Persons with disabilities needing special accommodations to attend the meetings may contact Ernest Helling, Counsel to the Board, 9th Floor, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-5500 or the PA Relay Service (800) 654-5984 at least 24 hours in advance so that arrangements can be made.

ERNEST N. HELLING,
Board Counsel

[Pa.B. Doc. No. 01-929. Filed for public inspection May 25, 2001, 9:00 a.m.]

TURNPIKE COMMISSION

Retention of a Systems Integrator/Engineering Firm

Phase III of the Advanced Travelers Information System; Reference No. 3-139

The Turnpike Commission (Commission) is seeking interested firms to submit Letters of Interest for Systems

Integration Services for Phase 3 of the Commission's Advanced Travelers Information System (ATIS) Project.

This system will become the focal point for distribution of past, present and future Commission conditions to customers, for the Commission's internal utilization, as well as a source of information for other State and local agencies. The primary goal of this project will be to use the existing Intelligent Transportation Systems technology to monitor traffic flow and keep motorists informed of traffic conditions and allow the Commission's staff to efficiently and effectively manage the Commission's assets.

The ATIS is expected to evolve over time in a very modular fashion. A project specific open end contract is expected to be the principal development vehicle through which this system will evolve. Following are the guiding principles for the development of the system:

- The initial focus of the ATIS will be to build an operational system with a selected subset of information collection and dissemination capability.
- The designs for the ATIS will provide access to the diverse clients for the information that ATIS will collect and store.
- The ATIS will be modular in fashion such that new systems and technologies can be added with little to no affect on the existing components.

The short-term services to be provided include the design and development of the central software, detailed specification of computer hardware needs and implementation. In addition, the Commission foresees significant future effort in systems integration. As future devices and functionality are added, the Commission may require services to integrate new devices and enhanced capabilities. The estimated budget for this effort is \$ 2.5 million.

Questions and inquiries concerning this Project should be directed to Timothy M. Scanlon at (717) 939-9551 ext. 5590 or via e-mail at tscanlon@paturnpike.com. Direct contractual questions to George M. Hatalowich at (717) 986-8737; or via 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 the development team (Team) consisting of the prime consultant and subconsultants. The Team must clearly demonstrate the following:

- The ability to develop, starting with the functional requirements, a detailed requirements specification and system design for the Commission ATIS.
- The ability to document the development of these products in four major deliverables: system development plan, detailed requirements specification, acceptance test plan and detailed design document.
- The ability to assist the Commission staff in understanding the capabilities that will be provided through at least three formal reviews: preliminary design review, requirements walk-through and critical design review.
- The ability to integrate all required system components and provide an operational system passing all required acceptance test procedures that is fully in conformance with the system design.

b. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on similar projects. The members of

each Team should identify similar projects that have been completed by that firm as the prime or subconsultant, the magnitude of the project and the client.

- c. The specific experience and number of individuals who constitute each firm on the Team.
- 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 prime consultant's Federal identification number, the legal name, contact person or project manager, address of corporate office and project office, and other subconsultants on that Team. (If the firms have multiple offices, the location of the office performing the work must be identified.)

2. A 20 page expression of interest on the advertised project. Each Team should demonstrate their ability to perform the specific requirements indicated for the project and explain how the firms on the Team have successfully completed similar type projects of the same magnitude. The following topics must be addressed:

- Development Team Management and Experience (three pages maximum)—Specific to the development team, the Team shall present its experience and approach to the management of an incremental build process and experience with task order contracts. The development team certifications shall also be listed and discussed.

- Basic System Architecture (five pages maximum)—The Team shall demonstrate substantive experience in developing and implementing similar systems and shall describe a basic architecture including: hardware/software environment and database management system; graphical user interface functionality; and the integration of existing roadway subsystems.

- Development Process (five pages maximum)—In this section, the Team shall describe the development process, how it will be controlled, tracked and demonstrated. This must include: requirements tracking and configuration management; rapid prototyping; and development testing.

- Training, Operations and Maintenance (three pages maximum)—The Team shall demonstrate an understanding and an approach to performing the transition of the system to operations and maintenance. This should address: acceptance testing; training and documentation; and maintenance.

- Other Qualifications (four pages maximum)—The firm may include additional qualifications materials demonstrating their experience and qualifications in this section.

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

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

5. The letter of interest must also include the following:

- Standard Form 254—Architect-Engineer and Related Services Questionnaire in its entirety, not more than 1 year old as of the date of the advertisement. (One for the prime consultant and each subconsultant.)
- 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.
- 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.

The Commission is committed to the inclusion of disadvantaged, minority and woman firms in contracting opportunities. The minimum participation level for DBE/MBE/WBEs in this contract will be 10%. Responding firms shall clearly identify DBE/MBE/WBE firms, expected to participate in these contracts, in their letter of interest. If the selected firm does not meet the minimum requirement for DBE/MBE/ WBE participation, they will be required to demonstrate good faith efforts to achieve the required level. Proposed DBE/MBE/WBE firms must be certified by the Department at the time of the submission of the letter of interest. If further information is desired concerning DBE/MBE/WBE participation, direct inquiries to the Contracts Administration Department, Turnpike Commission, by calling (717) 939-9551 ext. 4241.

Firms interested in performing the previous services are invited to submit six copies of the letter of interest and required information to Barry L. Troup, P.E., Turnpike Commission Administration Building, Route 238 and Eisenhower Boulevard, Highspire, PA 17034. (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676.)

The letter of interest and required information must be received by 12 p.m., Friday, June 22, 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, three or more firms will be shortlisted for this project. The shortlisted firms will be required to submit a technical proposal and a cost proposal based on the final versions of the "Phase III ATIS Systems Integration Systems Integrator RFP Sections" and the "Phase III Systems Integration Functional Requirements." Draft versions of these documents are available from Al Kazickas at akazickas@hntb.com.

Firms that submit technical and cost proposals will be required to give an oral presentation of their proposal to the Proposal Evaluation Team. The selected firm will be required to provide a 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.

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. 01-930. Filed for public inspection May 25, 2001, 9:00 a.m.]