

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 July 31, 2001.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
7-26-01	Community Financial, Inc., Camp Hill, to acquire 100% of the shares of common stock of Community Trust Company, Camp Hill	Camp Hill	Approved and Effective

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-26-01	CSB Bank Curwensville Clearfield County Purchase of assets/ assumption of liabilities of one branch office of AmeriServ Financial Bank, Johnstown, located at: 356 Main Street Coalport Clearfield County	Curwensville	Filed
7-27-01	Mauch Chunk Interim Trust Company, Jim Thorpe, and Mauch Chunk Trust Company, Jim Thorpe <i>Surviving Institution</i> — Mauch Chunk Interim Trust Company, Jim Thorpe, with a change in corporate title to "Mauch Chunk Trust Company"	Jim Thorpe	Filed

Application to merge being used solely to facilitate the acquisition of Mauch Chunk Trust Company by Mauch Chunk Trust Financial Corp., Jim Thorpe, a bank holding company in organization.

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-25-01	Iron Workers Savings Bank Aston Delaware County	Olde Ridge Village Wilmington Pike and Ridge Road Chadds Ford Delaware County	Filed
7-26-01	Firsttrust Savings Bank Conshohocken Montgomery County	Greentree Mews Suites #1 & #4 600 North Route 73 Marlton Burlington County New Jersey	Filed
7-26-01	First Heritage Bank Wilkes-Barre Luzerne County	685 Wyoming Avenue Kingston Luzerne County	Approved

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-13-01	Keystone Savings Bank Bethlehem Northampton County	<i>To:</i> 3091 William Penn Highway Palmer Township Northampton County <i>From:</i> 3745 Nicholas Street Palmer Township Northampton County	Effective

SAVINGS INSTITUTIONS**Branch Applications**

<i>Date</i>	<i>Name of Association</i>	<i>Location</i>	<i>Action</i>
7-27-01	East Stroudsburg Savings Association Stroudsburg Monroe County	Routes 940 & 115 Blakeslee Tobyhanna Township Monroe County	Approved

CREDIT UNIONS

No activity.

JAMES B. KAUFFMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-1459. Filed for public inspection August 10, 2001, 9:00 a.m.]

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

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of August, 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 of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in Pennsylvania. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the U. S. Treasury. The latest yield rate on long-term government securities is 5.59 to which was added 2.50 percentage points for a total of 8.09 that by law is rounded off to the nearest quarter at 8%.

JAMES B. KAUFFMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-1460. Filed for public inspection August 10, 2001, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES**Community Conservation Partnerships Program**

The Department of Conservation and Natural Resources (DCNR) has announced an open application period for funding of planning, acquisition, development and technical assistance projects from the Community Conservation Partnerships Program.

The Community Conservation Partnerships Program combines several funding sources that were previously administered by the Bureau of Recreation and Conservation as separate grant programs. These are the Keystone Recreation, Park and Conservation Fund (Keystone), the Environmental Stewardship and Watershed Protection Act (Growing Greener) and the Pennsylvania Recreational Trails Program funded with Federal TEA-21 fund moneys. The grant program components funded by these sources: Community Recreation (\$12M), Land Trusts (\$4.5M), Rails-to-Trails (\$1.4M), Rivers Conservation (\$1.4M), Pennsylvania Recreational Trails (\$1M) and the Growing Greener Program (\$7M) have been combined into one application cycle and a single application format and process resulting in less paperwork. Some additional funding may be available for snowmobile and ATV trails under recently passed legislation—Act 68 of 2001.

An announcement of this open application period, information on preapplication workshops and order form for the application manual has been sent to Commonwealth municipalities, municipal agencies, appropriate/authorized organizations and prequalified land trust organizations. A copy of the announcement, grant application manual and forms, and additional information may

be obtained by contacting the Department of Conservation and Natural Resources, Bureau of Recreation and Conservation, 6th Floor Rachel Carson State Office Building, P. O. Box 8475, Harrisburg, PA 17105-8475 (717) 783-4734, e-mail at rec&con@state.pa.us. Information is also available on the web at www.dcnr.state.pa.us/grants. Completed grant applications should be mailed to the previous postal address and must be postmarked no later than October 31, 2001.

Applications will not be accepted via FAX or e-mail.

Persons with a disability who wish to submit an application and require assistance should contact Darrel Siesholtz at the previous number to discuss how DCNR may best accommodate their needs. TTY or TDD users call (800) 654-5984.

JOHN C. OLIVER,
Secretary

[Pa.B. Doc. No. 01-1461. Filed for public inspection August 10, 2001, 9:00 a.m.]

Pennsylvania Recreational Trails Advisory Board

The Department of Conservation and Natural Resources (DCNR) is accepting nominations through September 30, 2001, for three new appointments to the Pennsylvania Recreational Trails Advisory Board (Board). The Board was created on October 29, 1992, in accordance with the provisions of the Transportation Equity Act for the 21st Century (TEA 21).

The Board consists of one member from each of the following nine recreational trail user organizations: Hiking; Cross-Country Skiing; Off-Highway Motorcycling; Snowmobiling; Horseback Riding; All-Terrain Vehicle Driving; Bicycling; Four-Wheel Driving and Water Trails. One member also represents physically challenged individuals.

The Board's main responsibilities include advising DCNR on the use of Federal trails funding in Pennsylvania, reviewing and ranking trail project applications and presenting an annual report to the Secretary on the accomplishments of the preceding Federal fiscal year, including recommendations for changes.

Nominations for the three new appointees are to be made from individuals representing the following trail user organizations: Horseback Riding, Cross-Country Skiing and 4-Wheel Driving.

Nominations must be submitted to DCNR by September 30, 2001. Appointments will be made by the Secretary of DCNR. Appointees will serve for 3 consecutive years.

To obtain a nomination form, contact Department of Conservation and Natural Resources, Bureau of Recreation and Conservation, Pennsylvania Recreational Trails Program, P. O. Box 8475, Harrisburg, PA 17105-8475, (717) 772-3319, e-mail: scope@state.pa.us.

For more information, visit us through the Pennsylvania homepage at www.state.pa.us, or visit DCNR directly at www.dcnr.state.pa.us.

Persons with a disability who wish to submit a nomination for the Board and require special assistance should contact Scott Cope at (717) 772-3319 to discuss how

DCNR may best assist their needs. TTY or TDD users call (800) 654-5984.

JOHN C. OLIVER,
Secretary

[Pa.B. Doc. No. 01-1462. Filed for public inspection August 10, 2001, 9:00 a.m.]

Proposed Transfer of Lands

The Department of Conservation and Natural Resources, acting through the Bureau of Forestry, is preparing to transfer various interests in 14.82 acres of land in Fulton County, Brush Creek Township, to the Pennsylvania Department of Transportation via an Interdepartmental Agreement.

The extent of the interests conveyed are 3.01 acres in fee for right of way, 11.39 acres as a slope easement and 0.42 acre for a drainage easement. The purpose of this transfer is to allow the Department of Transportation to conduct an improvement project on U. S. Rt. 30 at Sideling Hill.

As is the policy of the Department of Conservation and Natural Resources, the public is hereby notified of this transfer. A 30-day period for public inquiry and/or comment will be in effect commencing August 13, 2001, and ending September 11, 2001. Oral or written comments or questions concerning this proposed transfer may be addressed to Dr. James R. Grace, State Forester, Bureau of Forestry, P. O. Box 8552, Harrisburg, PA 17105-8552; (717) 787-2703. These oral and/or written comments will become part of the official document used in the final decision process.

If, in the duration of the 30-day comment period, a significant amount of public concern develops, the Secretary of the Department of Conservation and Natural Resources may schedule a public informational meeting.

JOHN C. OLIVER,
Secretary

[Pa.B. Doc. No. 01-1463. Filed for public inspection August 10, 2001, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Eisenhower Postsecondary Grant Application Guidelines for Professional Development Programs for Improving Mathematics and Science Teaching and Learning

Applications from Commonwealth nonprofit organizations, which have previously conducted successful mathematics and/or science professional development activities, and Commonwealth institutions of higher education will be accepted for professional development programs specially-designed to improve mathematics and science teaching and learning in this Commonwealth. Grant awards will be funded with higher education money authorized by Subchapter II—Dwight D. Eisenhower Professional Development Program—The Improving America's Schools Act of 1994 (P. L. 103-382). Awards are contingent upon receipt of the Federal appropriation for

the Dwight D. Eisenhower Professional Development Program. The Commonwealth has approximately \$2 million available for competition.

Copies of the Eisenhower Postsecondary Grant Application (EPGA) guidelines are available on the Department of Education's (Department) webpage at <http://www.pde.psu.edu> or from the issuing office, which is the sole point of contact for the guidelines: Division of Program Services, Bureau of Postsecondary Services, Department of Education, 333 Market Street, Harrisburg, PA 17126-0333, (717) 772-3623; TDD (717) 783-8445.

A preproposal conference is scheduled for Tuesday, August 28, 2001, at 10 a.m. in the Honors Suite, 1st Floor, 333 Market Street, Harrisburg. If special accommo-

dations are required to participate in the preproposal conference, contact the Division of Program Services. Written questions are to be submitted by August 23, 2001, on PDE-4658, available on the Department's webpage at <http://www.pde.psu.edu>. Applications submitted in response to the EPGA guidelines are due in the Division of Program Services no later than 5 p.m., Friday, September 21, 2001.

CHARLES B. ZOGBY,
Secretary

[Pa.B. Doc. No. 01-1464. Filed for public inspection August 10, 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 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 before the application.

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

I. NPDES Renewal Applications

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0007641	Vulcan Construction Materials Inc. P. O. Box 29756 Richmond, VA 23242	Adams County Oxford Township	UNT South Branch Conewago Creek/7F	Yes

<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>
PA0084425	Conewago Township Sewer Authority 490 Coppenhaffer Road York, PA 17404	York County Conewago Township	Little Conewago Creek/7F	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0033162	Wynn Smeltzer c/o Martha Furnace MHP R. D. Box 208 Huckleberry Hill Port Matilda, PA 16870	Centre County Huston Township	9-c Bald Eagle Creek	Yes

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

PA0104507, Sewage. **Keith Palumbo**, 3600 Hubbard West Middlesex Road, West Middlesex, PA 16159.

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

For the purpose of evaluating effluent requirements for TDS, NO²-NO³, fluoride and phenolics, the existing/proposed downstream potable water supply (stream and Public Water Supplier) considered during the evaluation is the Shenango River and New Castle District Pennsylvania's Water Company located at New Castle, 24 miles below point of discharge.

Description of Activity: NPDES permit renewal for an existing treated sewage discharge

The receiving stream, unnamed tributary to the Shenango River, is in watershed 20-A and classified for: Warm Water Fishes, water supply and recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 350 GPD.

<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
Total Residual Chlorine	1.4		2.1
Fecal Coliform		200/100 ml as a geometric average	
pH		6.0 to 9.0 standard units at all times	

The EPA Waiver is in effect.

PA0104493, Industrial Waste. **Matson Timber—Land Co.**, Route 322, 1/2 a mile east of Corsica.

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

Description of Proposed discharge, is in watershed 17 B and classified for: CWF, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is PA American Water Co. on the Clarion River located at Clarion, approximately 12 miles below point of discharge.

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

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		<i>Instantaneous Maximum</i>
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	
Flow	XX				
BOD ₅			XX		
COD			XX		
Oil and Grease			XX		
TSS			XX		
Total Iron			XX		
Nitrate plus Nitrite			XX		
Nitrogen					
pH			XX		

The proposed effluent limits for Outfall 003 are based on a design flow of 0.0001 MGD.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow	XX				
Oil and Grease			15	20	30
TSS			30	100	100
pH	Within limits of 6.0 to 9.0 standard units at all times.				

XX—Monitor and report.

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

The EPA Waiver is in effect.

PA0104493, Industrial Waste. **National Fuel Gas Supply Corp.—Heath Compressor Station**, R. D. 1 Box 155, Sigel, PA 15860.

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

Description of Proposed discharge of noncontact cooling water and floor drain wastewater, is in watershed 17-A and classified for: high quality—cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Western PA Water Company on the Clarion River located at Clarion, approximately 30 miles below point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.13824 MGD.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow	XX				
Oil and Grease			15		30
Temperature	<i>Average Daily Allowable Discharge Temperature (°F)</i>				
January 01-31				45	
November 01-15				47	
November 16-30				43	
December 01-31				45	
pH	Within limits of 6.0 to 9.0 standard units at all times.				

The proposed effluent limits for Outfall 002 are based on a design flow of 0.13824 MGD.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow	XX				
Oil and Grease			15		30
Temperature	<i>Average Daily Allowable Discharge Temperature (°F)</i>				
January 01-31				45	
November 01-15				47	
November 16-30				43	
December 01-31				45	
pH	Within limits of 6.0 to 9.0 standard units at all times.				

The proposed effluent limits for Outfall 003 are based on a design flow of 0.00276 MGD.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow	XX				
Oil and Grease			15		30
pH	Within limits of 6.0 to 9.0 standard units at all times.				

XX—Monitor and report.

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

The EPA Waiver is in effect.

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

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

No. PA 0052507, Sewage, **George W. Sharp**, 876 Shavertown Road, Boothwyn, PA 19061.

This application is for renewal of an NPDES permit to discharge treated sewage from in Concord Township, **Delaware County**. This is an existing discharge to unnamed tributary to West Branch of Chester Creek.

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
Suspended Solids	10	20
Ammonia (as N)		
(5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Total Residual Chlorine	Monitor/Report	Monitor/Report
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 3 mg/l at all times	
pH	Within limits of 6.0—9.0 Standard Units at all times	

The EPA Waiver is in effect.

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

PA-0040614, Industrial, **Bethlehem Steel Corporation**, 1170 Eighth Avenue, Bethlehem, PA 18016.

This proposed facility is located in the City of Bethlehem, **Lehigh County**.

Description of Proposed Activity: Renewal of NPDES Permit to discharge noncontact air conditioning cooling water and blowdown.

The receiving stream, Monocacy Creek, is in the State Water Plan watershed #2C and is classified for: High Quality, cold water fishery. The nearest downstream public water supply intake for City of Philadelphia is located on Delaware is approximately 100 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of .004 MGD.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
Temperature				110°F
pH	6 to 9 SU at all times.			

PA#0062472, Sewage, **Chestnut Ridge MHP**, 175 Church Drive, Palmerton, PA 18071.

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

Description of Proposed Activity: Renewal of NPDES Permit to discharge treated sewage

The receiving stream, Aquashicola Creek, is in the State Water Plan watershed #2B and is classified for: Cold Water Fishery. The nearest downstream public water supply intake for Northampton Municipal Water Authority is located on Lehigh River is approximately 15 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of .026 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Inst. Maximum (mg/l)</i>
CBOD ₅	25		50
Total Suspended Solids	30		60
Dissolved Oxygen	A minimum of 5 mg/l at all times.		
Fecal Coliform	200/100 ml as a geometric mean		
(5-1 to 9-30)	2,000/100 ml as a geometric mean		
(10-1 to 4-30)	6.0 to 9.0 standard units at all times.		
pH			
Total Residual Chlorine	Monitor & Report		
1st Month through 24th Month			
25th Month through Expiration	1.2		2.8

PA-0061123, Sewage, **Moscow Sewer Authority**, P. O. Box 525, Moscow, PA 18444.

This proposed facility is located in Moscow Borough, **Lackawanna County**.

Description of Proposed Activity: Renewal of NPDES Permit to discharge treated sewage.

The receiving stream, Roaring Brook Creek, is in the State Water Plan watershed #5A and is classified for: High quality, cold water fishery. The nearest downstream public water supply intake for American Water Company is located on Roaring Brook Creek is 3 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of .18 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Inst. Maximum (mg/l)</i>
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N			
(5-1 to 10-31)	4		8
(11-1 to 4-30)	12		24
Phosphorus as "P"	.5	.75	1
Dissolved Oxygen	A minimum of 5 mg/l at all times.		
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine	1		2

PA#0063487, Sewage, **Northside Heights Estates, Inc.**, 97 Sam Brooke Circle, Lehighton, PA 18235-4226.

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

Description of Proposed Activity: Renewal of NPDES Permit to discharge treated sewage.

The receiving stream, an unnamed tributary to Lizard Creek, is in the State Water Plan watershed #2B and is classified for: TSF. The nearest downstream public water supply intake for Northampton is located on Lehigh River is approximately 20 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of .1 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Inst. Maximum (mg/l)</i>
CBOD ₅	25		50
Total Suspended Solids	30		60
NH ₃ -N			
(5-1 to 10-31)	5.3		10.6
(11-1 to 4-30)	15.9		31.8
Dissolved Oxygen	A minimum of 5 mg/l at all times.		
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine	.5		1.2

PA-0061913, Sewage, **Elk Mountain Ski Resort, Inc.**, R. R. 2, Box 3328, Uniondale, PA 18470.

This proposed facility is located in Herrick Township, **Susquehanna County**.

Description of Proposed Activity: Renewal of NPDES Permit to discharge treated sewage.

The receiving stream, East Branch Tunkhannock Creek, is in the State Water Plan watershed #4F and is classified for: cold water fishery. The nearest downstream public water supply intake for Danville Water Supply is located on Susquehanna River is approximately 100 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of .1 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Inst. Maximum (mg/l)</i>
CBOD ₅	25		50
Total Suspended Solids	30		60
NH ₃ -N			
(5-1 to 10-31)	3		9
(11-1 to 4-30)	9		18
Dissolved Oxygen	A minimum of 6 mg/l at all times.		
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine	.34		.80

PA#0029200, Sewage, **Snydersville Diner, Inc.**, R. R. 2, Stroudsburg, PA 18360.

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

Description of Proposed Activity: Renewal of NPDES Permit to discharge treated sewage.

The receiving stream, Kettle Creek, is in the State Water Plan watershed #2C and is classified for: High quality, cold water fishery. The nearest downstream public water supply intake for Stroudsburg emergency intake is located on McMichael Creek is approximately 6 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of .0125 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Inst. Maximum (mg/l)</i>
CBOD ₅			
(5-1 to 10-31)	20		40
(11-1 to 4-30)	25		50
Total Suspended Solids	30		60
NH ₃ -N			
(5-1 to 10-31)	3		6
(11-1 to 4-30)	9		12
Dissolved Oxygen	A minimum of 6 mg/l at all times.		
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		
(1st Month through 24th Month)	Monitor and Report		
(25th Month through Expiration)	1.2		2.8

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

PA #0020664, Sewage, **Middletown Borough Authority**, 60 West Emaus Street, Middletown, PA 17057-1499.

This facility is located in Middletown Borough, **Dauphin County**.

Description of activity: The application is for renewal of an NPDES permit for an existing discharge of treated sewage.

The receiving stream Susquehanna River is in Watershed 7-C and classified for warm water fishery, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Columbia Borough is located on the Susquehanna River, approximately 18 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 2.2 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Inst. Maximum (mg/l)</i>
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
Total Phosphorus	2.0		4.0
Total Residual Chlorine	0.5		1.63
Total Nitrogen	Monitor and 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)	100,000/100 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 not in effect.

Application No. PA 0026191, SIC Code 4952, Sewage, **Borough of Huntingdon**, 530 Washington Street, Huntingdon, PA 16652.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to Juniata River in Watershed 11-B, in Smithfield Township, **Huntingdon County**.

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

The proposed effluent limits for Outfall 001 for a design flow of 4.0 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>
CBOD ₅	25	40
Total Suspended Solids	30	45
NH ₃ -N		
(5-1 to 10-31)	18	XXX

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>
Total Residual Chlorine	0.5	XXX
Dissolved Oxygen	Minimum of 5.0 at all times	
pH	From 6.0 to 9.0 inclusive	
Fecal Coliform	200/100 ml as a geometric average	
(5-1 to 9-30)	16,000/100 ml as a geometric average	
(10-1 to 4-30)		

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.

PA0088561, Evergreen Farms Inc., HCR-1, Box 113, Spruce Creek, PA 16683.

R. Wayne Harpster has submitted an application for an NPDES permit for an existing concentrated animal feeding operation (CAFO) known as Evergreen Farms, Inc., located on PA Route 45 in Franklin Township, **Huntingdon County**. The CAFO is situated in the Spruce Creek watershed, which is classified as High Quality Waters—Cold Water Fishes (HQ-CWF). The CAFO is designed to maintain an animal population of 3,744 animal equivalent units (AEUs), consisting of 1,810 milking cows, 296 small heifers, 682 large heifers, 353 dry cows and 550 calves.

Manure and wastewater generated at the existing dairy operation is stored at several locations. The Peterson Farm front pit receives manure and wastewater from the heifer and dry cow barn and has a storage capacity of 131,280 gallons. The Peterson Farm back pit receives manure and wastewater from the heifer and dry cow barn and the concrete feeding and loafing area and has a capacity of 606,890 gallons. The main dairy solids separator receives manure and bedding from the main facility after passing through two manure separators and has a capacity of 88,460 gallons. The main dairy lagoon receives manure wash water from the main dairy and solids separator and has a capacity of 2,079,784 gallons. The effluent basin on the hill receives wash water from the main dairy and solids separator and has a capacity of 4,690,930 gallons. The total storage capacity of the operation is approximately 7.6 million gallons. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

The Department has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations including the Final CAFO Strategy, the Department has made a tentative determination to issue an individual NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the draft permit.

The permit application and proposed draft permit are on file at the Southcentral Regional Office of the Department. Individuals may make an appointment to review the files by calling, Mary DiSanto, File Review Coordinator, at (717) 705-4732.

The Environmental Protection Agency (EPA) permit review waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

Persons wishing to comment on the proposed permit are invited to submit written comments to the previous address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in formulating the Department's final determination regarding the application. All comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the basis of the comment and the relevant facts upon which it is based. A public meeting/hearing may be held if the Department considers the public response or interest significant.

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

PA 0088889, Concentrated Animal Feeding Operation (CAFO), **Steven Graybeal** (Graywood Farms), 225 Mason Dixon Road, Peach Bottom, PA 17563.

Steven Graybeal has submitted an application for an individual NPDES permit for an expanding CAFO known as Graywood Farms, located at 225 Mason Road in Fulton Township, **Lancaster County**.

The CAFO is situated near Conowingo Creek in Watershed 7-K, which is classified for HQ-CWF. The CAFO will be designed to maintain an animal population of approximately 1,210 animal equivalent units (AEUs) consisting of 1,259 dairy cows. Manure will be stored in a HDPE lined lagoon. The total capacity of the manure storage facilities will be 4.5 million gallons. Prior to operation of the manure storage facilities, the design engineer will be required to submit certification that the facilities were constructed in accordance with appropriate PA Technical Guide Standards. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

The Department has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to issue an NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the draft permit.

The permit application and draft permit are on file at the Southcentral Regional Office of the Department. Individuals may make an appointment to review the files by calling the File Review Coordinator at (717) 705-4732.

The Environmental Protection Agency (EPA) permit waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

Persons wishing to comment on the proposed permit are invited to submit written comments to the previous address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in formulating the Department's final determination regarding the application. All comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the basis of the comment and the relevant facts upon which it is based.

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

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

PA #PA0009300, Industrial Waste 3111, **Howes Leather Corporation**, 50 Cooper Road, Curwensville, PA 16833.

This proposed facility is located in Curwensville Borough, **Clearfield County**.

Description of Proposed Activity: This proposed action is for renewal of an NPDES permit for existing discharge of treated industrial wastewater to West Branch Susquehanna River.

The receiving stream, West Branch of Susquehanna River, is in the State Water Plan watershed #8B and is classified for: warm water fishes, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Reliant Energy generation station at Shawville located 20 river miles downstream.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.115 MGD of treated process wastewater, are:

Parameter	Mass (lb/day)		Concentration (mg/l)		Instantaneous
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Maximum mg/l
C-BOD ₅ (6-1 to 10-31)	170	380	175	395	440
(11-1 to 5-31)	170	380	170	380	425
NH ₃ -N (6-1 to 10-31)	190	290	200	300	400
(11-1 to 5-31)	350	525	350	525	700
TSS (6-1 to 10-31)	250	555	260	580	650
(11-1 to 5-31)	250	555	250	555	625
Oil & Grease	14	21	15	22	30
Fecal Coliform (5-1 to 9-30)					200/100 ml as a geometric average
(10-1 to 4-30)					2000/100 ml as a geometric average
Total Chromium	3.4	9.7	3.4	9.7	
Total Chlorine Residual			2		6.5
pH			6.0—9.0 at all times.		
Outfall 003 pH			6.0—9.0 at all times.		

Other Conditions

A permit condition requires that acute whole effluent toxicity testing be conducted for Outfall 001 effluent

The EPA waiver is not in effect.

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

PA0093611, Sewage, **ST Development Company, LLC**, 2241 Industrial Drive, Connellsville, PA 15425.

This application is for renewal and transfer of an NPDES permit to discharge treated sewage from ST Development Company STP in Bullsken Township, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as drainage swale to Irish Run, 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: Westmoreland County Municipal Authority, McKeesport Plant, on the Youghiogheny River.

Outfall 001: existing discharge, design flow of 0.0061 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)	4.0			8.0
(11-1 to 4-30)	12.0			24.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

PA0027511, Sewage. New Castle WWTP, 512 Montgomery Avenue, New Castle, PA 16102.

This proposed facility is located in New Castle, Lawrence County.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply (stream and Public Water Supplier) considered during the evaluation is the Beaver Falls Municipal Authority intake on the Beaver River located at Eastvale, approximately 15 miles below point of discharge.

Description of Proposed Activity: Renewal of an NPDES permit for the discharge of treated sewage.

The receiving stream is the Mahoning River, located in watershed 20-C and classified for: warm water fishes, water supply and recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 17 MGD.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
CBOD ₅	3544	5671	25	40	50
Total Suspended Solids	4253	6380	30	45	60
NH ₃ -N					
(5-1 to 10-31)	2623		18.5		37
Fecal Coliform					
(5-1 to 9-30)	200/100 ml as a geometric average				
(10-1 to 4-30)	2,000/100 ml as a geometric average				
pH	Within limits of 6.0 to 9.0 standard units at all times.				

The EPA Waiver is not in effect.

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

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

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.

I. 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. 4601409, Sewerage, **Upper Gwynedd Township**, P. O. Box 1, Parkside Place, West Point, PA 19486.

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

Description of Proposed Action/Activity: Construction and operation of a dechlorination facility at the existing wastewater treatment plant.

WQM Permit No. 0901411, Sewerage, **Pennridge School District**, 1506 North Fifth Street, Perkasie PA 18944-2295.

This proposed facility is located in Bedminster Township, **Bucks County**.

Description of Proposed Action/Activity: Installation of effluent UV disinfection system at the school WWTF.

WQM Permit No. 4601407, Sewerage, **Limerick Township Municipal Authority**, 529 King Road, P. O. Box 29

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

Description of Proposed Action/Activity: Construction and operation of a sewer collection system and pump station to serve the Estates and Landis Brooke.

WQM Permit No. 0901410, Sewerage, **Bucks County Water & Sewer Authority**, 1275 Almshouse Road, Warrenton, PA 18976.

This proposed facility is located in Doylestown Township, **Bucks County**.

Description of Proposed Action/Activity: Construction and operation to install a low-pressure sewer collection system to serve a residential development.

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

WQM Permit No. 5401403, Sewerage, **Pusti Margiya Vashnav Samaj of North America**, 347 Highway 35, Eatontown, NJ 07724.

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

Description of Proposed Action/Activity: The Pusti Margiya Vashnav Samaj of North America is developing 240 acres located approximately 1.6 miles west of the intersection of Routes 895 and 183 in Schuylkill County for use as a Hindu worship complex. The project is for the construction of a phased 80,000 GPD sewage treatment plant along with the associated collection system and pump station.

WQM Permit No. 4001404, Sewerage, **CAN DO, Inc.**, 1 South Church Street, Hazleton, PA 18201.

This proposed facility is located in Hazle Township, **Luzerne County**.

Description of Proposed Action/Activity: This project consists of a development of an industrial park containing

approximately 705 acres. The plan is to construct the project in two phases. The proposed industrial park is projected to create a wastewater flow of 500,000 GPDs or 1,250 EDUs. The wastewater generated in the development will be collected and conveyed by a series of gravity lines and force mains. A single pump station location is planned to be located on the west side of Lot 7.

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

WQM Permit No. 3678402, (amendment 01-1), Sewerage, **Mount Joy Borough Authority**, 21 East Main Street, Mount Joy, PA 17552.

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

Description of Proposed Action/Activity: Organic Capacity Rerating.

WQM Permit No. 2201404, Sewerage, **Paul Henry**, 255 Ridge Road, Harrisburg, PA 17112.

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

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

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

Application No. 0201411, Sewerage, **South Versailles Township**, P. O. Box 66, Coulter PA 15028. Application for the construction and operation of sanitary sewers and a pumping station to serve the South Versailles Township Area located in South Versailles Township, **Allegheny County**.

Application No. 0288436-A1, Sewerage, **Penn Hills Municipality**, 12245 Frankstown Road, Pittsburgh PA 15235. Application for the modification and operation of a sewage treatment plant to serve the Plum Creek Area located in Penn Hills Borough, **Allegheny County**.

Application No. 0301402, Sewerage, **Manor Township Joint Municipal Authority**, 2310 Pleasant View Drive, Ford City, PA 16226. Application for the construction and operation of a sanitary sewer system extension including two sewage pumping stations to serve the Route 422 Corridor Area located in Manor Township, **Armstrong County**.

NPDES Stormwater Individual Permit

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

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

Persons wishing to comment on the proposed permit are invited to submit a statement to the appropriate Department Regional Office noted before the application

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

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

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

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

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

NPDES Permit PAS10 G482, Stormwater. **Corinth Holdings, Inc.**, 2504 Rochelle Drive, Fallston, MD, has applied to discharge stormwater associated with a construction activity located in Elk Township, **Chester County** to Big 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>
PAS10Q226	Brandywine Operating Partnership 7535 Windsor Dr. Suite B-202 Allentown, PA 18195	Lehigh County Upper Macungie Township	Little Lehigh Creek HQ-CWF

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

NPDES Permit PAS101920, Stormwater. **L & D Associates**, 5818 South Rt. 220 Hwy, Linden, PA 17744 has applied to discharge stormwater associated with a construction activity located in Pine Creek Township, **Clinton County** to Pine Creek, HQ-TSF.

Clinton County Conservation District: 216 Spring Run Rd., Mill Hall, PA 17751, (570) 726-3798.

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS101920	L&D Assoc. 5818 South Rt. 220 Hwy. Linden, PA 17744	Pine Creek Township Clinton County	Pine Creek CWF-TSF

SAFE DRINKING WATER

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

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

Permit No. 4501504, Public Water Supply.

Applicant	Great Spring Waters of America, Inc. 405 Nestle Way Breinigsville, PA 18031
Township or Borough	Stroud Township, Monroe County
Responsible Official	Bruce Lauerman, Natural Resources Manager, GSWA
Type of Facility	Bulk Water Hauling
Consulting Engineer	Edward E. Davis, P.E. WJP Engineers
Application Received Date	July 9, 2001

Description of Action Modify a Bulk Water Hauling Facility

Permit No. 0601511, Public Water Supply.

Applicant	Philadelphia Suburban Water Company
Municipality	Robeson Township
County	Berks
Responsible Official	Morrison Coulter, President 762 West Lancaster Avenue Bryn Mawr, PA 19010
Type of Facility	Public Water Supply
Consulting Engineer	Thomas S Ladue, P.E. Goodkind & O'Dea, Inc. P. O. Box 340 Carlisle, PA 17013
Application Received Date	July 13, 2001
Description of Action	New well, storage tank and disinfection at Geigertown water system.

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

Permit No. 1401502, Public Water Supply.

Applicant **Potter Township Supervisors**
124 Short Road
Spring Mills, PA 16875

Township Potter Township, **Centre County**

Responsible Official Paul E. Zerby

Type of Facility Public Water Supply

Consulting Engineer Pellegrini Engineers, Inc.
P. O. Box 589
Altoona, PA 16603-0589

Application Received Date July 9, 2001

Description of Action Development of Well CCP-2 with greensand filtration and disinfection

Permit No. 5901502, Public Water Supply.

Applicant **Borough of Mansfield Municipal Authority**
19 East Wellsboro Street
Mansfield, PA 16933

Township Richmond Township, **Tioga County**

Responsible Official Ronald Weed
Water & Sewer Authority Manager

Type of Facility Public Water Supply

Consulting Engineer Hunt Engineers, Architects,
& Land Surveyors, P.C.
Airport Corporate Park
100 Hunt Center
Horseheads, NY 14845

Application Received Date July 18, 2001

Description of Action Development of Well #3 for use with existing treatment

Permit No. Minor Amendment, Public Water Supply.

Applicant **Pennsylvania American Water Company**
800 West Hersheypark Drive
Hershey, PA 17033

Township Rush Township, **Centre County**

Responsible Official Steven Seidl, VP of Engineering

Type of Facility Public Water Supply

Consulting Engineer Bruce Juergens, P.E.
Engineering Manager, PAWC
800 West Hersheypark Drive
Hershey, PA 17033

Application Received Date July 2, 2001

Description of Action Rehabilitation of the Windy Hill finished water storage tank

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

Permit No. 1601501, Public Water Supply.

Applicant **PA-American Water Co.**
2736 Ellwood Road
New Castle, PA 16101

Township or Borough City of Clarion

Responsible Official Daniel J. Ireland, Operations Manager
Pa-American Water Co.

Type of Facility Public Water Supply

Consulting Engineer Dave Swanson
Pa-American Water Co.
1073 E. Main St.
Clarion, PA 16214

Application Received Date July 27, 2001

Description of Action Addition of a temporary filter to meet increasing demand.

MINOR AMENDMENT

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

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

Application No. 1186502-A2, Minor Amendment.

Applicant **Cambria Township Water Authority**
P. O. Box 23, Reese Avenue
Colver, PA 15927

Township or Borough Cambria Township

Responsible Official John Smylnycky
P. O. Box 23, Reese Avenue
Colver, PA 15927

Type of Facility Tripoli Water Storage Tank

Consulting Engineer The EADS Group, Inc.
450 Aberdeen Drive
P. O. Box 837
Somerset PA 15501

Application Received Date July 30, 2001

Description of Action Construct Tripoli Water Storage Tank two booster pumps, two pressure reducing valves and piping

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 Phillies Ballpark & Parking Areas, City of Philadelphia, **Philadelphia County**. Keith M. Kowalski, P.G., URS Corp., 1400 Union Meeting Rd., Suite 202, Blue Bell, PA 19422, on behalf of the City of Philadelphia c/o Jonathan Rinde, Manko, Gold & Katcher LLP, 401 City Ave., Suite 500, Bala Cynwyd, PA 19004, 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, BTEX, polycyclic aromatic hydrocar-

bons 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 Daily News* on July 16, 2001.

Triboro Electric Company, Doylestown Borough, **Bucks County**. Terrence J. McKenna, Keating Environmental Management, Inc., 479 Thomas Jones Way, Suite 700, Exton, PA 19341, on behalf of Doylestown Store & Lock, 350 S. Main St., Suite 213, Doylestown, PA 18901, has submitted a Notice of Intent to Remediate site groundwater contaminated with petroleum 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 Intelligencer* on July 17, 2001.

John Mattis Property, West Brandywine Township, **Chester County**. Brian Holtzhafer, Hydrocon Services, Inc., 2945 S. Pike Ave., Allentown, PA 18103, on behalf of John Mattis, 107 Icedale Rd., Honeybrook, PA 19344, has submitted a Notice of Intent to Remediate site soil 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 *Daily Local* on January 29, 2001.

Morrow Property, West Goshen Township, **Chester County**. Harold M. Brundage, III, Environmental Research & Consulting, Inc., 112 Commons Ct., Chadds Ford, PA 19317, on behalf of Everett F. & Helen Morrow and HMM LP, 876 Westtown Rd., West Chester, PA 19382, has submitted a Notice of Intent to Remediate site soil contaminated with heavy metals. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Daily Local News* on July 18, 2001.

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

Weir Welding Company Incorporated, City of Bethlehem, **Lehigh County**. Eric B. Schmidley, P.G., Program Manager, Apex Environmental, Inc., 220 North Park Road, Reading, PA 19610, has submitted a Notice of Intent to Remediate (on behalf of his client, Thomas R. Weir, 316 12th Street, P. O. Box 311, Carlstadt, NJ 07072) concerning the remediation of site groundwater found or suspected to have been contaminated with metals and solvents. The applicant proposes to remediate the site to meet the Background standard. A summary of the Notice of Intent to Remediate was reportedly published in Allentown's *The Morning Call* on July 16, 2001.

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

Nabisco Site (formerly), City of York, **York County**. York County Economic Development Corporation, 144 Roosevelt Avenue, Suite 100, York, PA 17404 (on behalf of Redevelopment Authority of the City of York, 14 West Market Street, York, PA 17401) has submitted a Notice of Intent to Remediate site soils and groundwater contaminated with heavy metals, solvents, BTEX and PAHs. The applicant proposes to remediate the site as a Special Industrial Area. A summary of the Notice of Intent to Remediate was reported to have been published in the *York Daily Record* on April 13, 2001. This corrects a previous notice which incorrectly stated that the site would be remediated to a Statewide Health standard.

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSES

Applications received or withdrawn under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations to transport infectious and chemotherapeutic waste.

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

RENEWAL APPLICATIONS RECEIVED

Superior Waste Services of Pennsylvania, Inc., P. O. Box 0, R. D. 2, Brockway, PA 15824. License No. **PA-HC 0199**. Received on July 11, 2001.

AIR QUALITY

NOTICE OF PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

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

Notice is hereby given that DEP has received applications for plan approvals and/or operating permits from the following facilities.

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the Regional Office identified in this notice. Persons interested in reviewing the application files should contact the appropriate Regional Office to schedule an appointment.

Persons wishing to receive a copy of the proposed Plan Approval or Operating Permit must indicate their interest to the DEP Regional Office within 30 days of the date of this notice and must file protests or comments on a Proposed Plan Approval or Operating Permit within 30 days of the DEP providing a copy of the proposed document to that person or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Any comments or protests filed with DEP Regional Offices must include a concise statement of the objections to the issuance of the plan approval or operating permit and relevant facts, which serve as the basis for the objections. If DEP schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

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

Final plan approvals and operating permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable

requirements in 25 Pa. Code Chapters 121 through 143, the Federal Clean Air Act and regulations adopted under the Act.

PLAN APPROVALS

Plan Approval Applications received under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B that may have special public interest. These applications are in review and no decision on disposition has been reached.

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

58-313-001A: Envirocycle, Inc. (P. O. Box 899, Hallstead, PA 18822) for modification of the existing blending and conveying systems in Great Bend Township, **Susquehanna County**.

48-320-012: Wheaton USA, Inc. (2400 Baglyos Circle, Bethlehem, PA 18020) for construction of heat-set printing operation in Bethlehem Township, **Northampton County**.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: David Aldenderfer, Program Manager, (570) 327-3637.

08-317-003C: Taylor By-Products, Inc. (P. O. Box 849, Wyalusing, PA 18853) for construction of a replacement rendering cooker, the air contaminants from which are to be controlled by an existing scrubber system and a boiler combustion chamber, as well as for the installation of air cleaning devices (three wet electrostatic precipitators) on three pressors in Wyalusing Township, **Bradford County**.

49-310-007: Central Builders Supply Co. (P. O. Box 152, Sunbury, PA 17801-0152) for construction of a wet sand and gravel processing plant in West Chillisquaque Township, **Northumberland County**. This plant is subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources.

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

63-00110F: World Kitchen, Inc. (100 8th Street, Charleroi, PA 15022) for construction of Tank 6 at Charleroi Plant in Charleroi Borough, **Washington County**.

Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.

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

36-05027A: R. R. Donnelley & Sons Company (216 Greenfield Road, Lancaster, PA 17601) for the construction of three heatset offset printing presses and one thermal oxidizer at the Lancaster East Facility located in Lancaster City, **Lancaster County**. This printing facility is a Title V facility. The facility is also removing five presses, which results in a net decrease of volatile organic compounds (VOC) emissions being emitted into the atmosphere. The applicant will be required to calculate the

VOC emissions on a monthly basis and maintain 1,500° F temperature within the combustion zone of the thermal oxidizer. The approval will include monitoring, testing, record keeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: David Aldenderfer, Program Manager, (570) 327-3637.

19-317-022B: Melick Aquafeed, Inc. (139 South First Street, Catawissa, PA 17820) for construction of a pneumatic conveying system to transfer fish food pellets from an extruder to a pellet dryer in Catawissa Borough, **Columbia County**.

The pneumatic conveying system will replace an existing belt conveying system which is not controlled by an air cleaning device. The particulate matter emissions from the pneumatic conveying system will be controlled by a cyclone collector equipped with a Turbo-Sonic Mister in its exhaust. The resultant particulate matter emissions will be a maximum of 1.6 tons per year.

The Department of Environmental Protection (Department) has determined that the proposed pneumatic conveying system 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 consequently intends to issue plan approval for the construction of the respective pneumatic conveying system. Additionally, if the Department determines that the pneumatic conveying system is operating in compliance with all applicable plan approval conditions and regulatory requirements, the conditions established in the plan approval will be incorporated into an operating permit via administrative amendment under 25 Pa. Code § 127.450.

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

1. The pneumatic conveying system shall not operate without the simultaneous operation of the Turbo-Sonic Mister on the exhaust of the cyclone collector.

2. The pneumatic conveying system shall not cause particulate matter to be emitted at a rate of more than 0.04 grains per dry standard cubic foot and 1.6 tons per year.

3. The opacity of the exhaust of the pneumatic conveying system shall not exceed 0% (excluding water vapor).

4. The company shall perform weekly maintenance checks on the cyclone collector and Turbo-Sonic Mister to assure proper operation.

Bureau of Air Quality, Division of Permits: P. O. Box 8468, 400 Market Street, Harrisburg, PA 17105; Contact: John Slade, Chief, Division of Permits, (717) 787-4325.

46-0005P: Merck & Co., Inc. (Sumneytown Pike, P. O. Box 4, West Point, PA 19486) to authorize the transfer and use of certified volatile organic compounds (VOCs) emission reduction credits (ERCs) as emission offsets from the following facilities under 25 Pa. Code

§ 127.208(2). Merck & Co., Inc., is a major facility subject to the emissions offset requirements of 25 Pa. Code, Chapter 127, Subchapter E (relating to new source review). The VOC ERCs are being transferred from the following ERC-generating facilities to Merck & Co., Inc., to offset the de minimis emission increases that have occurred during the past 5 years at the West Point facility. The remaining ERCs will be used to offset (at a ratio of 1.3 to 1) emission increases resulting from the proposed installation and operation of two mobile emergency generators at the West Point facility. Plan Approval No. 46-0005P does not authorize the construction, modification, reactivation or installation of a source.

<i>ERC-generating Facility</i>	<i>Total ERCs Transferred</i>
Minnesota Mining & Manufacturing, Inc. (3M) Bristol, Bucks County, PA	25 tpy of VOCs
Avery Dennison Corporation, Fasson Roll North America Quakertown, Bucks County, PA	7.73 tpy of VOCs

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

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

39-317-025: Doane Pet Care Co. (6821 Ruppssville Road, Allentown, PA 18106) for operation of a pet food manufacturing process with a fabric collector as an air cleaning device in Upper Macungie Township, **Lehigh County**.

39-317-027: Doane Pet Care Co. (6821 Ruppssville Road, Allentown, PA 18106) for operation of two pet food manufacturing lines with a bio-filtration unit as an air cleaning device in Upper Macungie Township, **Lehigh County**.

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

26-00495: Allegheny Energy Supply Co., LLC (4350 Northern Pike, Monroeville, PA 15146) for operation of two Simple Cycle Combustion Turbines at Gans Power Station in Springhill Township, **Fayette County**.

32-00205: Avonmore Rail Loading Inc. (R. D. 1, Box 119, Avonmore, PA 15618) for operation of the Coal Loadout Facility in Conemaugh Township, **Indiana County**.

65-00598: Citizens General Hospital (651 Fourth Avenue, New Kensington, PA 15068) for operation of two Natural Gas #2 Oil Boilers in New Kensington, **Westmoreland County**.

32-00349: I-22 Processing, Inc. (One Energy Place, Suite 2200, Latrobe, PA 15650) for operation of the Coal Transloading Facility at I-22 Yard in Burrell Township, **Indiana County**.

63-00583: General Alloys, Inc. (P. O. Box 1205, 135 West Wiley Avenue, Washington, PA 15301) for operation of the Scrap Aluminum Remelt Furnaces in Canton Township, **Washington County**.

MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the

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

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

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

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. The NPDES permits will contain, at a minimum, technology-based effluent limitations (as described in the Department's regulations—25 Pa. Code §§ 77.522, 87.102, 88.92, 88.187, 88.242, 89.52 and 90.102) for iron, manganese, suspended solids, settleable solids, alkalinity and pH. In addition to the previous, 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 previously-mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

Written comments or objections should contain the name, address and telephone number of persons submitting comments or objections; application number; and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based. Requests for an informal conference must contain the name, address and telephone number of requestor; application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

Coal Applications Received

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

17010107. Thunder Coal Company (P. O. Box 283, Grampian, PA 16838), commencement, operation and

restoration of a bituminous surface mine permit in Pike Township, **Clearfield County** affecting 21.1 acres. Receiving stream—unnamed tributaries to Welch Run and Welch Run. Application received: June 28, 2001.

17010109. Forcey Coal, Inc. (P. O. Box 225, Madera, PA 16661), commencement, operation and restoration of a bituminous surface mine permit in Bigler Township, **Clearfield County** affecting 165 acres. Receiving stream—Banian Run, Muddy Run and Clearfield Creek. Application received: July 10, 2001.

17970118. Junior Coal Contracting, Inc. (R. D. 3, Box 225-A, Philipsburg, PA 18666), revision to an existing bituminous surface mine permit for a Change in Land Use from forestland to pastureland, located in Decatur Township, **Clearfield County**. Receiving stream—Shimel Run. Application received: July 6, 2001.

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

65960110. LMM, Inc. (P. O. Box 517, Stoystown, PA 15563). Application received for renewal of permit for continued reclamation only of a bituminous surface mine located in South Huntingdon Township, **Westmoreland County**, affecting 48.9 acres. Receiving streams: unnamed tributary to Sewickley Creek and Hunters Run. Application received: May 18, 2001.

65990106. Ralph Smith & Son, Inc. (200 West Second Street, Derry, PA 15627). Application received to add acreage and revise the erosion and sedimentation controls at an existing bituminous surface mining site located in Salem Township, **Westmoreland County**, currently affecting 56.3 acres. Receiving streams: N/A. Application received: May 22, 2001.

26000101. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Revision application received for stream encroachment located in Saltlick Township, **Fayette County** affecting 136.5 acres. Receiving streams: unnamed tributaries to Newmyer Run and unnamed tributaries to Little Champion Creek. Revision application received: July 5, 2001.

03910101. Thomas J. Smith, Inc. (R. D. 1, Box 260-D, Shelocta, PA 15774). Renewal application received for continued operation and reclamation of a bituminous surface mine located in Boggs Township, **Armstrong County** affecting 208.5 acres. Receiving stream: unnamed tributary to North Fork of Pine Creek to Pine Creek to Allegheny River. Renewal application received: July 5, 2001.

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

32980115. Permit Revision, **Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001), for a land use change on the John M. Stilley property to change the proposed post-mining land use currently classified as "forestland" and "coal waste piles (currently forestland)" to a post-mining land use of "developed water resources" in Rayne Township and Ernest Borough, **Indiana County**, affecting 27.5 acres, receiving stream McKee Run. Application received: July 5, 2001.

32010107. Britt Energies, Inc. (P. O. Box 515, Indiana, PA 15701), commencement, operation and restoration of bituminous surface-auger mine in White Township, **Indiana County**, affecting 75.0 acres, receiving stream Yellow Creek to Two Lick Creek to the Conemaugh River. Application received: July 13, 2001.

11010102. E. P. Bender Coal Company, Inc. (P. O. Box 594, Carrolltown, PA 15722), commencement, opera-

tion and restoration of bituminous surface mine in Reade Township, **Cambria County**, affecting 102.0 acres, receiving stream Fallentimber Run and Powell Run and their unnamed tributaries. Application received: July 17, 2001.

32990107. Permit Revision, **Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001), for coal ash placement in Rayne & Washington Townships, **Indiana County**, affecting 90.0 acres, receiving stream McKee Run. Application received: July 18, 2001.

56950101. Permit Revision, **Action Mining, Inc.** (1117 Shaw Mines Road, Meyersdale, PA 15552-7228), for a variance to conduct mining activities within 100 feet of an unnamed tributary to Piney Run in Brothersvalley Township, **Somerset County**, affecting 82.2 acres, receiving stream Piney Run. Application received: July 25, 2001.

32010108. **Britt Energies, Inc.** (2450 Philadelphia Street, Indiana, PA 15701), commencement, operation and restoration of bituminous surface and auger mine in Center Township, **Indiana County**, affecting 50.0 acres, receiving stream Yellow Creek (TSF) and unnamed tributary to Yellow Creek (CWF) to Two Lick Creek (TSF) to Black Lick Creek (TSF) to Conemaugh River. Application received: July 25, 2001.

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

30743705. **Dana Mining Co. of PA, Inc.**, P. O. Box 1209, Morgantown, WV 26507), to transfer the permit for the Warwick No. 3 CRDA in Dunkard Township, **Greene County** to transfer from Duquesne Light Company, no additional discharges. Application received: April 12, 2001.

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

33930102. **John R. Yenzi, Jr.** (P. O. Box 287, Anita, PA 15711). Renewal of an existing bituminous surface strip and auger operation in Oliver Township, **Jefferson County** affecting 120.3 acres. Receiving streams: Two unnamed tributaries to Little Sandy Creek. Application received: July 23, 2001.

Noncoal Applications Received

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

28960301C3. **New Enterprise Stone & Lime Co., Inc.**, (P. O. Box 77, New Enterprise, PA 16664), renewal of NPDES Permit #PA0223735 in Fannett Township, **Franklin County**, receiving stream—tributary to Dry Run. Application received: July 2, 2001.

48010301. **Waylite Division of IMS, Inc.**, (Box 5165, Easton Road, Bethlehem, PA 18015), commencement, operation and restoration of a quarry operation in the City of Bethlehem, **Northampton County** affecting 16.1 acres, receiving stream—Laubachs Creek, Saucon Creek and Lehigh River. Application received: July 19, 2001.

6476SM6C4. **Union Quarries, Inc.**, (102 Bonny Brook Road, P. O. Box 686, Carlisle, PA 17013-0686), renewal of NPDES Permit #PA0595365 in South Middleton Township, **Cumberland County**, receiving stream—Letort Spring Run. Application received: July 24, 2001.

6575SM4C4. **Haines & Kibblehouse, Inc.**, (2052 Lucon Road, P. O. Box 196, Skippack, PA 19474), renewal of NPDES Permit #PA0611964 in Eldred and Ross Townships, **Monroe County**, receiving stream—Buckwha

Creek and Aquashicola Creek. Application received: July 24, 2001.

7574SM2A1C3. **Hempt Bros., Inc.**, (205 Creek Road, Camp Hill, PA 17011), renewal of NPDES Permit #PA0614343 in Lower Allen Township, **Cumberland County**, receiving stream—Yellow Breeches. Application received: July 25, 2001.

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

17010301. **Superior Greentree Landfill, LLC** (635 Toby Road, Kersey, PA 15846), commencement, operation and restoration of a Large Industrial Minerals (Clayey Soil) permit in Huston Township, **Clearfield County** affecting 26 acres. Receiving stream—Heath Run and unnamed tributary to Bennett Branch. Application received: July 24, 2001.

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

03950401. **Bradys Bend Corporation** (930 Cass Street, New Castle, PA 16101). Renewal application received for continued operation and reclamation of a noncoal underground limestone mine located in Bradys Bend Township, **Armstrong County**, affecting 3,804.6 subsurface and 17.7 surface acres. Receiving streams: Cove Run. Application received: July 23, 2001.

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

2138-4876SM5-E-1. **Erie Aggregates, Inc.** (P. O. Box 10801, Erie, PA 16514). Application for a stream encroachment to reconstruct an existing temporary stream crossing over unnamed tributary 8 to French Creek in Amity and Waterford Townships, **Erie County**. Receiving streams: French Creek. Application received: July 2, 2001.

2138-4876SM5-E-2. **Erie Aggregates, Inc.** (P. O. Box 10801, Erie, PA 16514). Application for a stream encroachment to reconstruct an existing temporary stream crossing over unnamed tributary 9 to French Creek in Amity and Waterford Townships, **Erie County**. Receiving streams: French Creek. Application received: July 2, 2001.

2138-4876SM5-E3. **Erie Aggregates, Inc.** (P. O. Box 10801, Erie, PA 16514). Application for a stream encroachment to reconstruct an existing temporary stream crossing over unnamed tributary 1 to French Creek in Amity and Waterford Townships, **Erie County**. Receiving streams: French Creek. Application received: July 2, 2001.

37960302. **Shamrock Minerals Corporation** (R. R. 2, Box 2139, Wampum, PA 16157). Renewal of Surface Mining Permit No. 37960302 in Little Beaver Township and New Beaver Borough, **Lawrence County**. Receiving streams: unnamed tributary to North Fork Little Beaver Creek. Renewal application received: July 23, 2001.

10010308. **Winfield Lime & Stone, Co., Inc.** (1295 Winfield Road, Cabot, PA 16023). Commencement, operation and restoration of a underground industrial minerals operation in Winfield and North Buffalo Townships, **Butler** and **Armstrong Counties** affecting 300 acres. Receiving streams: Rough Run and Cornplanter Run tributaries of Buffalo Creek. Application received: July 19, 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 before 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 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.

E46-894. Acts Inc., 375 Morris Road, P. O. Box 90, West Point, PA 19486, Whitpain Township, **Montgomery County**, ACOE Philadelphia District.

To construct and maintain the following associated with a residential subdivision in and along an unnamed tributary to the Wissahickon Creek and adjacent wetlands:

1) A 276 linear foot stream enclosure, which consists of a minimum 36-inch diameter pipe extending from existing wetlands to a proposed stormwater basin.

2) To excavate and maintain the impoundment area of an in-stream stormwater management basin in and along an unnamed tributary of Wissahickon Creek and within

the assumed 100-year floodway, which will impact 270 linear feet of stream channel.

3) Project includes two minor road crossings and three utility line crossings, which will impact 0.07 acre of wetlands (PEM).

The application also includes a request for an Environmental Assessment approval for impacts associated with the construction and maintenance of an on-stream nonjurisdictional dam. The site is located approximately 1,000 feet southeast of the intersection of North Wales Road and Township Line Road (Lansdale, PA USGS Quadrangle, N: 11.20 inches; W: 6.10 inches).

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

E40-575. Andrew J. Sordoni, III, R. R. 1, Box 298, Pole 48, Harveys Lake, PA 18618, in Harveys Lake Borough, **Luzerne County**, U. S. Army Corps of Engineers, Baltimore District.

To repair and maintain an existing dock and boat house in Harveys Lake, with work including the replacement of an existing pile which supports the dock. The project is located at Pole No. 48. (Harveys Lake, PA, Quadrangle N: 22.3 inches; W: 5.3 inches).

E48-275. Wind-Drift Real Estate Associates, Attention: Louis D. Ronka, Partner, 179 Mikron Road, Bethlehem, PA 18020, in Bushkill Township, **Northampton County**, U. S. Army Corps of Engineers, Philadelphia District.

To excavate, place fill and construct a private driveway in approximately 2.1 acres of wetlands associated with the construction of a pond to be used for crop irrigation, fire protection and recreation. A 6-inch D.I.P. water intake structure is also proposed in the pond to provide water to a dry fire hydrant along T-626. The project is located on the east side of Township Road T-626 (Clearfield Road), just north of Township Road T-601. (Wind Gap, PA, Quadrangle N: 4.8 inches; W: 12.4 inches).

E45-415. Buck Hill Falls Conservation Foundation, P. O. Box 350, Buck Hill Falls, PA 18323, in Barrett Township, **Monroe County**, U. S. Army Corps of Engineers, Philadelphia District.

To dredge cobbles and gravel from a plunge pool at the base of a set of falls along Buck Hill Creek (HQ-CWF) and to place the dredged material in the floodway to improve pedestrian access to a viewing area for observing the falls. This work is associated with a conservation improvement project by the Buck Hill Falls Conservation Foundation and is located approximately 0.9 mile west of the intersection of S.R. 0390 and S.R. 0447. (Buck Hill Falls, Quadrangle N: 12.7 inches; W: 2.6 inches).

E40-574. High Hotels, Ltd., 1853 William Penn Lane, P. O. Box 10008, Lancaster, PA 17605-0008, in Wilkes-Barre Township, **Luzerne County**, U. S. Army Corps of Engineers, Baltimore District.

To place fill in a de minimis area of wetlands equal to 0.04 acre for the purpose of constructing a hotel, restaurant and associated parking on a 3.67 acre parcel of land. The project (known as Hilton Garden Inn) is located on the north side of Highland Park Boulevard, north west of the intersection of S.R. 2050 and Highland Park Boulevard. (Wilkes-Barre East, PA, Quadrangle N: 20.6 inches; W: 14.2 inches).

E52-175. Palmyra Township, HCR Box 15-C, Paupack, PA 18451, in Palmyra Township, **Pike County**, U. S. Army Corps of Engineers, Philadelphia District.

To restore and maintain an existing beach in and along Lake Wallenpaupack, with work including the following: removal of an existing retaining wall, removing the existing white sand, regrading the lake bed using a graded sand and stone subbase and placing white sand to a depth of 6 inches. The total disturbed area will be approximately 0.8 acre. Work is proposed to be performed under dry conditions when the lake level is low. The project is located on the eastern shore of the lake, approximately 2,000 feet north of the intersection of S.R. 0006 and S.R. 0507. (Hawley, Quadrangle N: 13.4 inches; W: 7.6 inches).

E35-276A. Alliance Sanitary Landfill, Inc., 398 South Keyser Avenue, Taylor, PA 18517, in Taylor Borough and Ransom Township, **Lackawanna County**, U. S. Army Corps of Engineers, Baltimore District.

To amend Permit E35-276A which authorizes fill in 6.18 acres of wetlands and to relocate approximately 4,300 feet of a tributary to St. Johns Creek (locally known as Saw Mill Creek) with the construction of approximately 6,200 linear feet of channel change. The permittee is required to provide 9.21 acres of replacement wetlands. The project is located on the north west side of S.R. 3011 (Keyser Avenue) approximately 0.5 mile south of the intersection of S.R. 3011 and S.R. 0476 (Pennsylvania Turnpike Northeast Extension). The original wetland mitigation plan utilized an off-site location referred to as the Coxpitt site located approximately 3,000 feet north east of the confluence of the Susquehanna and Lackawanna Rivers. This amendment proposes a revised wetland mitigation plan also utilizing an off-site location referred to as the Cremard Mitigation site located immediately north east of the Susquehanna/Lackawanna River confluence. Both mitigation sites are located within the drainage basin of the Susquehanna River in Duryea Borough, Luzerne County. (Pittston, PA, Quadrangle N: 17.5 inches; W: 6.0 inches).

E64-221. Joseph J. and Alyson M. Burkavage, 734 Main Street, Honesdale, PA 18431, in Dyberry Township, **Wayne County**, U. S. Army Corps of Engineers, Philadelphia District.

To place fill and to excavate in 0.36 acre of wetlands for the construction of a single family home. Work has been partially completed. The project is located on a 1.91 acre lot, at 120 Bethany Lake Court, which abuts the west side of S.R. 0670, immediately north of Bethany Borough. (Honesdale, Quadrangle N: 22.0 inches; W: 6.0 inches).

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

E22-434. Steelton Borough, 123 North Front Street, Steelton, PA 17113 in Steelton Borough, **Dauphin County**, ACOE Baltimore District.

To construct and maintain (1) a concrete boat launch ramp with floating dock, (2) bituminous concrete roadway and vehicle parking area, (3) picnic area with pavilion in the channel and floodway/floodplain of the Susquehanna River (WWF) to provide for recreation and boating access to the river located on 2.88 acres of land on the east bank of the river, upstream of the Pennsylvania Turnpike (SR 0076) bridge (Steelton PA Quadrangle N: 5.3 inches; W: 7.2 inches).

E67-703. PPL Corporation, P. O. Box 221, Wargo Road, York Haven, PA 17370 in East Manchester, **York County**, ACOE Baltimore District.

To improve an existing collection pond by raising the earthen dike six feet, extending the pond's barrel pipe outlet and install a riser/skimmer outlet pipe along the Susquehanna River (WWF) (York Haven, PA Quadrangle N: 17.5 inches; W: 9.5 inches).

E67-704. Izaak Walton League of America, York County Chapter 97, 7131 Ironstone Hill Road Dallastown, PA 17313 in Hopewell and Springfield Townships, **York County**, ACOE Baltimore District.

To construct and maintain several stream enhancement structures such as rock vanes, cross rock vanes and rock toe protection along the East Branch Codorus Creek (HQ-CWF) (Glen Rock, PA Quadrangle N: 19.8 inches; W: 4.8 inches).

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

E17-356. Huston Township Sewer Authority, P. O. Box 121. Penfield, PA 15840-0121, in Huston Township, **Clearfield County**, ACOE Baltimore River Basin District (Penfield, PA Quadrangle N: 16.5 inches; W: 8.6 inches).

To install, operate and maintain a 2-inch diameter polyethylene pipe crossing Eric Hollow Run, Mill Run, Moose Run, Tyler Run, four unnamed tributaries to Bennetts Branch-Sinnemahoning Creek and eight wetlands for the collection, conveyance and treatment of municipal wastewater. All waterways crossed by the collection system are designated as Cold Water Fisheries; the wetland associated to Wilson Run is designated an Exceptional Value, due to the wild trout resources of Wilson Run. All utility lines crossing beneath waterways shall encased in concrete. The project will impact .50-acre of wetland and 350-feet of waterway. The project is located along SR 0255 approximately 2.5-miles north of SR 0153 and SR 0255 intersection. This also authorizes the construction, operation and maintenance of an outfall structure to treated wastewater effluent to an existing abandon mine pool. All wetland impacts associated to the collection and conveyance system shall be temporary, as so the permittee will not need to mitigate with replacement wetlands.

E19-215. Pennsylvania Department of Transportation, 715 Jordan Avenue, Montoursville, PA 17754. Bridge, in Hemlock Township, **Columbia County**, ACOE Baltimore District (Millville, PA Quadrangle N: 1.7 inches; W: 0.3 inch).

To remove two 2-span pre-stressed concrete spread box-beam bridges. Both bridges have a 65° skew to the stream. The eastbound structure has two clear spans of 61.3 feet, normal openings of 55.6 feet with a minimum underclearance of 18.7 feet. The westbound structure has two clear spans of 54.1 feet, normal openings of 49.0 feet and a minimum underclearance of 15.0 feet. Both bridges have a curb-to-curb width of 40.0 feet and an out-to-out width of 45.5 feet. The existing bridges cross Hemlock Creek; and to construct and maintain two single span pre-stressed concrete I-beam bridges on concrete stub abutments with clear spans of 112.8 feet and normal spans of 102.2 feet, a curb-to-curb width of 60.0 feet (east bound) and 64.0 feet (west bound) with R-8 rock protection in front of each abutment and to construct a

temporary stream crossing between the bridges and a temporary stream crossing downstream of the east bound structure. The project is located on SR 80, Section 057 approximately 1200 feet east of the intersection of LR 19026 with Route 80 over Hemlock Creek. The project will impact 0.07 acre of wetland while impacting approximately 190 feet of waterway. Hemlock Creek is a Cold Water fisheries stream.

E55-181. Pennsylvania Department of Transportation, Engineering District 3-0, P. O. Box 218, Montoursville, PA 17754-0218. SR 0522 Section 043 Middle Creek and unnamed tributary bridge replacements, in Franklin Township, **Snyder County**, ACOE Susquehanna River Basin District (Middleburg, PA Quadrangle N: 5.0 inches; W: 16.4 inches).

To a) construct, maintain and remove a temporary causeway consisting of clean R-4 rock and four 30-inch corrugated metal pipes; b) remove existing structure; c) construct and maintain a two span continuous composite prestressed spread box beam bridge having a span of 174.0 feet, with a minimum underclearance of 12.0 feet on a skew of 45° in Middle Creek located 3.3 miles southwest of Middleburg along SR 0522; d) construct, maintain and remove a temporary channel; e) construct a sand bag, concrete barrier cofferdam; f) remove existing T-beam overflow structure and g) construct and maintain a precast reinforced concrete box culvert having a span of 18 feet 3 inches, with a minimum underclearance of 7.0 feet in an unnamed tributary to Middle Creek located 3.3 miles southwest of Middleburg along SR 0522 all of which is located in Franklin Township, Snyder County. This project proposes to have a minimal impact on Middle Creek and an unnamed tributary to Middle Creek, which are, designated a Trout Stocked Fishery and Cold Water Fishery, respectively. This project does propose to impact 0.012 acre of jurisdictional wetlands.

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

E02-1348. Jack Bindyke, P. O. Box 264, 111 Sea Breeze Road, Bunola, PA 15020. Forward Township, **Allegheny County**, ACOE Pittsburgh District.

To operate and maintain an existing boat docking facility along the right bank of the Monongahela River (WWF) near Mile Point 26.5. This site is part of an existing Marina that was permitted under E02-735. (Monongahela, PA Quadrangle N: 20.9 inches; W: 8.9 inches).

E32-431. Indiana University of Pennsylvania, Robert Shaw Complex, 650 South 13th Street, Indiana, PA 15705. White Township, **Indiana County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain a bridge having a clear span of 56 feet and an underclearance of 10 feet across Stoney Run (CWF) located on a proposed bike trail at a point approximately 600 feet west of SR 119 (Indiana, PA Quadrangle N: 18.6 inches; W: 5.67 inches).

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

E10-340, Cranberry Township, 2525 Rochester Road, Cranberry Township, PA 16066. Robinhood Drive Culvert and Stream Enclosure, in Cranberry Township, **Butler County**, ACOE Pittsburgh District (Mars, PA Quadrangle N: 11.3 inches; W: 15.4 inches).

To conduct the following activities in an UNT Brush Creek (WWF) associated with a flood hazard reduction project located in a residential neighborhood approximately 1,000 feet north of Freedom Road beneath Robinhood Drive:

1. Replacement of an existing 4'7" high by 6'1" wide corrugated steel plate arch culvert with an approximately 220 linear-ft., 84-in diameter smooth walled aluminumized steel pipe culvert stream enclosure.
2. Construction of an approximately 7-ft. by 12-ft. reinforced concrete inlet structure with debris screen.
3. Construction of an approximately 8-ft. by 15-ft. reinforced concrete endwall
4. Installation of a 30-ft. long by 24-in. thick R-5 rip-rap energy dissipater.

E20-505, PA Department of Transportation, Engineering District 1-0, 255 Elm Street, Oil City, PA 16301. S.R. 4012, Section BOO, Segment 0140, Offset 0000 across Conneaut Creek, in Spring Township, **Crawford County**, ACOE Pittsburgh District (Beaver Center, PA Quadrangle N: 11.9 inches; W: 1.7 inches).

To remove the existing bridge and to construct and maintain a prestressed concrete adjacent box beam bridge with a clear, normal span of 100 feet with a 16 foot waterway opening across Conneaut Creek on S.R. 4012, Section BOO, Segment 0140, Offset 0000 approximately ½ mile from S.R. 18.

E20-507, Sparta Township, 22186 Hatchtown Road, Spartansburg, PA 16434. T-924 Welsh Hill Road across Patrick Run, in Sparta Township, **Crawford County**, ACOE Pittsburgh District (Spartansburg, PA Quadrangle N: 17.35 inches; W: 4.71 inches).

To remove the existing bridge and to construct and maintain a pre-cast, post-tensioned reinforced concrete arch structure having a span of 20 feet and a clear rise of 5 feet across Patrick Run on T-924 Welsh Hill Road, approximately 800 feet north of S.R. 77. Project includes de minimis impact (0.004 acre) to adjoining wetlands associated with roadway approach work.

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Land Recycling and Waste Management, Division of Storage Tanks, P. O. Box 8763, Harrisburg, PA 17105-8763, within 30 days from the date of this publication. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it based.

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

<i>SSIP Application No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
SSIP 01014	Kevin D. Grant Duke Energy Fayette 5400 Westheimer Court Huston, TX 77056-5310	Fayette	German Township	1 AST Sulfuric Acid 2 ASTs Sodium Hypochlorite 1 AST Betz Continuum AEC3109 1 AST Sodium Hydroxide 1 AST Alum 2 ASTs Fuel Oil	6,000 gallons 8,000 gallons total 3,000 gallons 6,000 gallons 6,000 gallons 5,000,000 gallons total

ACTIONS

FINAL ACTIONS TAKEN UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT—NPDES AND WQM PART II PERMITS

INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

The Department of Environmental Protection (Department) has taken the following actions on previously received permit applications and requests for plan approval. The actions are listed in two categories. Section I lists all municipal and industrial permits and Section II lists oil and gas related permits.

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

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

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

NPDES Permit No. PA0058262, Sewage, **Little Washington Wastewater Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489.

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

Description of Proposed Action/Activity: Issuance of NPDES Permit to discharge from Somerset Sewage Treatment Plant.

WQM Permit No. 0900411, Sewerage, **Lucy Green and Mark Sfirri**, 1669 Pineville Road, New Hope, PA 18938.

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

Description of Proposed Action/Activity: Construction and operation of a sewage treatment plant.

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

NPDES Permit No. PA-0061115, Sewage, **Caesars Paradise Stream Resort**, P. O. Box 400, Scotrun, PA 18355.

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

Description of Proposed Action/Activity: Renewal of existing NPDES Permit—Paradise Creek.

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

NPDES Permit No. PA0114995, Industrial Waste, **Farm & Home Oil Company**, P. O. Box 389, Telford, PA 18969.

This proposed facility is located in Armstrong Borough, **Lycoming County**.

Description of Proposed Action/Activity: Renewal/transfer of an existing permit, Bulk petroleum terminal.

NPDES Permit No. PA0111759, Industrial Waste, **Taylor Packing Company Inc.**, P. O. Box 188, Wyalusing, PA 18853

This proposed facility is located in Wyalusing Township, **Bradford County**.

Description of Proposed Action/Activity: Renew an existing permit. Cattle slaughtering and meat packing plant.

NPDES Permit No. PA 0008800, Industrial Waste, **Westfield Tanning Company**, 360 Church Street, Westfield, PA 16950.

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

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

NPDES Permit No. PA0032409, **DCNR (Little Pine State Park)**, 4205 Little Pine Creek Road, Waterville, PA 17776.

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

Description of Proposed Action/Activity: Renewal of an existing permit.

NPDES Permit No PA0209350, Sewerage. **Delmar Township**, R. R. 5 Box 70A, Wellsboro, PA 16901.

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

Description of Proposed Action/Activity: Renewal of an existing permit. Sewage treatment facility for the Village of Smithville.

NPDES Permit No PA0037966, Sewerage. **Moshannon Valley Joint Sewer Authority**, P. O. Box 581, Philipsburg, PA 16866-0581.

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

Description of Proposed Action/Activity: Renewal of existing permit.

WQM Permit No 5501402, Sewerage. **Union Chapman Regional Authority**, R. R. 1 Box 598, Port Trevorton, PA 17864.

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

Description of Proposed Action/Activity: Collection system, pump stations and SBR wastewater treatment, updated act 537.

WQM Permit No. 0801202, Industrial Waste. **Taylor Packing Company Inc.**, P. O. Box 188, Wyalusing, PA 18853.

This proposed facility is located in Wyalusing Township, **Bradford County**.

Description of Proposed Action/Activity: Cattle Slaughtering and Meat packing plant. Wastewater treatment plant modifications to provide increase treatment capacity.

WQM Permit No. 4101405, Sewerage. **Gregory C. Kinley**, 1871 Motters Lane, Williamsport, PA 17701.

This proposed facility is located in Old Lycoming Township, **Lycoming County**.

Description of Proposed Action/Activity: new single residence treatment system, consisting of septic tank free access sand filters erosion chlorinator.

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 sewers and construction of new collection sewers.

WQM Permit No 1901401, Sewerage. **Locust Township Municipal Authority**, 1223A Numida Drive, Catawissa, PA 17820.

This proposed facility is located in Locust Township, **Columbia County**.

Description of Proposed Action/Activity: To construct proposed new collection and treatment systems.

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

NPDES Permit No. PA0002054. Industrial. **Reliant Energy**, 1001 Broad Street, Johnstown, PA 15907 is authorized to discharge from a facility located at Seward

Generating Station, East Wheatfield Township, **Indiana County** to receiving waters named Conemaugh River.

NPDES Permit No. PA0216038. Industrial Waste. **Consol Docks, Inc.**, 1800 Washington Road, Pittsburgh, PA 15241 is authorized to discharge from a facility located at Alicia Dock Coal Transfer Facility, Luzerne Township, **Fayette County** to receiving waters named Monongahela River.

NPDES Permit No. PA0024694. Sewerage. **Beaver Borough Municipal Authority**, 469 Third Street, Beaver, PA 15009 is authorized to discharge from a facility located at Beaver Borough Sewage Treatment Plant, Beaver Borough, **Beaver County** to receiving waters named Ohio River.

NPDES Permit No. PA0218812. Sewerage. **Indiana County Municipal Services Authority** is authorized to discharge from a facility located at Hillsdale Sewage Treatment Plant, Montgomery Township, **Indiana County** to receiving waters named Cush Creek.

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

NPDES Permit No. PA0000124, Industrial Waste, **International Paper Company (Erie Mill)**, 1540 East Lake Road, Erie, PA 16533.

This proposed facility is located in the City of Erie, **Erie County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to the Outer Erie Harbor and Presque Isle Bay.

NPDES Permit No. PA0238571, Sewerage, **Pinehurst Manor Mobile Home Park**, 899 Rockdale Road, Butler, PA 16002.

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

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

NPDES Permit No. PA0038814, Sewerage, **Ellport Borough Sewer Authority**, 313 Burns Avenue, Ellwood City, PA 16177.

This proposed facility is located in Ellport Borough, **Lawrence County**.

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

NPDES Permit No. PA0033006, Sewerage, **PA DCNR**, Pymatuning State Park, Jamestown Sewage Treatment Plant, 2660 Williamsfield Road, Jamestown, PA 16134.

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

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

NPDES Permit No. PA0238538, Sewerage, **Tuznik small flow treatment facility**, Mr. and Mrs. Robert Tuznik, 9028 South Creek Road, Girard, PA 61417.

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

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

NPDES Permit No. PA0024571 Amendment No. 1, Sewage, **Municipal Sewer & Water Authority of Cranberry Township**, 2525 Rochester Road, Cranberry Township, PA 16066-6498.

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

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

WQM Permit No. 2001413, Sewage, **Meadville Area Sewer Authority**, West Mead Industrial Park, 1230 Park Avenue, Meadville, PA 16335.

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

Description of Proposed Action/Activity: This project is for the construction of a pump station and forcemain to serve the industrial park.

WQM Permit No. 2501412, Sewage, **Tuznik small flow treatment facility**, Mr. and Mrs. Robert Tuznik, 9028 South Creek Road, Girard, PA 16417.

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

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

WQM Permit No. 1001402, Sewage, **Western Butler County Authority**, 607 Market Street, P. O. Box 427, Zelenople, PA 16063.

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

Description of Proposed Action/Activity: The project is for the installation of sewer lines and interceptor along Route 19 South.

WQM Permit No. 2501415, Sewerage, **Patrick E. and Tammy L. Dunn**, 12439 Route 6N, Albion, PA 16401.

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

Description of Proposed Action/Activity: This project is for a Single Residence.

NPDES STORMWATER INDIVIDUAL PERMITS—(PAS)

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

These actions of the Department of Environmental Protection (Department) may be appealed to the Environmental Hearing Board (Board), Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483, by any aggrieved person under the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Appeals must be filed with the Board within 30 days from the date of this issue of the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Department's regulations governing practice and procedure before the Board may be obtained from the Board.

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10-G463	Stephen E. Cushman P. O. Box 294 Thorndale, PA 19372	Chester	East Brandywine Township	East Branch Brandywine Creek (HQ-TSF)
<i>Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.</i>				
<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10Q223	Jaindl Land Co. 3150 Coffeetown Rd. Orefield, PA 18069	Lehigh	Upper Macungie Township	Little Lehigh Creek HQ-CWF
PAS10Q071-R	Cedar Fair L.P. 3830 Dorney Rd. Allentown, PA 18104	Lehigh	S. Whitehall Township	Cedar Creek HQ-CWF
PAS10Q224	Shelter Development L.L.C. 218 N. Charles St. Suite 500 Baltimore, MD 21201	Lehigh	City of Bethlehem	Monocacy Creek HQ-CWF
PAS10Q116-R	Jaindl Land Co. 3150 Coffeetown Rd. Orefield, PA 18069	Lehigh	Lower Macungie Township	Little Lehigh Creek HQ-CWF
PAS10S097	LTS Development, Inc. P. O. Box 160 Shawnee on the Delaware, PA 18356	Monroe	Middle Smithfield Township	Marshall Creek HQ-CWF

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10S103	Wal-Mart Stores East, Inc. 2001 Southeast 10th St. Dept. 9562 Bentonville, AR 72716-0550	Monroe	Coolbaugh Township	Tobyhanna Creek HQ-CWF
PAS10S094	Our Lady of Victory Church P. O. Box 195, Rt. 611 Tannersville, PA 18372	Monroe	Pocono Township	Bulgurs Run HQ-CWF
PAS10U150	Global Property Investors, LLP 580 Shoemaker Rd. King of Prussia, PA 19406	Northampton	Forks Township	Unnamed tributary to Bushkill Creek HQ-CWF
PAS10U118	Pheasant Ridge Estates P. O. Box 307 Brodheads ville, PA 18322	Northampton	Moore Township	Monocacy Creek HQ-CWF
PAS10V017	Harry F. Lee Peter W. Ahnert Robert M. Ahnert Harry A. Ahnert 22 N. 7th St. Stroudsburg, PA 18360	Pike	Lehman Township	Saw Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10M095-R	Robert Eberly P. O. Box 323 Greencastle, PA 17225	Franklin County	Greencastle Borough	Muddy Run (HQ-CWF)

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

<i>NPDES Permit</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10X095	Derry Township Municipal Authority P. O. Box 250 New Derry, PA 15671	Westmoreland County New Derry Township	McGee Run/TSF Union Run/WWF Shirey Run/HQ-CWF

Northwest Region: Oil and Gas Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6860.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS104108	Weinsz Oil & Gas, Inc. P. O. Box 2771 North Canton, OH 44720	McKean	Lafayette Township	Unnamed tributaries of Lewis 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>
London Grove Township Chester County	PAR10 G429	Bulldog Construction 1120 Valley Road Coatesville, PA 19320	Middle Branch White Clay Creek (TSF—MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Sadsbury Township Chester County	PAR10 G417	Clover Hill Company P. O. Box 85 130 Morning Glory Ave. Wildwood, NJ 08260	West Branch Brandywine Creek/UNT to Buck Run (TSF—MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
East Bradford Township Chester County	PAR10 G424	Tony Stancato 7 West Gay Street West Chester, PA 19380	Taylor Run (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
West Bradford Township Chester County	PAR10 G397	Grouse and Pheasant P. O. Box 91 Chadds Ford, PA 19317	UNT to East Branch Brandywine Creek (WWF—MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
West Goshen Township Chester County	PAR10 G435	Christopher Knauer 120 Arrandale Boulevard Exton, PA 19341	East Branch Chester Creek (TSF—MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

<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>
London Britain Township Chester County	PAR10 G430	RML Enterprises P. O. Box 1180 Hockessin, DE 19707	Christina River (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Franklin Township Chester County	PAR10 G428	Charles Wilkinson 1020 Broad Run Road Landenberg, PA 19950	West Branch White Clay Creek (CWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Bethel Township Delaware County	PAR10 J214	Garnet Valley School District 80 Station Road Glen Mills, PA 19342	Naamans Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Concord Township Delaware County	PAR10 J220	Toll Brothers, Inc. 3103 Philmont Avenue Huntingdon Valley, PA 19006	Green Creek (CWF—TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
City of Philadelphia Philadelphia County	PAR10 5337	Champion Development Corp. 828 Red Lion Road Philadelphia, PA 19115	UNT Pennypack Creek (WWF—MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Carbon County Franklin Township	PAR101327	LEI Realty Holding, Inc. 517 North 9th St. Lehigh, PA 18235	Poho Poco Creek CWF	Carbon County Conservation District (610) 377-4894
North Heidelberg Township Berks County	PAR10C379	Joseph Aichholz 1047 N. Heidelberg Rd. Bernville, PA 19506	Tulpehocken Creek CWF/TSF	Berks County Conservation District P. O. Box 520 1238 Co. Welfare Rd. Leesport, PA 19533-0520 (610) 372-4657
Spring Township Berks County	PAR10C278-1 Nullifies (PAR10-C278)	Robert Ware WRC Sports Ltd. C/o Marsh Crk. Corp. Services 741 Haywood Dr. Exton, PA 19341	Municipal storm sewer Tulpehocken Creek WWF	Berks County Conservation District P. O. Box 520 1238 Co. Welfare Rd. Leesport, PA 19533-0520 (610) 372-4657
Greene Township Franklin County	PAR10M239	Brian McNew 475 Phoenix Drive Chambersburg, PA 17201	Conococheague Creek (CWF)	Franklin County Conservation District 550 Cleveland Avenue Chambersburg, PA 17201 (717) 264-8074

NOTICES

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<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Potter Township Centre County	PAR10F144	Mountain View Estates Phase II Thomas Guhlman & Garth Benton 171 Manor Road Centre Hall, PA 16828	UNT Cedar Run CWF	Centre County Conservation District 414 Holmes Ave., Suite 4 Bellefonte, PA 16823 (814) 355-6817
Huston Township Clearfield County	PAR101771	Huston Township Sew. Auth. P. O. Box 121 Clearfield, PA 16830	Bennetts Branch, Sinnemahoning Creek CWF	Department of Environmental Protection Water Management Soils & Waterways Mgt. 208 W. 3rd St. Suite 101 Williamsport, PA 17701 (570) 327-3574
White Deer Township Union County	PAR016843	Author & Sandra Keister Silver Moon Hill Subdiv. P. O. Box 73 West Milton, PA 17886	UNT Susquehanna River CWF	Union County Conservation District 60 Bull Run Crossing Lewisburg, PA 17837 (570) 523-8782
<i>Southwest Region: Regional Water Management Program Manager; 400 Waterfront Drive, Pittsburgh, PA 15222-4745.</i>				
<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Allegheny County Springdale Township	PAR10A397-1	Allegheny Energy Supply Company 4350 Northern Pike Monroeville, PA 15146-2841	Allegheny River / WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Plum Borough	PAR10A497	Angelo Development Company, Inc. 100 Springwood Drive Verona, PA 15147	Little Plum Creek / WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Collier Township	PAR10A506	Maronda Homes 11 Timberglen Drive Imperial, PA 15126	Thoms Run/TSF	Allegheny County Conservation District (412) 241-7645
Allegheny County Collier Township	PAR10A513	Kossman Development Company 11 Parkway Center 875 Greentree Road Pittsburgh, PA 15220	Chartiers Creek/ WWF	Allegheny County Conservation District (412) 241-7645
Somerset County Somerset Township	PAR106142	CVS Pharmacy Corporation, Inc. 322 Revco Road Somerset, PA 15501	UNT to Coxes Creek/CWF	Somerset County Conservation District (814) 445-4652
Washington County South Strabane Town- ship	PAR10W182	WCW, Inc. 300 Weyman Plaza Suite 210 Pittsburgh, PA 15236	Chartiers Creek/ WWF	Washington County Conservation District (724) 228-6774
Westmoreland County Upper Burrell Township Allegheny Township Oklahoma Borough Washington Borough	PAR10X264	Allegheny Township Municipal Authority 136 Community Building Road Leechburg, PA 15656	Pine Run/WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County Unity Township	PAR10X265	St. Vincent College 300 Fraser Purchase Road Latrobe, PA 15650	Monastery Run/ WWF	Westmoreland County Conservation District (724) 837-5271

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>
Lehigh County Hanover Township	PAR802244	Airborne Express, Inc. P. O. Box 662 Seattle, WA 98111	Lehigh River TSF	DEP—NERO Water Management Program 2 Public Square Wilkes-Barre, PA 18711
Springdale Borough Allegheny County	PAR806208	United Refining Company P. O. Box 780 Warren, PA 16365	Allegheny River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222- 4745 (412) 442-4000

General Permit Type—PAG-4

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Dauphin County East Hanover Township	PAG043679	Paul Henry 255 Ridge Road Harrisburg, PA 17112	UNT Manada Creek/ WWF	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Penn Township Butler County	PAG048386	Theodore N. Boyda 236 Renfrew Road Renfrew, PA 16053	Thorn Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335- 3481 (814) 332-6942
Hempfield Township Mercer County	PAG048399	Harold Lee McCrillis 566 Methodist Road Greenville, PA 16125	Saul Run	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335- 3481 (814) 332-6942
Middlesex Township Butler County	PAG048414	Glenn L. and Mary L. Franceschina 531 Glade Mill Road Valencia, PA 16059	Glade Run	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335- 3481 (814) 332-6942
Conneaut Township Erie County	PAG048748	Patrick E. and Tammy L. Dunn 12439 Route 6N Albion, PA 16401	Unnamed tributary to Marsh Run	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335- 3481 (814) 332-6942

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>
West Mead Township Crawford County	PAG058334	Larry Kebert Meadville Redi-Mix Concrete, Inc. 19821 Cochranon Road Meadville, PA 16335	Existing Storm Sewer to French Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335- 3481 (814) 332-6942

<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>
Springfield Township Mercer County	PAG058335	Ron Baumgart Country Fair No. 44 Country Fair, Inc. 2251 East 30th Street Erie, PA 16510	Unnamed tributary to Black Run	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
City of Franklin Venango County	PAG058336	Timothy D. Ruth Kwik Fill M-063 United Refining Co. of PA P. O. Box 688 Warren, PA 16365	Unnamed tributary to French Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
<i>General Permit Type—PAG-8</i>				
<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Telephone No.</i>
East St. Clair Township Bedford County	PAG083561	Chestnut Ridge Joint Mun. Auth. 320 Lane Metal Road New Paris, PA 15554		DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

SAFE DRINKING WATER

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

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

Operations Permit issued to **Easton Suburban Water Authority**, 2414 Butler Street, P. O. Box 3819, Easton, PA 18043, City of Easton, **Northampton County**, on July 18, 2001.

Operations Permit issued to **PA-American Water Company**, 20 East Union Street, Wilkes-Barre, PA 18701, South Abington Township, **Lackawanna County**, on July 5, 2001.

Operations Permit issued to **Mahoning Manor Estates**, 59 White Pine Lake, Lehighon, PA 18235, Mahoning Township, **Carbon County**, on July 18, 2001.

Operations Permit issued to: **Borough of Alburdis**, P. O. Box 435, Alburdis, PA 18011, Borough of Alburdis, **Lehigh County**, on July 19, 2001.

Operations Permit issued to **Borough of Ringtown**, P. O. Box 270, Ringtown, PA 17967, Ringtown Borough, **Schuylkill County**, on July 23, 2001.

Operations Permit issued to **Upper Saucon Township**, 550 Camp Meeting Road, Center Valley, PA 18034, Upper Saucon Township, **Lehigh County** on June 11, 2001.

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

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

Permit No. 0198502, Public Water Supply.
Applicant **Littlestown Borough Authority**
Municipality Littlestown Borough

County **Adams**
Type of Facility Limited duration Innovative Technology Operation Permit for a 0.216 mgd Zenon Zeeweed ultrafiltration membrane system at Well No. 8. Gaseous chlorine will be used for disinfection.
Consulting Engineer Scott M Rights, P.E.
HRG, Inc.
32 W. Middle St.
Gettysburg, PA 17325
Permit to Operate Issued: June 26, 2001
Permit No. 5000501, Public Water Supply.
Applicant **Harry V. Pfautz**
Municipality Wheatfield Township
County **Perry**
Type of Facility Operation Permit authorizing addition of disinfection and manganese sequestration for existing Well No. 3 and manganese sequestration at existing Well No. 2.
Consulting Engineer W Zeke Morrow, P.E.
Morrow Engineering
R. R. 2, Box 542
New Bloomfield, PA 17068
Permit to Operate Issued: June 28, 2001
Permit No. 5000504, Public Water Supply.
Applicant **Bloomfield Borough Water Authority**
Municipality Centre Township
County **Perry**

Type of Facility Operation Permit for Well No. 2. Hypochlorite disinfection will be provided within the existing treatment building for previously permitted Well No. 1.

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

Permit to Operate Issued: July 13, 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. The first phase of the permitted system consists of one well, hypochlorite disinfection, pH adjustment, a standpipe and a distribution system.

Consulting Engineer Charles A Kehew II, P.E.
James R. Holley & Assoc., Inc.
18 South George St.
York, PA 17401

Permit to Operate Issued: May 11, 2001

Permit No. 2800509, Public Water Supply.

Applicant **Franklin County General Authority**

Municipality Greene Township

County **Franklin**

Type of Facility The Department has issued a Construction Permit for revised corrosion control treatment facilities at the existing potable water filtration plant. New facilities will include zinc orthophosphate and caustic soda feed systems.

Consulting Engineer George D Gustafson, P.E.
Earth Tech
196 Baker Ave.
Concord, MA 01742

Permit to Operate Issued: July 11, 2001

Permit No. 2200501 MA, Minor Amendment, Public Water Supply.

Applicant **Halifax Area Water Authority**

Municipality Halifax Township

County **Dauphin**

Type of Facility The operation of a 0.5 million gallon finished water concrete storage tank and the operation of a temporary booster pumping station.

Consulting Engineer Robert L Kissinger
Glace Associates, Inc.
3705 Trindle Rd.
Camp Hill, PA 17011

Permit to Operate Issued: July 26, 2001

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

Permit No. Minor Amendment. Public Water Supply.

Applicant **H2O to Go**
c/o William F. Brightman, President
49 Village Square Drive
Marietta, PA 17547-9737

Town Town of Bloomsburg

County **Columbia County**

Type of Facility Vended Water Facility

Consulting Engineer None

Permit to Operate Issued: July 31, 2001

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

Operations Permit 0301502 issued to **South Buffalo Township Municipal Authority**, P. O. Box 266, Iron Bridge Road, Freeport, PA 16229-0266, North Buffalo Township, **Armstrong County** for interconnection with Kittanning Suburban Joint Water Authority on July 24, 2001.

Operations Permit 8821-W-A1-T1 issued to Transfer of permit due to re-structuring/re-organization from **Heinz USA**, Pittsburgh Factory to H. J. Heinz, L.P., P. O. Box 57, 1062 Progress Street, Pittsburgh, PA 15230-0057, City of Pittsburgh, **Allegheny County** on July 24, 2001.

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

Operations Permit No. 1093503-C1 issued to **Borough of Zelenople**, 111 West New Castle Street, Zelenople, PA 16063, Zelenople, **Butler County** on July 31, 2001.

Permit No. 2592503-MA4, Minor Amendment. Public Water Supply.

Applicant **Erie City Water Authority**
340 West Bayfront Parkway
Erie, PA 16507-2004.

Borough or Township Harborcreek Township

County **Erie**

Type of Facility Public Water Supply

Consulting Engineer KLH Engineering, Inc.
5173 Campbells Run Road
Pittsburgh, PA 15205.

Permit to Construct Issued: July 24, 2001

Permit No. 2588511-MA3, Minor Amendment. Public Water Supply.

Applicant **North East Township Water & Sewer Authority**
10300 West Main Road
North East, PA 16428.

Borough or Township North East Township
 County **Erie**
 Type of Facility Public Water Supply
 Consulting Engineer Douglas C. Sceford, P.E.
 Hill Engineering, Inc.
 8 Gibson Street
 North East, PA 16428.
 Permit to Operate Issued July 25, 2001

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Dudley-Carbon-Coalmont Joint Municipal Authority	Box 276 Dudley, PA 16634	Huntingdon

Plan Description: The approved plan provides for dividing a sewerage project for Dudley Borough, Carbon Township and Coalmont Borough into two phases. This project was originally approved in 1995. Dividing the project into two phases will allow the Authority to pursue funding through the PENNVEST small community project program. The proposed sewer service area remains unchanged. 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: **The Joe Himes Modular Home Park Subdivision** is located on the north side of Route 164; 1 mile west of Martinsburg, in North Woodbury and Taylor Townships, **Blair County**.

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
North Woodbury Township	R. R. 1, Box 98 Martinsburg, PA 16662	Blair County
Taylor Township	1002 Route 36 Roaring Spring, PA 16673	Blair County

Plan Description: The plan provides for an approval granted July 16, 2001 as a revision to the Official Plans of North Woodbury Township and Taylor Township, Blair County. Project involves construction of a sewage treatment plant and collection system to serve a 30-unit and 77-unit modular home park. The extended aeration treatment plant provides for a capacity of 30,000 gallons per day. The sewage treatment plant will be constructed in North Woodbury Township, Blair County.

Treated effluent is to be discharged to an unnamed tributary of Plum Creek.

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 owner as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Guilford Township	115 Spring Valley Road Chambersburg, PA 17201	Franklin

Plan Description: The approved plan provides for an on-lot sewage disposal system management program, the completion of a preliminary hydrogeologic study for all proposed subdivisions utilizing on-lot sewage disposal systems and a well drillers licensing ordinance. 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>
Cumru Township	1775 Welsh Road Mohnton, PA 19540	Berks

Plan Description: The approved plan provides for the construction of a small gravity flow extension of the existing collection system to the Kohl's Mill Area approximately 1,200 feet south along Wyomissing Road to the intersection with Vermont Road. 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

Public Notice of Proposed Consent Order and Agreement

AVTEX Mercury Release Sites Crawford County, PA

Under section 1113 of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305) (HSCA), notice is hereby provided that the Department of Environmental Protection (Department) has entered into a Consent Order and Agreement (CO&A) with Crawford County Properties, Inc. (CCPI) concerning the cleanup of the Avtex Mercury Release Sites (sites). The sites include both the initial release location at the former Avtex Fibers, Inc. manufacturing facility (Facility) and the individual locations described as the Adjunct Mercury Release Sites. The Facility is located on a 170-acre property adjacent to Dunham Road in Vernon Township, Crawford County, PA. The Adjunct Mercury Release Sites are 33 distinct sites, located in Hayfield, Richmond, Spring, Union, Venango, Vernon, Woodcock Townships, Crawford County, PA.

In the past, hazardous substances were released at the sites and these substances contaminated the environment

at the sites. The Facility was owned and operated by various entities from 1929 to 1986 to manufacture synthetic fibers. During all or part of that period of operation, a wastewater treatment plant was used by the entities operating the Facility at the site to treat wastewaters. During the years of operation, mercury came to be located in the trickling filter tanks at the wastewater treatment plant. In 1986, CCPI purchased the property that included the Facility. Between 1995 and 1997, mercury-containing wastes (wastes) were released into the soils adjacent to the trickling filter tanks at the Facility during dismantling operations. Later, filter media from those tanks was transported for use as fill material to the sites, including elsewhere on the Facility. These wastes contaminated the environment at the sites. Mercury is defined in section 103 of HSCA (35 P. S. § 6020.103) as a "hazardous substance." The Department and CCPI removed the wastes from the Adjunct Mercury Release Sites for proper off-site disposal, at a cost of approximately 1 million dollars. That response mitigated the threat to human health and the environment posed by the wastes. As an owner of the facility and a generator during the time of the release and threatened release of hazardous substances at the sites, CCPI is a "responsible person" as defined in section 103 of HSCA. Under the terms of the Agreement, CCPI shall, among other things, pay the Department \$5,000 to resolve its liability at the sites. In addition, CCPI has remediated one of the sites (the Wetzel Site) and will also implement an approved supplemental work plan for specific tasks and long-term operation and maintenance activities at the Facility.

The specific terms of this settlement are set forth in the CO&A between the Department and CCPI. The Department will receive and consider comments relating to the CO&A for 60 days from the date of this Public Notice. The Department has the right to withdraw its consent to the CO&A if the comments concerning the CO&A disclose facts or considerations which indicate that the CO&A is inappropriate, improper, or not in the public interest. After the public comment period, the Department's settlement with CCPI shall be effective upon the date that the Department notifies CCPI, in writing, that this Consent Order and Agreement is final and effective in its present form and that the Department has filed a response to significant written comments to the CO&A, or that no comments were received.

Copies of the CO&A are available for inspection at the Department's Northwest Regional Office. Comments may be submitted, in writing, to Mark Gorman, Program Manager, Department of Environmental Protection, Hazardous Sites Cleanup, 230 Chestnut Street, Meadville, PA 16335. Further information may be obtained by contacting Mark Gorman, at (814) 332-6648. TDD users may contact the Department through the Pennsylvania Relay Services at (800) 645-5984.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of

submission of final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site where one of the Act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected.

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

The Department has received the following final reports:

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

Triboro Electric Company, Doylestown Borough, **Bucks County**. Terrence J. McKenna, Keating Environmental Management, Inc., 479 Thomas Jones Way, Suite 700, Exton PA 19341, on behalf of Doylestown Store & Lock, 350 S. Main St., Suite 213, Doylestown, PA 18901, has submitted a Final Report concerning remediation of site groundwater contaminated with petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standard.

John Mattis Property, West Brandywine Township, **Chester County**. Brian Holtzhafer, Hydrocon Services, Inc., 2945 S. Pike Ave., Allentown, PA 18103, on behalf of John Mattis, 107 Icedale Rd., Honeybrook PA 19344, has submitted a Final Report concerning remediation of site soil contaminated with BTEX and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Morrow Property, West Goshen Township, **Chester County**. Harold M. Brundage, III, Environmental Research & Consulting, Inc., 112 Commons Ct., Chadds Ford, PA 19317, on behalf of Everett F. & Helen Morrow and HMM, LP, 876 Westtown Rd., West Chester, PA 19382, has submitted a Final Report concerning remediation of site soil contaminated with heavy metals. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Turner Residence, Franklin Township, **Luzerne County**. Gary Marshall, Senior Project Manager, TCI Environmental Services, Inc., 100 North Wilkes-Barre Boulevard, Wilkes-Barre, PA 18701 has submitted a Final Report (on behalf of his client, Ray Turner, Jr., Brace and Orange Roads, Orange, PA 18612) concerning the remediation of site soils and/or groundwater contaminated with no. 2 fuel oil. The report was submitted to document remediation of the site to meet the Statewide health standard.

Najaka Residence, Union Township, **Luzerne County**. Eric J. Raes, President, Engineering and Land Planning Associates, Inc., P. O. Box 5283, Clinton, NJ 08809 has submitted a Final Report (on behalf of his clients, Mr. and Mrs. B. Bruce Najaka, Cherokee Drive, Shickshinny Lake, PA 18655) concerning the remediation of soils contaminated with no. 2 fuel oil. The report was submitted to document remediation of the site to meet the Statewide health standard.

Bethlehem Commerce Center (aka Conective Mid-Merit, Inc., Project Area), City of Bethlehem and Lower Saucon Township, **Northampton County**. Edwin B. Wilson, Director, Environmental Assessment and Remediation, Bethlehem Steel Corporation, 1170 Eighth Avenue, Bethlehem, PA 18016 has submitted a Final Report concerning the characterization of soils located on the subject property. The report was submitted to document that site soils meet both the Background and Statewide health standards.

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

Caterpillar Inc. Area B, Springettsbury Township, **York County**. Earth Tech, Inc., 2 Market Plaza Way, Mechanicsburg, PA 17055, (on behalf of Caterpillar Inc., 100 N.E. Adams Street, Peoria, Illinois 61629) submitted a Final Report concerning remediation of site soils contaminated with lead, PCBs, heavy metals, BTEX, PAHs, PHCs, solvents, pesticides and dioxin. The report is intended to document remediation of the site to the Statewide Health standard.

Greencastle Antrim Area Development Corporation, formerly Appalachian Lamb, Antrim Township, **Franklin County**. Richenderfer & Assoc., Inc., P. O. Box 1190, Carlisle, PA 17013 (on behalf of Greencastle Antrim Area Development Corporation, 217 East Baltimore Street, P. O. Box 393, Greencastle, PA 17225) submitted a Final Report concerning remediation of site soils and groundwater contaminated with BTEX and PHCs. The report is intended to document remediation of the site to the Statewide Health standard.

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

National Fuel Gas Company (Van Compressor Station), Route 322, Van, PA, **County of Venango**, Rockland & Cranberry Townships, has submitted a Site Characterization Report concerning remediation of the groundwater contaminated with Benzene, Pentane and Butane. The report is intended to document remediation of the site to meet the Site Specific Standard and the Statewide Health Standard.

CDR Pigments, 75 Front St., Ridgway, PA, **County of Elk**, Ridgway Borough, has submitted a Cleanup Plan concerning remediation of the site soil, groundwater and surface water contaminated with lead, heavy metals, solvents and BTEX. The report is intended to document remediation of the site to meet the Site Specific Standard

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

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

The Department has received the following final report:

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

Caterpillar Inc. Area B, Springettsbury Township, **York County**. Earth Tech, Inc., 2 Market Plaza Way, Mechanicsburg, PA 17055, (on behalf of Caterpillar Inc., 100 N.E. Adams Street, Peoria, IL 61629) submitted a Final Report concerning remediation of site soils contaminated with lead, PCBs, heavy metals, BTEX, PAHs, PHCs, solvents, pesticides and dioxin. The final report demonstrated attainment of the Statewide Health standard and was approved by the Department on July 26, 2001.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit No. 100281. Greenridge Reclamation, LLC, R. D. 1, Box 716, Landfill Road, Scottdale, PA 15683.

Permit reissuance for the operation of a municipal waste landfill in East Huntingdon Township, **Westmoreland County**. Permit issued in the Regional Office on July 27, 2001.

AIR QUALITY

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

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

32-00357: Dominion Peoples (625 Liberty Avenue, Pittsburgh, PA 15222) on July 17, 2001 was authorized to operate under GP-32-00357 for Creekside Compressor Station in White Township, **Indiana County**.

Plan Approvals Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

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

54-399-031: Silberline Manufacturing Co., Inc. (130 Lincoln Drive, Tamaqua, PA 18252) on July 23, 2001, for installation of an air cleaning device for a milling and screening operation in Rush Township, **Schuylkill County**.

54-399-032: Silberline Manufacturing Co., Inc. (130 Lincoln Drive, Tamaqua, PA 18252) on July 23, 2001, for modification of ball mills, screens, filter presses and mixers with a carbon adsorption unit as an air cleaning device in Rush Township, **Schuylkill County**.

35-318-083: Wells Cargo, Inc. (50 Enterprise Drive, P. O. Box 547, Carbondale, PA 18407) on July 25, 2001, for construction of a paint spray booth and associated air cleaning device in Carbondale, **Lackawanna County**.

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

36-03096A: Carvell & Rick, Inc. (1780 Newport Road, Route 772 West, Ephrata, PA 17522) on July 24, 2001, for construction and operation of a surface coating operation (uncontrolled), two airflow exhaust fans, each with a pre-filter and two internal filters, in West Earl Township, **Lancaster County**.

67-05092: Starbucks Coffee Co. (3000 Espresso Way, York, PA 17402) on July 24, 2001, for construction of two coffee roasters each controlled by a catalytic oxidizer and a cyclone at its York Roasting Plant in East Manchester Township, **York County**.

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

11-00285A: Whitaker Roads Corp. (P. O. Box 5657, Johnstown, PA 15904) on July 12, 2001, for construction of #5 Fuel Oil, 32 Fuel Oil at Johnstown Asphalt Plant in Richland Township, **Cambria County**.

26-00534A: Fayette Thermal, LLC (755 Opossum Lake Road, Carlisle, PA 17013) on July 23, 2001, for construction of boilers at East Millsboro Steam Plant in Luzerne Township, **Fayette County**.

04-706A: Beaver Valley Slag, Inc. (1150 Brodhead Road, Monaca, PA 15061) on July 23, 2001, for construction of screens, crushers and diesel engines at Black's Run Slag Mine in Center Township, **Beaver County**.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

15-301-086: Pet Memorial Services Corp. (319 Westtown Road Ste. Q, West Goshen, PA 19380) on July 26, 2001, for operation of a cremator for animal remains in West Goshen Township, **Chester County**.

09-320-050: Superpac, Inc. (1220 Industrial Boulevard, Upper Southampton, PA 18966) on July 26, 2001, for operation of a Flexographic Printing Press in Upper Southampton Township, **Bucks County**.

46-0199: Alcom Printing Group, Inc. (140 Christopher Lane, Harleysville, PA 19438) on July 27, 2001, for operation of a Lithographic Printing Press in Lower Salford Township, **Montgomery County**.

46-313-146: Penn Color, Inc. (2755 Bergey Road, Hatfield, PA 19440) on July 27, 2001, for operation of a Base Pigment Dispersion Facility in Hatfield Township, **Montgomery County**.

46-0161: Reading Materials, Inc. (394 Sanatoga Road, Pottstown, PA 19464) on July 27, 2001, for operation of a Batch Asphalt Plant in Lower Pottsgrove Township, **Montgomery County**.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: David Aldenderfer, Program Manager, (570) 327-3637.

08-00004A: Rynone Manufacturing Corp. (P. O. Box 128, Sayre, PA 18840-0128) on July 20, 2001, to authorize operation of a cast polymer facility on a temporary basis until November 17, 2001, in Sayre Borough, **Bradford County**. This is a Title V facility.

55-302-005B: Wood-Mode, Inc. (One Second Street, Creamer, PA 17833) on July 24, 2001, to extend authorization to operate a 10.2 million BTU per hour woodwaste-fired boiler (Boiler 1) and associated air cleaning devices (two multiclones in series) on a temporary basis until November 21, 2001, in Middlecreek Township, **Snyder County**.

55-302-005C: Wood-Mode, Inc. (One Second Street, Creamer, PA 17833) on July 24, 2001, to extend authorization to operate a 32 million BTU per hour woodwaste-fired boiler (Boiler 3) and associated air cleaning devices (two multiclones in series) on a temporary basis until November 21, 2001, in Middlecreek Township, **Snyder County**.

49-309-002A: Watsonstown Brick Co. (P. O. Box 68, Watsonstown, PA 17777) on July 26, 2001, to extend authorization to operate a natural gas-fired brick kiln and associated air cleaning devices (a two stage lime/sodium bicarbonate injection/reaction system and a fabric collector), as well as various pieces of mixing, grinding, etc.

equipment and associated air cleaning devices (cartridge collectors), on a temporary basis until November 23, 2001 in Delaware Township, **Northumberland County**.

08-318-027: Mill's Pride-Pennsylvania (100 Lamoka Road, Sayre, PA 18840) on July 27, 2001, to extend authorization to operate a wood kitchen cabinet finishing line and associated air cleaning device (a thermal oxidizer), two wood-fired boilers and associated air cleaning devices (two dual stage mechanical collection systems), various pieces of woodworking equipment and associated air cleaning devices (fabric collectors) and various other pieces of equipment on a temporary basis until November 24, 2001, in Athens Township, **Bradford County**.

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

65-935A: Lindy Paving, Inc. (R. D. 3, Box 2A, New Castle, PA 16105) on July 16, 2001, for construction of a Hot Mix Asphalt Plant at Laurelville Plant in Mount Pleasant Township, **Westmoreland County**. This plan approval was extended.

26-177A: Golden Eagle Construction/Asphalt Division (P. O. Box 945, Uniontown, PA 15401) on July 18, 2001, for construction of a Hot-mix Asphalt Plant at Coolspring Asphalt Plant in North Union Township, **Fayette County**. This plan approval was extended.

04-700A: Mansell Industrial Services (1755 Pennsylvania Avenue, Monaca, PA 15061) on July 18, 2001, for construction of a Rotary Kiln Dryer at Industry Plant in Industry Borough, **Beaver County**. This plan approval was extended.

04-468C: S. H. Bell Company (644 Alpha Drive, P. O. Box 11495, Pittsburgh, PA 15238) on July 1, 2001, for construction of a Loadout Shed at East Liverpool Terminal in Ohioville Borough, **Beaver County**. This plan approval was extended.

63-00616A: Therm-O-Rock East, Inc. (P. O. Box 429, New Eagle, PA 15067) on July 18, 2001, for construction of a Pneumatic Transfer System at Plant 1 in New Eagle Borough, **Washington County**. This plan approval was extended.

Title V Operating Permits Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter G.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104; Contact: Thomas Huynh, Chief, (215) 823-7584.

95-002: Trigen—Philadelphia Energy Corp.—Schuylkill Station (2600 Christian Street, Philadelphia, PA 19146) on July 16, 2001, for operation of a steam and electric generating facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two 795 MMBTU/hr #6 fuel oil-fired (#2 fuel oil ignition) boilers and a 761 MMBTU/hr natural gas or #6 fuel oil-fired boiler.

95-005: Exelon Generation Company—Richmond Generating Station (3901 North Delaware Avenue, Philadelphia, PA 19137) on July 23, 2001, for operation of an electric utility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two 838 MMBTU/hr #2 fuel oil or kerosene-fired combustion turbines and a 1.7 MMBTU/hr home heating #2 fuel oil-fired boiler.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

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

96-002: Tenet HealthSystem—Medical College of Pennsylvania Hospital—Main Campus and Eastern Pennsylvania Psychiatric Institute (3300 Henry Avenue, Philadelphia, PA 19129) issued an administratively amended operating permit on July 3, 2001 for their facility in the City of Philadelphia, **Philadelphia County**. The Synthetic Minor Operating Permit, originally issued on October 20, 2000, has been administratively amended to identify a change of facility contact, permit contact and responsible official and to correct the renewal application fee specified under the general conditions for permit renewal.

96-051: Federal Reserve Bank of Philadelphia (100 North 6th Street, Philadelphia, PA 19106) issued an administratively amended operating permit on July 9, 2001, for their facility in the City of Philadelphia, **Philadelphia County**. The Natural Minor Operating Permit, originally issued on June 12, 2001, has been administratively amended to: correct the expiration date on Page 1 of the permit from June 12, 2001 to June 12, 2006.

95-019: Exxon Mobil Corp. (6850 Essington Avenue, Philadelphia, PA 19153) issued an administratively amended operating permit on July 13, 2001, for their facility in the City of Philadelphia, **Philadelphia County**. The Title V/State Operating Permit, originally issued on December 28, 2000, has been administratively amended to correct a typographical error on Page 1 and the header listing the permit as a Title /State Only operating permit.

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

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

17910113. Moravian Run Reclamation Company, Inc. (605 Sheridan Drive, Clearfield, PA 16830), renewal of an existing bituminous surface mine permit in Penn Township, **Clearfield County** affecting 78 acres. Receiv-

ing stream—Bell Run and Poplar Run. Application received: March 22, 2001. Permit issued: June 26, 2001.

17990107. River Hill Coal Co., Inc. (P. O. Box 141, Kylertown, PA 16847), commencement, operation and restoration of a bituminous surface mine permit in Bigler Township, **Clearfield County** affecting 234.5 acres. Receiving stream—Pine Run to Clearfield Creek to the West Branch of the Susquehanna River. Application received: April 18, 1999. Permit issued: July 5, 2001.

This permit was issued under a Project XL agreement between the DEP and the United States Environmental Protection Agency (EPA). Project XL is EPA's program to test innovative approaches to environmental protection using regulatory flexibility to achieve superior environmental performance. Under Project XL, a Consent Order and Agreement between River Hill Coal Company, Inc. and DEP was executed on July 5, 2001. The purpose of this agreement is to improve water quality in Pine Run (Clearfield County) through encouraging re-mining and acid mine drainage abatement measures. The agreement will base compliance on in-stream water quality and the implementation of best management practices (BMPs), instead of numeric effluent limitations measured at individual discharge points. The agreement applies only to this surface mining permit. Pine Run is one of up to eight acid mine drainage impacted watersheds where this approach under Project XL will be evaluated. The full text of the Consent Order and Agreement and the Project XL agreement can be obtained at www.dep.state.pa.us/dep/deputate/minres/districts/projectxl or by contacting DEP's Hawk Run District Office.

17960102. M. R. Hainsey Contracting Company (R. D. 2, Box 57, Clearfield, PA 16830), renewal of an existing bituminous surface mine permit in Goshen Township, **Clearfield County** affecting 73.2 acres. Receiving stream—unnamed tributary to Trout Run, unnamed tributary to Pine Run, Pine Run, to West Branch Susquehanna River. Application received: April 4, 2001. Permit issued: July 10, 2001.

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

32910102. Permit Renewal, **M.B. Energy, Inc.** (175 McKnight Road, Blairsville, PA 15717-7961), for continued operation of a bituminous surface and auger mine in Center & Brushvalley Townships, **Indiana County**, affecting 222.3 acres, receiving stream unnamed tributaries to Yellow Creek, Brush Creek, Tearing Run and Tearing Run. Application received: May 14, 2001. Permit issued: July 5, 2001.

56900113. Permit Renewal, **Fieg Brothers** (3070 Stoystown Road, Stoystown, PA 15563-8164), for continued operation of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 99.5 acres, receiving stream Hays Run and unnamed tributaries to Hays Run; unnamed tributaries to Buffalo Creek. Application received: May 31, 2001. Application issued: July 23, 2001.

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

03841307. Keystone Coal Mining Corp. (P. O. Box 219, Shelocta, PA 15774), to renew the permit for the Emilie No. 4 Deep Mine in Plumcreek Township, **Armstrong County** to renew the existing permit for reclamation only, no additional discharges. Permit issued: July 11, 2001.

32841320. Helvetia Coal Company (P. O. Box 219, Shelocta, PA 15774), to renew the permit for the Lucerne

No. 8 Mine in Young Township, **Indiana County** to renew the existing deep mine permit, site is inactive, no additional discharges. Permit issued: July 19, 2001.

03950701. Canterbury Coal Co. (R. D. 1, Box 119, Avonmore, PA 15618), to renew the permit for the Refuse Area No. 6 in Kiskiminetas Township, **Armstrong County** to renew the existing refuse and NPDES permit, no additional discharges. Permit issued: July 26, 2001.

32841320. Keystone Coal Mining Corp. (400 Over-view Drive, P. O. Box 219, Shelocta, PA 15774), to renew the permit for the O'Donnell #3 Deep Mine in Washington and Plumcreek Townships, **Indiana and Armstrong Counties** to renew the existing deep mine permit and delete 1,455 acres of unmined area from the underground permit area and 344 acres from the subsidence control boundary, no additional discharges. Permit issued: July 26, 2001.

17841607. Fuel Fabricators, Inc. (P. O. Box 368, Bigler, PA 16825), to renew the permit for the Coal Preparation Plant in Bradford Township, **Clearfield County** to renew the existing preparation plant permit, no additional discharges. Permit issued: July 26, 2001.

03841308. Rosebud Mining Company (R. D. 9, Box 379A, Kittanning, PA 16201), to renew the permit for the Rosebud #1 Deep Mine in Perry Township, **Armstrong County** to renew the existing permit for reclamation only, no additional discharges. Permit issued: July 26, 2001.

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

33830116. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767) Renewal of an existing bituminous strip operation in Oliver Township, **Jefferson County** affecting 154.3 acres. Receiving streams: unnamed tributary to Little Sandy Creek. Application received: June 4, 2001. Permit Issued: July 23, 2001.

Noncoal Permits Issued

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

64010806. Timothy W. Ross (4 Prospect Street, Susquehanna, PA 18847), commencement, operation and restoration of a bluestone quarry operation in Scott Township, **Susquehanna County** affecting 2.0 acres, receiving stream—none. Permit issued: July 24, 2001.

58010824. Cal's Automotive, Inc. (441 East Baltimore Pike, Clifton Heights, PA 19018), commencement, operation and restoration of a bluestone quarry operation in Great Bend Township, **Susquehanna County** affecting 2.0 acres, receiving stream—none. Permit issued: July 24, 2001.

4873SM5T3. Global Stone PenRoc, LP (P. O. Box 1967, York, PA 17405-1967), transfer of an existing quarry operation in West Manchester Township, **York County** affecting 148.9 acres, receiving stream—unnamed tributary to Codorus Creek. Transfer issued: July 24, 2001.

4873SM5C. Global Stone PenRoc, LP (P. O. Box 1967, York, PA 17405-1967), renewal of NPDES Permit #PA009695 in West Manchester Township, **York County**, receiving stream—unnamed tributary to Codorus Creek. Renewal issued: July 24, 2001.

4873SM6T3. Global Stone PenRoc, LP (P. O. Box 1967, York, PA 17405-1967), transfer of an existing quarry operation in West Manchester Township, **York County** affecting 77.0 acres, receiving stream—Codorus Creek. Transfer issued: July 24, 2001.

4873SM8T3. Global Stone PenRoc, LP (P. O. Box 1967, York, PA 17405-1967), transfer of an existing quarry operation in West Manchester Township, **York County** affecting 413.0 acres, receiving stream—unnamed tributary to Codorus Creek. Transfer issued: July 24, 2001.

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. Renewal issued: July 24, 2001.

General Permit For Short-Term Construction Projects

4001GP01. No. 1 Contracting Corporation (49 South Main Street, Ashley, PA 18706), commencement, operation and restoration of a short-term construction project (Carey Avenue Bridge Project) in Newport Township, **Luzerne County** affecting 3.0 acres, receiving stream—Newport Creek Watershed. Permit issued: June 27, 2001.

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

59012802. Paul T. Hall (R. R. 2, Box 204, Tioga, PA 16946), commencement, operation and restoration of a Small Industrial Minerals (Sand and Gravel) permit in Lawrence Township, **Tioga County** affecting 4.2 acres. Receiving stream—Tioga River, tributary to North Branch Susquehanna River. Application received: May 10, 2001. Permit issued: July 11, 2001.

08012801. Jerry L. Johnson (R. R. 1, Box 179A1, Wyalusing, PA 18853), commencement, operation and restoration of a Small Industrial Minerals (Flagstone) permit in Tuscarora Township, **Bradford County** affecting 1 acre. Receiving stream—Wyalusing Creek, tributary to Susquehanna River. Application received: May 30, 2001. Permit issued: July 19, 2001.

08010803. Jerry L. Johnson (R. R. 1, Box 179A1, Wyalusing, PA 18853), commencement, operation and restoration of a Small Industrial Minerals (Flagstone) permit in Wilmot Township, **Bradford County** affecting 5 acres. Receiving stream—Sugar Run Creek, tributary to Susquehanna River. Application received: March 14, 2001. Permit issued: July 23, 2001.

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

56012801. Mostoller Landfill, Inc. (7095 Glades Pike, Somerset, PA 15501), commencement, operation and restoration of a small noncoal (industrial minerals) operation in Brothersvalley Township, **Somerset County**, affecting 5.0 acres, receiving stream unnamed tributary to Kimberly Run. Application received: June 21, 2001. Application issued: July 23, 2001.

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

37910303. ESSROC Cement Corp. (P. O. Box 779, Bessemer, PA 16112) Renewal of NPDES No. PA0208442, North Beaver Township, **Lawrence County**. Receiving streams: unnamed tributary to Mahoning River, unnamed tributary to Hickory Run and Hickory Run. Application received: May 31, 2001. NPDES Renewal Permit Issued: July 23, 2001.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department of Environmental Protection has taken the following actions on previously received permit applications, requests for Environmental Assessment approval

and requests for Water Quality Certification under 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

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

E15-658. Philadelphia Suburban Water Company, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010, East Bradford Township, **Chester County**, ACOE Philadelphia District.

To operate and maintain the following activities associated with the Ingrams Mill Water Treatment Facility upgrade:

1. To remove an old raw water intake and associated pump station which is located in and along the 100-year floodway of the East Brandywine Creek, (WWF-MF) and restore the banks of the creek.

2. To construct and maintain a new raw water intake in and along the East Branch of the Brandywine Creek.

3. To construct and maintain three 24-inch raw water intake pipes and one 12-inch water supply pipeline projecting into and across the East Branch of Brandywine Creek which will impact 0.25 acre of wetland (PEM). Work will also include the construction and maintenance

of an intake structure consisting of three 5-foot by 8-foot cells with wedge wire screens, which will be flush with stream bed.

The site is located approximately 1,200 feet southwest of the intersection of S.R. 322 (Downingtown Pike) and Brandywine Creek Road (Unionville, PA Quadrangle, N: 13.9 inches; W: 4.2 inches).

E09-818. Borough of Perkasio, P. O. Box 275, Perkasio PA 18944, Perkasio Borough, **Bucks County**, ACOE Philadelphia District.

To construct and maintain an approximately 4,500 linear-foot long bike and pedestrian path. The work will commence at the terminus of the existing bike path at Walnut Street (Telford, PA Quadrangle N: 21.2 inches; W: 6.00 inches); extend along Constitution Avenue and along the 100-year floodplain of the East Branch of Perkiomen Creek (TSF); turn onto spruce Street and along the 100-year floodplain of Pleasant Spring Creek (TSF); and continue in this direction for about one-quarter mile and terminate (Telford, PA Quadrangle N: 20.2 inches; W: 4.65 inches). The path will cross under the Main Street Bridge and will necessitate a change in the cross section of the conveyance area of the watercourse.

E46-886. The Township of Springfield, 1510 Paper Mill Road, Wyndmoor, PA 19038, Whitemarsh Township, **Montgomery County**, ACOE Philadelphia District.

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

E15-669. County of Chester, 14 East Biddle Street, West Chester, PA 19380, East and West Bradford Townships, **Chester County**, ACOE Philadelphia District.

To operate and maintain an existing wooden bridge (Gibson's Harmony Hill), which was damaged during Hurricane Floyd across the East Branch of the Brandywine Creek (WWF-MF). The bridge is located approximately 500 feet east of the intersection of Saw Mill Road and Harmony Hill Road, (Unionville, PA USGS Quadrangle N: 18.4 inches; W: 8.2 inches).

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

E45-406. Mark Ecker, R. R. 1, Box 100, Canadensis, PA 18325, Barrett Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To place fill in approximately 0.14 acre of wetlands for the purpose of constructing a driveway to access a proposed single-family dwelling. The permittee is required to provide 0.14 acre of replacement wetlands. The project is located on the north side of S.R. 1012 (Seese Hill Road), approximately 1.0 mile east of S.R. 0447. (Skytop, PA Quadrangle N: 12.2 inches; W: 14.7 inches).

E48-302. Washington Township, 4 Flicksville Road, Bangor, PA 18013, Washington Township, **Northampton County**, Army Corps of Engineers Philadelphia District.

To remove the existing structure and to construct and maintain an 8-foot x 4.5-foot concrete box culvert having a 1-foot culvert depression in Greenwalk Creek. The project is located along Township Road T680 (O.W. Road), approximately 0.5 mile northwest of its intersection with S.R. 0191. (Bangor, PA Quadrangle N: 17.0 inches; W: 13.9 inches).

E35-337. Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, 2 Public Square, 5th Floor, Wilkes-Barre, PA 18711-0790. Borough of Archbald, **Lackawanna County**, Army Corps of Engineers Baltimore District.

To remove an existing culvert under an abandoned railroad and to construct and maintain approximately 2,000 linear feet of riprap-lined trapezoidal channel, for the purpose of reconstructing a tributary to the Lackawanna River known as Tinklepaugh Creek. The project is part of an Abandoned Mine Reclamation Project (OSM 35 (2079) 102.1-Eynon) and is located north of Main Street and west of Kennedy Drive, near the Hills of Archbald Development (Olyphant, PA Quadrangle N: 20.0 inches; W: 9.0 inches).

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

E22-429. City of Harrisburg, City Government Center, 10 North Second Street, Harrisburg, PA 17101 in the City of Harrisburg, **Dauphin County**, ACOE Baltimore District.

To construct and maintain (1) a 4,400 square foot, 60 boat capacity floating dock facility, (2) a 550 foot long bituminous access drive and about 250 feet of a 6 foot wide stone walking path, (3) a pavilion, wood observation deck and chain link fencing, (4) bituminous concrete parking lot for 16 vehicles and a portable restroom in the channel and floodway of the Susquehanna River (WWF) all for developing South Pointe Marina located at the southern end of City Island (Harrisburg West, PA Quadrangle N: 0.25 inch; W: 1.1 inches).

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

E08-369. Franklin Township, R. R. 1, Box 172B, Monroeton, PA 18832. 30" Stream Culvert, in Franklin Township, **Bradford County**, ACOE Baltimore District (Leroy, PA Quadrangle N: 4.5 inches; W: 3.1 inches).

To operate and maintain a 30-inch diameter CMP culvert in Carbon Run on Carbon Run Road about 1 mile west/southwest of Barclay in Franklin Township, Bradford County. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E08-369. Franklin Township, R. R. 1, Box 172B, Monroeton, PA 18832. 30" Stream Culvert, in Franklin Township, **Bradford County**, ACOE Baltimore District (Leroy, PA Quadrangle N: 4.5 inches; W: 3.1 inches).

To operate and maintain a 30 inch diameter CMP culvert in Carbon Run on Carbon Run Road about 1 mile west/southwest of Barclay in Franklin Township, Bradford County. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E18-314. PA DCNR—Bureau of Facility Design and Construction, P. O. Box 8451, Harrisburg, PA 17105-8451. Forestry Bridge No. 10-0016R Replacement, in Chapman Township, **Clinton County**, ACOE Baltimore River Basin District (Slate Run, PA Quadrangle N: 0.6 inch; W: 14.8 inches).

To remove an existing structure and construct, operate and maintain a single span prestressed concrete box beam bridge to carry Hyner Run Road across Left Branch, Hyner Run. The single span bridge shall be constructed with a minimum clear span of 36.1-feet, underclearance of 2.5-feet and skew of 65-degrees. Bridge

construction shall be completed in dry work conditions through the use of dams and pumping or fluming stream flow around work area. Bridge construction shall be conducted during stream low flow conditions. The project is located along the northern right-of-way of SR 0120 approximately 1,000-feet north of Left Branch, Hyner Run Road and Right Branch, Hyner Run Road (Slate Run, PA Quadrangle N: 0.6 inch; W: 14.8 inches) in Chapman Township, Clinton County. This permit authorizes temporary wetland impacts of 2431.76-square feet and waterway impacts of 11-feet for construction for a temporary roadway. All temporary wetlands and waterway impacts associated with the temporary road crossing shall be fully restored to original contours. Permanent wetland impacts of 511-square feet are associated with the bridge construction and deemed de minus and replacement wetlands will not be required.

E18-318. Steven Killinger, Rear 45 Pennsylvania Avenue, Mill Hall, PA 17751. Water Obstruction and Encroachment Permit application, in Mill Hall Borough, **Clinton County**, ACOE Susquehanna River Basin District (Mill Hall, PA Quadrangle N: 19.3 inches; W: 15.35 inches).

To remove an existing 5-foot high wooden fence, construct and maintain an 140-foot by 1.33-foot by 5-foot stone and vinyl fence around an existing swimming pool, place and maintain 10 cubic yards of topsoil for landscaping purposes, maintain 30 cubic yards of topsoil for landscaping and maintain a stone masonry porch all of which is located along Fishing Creek. This permit was issued under § 105.13(e) "Small Projects."

E19-214. Pennsylvania Department of Transportation, Engineering District 3-0, P. O. Box 218, Montoursville, PA 17754-0218. Water Obstruction and Encroachment Permit Application, in Catawissa Township, **Columbia County**, ACOE Susquehanna River Basin District (Catawissa, PA Quadrangle N: 10.6 inches; W: 11.4 inches).

To remove 149 linear feet of corrugated metal pipe and construct and maintain a 153 linear feet of 60-inch reinforced concrete pipe in an unnamed tributary to Catawissa Creek located along S.R. 0487, Segment 0130, Offset 2325. This permit was issued under § 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E20-499. French Creek Recreational Trails, Inc., c/o Community Health Services, 747 Terrace Street, Meadville, PA 16335. Ernst Bicycle Trail Across tributary to French Creek, in Vernon Township, **Crawford County**, ACOE Pittsburgh District (Geneva, PA Quadrangle N: 16.8 inches; W: 8.3 inches).

To construct and maintain a two span steel bridge having a structure length of 29.5 feet and an average underclearance of 4 feet across a tributary to French Creek on abutments and pier from the former Bessemer and Lake Erie Railroad for pedestrian and bicycle use on the Ernst Bicycle Trail approximately 0.7 mile west of T-704.

E25-633. Erie-Western Pennsylvania Port Authority, 100 State Street, Suite 205, Erie, PA 16507-1455. Old Grain Dock/Holland Street Pier Repairs, in City of Erie, **Erie County**, ACOE Pittsburgh District (Erie North, PA Quadrangle N: 2.5 inches; W: 11.75 inches).

To remove portions of the existing concrete and block walls and to install and maintain approximately 1,740

feet of steel sheet pile walls at the Old Grain Dock/Holland Street Pier at the foot of Holland Street in Presque Isle Bay, Lake Erie (Erie North, PA Quadrangle N: 2.5 inches; W: 11.75 inches) in the City of Erie, Erie County.

ENVIRONMENTAL ASSESSMENTS

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

D36-184EA. PA Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797 Elizabeth Township, **Lancaster County**, ACOE Baltimore District.

To breach and remove the Hammer Creek Dam across Hammer Creek (HQ-CWF) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 300 feet east of the intersection of State Route 322 and Pumping Station Road (Lititz, PA Quadrangle N: 21.25 inches; W: 12.00 inches).

[Pa.B. Doc. No. 01-1465. Filed for public inspection August 10, 2001, 9:00 a.m.]

Agricultural Advisory Board Cancellation Notice

The Agricultural Advisory Board's (Board) August 22, 2001, meeting has been cancelled. The Board's next scheduled meeting will be held on October 17, 2001, at 10 a.m. in Room 105 of the Rachel Carson State Office Building, 400 Market Street, Harrisburg.

For further information, contact Dean Auchenbach at (717) 772-5668.

DAVID E. HESS,
Secretary

[Pa.B. Doc. No. 01-1466. Filed for public inspection August 10, 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 "July 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.

Notice to Rescind Technical Guidance

DEP ID: 254-2153-748 Title: Use of Whole Tires and Tire-Derived Material (TDM) in the Construction of Municipal Waste Landfills Description: This policy became effective on June 22, 1992. The technical guidance document provided guidance to the public on the use of whole waste tires and tire-derived material (TDM) in the construction of municipal waste landfills. In 1996, the Waste Tire Recycling Act (Act 190) was passed and signed into law. Many of the provisions included in the TDM guidance are addressed and cited in Act 190, and the Commonwealth's Municipal Waste Regulations, recently amended and promulgated on December 23, 2001, covering the issues originally spelled out in the TDM guidance. Due to duplication of provisions which exist by regulation and law, this document provides no additional information or guidance to the public and will be rescinded.

Effective Date: August 11, 2001 Contact: Tom Woy at (717) 787-7381 or twoy@state.pa.us.

Notice to Rescind Technical Guidance

DEP ID: 258-2100-747 Title: Municipal-Like Residual Waste

DEP ID: 258-2000-766 Title: Municipal Waste-Like Permitting Guidance (Form S)

Description: Prior to sending waste for disposal or processing, generators of residual waste in this Commonwealth are required to submit Form U to the Department. Information submitted on Form U must include detailed data on the physical and chemical properties and waste characteristics of the generator's nonhazardous waste streams. However, manufacturers and other industry often produce waste that has the same physical and chemical characteristics as residential municipal waste. Examples of waste can include paper waste, lunchroom waste, wood trimmings and fabric trimmings. In order to streamline and make the disposal or processing of this type of waste easier, in 1992 the term "municipal-like residual waste" was incorporated and used in Departmental permit forms.

"Municipal-like Residual Waste" is a type of waste that requires less stringent chemical testing in order to be processed or disposed. In order to develop a documentation process for requests to dispose of "municipal-like residual waste," the Department developed a new form, Form S. In addition to this form, the Department also developed two policies (Policy Number 258-2100-747 and Policy Number 258-2000-766). These policies, which became effective in 1992 and 1993 respectively, provide guidance to the Department's regional staff on "municipal-like residual waste." Policy number 258-2100-747 provides guidance to staff when they are evaluating requests to dispose of residual waste that exhibits the same characteristics as municipal waste. Policy number 258-2000-766 provides guidance in the permitting process relative to residual waste which is municipal-like.

In 1996-1997, under the Regulatory Basics Initiative, the term "municipal-like residual waste" was proposed to be incorporated into the Commonwealth's municipal and

residual waste regulations. As a result of this proposal, the public became confused about the term and its meaning. Regulatory commentators expressed that the addition of the term did not add any clarity. Furthermore, the commentators also stated that the term was not used consistently and, as a result, created a fourth waste class.

As a result of the comments received regarding the addition of the proposed term, the Environmental Quality Board deleted the term "municipal-like residual waste" from the Commonwealth's final municipal and residual waste regulations. The final-form regulations continue to allow the Department to waive the detailed chemical analysis required for the disposal of residual waste if certain performance standards are met under § 287.134 (relating to waste analysis plan). Given these regulatory changes, which became effective on December 23, 2000, for the municipal waste regulations and on January 13, 2001, for the residual waste regulations, Policy Number 258-2100-747 and Policy Number 258-2000-766 are no longer needed and do not provide accurate information to the public, and will be rescinded.

Effective Date: August 11, 2001 Contact: William Pounds at (717) 787-7381 or wpounds@state.pa.us

DAVID E. HESS,
Secretary

[Pa.B. Doc. No. 01-1467. Filed for public inspection August 10, 2001, 9:00 a.m.]

DEPARTMENT OF HEALTH

Decisions on Requests for Exceptions to Health Care Facility Regulations

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), effective June 6, 1998, the Department of Health (Department) has published in the *Pennsylvania Bulletin* all requests by entities licensed under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b), for exceptions to regulations contained in 28 Pa. Code, Part IV Health Facilities, Subparts B—G.

Section 51.33(d) provides that the Department will publish notice of all approved exceptions on a periodic basis. The Department has determined that it will publish notice of all exceptions, both approved and denied. The following list contains the decisions made on exception requests published in the *Pennsylvania Bulletin* from April 1, 2001, through June 30, 2001. Future publications of decisions on exception requests will appear on a quarterly basis.

All requests for additional information on the exception requests and the Department's decision should be made to the relevant division of the Department. Inquiries regarding hospitals and ambulatory surgical facilities shall be addressed to the Division of Acute and Ambulatory Care, William A. Bordner, Acting Director, P. O. Box 90, Harrisburg, PA 17108. Inquiries regarding long-term care facilities shall be addressed to the Division of Nursing Care Facilities, Susan Getgen, Director, P. O. Box 90, Harrisburg, PA 17108. Those persons requiring special assistance for speech and/or hearing impairment should call V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984 [TT].

Exception Requests—Hospitals

Regulation	Facility Name	Req. Published	Decision
28 Pa. Code § 51.3	Punxsutawney Area Hospital	6/2/01	granted
28 Pa. Code § 51.3	Good Samaritan Regional Med Ctr.	6/2/01	granted
28 Pa. Code § 51.3	Mercy Hospital of Philadelphia	5/5/01	granted
28 Pa. Code § 51.23	Lehigh Valley Hospital	4/7/01	granted
28 Pa. Code § 51.23	Williamsport Hospital and Medical	4/7/01	granted
28 Pa. Code § 51.23	Neo Pet, LLC	4/28/01	granted
28 Pa. Code § 51.23	Memorial Medical Center	6/2/01	granted
28 Pa. Code § 51.23	Good Samaritan Regional Med Ctr.	6/2/01	granted
28 Pa. Code § 51.23	Sharon Regional Health System	6/9/01	granted
28 Pa. Code § 107.2	Healthsouth Rehab Hosp for Spec Svcs	5/5/01	granted
28 Pa. Code § 107.2	Healthsouth Reading Rehab Hospital	6/2/01	granted
28 Pa. Code § 107.2	Bucktail Medical Center	5/5/01	granted/denied in part
28 Pa. Code § 107.2	Memorial Hospital York	4/28/01	granted
28 Pa. Code § 107.2	Southern Chester County MC	4/28/01	granted
28 Pa. Code § 107.2	Lock Haven Hospital	6/9/01	granted
28 Pa. Code § 107.62	Healthsouth Rehab Mech.	3/31/01	denied
28 Pa. Code § 136.14(2)	Guthrie Robert Packer Hospital	4/7/01	1 yr ext
28 Pa. Code § 137.21	Palmerton Hospital	6/2/01	granted
28 Pa. Code § 153.1	Community Hospital of Lancaster	5/5/01	granted
28 Pa. Code § 153.1	Lancaster General Hospital	4/28/01	granted
28 Pa. Code § 153.1	The Western Pa Hospital	4/28/01	granted
28 Pa. Code § 153.1	Healthsouth Rehab Hospital of York	5/5/01	granted
28 Pa. Code § 153.1	Chambersburg Hospital	6/2/01	withdrawn
28 Pa. Code § 153.1	Hazleton General Hospital	6/9/01	granted
28 Pa. Code § 153.1	St. Vincent Health Center	4/28/01	granted
28 Pa. Code § 153.1	Eastern Pa Endoscopy Center	6/9/01	not needed
28 Pa. Code § 153.1	Titusville Area Hospital	5/12/01	granted
28 Pa. Code § 153.1	Healthsouth Rehab of Altoona	4/7/01	granted
28 Pa. Code § 153.1	The Western Pennsylvania Hospital	6/23/01	granted
28 Pa. Code § 551.22(d)(ii)	Lance O. Yarus. D.O.	11/11/00	granted

Exception Requests—Ambulatory Surgical Facilities

28 Pa. Code § 571.1	Plastic Surgery Center, Ltd	10/7/00	granted
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Exception Requests—Nursing Care Facilities

Regulation	Facility	Req. Published	Decision
28 Pa. Code § 201.18(e)	Sacred Heart HospTrans Care Fac	4/7/01	granted
28 Pa. Code § 201.18(e)	Mercy Skilled Nursing Facility	3/24/01	granted
28 Pa. Code § 201.18(e)	Mercy Skilled Nursing Unit WB	3/24/01	granted
28 Pa. Code § 201.18(e)	United Community Hospital TCU	5/19/01	temp.approval
28 Pa. Code § 201.2	ManorCare Hlth Services-Mercy Fitzgerald	4/21/01	granted
28 Pa. Code § 201.2	Greenridge Nursing Home	10/28/00	no longer req.
28 Pa. Code § 205.26(c)	The Middletown Home	3/3/01	granted
28 Pa. Code § 205.33(a)	The Jewish Home of Greater Hbg.	1/27/01	granted
28 Pa. Code § 205.33(a)	Sena Kean Manor	2/17/01	granted
28 Pa. Code § 205.36(a)	Sena Kean Manor	2/17/01	granted
28 Pa. Code § 205.6(a)	The Cedars of Monroeville	5/12/01	granted
28 Pa. Code § 205.6(a)	ManorCare Health Svcs Devon	5/12/01	granted
28 Pa. Code § 205.6(a)	Jewish Home of Greater Hbg	6/2/01	granted

Regulation	Facility	Req. Published	Decision
28 Pa. Code § 205.6(a)	ManorCare Hlth Svcs-Lancaster	4/21/01	granted
28 Pa. Code § 205.6(a)	Brookline Manor	6/16/01	granted
28 Pa. Code § 205.6(a)	ManorCare Hlth Services-Huntington Valley	5/19/01	granted
28 Pa. Code § 205.6(a)	Wallingford Nursing & Rehab Center	6/16/01	denied
28 Pa. Code § 205.6(a)	ManorCare Health Services-Sunbury	4/21/01	granted
28 Pa. Code § 205.6(a)	Southwestern Nursing Ctr.	2/3/01	denied
28 Pa. Code § 205.6(a)	Mt. Hope Dunkard Brethren Church Home	2/3/01	granted
28 Pa. Code § 205.6(a)	Woodhaven Care Center	4/21/01	granted
28 Pa. Code § 205.8	Rebecca Residence	3/24/01	granted
28 Pa. Code § 205.9(a)	St. Mary's Home of Erie	4/21/01	granted
28 Pa. Code § 483.70(d)(1)(ii)	Nipple Convalescent Home	4/28/01	not needed
28 Pa. Code § 483.70(d)(1)(ii)	Loving Care Nursing Center	4/28/01	not needed
CFR § 483.70(d)(1)(ii)	Mountain Rest Nursing Home	4/7/01	not needed

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-1468. Filed for public inspection August 10, 2001, 9:00 a.m.]

Notice of EMSOF Funding Priorities

Under 28 Pa. Code §§ 1001.22 and 1001.23 (relating to criteria for funding; and allocation of funds), the Department of Health (Department) hereby gives notice of priorities for the distribution by the regional emergency medical services (EMS) councils of funding from the Emergency Medical Services Operating Fund (EMSOF) for the fiscal year beginning July 1, 2001, and ending June 30, 2002.

EMSOF is to be used to provide funding to maintain, improve and develop the quality of the EMS system within this Commonwealth. The Department finds that EMSOF is not sufficient to fully fund the EMS system. Therefore, it gives notice, under 28 Pa. Code § 1001.22(d), that recipients of EMSOF moneys from regional EMS councils will be required to contribute funds toward the purchase of items the Department permits to be purchased, in part, with EMSOF monies.

Each regional EMS council shall prioritize the distribution of its EMSOF allocation based upon the Statewide EMS Development Plan and its regional EMS development plan, subject to the funding priorities set forth in this notice. The regional EMS council shall notify the providers and other appropriate entities of the established funding priorities, the application process, acquisition documentation requirements and processing deadlines. All funding must be distributed consistent with the regional and Statewide EMS development plans. Each regional EMS council must complete all documents required for the distribution of EMSOF monies by June 30, 2002.

Although funding is authorized for other initiatives and equipment, the following are priorities that must be considered and funded first:

Funding Priorities:

- Response equipment to meet BLS and ALS ambulance service licensure.
- Capnography Equipment (especially wave-form end-tidal CO₂ monitor).

- AEDs for Department recognized QRSs and licensed BLS ambulance services if other funding sources do not exist.
- Recruitment and retention programs in areas with high prehospital personnel vacancy rates as determined by the regional EMS council.
- Training equipment required to teach the EMT-Paramedic National Standard Curriculum.
- Testing equipment required to support National Registry testing for EMTs and paramedics testing.
- An ambulance for ambulance services that operated a single ambulance older than 10 years.
- Communication equipment and capabilities for areas with poor to no communication capability with medical command.
- Quality Assurance/Improvement initiatives.

These priorities are not ranked. All must be considered before there is any regional distribution of EMSOF for initiatives that are not listed.

Provider Equipment:

The Department has established a list of equipment for which EMSOF moneys will be made available to purchase. This list identifies the types of providers of EMS eligible for equipment purchases supported by EMSOF funding and the maximum allowable cost upon which the EMSOF contribution will be calculated. EMSOF will fund 60% of the maximum allowable cost of an equipment item for rural providers and will fund 50% of the maximum allowable cost of an equipment item for nonrural providers. An eligible provider is responsible for the balance of the purchase price. An eligible provider may purchase an item for an amount that exceeds the maximum allowable cost, but the provider will be responsible for any amount exceeding that figure. Funds for equipment purchases by providers for the fiscal year beginning July 1, 2001, and ending June 30, 2002, must be expended by June 30, 2002, unless a written request for an extension of time,

not to exceed 90 calendar days, is submitted by the regional EMS council and approved by the Department prior to June 30, 2002.

The Department may increase the amount of the initial payment or reimbursement from EMSOF based upon the EMS development plans (State and regional) or documented financial hardship of a provider of EMS. A provider of EMS that seeks additional funds due to financial hardship shall be required to submit a financial disclosure statement and other documentation deemed necessary by the Department.

A provider of EMS applying for EMSOF funding must be in compliance, or aggressively pursuing full compliance, with all requirements applicable to the regional EMS system in which the provider of EMS operates.

Following is the Eligible Provider Equipment List that lists the equipment eligible for EMSOF support. The last two columns of the list identify the percentage of EMSOF contribution towards the purchase price, up to the maximum allowable cost of the item, based upon whether the provider operates in a rural or nonrural area.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille), should contact Margaret Trimble, Director, Emergency Medical Services Office, Department of Health, P. O. Box 90 Harrisburg, PA 17108-0090, (717) 787-8740 or at V/TT: (717) 783-6154 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

Eligible Provider Equipment List

Equipment Description	Life Expectancy	Eligible Purchase For:				Allowable Costs ¹	Urban (50%)	Rural (60%)
		ALS	ALS/SQ	BLS	QRS			
EKG Monitor/Defibrillator with Pacer	5 years	Y	Y	N	N	10,000	5,000	6,000
12 Lead EKG ²	5 years	Y	Y	N	N	16,000	8,000	9,600
Automated External Defibrillator (AED)	5 years	N	N	Y ³	Y ³	3,500	1,750	2,100
Oxygen Equipment (any combination) Cylinder Demand Valve w/Hose & Mask Regulator (combination or constant flow) Case	5 years	Y	Y	Y	Y	500	250	300
Capnography Equipment	3 years	Y	Y	N	N	3,000	1,500	1,800
Pulse Oximeter	5 years	Y	Y	N	N	700	350	420
Nitrous Oxide Delivery System	5 years	Y	Y	N	N	2,000	1,000	1,200
Intravenous Infusion Pumps	5 years	Y	Y	N	N	1,500	750	900
Adult /Pediatric Intubation Kits	5 years	Y ⁸	Y ⁸	N	N	400	200	240
Transtracheal Jet Insufflators (TTJ)	5 years	Y	Y	N	N	200	100	120
Splinting/Immobilization Devices (any combination) Backboard Cervical Immobilization Device Splints (rigid, traction, and the like)	3 years	Y	Y	Y	Y	500	250	300
Stairchair	5 years	Y	N	Y	N	600	300	360
Stretcher—Primary	5 years	Y	N	Y	N	3,000	1,500	1,800
Stretcher/Chair Combination	5 years	Y	N	Y	N	700	350	420
Suction (portable, battery operated)	3 years	Y	Y	Y	Y	500	250	300
Ventilator, Automatic (per Department of Health guidelines)	5 years	Y ⁴	Y ⁴	Y ⁵	Y ⁵	1,400	700	840
Ambulance	—	Y	N	Y	N	—	15,000	20,000
Squad/Response Vehicle	—	N	Y	N	Y	—	7,500	9,000
Data Collection Software ⁶	—	Y	Y	Y	Y	1,700	1,700	1,700
Data Collection Hardware ⁷	3 years	Y	Y	Y	Y	1,500	750	900
Radio, Mobile (one per vehicle)	5 years	Y ⁹	Y ⁹	Y ⁹	Y ⁹	2,500	1,250	1,500
Radio, Portable (one per vehicle)	3 years	Y ⁹	Y ⁹	Y ⁹	Y ⁹	1,000	500	600
Alerting Equipment (5 per service @ \$400 each)	5 years	Y ⁹	Y ⁹	Y ⁹	Y ⁹	2,000	1,000	1,200

¹ All figures are dollar amounts for each item of equipment.

² Amount includes \$1,000 for communications package. Receiving facility must have appropriate communications capabilities.

³ Must be an approved AED service or part of regional planning and medical director required.

⁴ Completion of approved training program required.

- ⁵ Completion of approved training program required; BLS service medical director approval required.
- ⁶ Must be a Department approved software program, version and vendor.
- ⁷ Data collection hardware may include computer, modem, printer, backup device and battery system.
- ⁸ Must be durable equipment, not disposable equipment.
- ⁹ Must be compatible with approved communications network.

ROBERT S. ZIMMERMAN, Jr.
Secretary

[Pa.B. Doc. No. 01-1469. Filed for public inspection August 10, 2001, 9:00 a.m.]

Update of List of Citations to ACIP Recommendations Prescribing Child Immunization Practices and Immunizing Agents and Doses

In accordance with 31 Pa. Code §§ 89.806(a) and 89.907(b) (relating to coverage of child immunizations; immunizing agents, doses and AWP), the Department of Health, Bureau of Communicable Diseases, Division of Immunization (Department) is updating 31 Pa. Code §§ 89.801—89.809, Appendix G (relating to ACIP recommendations prescribing child immunization practices) and Appendix H (relating to immunizing agents and doses). The Department has primary responsibility for the interpretation and the implementation of 31 Pa. Code §§ 89.806 and 89.807. See 31 Pa. Code § 89.801(b).

Health insurance policies are required by the Childhood Immunization Insurance Act (40 P. S. §§ 3501—3508) and regulations promulgated thereunder (see 31 Pa. Code §§ 89.801—89.809 (relating to childhood immunization insurance)) to include coverage for certain childhood immunizations, unless the policies are exempted by the act and 31 Pa. Code § 89.809 (relating to exempt policies). The childhood immunizations covered are those that meet Advisory Committee on Immunization Practices (ACIP) standards in effect on May 21, 1992 (see 31 Pa. Code § 89.806(a)). A list of the MMWR publications containing ACIP recommendations issued under the ACIP standards in effect on May 21, 1992 appears in 31 Pa. Code §§ 89.801—89.809, Appendix G.

The Department is required to update the list of these MMWR publications appearing in 31 Pa. Code §§ 89.801—89.809, Appendix G. See 31 Pa. Code § 89.806(a). The additions to the list are as follows, the remainder of the list at Appendix G remains in full force and effect:

“Pertussis Vaccination: Use of Acellular Pertussis Vaccines Among Infants and Young Children,” *MMWR*, March 28, 1997/Vol. 46/No. RR-7.

“Prevention of Pneumococcal Disease,” *MMWR*, April 4, 1997/Vol. 46/No. RR-8.

“Measles, Mumps, and Rubella—Vaccine Use and Strategies for Elimination of Measles, Rubella, and Congenital Rubella Syndrome and Control of Mumps,” *MMWR*, May 22, 1998/Vol. 47/No. RR-8.

“Human Rabies Prevention—United States, 1999,” *MMWR*, January 8, 1999/Vol 48/No. RR-1.

“Prevention of Varicella Updated,” *MMWR*, May 28, 1999/Vol. 48/No. RR-6.

“Prevention of Hepatitis A Through Active or Passive Immunization,” *MMWR*, October 1, 1999/Vol. 48/No. RR-12.

“Poliomyelitis Prevention in the United States,” *MMWR*, May 19, 2000/Vol. 49/No. RR-5.

“Prevention and Control of Meningococcal Disease and Meningococcal Disease and College Students,” *MMWR*, June 30, 2000/Vol. 49/No. RR-7.

“Preventing Pneumococcal Disease Among Infants and Young Children,” *MMWR*, October 6, 2000/Vol. 49/No. RR-9.

“Use of Diphtheria Toxoid-Tetanus Toxoid-Acellular Pertussis Vaccine as a Five-Dose Series,” *MMWR*, November 17, 2000/Vol. 39/No.13.

“Prevention and Control of Influenza,” *MMWR*, April 20, 2001/Vol 50/No. RR-4.

The Department is also required to update information relating to immunizing agents and doses that the Department has extracted from ACIP recommendations issued under the standards in 31 Pa. Code § 89.806(a). See 31 Pa. Code § 89.807(b). The Department is also to periodically list the average wholesale price (AWP) for immunizing agents. Id. This information currently appears in 31 Pa. Code §§ 89.801—89.809, Appendix H. The updated information is as follows, the remainder of the information in Appendix H remains in full force and effect:

<i>Vaccine Type</i>					
<i>Company Pct Name</i>	<i>Product Name</i>	<i>NDC Purchase No.</i>	<i>Unit</i>	<i>Dose</i>	<i>AWP/Dose</i>
Diphtheria Tetanus acellular Pertussis Vaccine (DtaP):					
Aventis Pasteur	Tripedia	49281-0288-10	10 x 1	0.5 ml	\$23.97
GlaxoSmithKline	Infanrix	58160-0840-11	10 x 1	0.5 ml	\$22.05
Diphtheria Tetanus pediatric Vaccine (DT pediatric):					
Aventis Pasteur	DT Pediatric	49281-0275-10	5.0 ml	0.5 ml	\$9.28
Diphtheria Tetanus acellular Pertussis/Haemophilus Influenzae B (DtaP-HIB):					
Aventis Pasteur	TriHIBit	49281-0557-05	5 x 1	0.5 ml	\$42.64

<i>Vaccine Type</i>					
<i>Company Pct Name</i>	<i>Product Name</i>	<i>NDC Purchase No.</i>	<i>Unit</i>	<i>Dose</i>	<i>AWP/Dose</i>
Tetanus Diphtheria adult Vaccine (Td adult):					
Aventis Pasteur	Td Adult syringe	49281-0271-10	10 x 1	0.5 ml	\$11.21
Aventis Pasteur	Td Adult	49281-0271-83	5.0 ml	0.5 ml	\$9.28
Haemophilus Influenzae B Vaccine (HIB):					
Wyeth-Lederle	HibTITER	0005-0104-32	5 x 0.5	0.5 ml	\$28.38
Aventis Pasteur	ActHIB	49281-0545-05	5 x 1	0.5 ml	\$25.10
Merck & Co.	Pedvax HIB	0006-4897-00	10 x 0.5	0.5 ml	\$23.42
Injectable Polio Vaccine Inactivated (Salk Enhanced IPV):					
Aventis Pasteur	IPOL	49281-0860-51	1 x 1	0.5 ml	\$28.95
Aventis Pasteur	IPOL	49281-0860-10	5.0 ml	0.5 ml	\$23.31
Aventis Pasteur	IPOL	49281-0860-52	10 x 1	0.5 ml	\$28.95
Measles Mumps Rubella Vaccine (MMR):					
Merck & Co.	MMR II	0006-4749-00	0.5 ml	0.5 ml	\$41.51
Merck & Co.	MMR II	0006-4681-00	10 x 0.5	0.5 ml	\$36.16
Measles Vaccine (Rubeola):					
Merck & Co.	Atenuvax	0006-4709-00	0.5 ml	0.5 ml	\$16.60
Merck & Co.	Atenuvax	0006-4589-00	10 x 0.5	0.5 ml	\$13.34
Mumps Vaccine (Mumps):					
Merck & Co.	Mumpsvax	0006-4753-00	0.5 ml	0.5 ml	\$19.13
Merck & Co.	Mumpsvax	0006-4584-00	10 x 0.5	0.5 ml	\$17.21
Rubella (German Measles):					
Merck & Co.	Meruvax II	0006-4747-00	0.5 ml	0.5 ml	\$17.39
Merck & Co.	Meruvax II	0006-4673-00	10 x 0.5	0.5 ml	\$14.84
Hepatitis A Vaccine Pediatric (HEP-A):					
Merck & Co.	VAQTA	0006-4831-00	0.5 ml	0.5 ml	\$32.78
Merck & Co.	VAQTA	0006-4831-38	5 x 0.5	0.5 ml	\$30.93
Merck & Co.	VAQTA syringe	0006-4845-00	0.5 ml	0.5 ml	\$32.78
Merck & Co.	VAQTA syringe	0006-4845-38	5 x 0.5	0.5 ml	\$30.93
GlaxoSmithKline	Havrix	58160-0836-01	0.5 ml	0.5 ml	\$29.75
GlaxoSmithKline	Havrix	58160-0837-01	0.5 ml	0.5 ml	\$29.75
GlaxoSmithKline	Havrix	58160-0837-11	10 x 0.5	0.5 ml	\$29.75
GlaxoSmithKline	Havrix syringe	58160-0837-26	25 x 0.5	0.5 ml	\$29.75
GlaxoSmithKline	Havrix syringe	58160-0837-35	5 x 0.5	0.5 ml	\$29.75
GlaxoSmithKline	Havrix syringe	58160-0837-56	25 x 0.5	0.5 ml	\$29.75
GlaxoSmithKline	Havrix syringe	58160-0837-58	25 x 0.5	0.5 ml	\$29.75
Hepatitis A Vaccine Adult (HEP-A):					
Merck & Co.	VAQTA	0006-4841-00	1.0 ml	1.0 ml	\$65.58
Merck & Co.	VAQTA	0006-4841-38	5 x 1.0	1.0 ml	\$61.86
Merck & Co.	VAQTA syringe	0006-4844-00	1.0 ml	1.0 ml	\$65.58
Merck & Co.	VAQTA syringe	0006-4844-38	5 x 1.0	1.0 ml	\$61.86
GlaxoSmithKline	Havrix	58160-0835-01	0.5 ml	0.5 ml	\$29.75

<i>Vaccine Type</i>					
<i>Company Pct Name</i>	<i>Product Name</i>	<i>NDC Purchase No.</i>	<i>Unit</i>	<i>Dose</i>	<i>AWP/Dose</i>
GlaxoSmithKline	Havrix syringe	58160-0835-32	1 x 0.5	0.5 ml	\$29.75
GlaxoSmithKline	Havrix syringe	58160-0835-35	5 x 0.5	0.5 ml	\$29.75
Hepatitis B Vaccine (HEP-B):					
Merck & Co.	(1) Recombivax HB	00006-4980-00	0.5 ml	0.5 ml	\$27.70
Merck & Co.	(1) Recombivax HB	00006-4981-00	10 x 0.5	0.5 ml	\$26.36
Merck & Co.	(2) Recombivax HB	00006-4769-00	0.5 ml	0.5 ml	\$27.70
Merck & Co.	(2) Recombivax HB	00006-4876-00	10 x 0.5	0.5 ml	\$26.36
Merck & Co.	(2) Recombivax HB	00006-4849-00	5 x 0.5	0.5 ml	\$27.72
Merck & Co.	(2) Recombivax HB	00006-4969-00	5 x 0.5	0.5 ml	\$27.72
Merck & Co.	(3) Recombivax HB	00006-4773-00	3.0 ml	0.5 ml	\$33.96
Merck & Co.	(3) Recombivax HB	00006-4775-00	1.0 ml	1.0 ml	\$67.98
Merck & Co.	(3) Recombivax HB	00006-4872-00	10 x 1.0	1.0 ml	\$67.28
Merck & Co.	(3) Recombivax HB	00006-4873-00	10 x 3.0	0.5 ml	\$33.65
Merck & Co.	(3) Recombivax HB	00006-4848-00	5 x 1.0	1.0 ml	\$67.99
GlaxoSmithKline	(4) Engerix-B	58160-0856-01	0.5 ml	0.5 ml	\$24.20
GlaxoSmithKline	(4) Engerix-B	58160-0856-11	10 x 0.5	0.5 ml	\$24.20
GlaxoSmithKline	(4) Engerix-B syringe	58160-0856-35	5 x 0.5	0.5 ml	\$24.20
GlaxoSmithKline	(4) Engerix-B syringe	58160-0856-26	25 x 0.5	0.5 ml	\$24.20
GlaxoSmithKline	(4) Engerix-B syringe	58160-0856-36	5 x 0.5	0.5 ml	\$24.20
GlaxoSmithKline	(4) Engerix-B syringe	58160-0856-27	25 x 0.5	0.5 ml	\$24.20
GlaxoSmithKline	(4) Engerix-B syringe	58160-0856-56	25 x 0.5	0.5 ml	\$24.20
GlaxoSmithKline	(4) Engerix-B syringe	58160-0856-58	25 x 0.5	0.5 ml	\$24.20
GlaxoSmithKline	(4) Engerix-B syringe	58160-0856-57	25 x 0.5	0.5 ml	\$24.20
GlaxoSmithKline	(5) Engerix-B	58160-0857-01	1.0 ml	1.0 ml	\$24.20
GlaxoSmithKline	(5) Engerix-B	58160-0857-16	25 x 1.0	1.0 ml	\$24.20
GlaxoSmithKline	(5) Engerix-B syringe	58160-0857-35	5 x 1.0	1.0 ml	\$24.20
GlaxoSmithKline	(5) Engerix-B syringe	58160-0857-26	25 x 1.0	1.0 ml	\$24.20
(1) Pediatric low risk formulation @ 5 mcg/ml (2) Adolescent/infant high risk formulation @ 10 mcg/ml (3) Adult formulation @ 10 mcg/0.5 ml (4) Pediatric formulation @ 10 mcg/0.5 ml (5) Adult formulation @ 20 mcg/ml					
Hepatitis B/HIB					
Merck & Co.	COMVAX	0006-4843-00	0.5 ml	0.5 ml	\$52.28
Merck & Co.	COMVAX	0006-4898-00	10 x 0.5	0.5 ml	\$49.50

<i>Vaccine Type</i>					
<i>Company Pct Name</i>	<i>Product Name</i>	<i>NDC Purchase No.</i>	<i>Unit</i>	<i>Dose</i>	<i>AWP/Dose</i>
Hepatitis A & Hepatitis B Vaccine:					
GlaxoSmithKline	Twinrix	58160-0850-01	1.0 ml	1.0 ml	\$94.73
GlaxoSmithKline	Twinrix	58160-0850-11	10 x 1.0	1.0 ml	\$94.73
GlaxoSmithKline	Twinrix syringe	58160-0850-35	5 x 1.0	1.0 ml	\$94.73
Influenza (split virus) Vaccine:					
Aventis Pasteur	Fluzone/syringe	49281-0364-11	10 x 0.5	0.5 ml	\$8.50
Evans	Fluvirin	19650-0103-10	5.0 ml	0.5 ml	\$4.50
Evans	Fluvirin/syringe	19650-0103-01	10 x 0.5	0.5 ml	\$5.60
Wyeth-Lederle	Flu-Shield	0008-0986-01	5.0 ml	0.5 ml	\$6.62
Influenza (whole virus) Vaccine:					
Aventis Pasteur	Fluzone	49281-0364-15	5.0 ml	0.5 ml	\$5.00
Rabies Vaccine:					
Aventis Pasteur	Imovax Rabies	49281-0250-10	1.0 ml	1.0 ml	\$151.38
Pneumococcal Vaccine:					
Wyeth-Lederle	Prevnar	0005-1970-67	5 x 0.5	0.5 ml	\$73.25
Wyeth-Lederle	Pnu-Immune 23	0005-2309-31	5 x 0.5	0.5 ml	\$16.04
Wyeth-Lederle	Pnu-Immune 23 syringe	0005-2309-33	5 x 0.5	0.5 ml	\$17.99
Merck & Co.	Pneumovax 23	0006-4793-00	2.5 ml	0.5 ml	\$13.06
Merck & Co.	Pneumovax 23	0006-4943-00	10 x 0.5	0.5 ml	\$14.66
Merck & Co.	Pneumovax 23 syringe	0006-4894-00	5 x 0.5	0.5 ml	\$19.58
Meningococcal Vaccine:					
Aventis Pasteur	Menomune	49281-0489-05	5 x 0.5	0.5 ml	\$70.30
Aventis Pasteur	Menomune	49281-0489-91	5.0 ml	0.5 ml	\$67.00
Varicella Virus Vaccine Live (Chickenpox):					
Merck & Co.	Varivax*	00006-4827-00	10 x 0.5	0.5 ml	\$59.52
Merck & Co.	Varivax*	00006-4826-00	0.5 ml	0.5 ml	\$62.44
*Comes with a box of 10 vials of diluent (package B: 00006-4309-00)					
Gamma Globulin/Immune Globulin (GG/IG):					
Bayer	Gamimune N 10%	0026-0648-12	10.0 ml	2.0 ml	\$90.00/g
Bayer	Gamimune N 10%	0026-0648-15	25.0 ml	2.0 ml	\$90.00/g
Bayer	Gamimune N 10%	0026-0648-20	50.0 ml	2.0 ml	\$90.00/g
Bayer	Gamimune N 10%	0026-0648-71	100.0 ml	2.0 ml	\$90.00/g
Bayer	Gamimune N 10%	0026-0648-24	200.0 ml	2.0 ml	\$90.00/g
*Dosage will vary depending upon the weight of the child and the disease for which the child is being immunized. 150 Pct AWP/Dose is to be calculated based upon the dosage used.					
Hepatitis B Immune Globulin (HBIG):					
NABI	NABI-HB	59730-4402-01	1.0 ml	1.0 ml	\$175.00
NABI	NABI-HB	59730-4403-01	5.0 ml	5.0 ml	\$700.00

<i>Vaccine Type</i>					
<i>Company Pct Name</i>	<i>Product Name</i>	<i>NDC Purchase No.</i>	<i>Unit</i>	<i>Dose</i>	<i>AWP/Dose</i>
Varicella-Zoster Immune Globulin (VZIG):					
Mass. PHBL	VZIG	52769-0574-11	125 u	250 u*	\$125.00
Mass. PHBL	VZIG	52769-0574-66	625 u	250 u*	\$562.50
*Dosage will vary depending upon the weight of the child. If any portion of a vial is used to immunize a child, and the remainder cannot be used to immunize another individual, the entire vial shall be considered as part of the dosage used. 150 Pct LST/Dose is to be calculated based upon the dosage used. **LST (list price) is used instead of AWP. This product has no AWP. LST may fluctuate slightly, depending on where the product is purchased.					
Rabies Immune Globulin (RIG):					
Aventis Pasteur	Imogam Rabies-HT	49281-0190-10	10.0 ml	1.0 ml*	\$77.50
Aventis Pasteur	Imogam Rabies-HT	49281-0190-20	2.0 ml	1.0 ml*	\$77.50
*Dosage will vary depending upon the weight of the child. Each 1.0 ml contains 150 IU units. If any portion of the vial is used to immunize a child, and the remainder cannot be used to immunize another individual, the entire vial shall be considered as part of the dosage used. 150 Pct AWP/Dose is to be calculated based upon the dosage used.					
Tetanus Immune Globulin (TIG):					
Bayer	Baytet syringe	00260-0634-01	1.0 ml	1.0 ml	\$120.00

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille), should contact Alice Gray, Director, Division of Immunization, Pennsylvania Department of Health, P. O. Box 90, Harrisburg, Pa 17108-0090 (717) 787-5681 or at V/TT: (717) 783-6154 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-1470. Filed for public inspection August 10, 2001, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

[CORRECTION]

Public Hearing on Declining Resident Population at Ebensburg Center

The Department of Public Welfare has submitted a revision to its notice published at 31 Pa.B. 4132 (July 28, 2001). The correct version of the third paragraph is as follows, with ellipses referring to the existing text of the notice:

* * * * *

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

* * * * *

[Pa.B. Doc. No. 01-1387. Filed for public inspection July 27, 2001, 9:00 a.m.]

FISH AND BOAT COMMISSION

Time Restrictions; Meadow Grounds Lake, Fulton County

The Executive Director of the Fish and Boat Commission (Commission), acting under the authority of 58 Pa. Code § 53.4 (relating to limiting access to Commission property and other restrictions), has closed Meadow Grounds Lake, Fulton County, to the public during the hours of 10 p.m. to 5 a.m. These time restrictions are effective when posted at the site. It is unlawful for any person to enter or remain upon Commission property during the times it is closed to public use, without the express written consent of the Executive Director or a designee.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 01-1471. Filed for public inspection August 10, 2001, 9:00 a.m.]

Triploid Grass Carp Permit Applications

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 pro-

posal 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 are currently undergoing staff review:

Applicant	Water	Location of Water	Description of Water	Nature of Vegetation to be Controlled
Lake Pinecrest Homeowners Association	Lake Pinecrest	Huntingdon Twp. Luzerne County	58.32 acre lake on unnamed tributary to unnamed wetland in Pine Creek watershed	Najas spp. Potamogeton spp.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 01-1472. Filed for public inspection August 10, 2001, 9:00 a.m.]

HISTORICAL AND MUSEUM COMMISSION

National Register Nominations to be Considered by the Historic Preservation Board

The September 11, 2001, meeting will start at 9:45 a.m. in the Board Room, State Museum Building, Third and North Streets, Harrisburg, PA. Individuals with a disability who wish to attend this meeting and require an auxiliary aid, service or other accommodation to participate should contact Dan Deibler at (717) 783-8946 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Historical and Museum Commission can accommodate their needs. Persons with questions or comments should contact the Bureau for Historic Preservation at (717) 783-8946.

Great Valley and Piedmont Region

1. *Bell Telephone Exchange Building*, 8-12 North Preston Street, Philadelphia
2. *Curtis Arboretum*, 1250 West Church Road, Wyncote, Cheltenham Township, Montgomery County
3. *Ivyland Historic District*, bounded by Jacksonville Road, Wilson, Greeley and Chase Avenues, Ivyland Borough, Bucks
4. *Buckmanville Historic District*, Street Road between Windy Bush and Buckmanville Roads, Upper Makefield Township, Bucks County
5. *Atkinson Road Bridge (County Bridge #305)*, Atkinson Road at Pidcock's Creek, Solebury Township, Bucks County
6. *Barclay Home*, 535 and 539 North Church Street, West Chester, Chester County
7. *Handycraft Farmstead*, 11071 Country Club Road, Washington Township, Franklin County
8. *Harbaugh's Reformed Church*, 14301 and 14269 Harbaugh Church Road, Rouzerville, Washington Township, Franklin County

9. *Jeremiah Burns Farm*, 10988 Fish and Game Road, Waynesboro, Washington Township, Franklin County

10. *Cairnwood*, 3028 Huntingdon Pike, Bryn Athyn, Montgomery County

Allegheny Plateau, Anthracite Region and Poconos, Ridge and Valley, Southwestern Pennsylvania—No nominations

BRENT D. GLASS,
Executive Director

[Pa.B. Doc. No. 01-1473. Filed for public inspection August 10, 2001, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, July 26, 2001, and took the following actions:

Regulations Approved:

- Department of State # 16-27: UCC Fees (amends 19 Pa. Code § 3.30)
- Environmental Quality Board # 7-350: Radiological Health (amends 25 Pa. Code Chapters 215, 217, 219, 220, 224, 225, 226, 230 and adds a new Chapter 232)
- Environmental Quality Board # 7-354: Host Municipality Fund Allocation (amends 25 Pa. Code Chapters 260a and 269a)
- Insurance Department # 11-182: Insurance Holding Company Systems (amends 31 Pa. Code Chapter 25)

Approval Order

Commissioners Voting: John R. McGinley, Jr., Chairperson, by phone; Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner, by phone

Public Meeting held
July 26, 2001

Department of State—UCC Fees; Regulation No. 16-27

On June 26, 2001, the Independent Regulatory Review Commission (Commission) received this regulation from the Department of State (Department). This rulemaking amends 19 Pa. Code § 3.30 (relating to Uniform Commercial Code). Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This rulemaking changes the Uniform Commercial Code fees for filing financing statements, charged by the Department and the county recorder of deeds offices. The revised fee amounts are \$84 for a financing statement filed with the Department and \$95 for a financing statement filed with a county recorder of deeds office. These revised fees have been established to generate revenue equal to the amounts collected by the Department and the counties, as required by Act 18 of 2001.

We have determined this regulation is consistent with the statutory authority of the Department (Act 18 of 2001) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Commissioners Voting: John R. McGinley, Jr., Chairperson, by phone; Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner, by phone

Public Meeting held
July 26, 2001

Environmental Quality Board—Radiological Health; Regulation No. 7-350

On August 8, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (EQB). This rulemaking amends 25 Pa. Code Chapters 215, 217, 219, 220, 224, 225, 226 and 230 and adds a new Chapter 232. The proposed regulation was published in the August 26, 2000 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 27, 2001.

The EQB is amending its existing radiation protection regulations to make them compatible with the regulations of the Nuclear Regulatory Commission (NRC). These revisions are required for Pennsylvania to attain Agreement State status from the NRC.

We have determined this regulation is consistent with the statutory authority of the EQB (35 P. S. §§ 7110.301 and 7110.302 and 71 P. S. § 510-20) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Commissioners Voting: John R. McGinley, Jr., Chairperson, by phone; Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner, by phone

Public Meeting held
July 26, 2001

Environmental Quality Board—Host Municipality Fund Allocation; Regulation No. 7-354

On September 5, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (EQB). This rulemaking amends 25 Pa. Code Chapters 260a and 269a. The proposed regulation was published in the September 16, 2000 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 27, 2001.

This regulation amends Chapters 260a and 269a to clarify the definition of a “qualifying facility” and simplify the formula used to allocate the Host Municipality Fund if there is more than one “qualifying facility” in the Commonwealth in a single year.

We have determined this regulation is consistent with the statutory authority of the EQB (35 P. S. §§ 6020.303 and 6020.305(e)(2)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Commissioners Voting: John R. McGinley, Jr., Chairperson, by phone; Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner, by phone

Public Meeting held
July 26, 2001

Insurance Department—Insurance Holding Company Systems; Regulation No. 11-182

On October 5, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Insurance Department (Department). This rulemaking amends 31 Pa. Code Chapter 25. The proposed regulation was published in the October 16, 1999 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 26, 2001.

The proposed regulation updates procedural requirements for acquisitions of or mergers with insurance companies. The regulation also updates the reporting requirements and forms related to these transactions. The regulation is intended to make the existing regulations consistent with Act 9 of 1994 and the National Association of Insurance Commissioners’ reporting standards.

We have determined this regulation is consistent with the statutory authority of the Department (40 P. S.

§§ 459.8 and 991.1401—991.1413) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 01-1474. Filed for public inspection August 10, 2001, 9:00 a.m.]

Notice of Comments Issued

Section 5(d) and (g) of the Regulatory Review Act (71 P. S. § 745.5(d) and (g)) provides that the designated standing committees may issue comments within 20 days of the close of the public comment period, and the Independent Regulatory Review Commission (Commission) may issue comments within 10 days of the close of the committees' comment period. The Commission's Comments are based upon the criteria contained in subsection 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 regulations. The agencies must consider these comments in preparing the final-form regulations. The final-form regulations 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-424	State Board of Barber Examiners Standards for Disinfection and Sanitation (31 Pa.B. 2686 (May 26, 2001))	07/26/01	06/25/03
16A-602	State Board of Vehicle Manufacturers, Dealers and Salespersons General Revisions (31 Pa.B. 2691 (May 26, 2001))	07/26/01	06/25/03

**State Board of Barber Examiners Regulation
No. 16A-424
Standards for Disinfection and Sanitation
July 26, 2001**

We submit for consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) which have not been met. The State Board of Barber Examiners (Board) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by June 25, 2003, the regulation will be deemed withdrawn.

1. Section 3.55. Maintenance and sanitation.—Clarity.

Subsection (f) appears to be inconsistent with the change made to section 3.54(8) in which the Board

eliminated the requirement for soiled towels to be placed in a "covered" receptacle. Subsection (f), still requires used towels to be "discarded in a closed receptacle. . . ." The Board should remedy this inconsistency in the final-form regulation.

2. Section 3.61. Out-of-shop services.—Clarity.

Paragraph (4) of this section requires out-of-shop services be held to the same sanitary requirements as services rendered inside the shop. This paragraph is being deleted. The licensed barber is using the same equipment for out-of-shop services that has to meet certain sanitation requirements under section 3.55(c). What is the Board's reasoning for the deletion of paragraph (4)? If the Board deletes paragraph (4), should it be replaced with a cross-reference to section 3.55(c)?

3. Section 3.71. Curriculum.—Clarity.

For clarity, the subject listings should be consistently plural or singular.

4. Section 3.86. Maintenance and sterilization.—Clarity.

To be consistent with the changes proposed by the Board to the title of section 3.55 relating to "Maintenance and sanitation," the Board should amend the title of this section by replacing the word "sterilization" with the word "sanitation."

5. Consistency with statute.—Clarity.

The House Professional Licensure Committee has recommended that the regulatory language be consistent with the statutory language when referring to the licensure categories of "barber-teacher" and "manager-barber." We agree. For example, sections 3.12 and 3.72(b) refer to "teacher" instead of the statutory language of "barber-teacher." Also, sections 3.22, 3.41 and 3.72(b) refer to "barber-manager" rather than the statutory language of "manager-barber."

State Board of Vehicle Manufacturers, Dealers and Salespersons Regulation No. 16A-602

General Revisions

July 26, 2001

We submit for consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) which have not been met. The State Board of Vehicle Manufacturers, Dealers and Salespersons (Board) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by June 25, 2003, the regulation will be deemed withdrawn.

1. Section 19.2. Definitions.—Clarity.

General

The Board is deleting definitions from section 19.2 that are defined in the statute. For clarity, we suggest adding a reference to 63 P. S. § 818.2 (relating to definitions) for those terms that appear in Chapter 19.

Department

The proposed amendments would retain this term. However, we have not found this term used in Chapter 19. If the term is not used, it should be deleted.

Interest in vehicles

The Board explains in the Preamble that the term "interest in vehicles" is being defined in the regulation to

clarify its use in the statutory definition of "dealer" in 63 P. S. § 818.2. However, the wording of the regulation does not convey this intent. For clarity, we suggest adding language and a reference to the regulation relating the term "interest in vehicles" to the statutory definition of "dealer."

Salesperson and vehicle

The terms "salesperson" and "vehicle" are defined in 63 P. S. § 818.2. However, the regulation continues to use the terms "salesman," "vehicle salesperson" and "motor vehicle." Specifically, the list of sections at the beginning of Chapter 19 uses the term "salesman's"; the term "vehicle salesperson" appears in sections 19.4, 19.11 and 19.12, and in the title preceding section 19.11; and the term "motor vehicle" continues to appear in section 19.22. The Board should review these provisions and use the new statutory terms "salesperson" and "vehicle."

2. Section 19.18. Established place of business for dealers.—Clarity.

In subsection (a)(3)(i), the phrase "unless the Act provides otherwise" is vague. If the Act provides otherwise, the Board should include it in the regulation or specifically reference the provision of the Act which supercede the regulation.

3. Section 19.22. Investigation.—Clarity.

The Board explained that existing paragraphs (1)—(8) and (18)—(22) will be deleted because they are in the Act. The House Professional Licensure Committee suggested adding language to notify licensees of acts prohibited by statute in addition to those listed in the regulation. We agree. For clarity, we suggest adding a reference to the statutory provisions in 63 P. S. § 818.19. This would give a licensee more complete notice of all prohibited actions.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 01-1475. Filed for public inspection August 10, 2001, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board lease will expire:
Philadelphia County, Wine and Spirits Shoppe # 5143,
2429 South Street, Philadelphia, PA 19146-1035.

Lease Expiration Date: March 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,500 net useable square feet of new or existing retail commercial space on South Street, west of 15th Street and east of 25th Street, Philadelphia.

Proposals due: August 24, 2001 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: George J. Peller, (215) 482-9671

Philadelphia County, Wine and Spirits Shoppe # 5107,
Grant Plaza II, 1619 Grant Avenue, Philadelphia, PA
19115-3167.

Lease Expiration Date: November 30, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 8,200 net useable square feet of new or existing retail commercial space within 1/2 mile radius of Grant Avenue and Bustleton Avenue, Philadelphia.

Proposals due: August 31, 2001 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: George J. Peller, (215) 482-9671

Philadelphia County, Wine and Spirits Shoppe # 5165,
7322 Castor Avenue, Philadelphia, PA 19152-4205.

Lease Expiration Date: May 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 6,000 to 8,000 net useable square feet of new or existing retail commercial space within 1/2 mile radius of Castor and Cottman Avenues, Philadelphia.

Proposals due: August 31, 2001 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: George J. Peller, (215) 482-9671

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 01-1476. Filed for public inspection August 10, 2001, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Notice of a Petition Filed Requesting the Assignment of Numbers From the 412 Area Code Outside the Rationing Process; Doc. Nos. M-00001427F0002 and P-00961027F0002

On July 24, 2001, Cricket Communications, Inc., filed a petition with the Pennsylvania Public Utility Commission (Commission) requesting that the Commission direct the North American Numbering Administrator to release to it three NXX codes. NXX codes in the 412 NPA have been rationed at a rate of six codes per month since November of 1999. Per Commission order entered on December 27, 2000, at the previously captioned docket numbers, rationing in the 412 NPA will continue at the rate of six NXX codes per month until February 17, 2002. The Federal Communication Commission delegated the Commission the authority to hear and address carriers' claims that they need numbering resources outside the rationing process. *In the Matter of Petition for Declaratory Ruling and Request for Expedited Action on July 15, 1997 Order of the Pennsylvania Public Utility Commission Regarding Area Codes 412, 610, 215, 717; Implementation of the Local Competition Provisions of the Telecommunications*

Act of 1996, Memorandum Opinion and Order and Order on Reconsideration, CC Docket No. 96-98, 13 FCC Rcd 190029 (1998).

In its petition, Cricket Communications, Inc. states that it needs this relief because it would be unable to meet customers' needs in the 412 area code if restricted to receiving NXX codes through the current system, and is in dire need of numbering resources.

Interested parties may file comments concerning the petition 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.

The contact person is Deanne O'Dell, Assistant Counsel, Law Bureau at (717) 787-7580.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-1477. Filed for public inspection August 10, 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 September 4, 2001, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Applications of the following for approval to *begin* operating as *common carriers* for transportation of *persons* as described under each application.

A-00117312 (Corrected). Entertainment Transportation Associates, Inc., t/d/b/a E.T.A. Limousine Service (PMB 195, 100 Springdale Road, Suite A-3, Cherry Hill, NJ 08003), a corporation of the State of New Jersey—persons in group and party service, in vehicles seating 15 passengers or less, including the driver, between points in the counties of Montgomery, Delaware, Lehigh, Chester, Bucks and the city and county of Philadelphia, and from points in said counties, to points in Pennsylvania, and return.

A-00118065. Abdel Salaam, t/d/b/a People's Choice Cab Company of Chester (531 Avenue of the States, Chester, Delaware County, PA 19013)—persons upon call or demand in the city of Chester, Delaware County, and within a radius of 5 miles of the limits of the city of Chester. *Attorney:* Florence F. Wright, 19 West Fifth Street, Chester, PA 19013.

A-00118066. 1 State Shuttle, Inc. (PMB #188, 560 Peoples Plaza, Newark, DE 19702), a corporation of the State of Delaware—persons in paratransit service, between points in the counties of Chester, Delaware, and the city and county of Philadelphia, and from points in said territory, to points in Pennsylvania, and vice versa.

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

A-00116741, F.1, AM-A. Maiysha Johnson (976 South 3rd Street, Philadelphia, Philadelphia County, PA 19147)—persons in paratransit service, from points in the city and county of Philadelphia, to correctional institutions located at Somerset, Camp Hill, Frackville, Graterford and Muncy, and return: *So As To Permit* the transportation of persons in paratransit service, from points in the city and county of Philadelphia, to Municipal, State, and Federal correctional institutions located in Pennsylvania, and return.

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 Commission. The applications will be considered without hearing in the absence of substantive protests limited to the issue of applicant fitness. Protests to these applications are due on or before September 4, 2001.

A-00118064. Red Carpet Limousine, Inc.
4975 Swamp Road, Suite 2
Fountainville, PA 18923

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Ross Carlo, t/d/b/a Classy Classic Cab Company; Doc. No. A-00116253C0103

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania, empowered to regulate motor carriers and brokers 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 Ross Carlo, t/d/b/a Classy Classic Cab Company, respondent, maintains a principal place of business at 550 Nellie Street, Apartment 3, Masury, OH 44458.

2. That all times relevant to this Complaint, respondent held a certificate of public convenience issued by this Commission at Application Docket No. A-00116253.

3. That pursuant to Section 512 of the Public Utility Code, 66 Pa.C.S. § 512, and 52 Pa. Code Chapter 32; respondent is required to maintain evidence of current insurance on file with this Commission.

4. That respondent has failed to maintain evidence of bodily injury and property damage liability insurance, in violation of the Public Utility Code and regulations cited in Paragraph 3 of this complaint.

5. That as a result of failure to maintain evidence of current insurance on file with this Commission, the Bureau of Transportation and Safety Prosecutory Staff requests that the Secretary of the Commission revoke respondent's certificate of public convenience.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Secretary of the Commission revoke the certificate of public convenience.

nience held by Ross Carlo, t/d/b/a Classy Classic Cab Company at Docket No. A-00116253, for failure to maintain current evidence of insurance on file with the Commission.

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.

Notice to Plead

A. You must file an answer within twenty (20) days of the date of service. The date of service is the date of publication of this issue for this complaint and notice to plead. 52 PA. Code § 1.56(a). The answer must raise all factual and legal arguments that you wish to claim in your defense and must include the docket number of this Complaint. Your answer must be verified and the original and two (2) 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 of the date of service as identified in Paragraph A. above, the Bureau of Transportation and Safety will request that the Commission enter an order revoking your certificate of public convenience; contract carrier permit; or brokerage license or imposing such other remedy as may be appropriate.

C. In lieu of an answer, you may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Upon receipt of the proof of insurance from your insurer, the complaint proceeding shall be closed.

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 that the Commission enter an order revoking your certificate of public convenience; contract carrier permit; or brokerage license.

E. If you file an answer which contests the complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision.

Charlotte Ceney
Box 45C
McClelland Road
Finleyville, PA 15332

In re: A-00107775C0101
A-00107775

Dear Respondent:

On January 22, 2001, the Bureau of Transportation and Safety instituted a complaint against Charlotte Ceney,

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-00107775.

The complaint and notice were published in the June 16, 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-00107775C0101 is hereby sustained and the right(s) and the certificate of public convenience issued to the respondent at A-00107775 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.

Should respondent wish to again provide Pennsylvania intrastate transportation, the filing of a new application and a \$100.00 fee is required. The application and fee shall be filed with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265.

JAMES J. MCNULTY,
Secretary

Ronald J. Coleman t/a
Coleman Express Service
566 Main Street
Lykens, PA 17048

In re: A-00112817C9901
A-00112817

Dear Respondent:

On July 28, 1999, the Bureau of Transportation and Safety instituted a complaint against Ronald J. Coleman, t/a Coleman Express Service, 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-00112817.

The complaint and notice were published in the August 21, 1999 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-00112817C9901 is hereby sustained and the right(s) and the certificate of public convenience issued to the respondent at A-00112817 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.

Should respondent wish to again provide Pennsylvania intrastate transportation, the filing of a new application and a \$100.00 fee is required. The application and fee shall be filed with the Secretary, Pennsylvania Public

Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265.

JAMES J. MCNULTY,
Secretary

JB Logistics
2039 Northampton Street
Easton, PA 18042

In re: A-00114516C9901
A-00114516

Dear Respondent:

On November 10, 1999, the Bureau of Transportation and Safety instituted a complaint against JB Logistics, LLC, 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-00114516.

The complaint and notice were published in the March 25, 2000 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-00114516C9901 is hereby sustained and the right(s) and the certificate of public convenience issued to the respondent at A-00114516 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.

Should respondent wish to again provide Pennsylvania intrastate transportation, the filing of a new application and a \$100.00 fee is required. The application and fee shall be filed with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-1478. Filed for public inspection August 10, 2001, 9:00 a.m.]

Sewer Service Without Hearing

A-230536 F2001. Winona Lakes Utilities, Inc. and Middle Smithfield Township Municipal Authority. Joint application of Winona Lakes Utilities, Inc., and Middle Smithfield Township Municipal Authority for approval of Winona Lakes Utilities, Inc., to abandon sewer service to a portion of Middle Smithfield Township, Monroe County, PA. Henceforth, Middle Smithfield Township Municipal Authority will provide sewer service in that portion of Middle Smithfield Township, Monroe County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before August 27, 2001, under 52 Pa. Code (relating to public utilities).

Applicant: Winona Lakes Utilities, Inc., Middle Smithfield Township Municipal Authority.

Through and By Counsel: Richard E. Deetz, Esquire, 1222 North Fifth Street, Stroudsburg, PA 18360 and Marshall E. Anders, Esquire, 18 North Eighth Street, Stroudsburg, PA 18360.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-1479. Filed for public inspection August 10, 2001, 9:00 a.m.]

Telecommunications

A-310043F7001. Verizon North Inc. and NOS Communications Inc. Joint petition of Verizon North Inc. and NOS Communications Inc. Approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and NOS Communications Inc. filed on July 24, 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 North Inc. and NOS Communications 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. 01-1480. Filed for public inspection August 10, 2001, 9:00 a.m.]

Telecommunications

A-310706F7001. Verizon North Inc. and Z-Tel Communications, Inc. Joint petition of Verizon North Inc. and Z-Tel Communications, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and Z-Tel Communications, Inc. filed on July 24, 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 North Inc. and Z-Tel Communications, 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. 01-1481. Filed for public inspection August 10, 2001, 9:00 a.m.]

**Water Service
Without Hearing**

A-212285 F0090 and A-211070 F0013. Citizens Utilities Water Company of Pennsylvania and Pennsylvania-American Water Company. Joint Application of Citizens Utilities Water Company of Pennsylvania and Pennsylvania-American Water Company for approval to offer, render, furnish or supply water service to the public in a portion of Lower Pottsgrove Township, Montgomery County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before August 27, 2001, under 52 Pa. Code (relating to public utilities).

Applicant: Citizens Utilities Water Company of Pennsylvania, Pennsylvania-American Water Company.

Through and By Counsel: Michael W. Gang, Esquire, John H. Isom, Morgan, Lewis & Bockius, LLP, One Commerce Square, 417 Walnut Street, Harrisburg, PA 17101-1904 and Thomas P. Gadsden, Anthony C. DeCusatis, Morgan, Lewis & Bockius, LLP, 1701 Market Street, Philadelphia, PA 19103-2921.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-1482. Filed for public inspection August 10, 2001, 9:00 a.m.]
