

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 November 20, 2001.

BANKING INSTITUTIONS

Mutual Holding Company Reorganizations

<i>Date</i>	<i>Name of Institution</i>	<i>Location</i>	<i>Action</i>
11-13-01	PHS Bancorp, M.H.C. Beaver Falls Beaver County	Beaver Falls	Approved

Application represents the reorganization/conversion of the mutual holding company into a new Commonwealth stock holding company to be known as "PHSB Financial Corporation."

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-14-01	The Peoples State Bank, East Berlin, and Community Banks, N.A., Millersburg Surviving institution— The Peoples State Bank, East Berlin, with a change in corporate name and location to Community Banks, Millersburg	East Berlin	Filed

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-14-01	Royal Bank of Pennsylvania Narberth Montgomery County	1650 Grant Avenue Philadelphia Philadelphia County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-14-01	Fulton Bank Lancaster Lancaster County	Weaver's Market Routes 272 and 897 Adamstown Lancaster County	Filed

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

JAMES B. KAUFFMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-2128. Filed for public inspection November 30, 2001, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Casselman River Watershed Conservation Plan

The Department of Conservation and Natural Resources (DCNR), Bureau of Recreation and Conservation has approved the Casselman River Watershed Conservation Plan (Plan) and is placing the Casselman River, the watershed and all tributaries covered in the Plan (in Somerset County, PA) on the Pennsylvania Rivers Conservation Registry (Registry).

The Somerset County Conservancy submitted the Plan and other required information to gain Registry status.

After review of the Plan and other information, the DCNR has determined that the Keystone Rivers Conservation Program requirements have been satisfied and places the following on the Registry:

1. The watershed area of Casselman River Watershed (Somerset County, PA) from the Pennsylvania/Maryland Stateline to its confluence with the Youghiogheny River—399 square miles.

2. All tributary streams within the Casselman River Watershed in this Commonwealth.

This action becomes effective, December 1, 2001. Projects identified in the Plan become eligible for additional planning, development or acquisition grant funding through the Keystone Rivers Conservation Program.

A copy of the final Plan is available for review at Somerset County Conservancy, P. O. Box 241, Somerset, PA 15501, (814) 445-4652 and Department of Conservation and Natural Resources, Rachel Carson State Office Building, 400 Market Street, 6th floor, Harrisburg, PA 17101, (717) 787-2316.

Maps and supporting data are on file at the Somerset County Conservancy.

JOHN C. OLIVER, III,
Secretary

[Pa.B. Doc. No. 01-2129. Filed for public inspection November 30, 2001, 9:00 a.m.]

Indian Creek Watershed River Conservation Plan

The Department of Conservation and Natural Resources (DCNR), Bureau of Recreation and Conservation has approved the Indian Creek Watershed River Conservation Plan (Plan) and is placing the Indian Creek, the watershed and all tributaries covered in the Plan, in Fayette and Westmoreland Counties, on the Pennsylvania Rivers Conservation Registry (Registry).

The Mountain Watershed Association submitted the Plan and other required information to gain Registry status.

After review of the Plan and other information, the DCNR has determined that the Keystone Rivers Conservation Program requirements have been satisfied and places the following on the Registry:

1. The watershed area of Indian Creek Watershed from its headwaters in Westmoreland County to its confluence with the Youghiogheny River in Fayette County—125 square miles.

2. All tributary streams within the Indian Creek Watershed.

This action becomes effective, December 1, 2001. Projects identified in the Plan become eligible for additional planning, development or acquisition grant funding through the Keystone Rivers Conservation Program.

A copy of the final Plan is available for review at Mountain Watershed Association, P. O. Box 408, Melcroft, PA 15462, (724) 455-4200 and Department of Conservation and Natural Resources, Rachel Carson State Office Building, 400 Market Street, 6th floor, Harrisburg, PA 17101, (717) 787-2316.

Maps and supporting data are on file at the Mountain Watershed Association office.

JOHN C. OLIVER, III,
Secretary

[Pa.B. Doc. No. 01-2130. Filed for public inspection November 30, 2001, 9:00 a.m.]

Lower Chartiers Creek River Conservation Plan

The Department of Conservation and Natural Resources (DCNR), Bureau of Recreation and Conservation has approved the Lower Chartiers Creek River Conservation Plan (Plan) and is placing the Lower Chartiers Creek, the watershed and all tributaries covered in the Plan, in Allegheny and Washington Counties, on the Pennsylvania Rivers Conservation Registry (Registry).

The Chartiers Nature Conservancy submitted the Plan and other required information to gain Registry status.

After review of the Plan and other information, the DCNR has determined that the Keystone Rivers Conservation Program requirements have been satisfied and places the following on the Registry:

1. The watershed area of Lower Chartiers Creek Watershed from the confluence of Little Chartiers Creek and Chartiers Creek in Washington County to its confluence with the Ohio River in Allegheny County—139 square miles.

2. All tributary streams within the Lower Chartiers Creek Watershed.

This action becomes effective, December 1, 2001. Projects identified in the Plan become eligible for additional planning, development or acquisition grant funding through the Keystone Rivers Conservation Program.

A copy of the final Plan is available for review at Chartiers Nature Conservancy, P. O. Box 44221, Pittsburgh, PA 15205, (412) 922-0155 and Department of Conservation and Natural Resources, Rachel Carson State Office Building, 400 Market Street, 6th floor, Harrisburg, PA 17101, (717) 787-2316.

Maps and supporting data are on file at the Chartiers Nature Conservancy office.

JOHN C. OLIVER, III,
Secretary

[Pa.B. Doc. No. 01-2131. Filed for public inspection November 30, 2001, 9:00 a.m.]

Middle Youghiogheny River Corridor River Conservation Plan

The Department of Conservation and Natural Resources (DCNR), Bureau of Recreation and Conservation has approved the Middle Youghiogheny River Corridor River Conservation Plan (Plan) and is placing the Middle Youghiogheny River Corridor and all tributaries within the corridor in Fayette and Somerset Counties, on the Pennsylvania Rivers Conservation Registry (Registry).

The Somerset County Conservancy submitted the Plan and other required information to gain Registry status.

After review of the Plan and other information, the DCNR has determined that the Keystone Rivers Conservation Program requirements have been satisfied and places the following on the Registry:

1. A segment of the Middle Youghiogheny River extending from the Pennsylvania/Maryland Stateline (Fayette and Somerset Counties) northward to South Connellsville, Fayette County, PA—48 river miles.
2. A corridor extending outward approximately 1 mile from each riverbank.
3. The portion of all tributary streams within the river corridor.

This action becomes effective, December 1, 2001. Projects identified in the Plan become eligible for additional planning, development or acquisition grant funding through the Keystone Rivers Conservation Program.

A copy of the final Plan is available for review at Somerset County Conservancy, P. O. Box 241, Somerset, PA 15501, (814) 445-4652 and Department of Conservation and Natural Resources, Rachel Carson State Office Building, 400 Market Street, 6th floor, Harrisburg, PA 17101, (717) 787-2316.

Maps and supporting data are on file at the Somerset County Conservancy.

JOHN C. OLIVER, III,
Secretary

[Pa.B. Doc. No. 01-2132. Filed for public inspection November 30, 2001, 9:00 a.m.]

Scrubgrass Creek Watershed River Conservation Plan

The Department of Conservation and Natural Resources (DCNR), Bureau of Recreation and Conservation has approved the Scrubgrass Creek Watershed River Conservation Plan (Plan) and is placing the Scrubgrass Creek, the watershed and all tributaries covered in the Plan, in Venango and Butler Counties, on the Pennsylvania Rivers Conservation Registry (Registry).

The Penn Soil Conservancy Charitable Trust submitted the Plan and other required information to gain Registry status.

After review of the Plan and other information, the DCNR has determined that the Keystone Rivers Conservation Program requirements have been satisfied and places the following on the Registry:

1. The watershed area of Scrubgrass Creek Watershed from its headwaters in Butler County to its confluence with the Allegheny River in Venango County—39.7 square miles.

2. All tributary streams within the Scrubgrass Creek Watershed.

This action becomes effective, December 1, 2001. Projects identified in the Plan become eligible for additional planning, development or acquisition grant funding through the Keystone Rivers Conservation Program.

A copy of the final Plan is available for review at Penn Soil Resource Conservation and Development Council, 265 Holiday Inn Road, Suite 3, Clarion, PA 16214, (814) 226-6118 and Department of Conservation and Natural Resources, Rachel Carson State Office Building, 400 Market Street, 6th floor, Harrisburg, PA 17101, (717) 787-2316.

Maps and supporting data are on file at the Penn Soil Resource Conservation and Development office.

JOHN C. OLIVER, III,
Secretary

[Pa.B. Doc. No. 01-2133. Filed for public inspection November 30, 2001, 9:00 a.m.]

Spring Creek Study: A Rivers Conservation Plan

The Department of Conservation and Natural Resources (DCNR), Bureau of Recreation and Conservation has approved the Spring Creek Study: A Rivers Conservation Plan (Plan) and is placing the Spring Creek, the watershed and all tributaries covered in the Plan, in Centre County, on the Pennsylvania Rivers Conservation Registry (Registry).

The ClearWater Conservancy submitted the Plan and other required information to gain Registry status.

After review of the Plan and other information, the DCNR has determined that the Keystone Rivers Conservation Program requirements have been satisfied and places the following on the Registry:

1. The watershed area of Spring Creek Watershed in Centre County from its headwaters to its confluence with Bald Eagle Creek—175 square miles.
2. All tributary streams within the Spring Creek Watershed.

This action becomes effective, December 1, 2001. Projects identified in the Plan become eligible for additional planning, development or acquisition grant funding through the Keystone Rivers Conservation Program.

A copy of the final Plan is available for review at ClearWater Conservancy, P. O. Box 163, State College, PA 16804, (814) 237-0400 and Department of Conservation and Natural Resources, Rachel Carson State Office Building, 400 Market Street, 6th floor, Harrisburg, PA 17101, (717) 787-2316.

Maps and supporting data are on file at the ClearWater Conservancy office.

JOHN C. OLIVER, III,
Secretary

[Pa.B. Doc. No. 01-2134. Filed for public inspection November 30, 2001, 9:00 a.m.]

Upper Crooked Creek Watershed River Conservation Plan

The Department of Conservation and Natural Resources (DCNR), Bureau of Recreation and Conservation has approved the Upper Crooked Creek Watershed River Conservation Plan (Plan) and is placing the Upper Crooked and Plum Creeks, the watershed and all tributaries covered in the Plan, in Armstrong and Indiana Counties, on the Pennsylvania Rivers Conservation Registry (Registry).

The Indiana County Office of Planning and Development submitted the Plan and other required information to gain Registry status.

After review of the Plan and other information, the DCNR has determined that the Keystone Rivers Conservation Program requirements have been satisfied and places the following on the Registry:

1. The watershed area of Upper Crooked and Plum Creek Creeks Watershed from their headwaters in Indiana County to their confluence in Armstrong County—195 square miles.

2. All tributary streams within the Upper Crooked Creek and Plum Creek Watersheds.

This action becomes effective, December 1, 2001. Projects identified in the Plan become eligible for additional planning, development or acquisition grant funding through the Keystone Rivers Conservation Program.

A copy of the final Plan is available for review at Indiana County Office of Planning and Development, Indiana County Courthouse Annex, 801 Water Street, Indiana, PA 15701-3977, (724) 465-3870 and Department of Conservation and Natural Resources, Rachel Carson State Office Building, 400 Market Street, 6th floor, Harrisburg, PA 17101, (717) 787-2316.

Maps and supporting data are on file at the Indiana County Office of Planning and Development.

JOHN C. OLIVER, III,
Secretary

[Pa.B. Doc. No. 01-2135. Filed for public inspection November 30, 2001, 9:00 a.m.]

Upper West Branch Susquehanna River Conservation Plan

The Department of Conservation and Natural Resources (DCNR), Bureau of Recreation and Conservation has approved the Upper West Branch Susquehanna River Conservation Plan (Plan) and is placing the Upper West Branch Susquehanna River, the watershed and all tributaries covered in the Plan, in Cambria, Centre, Clearfield, Clinton and Indiana Counties, on the Pennsylvania Rivers Conservation Registry (Registry).

The Cambria County Conservation & Recreation Authority submitted the Plan and other required information to gain Registry status.

After review of the Plan and other information, the DCNR has determined that the Keystone Rivers Conservation Program requirements have been satisfied and places the following on the Registry:

1. The watershed area of the Upper West Branch Susquehanna River from its headwaters in Cambria

County to the confluence of Sinnemahoning Creek in Clinton County—1,607 square miles.

2. All tributary streams in the Upper West Branch Susquehanna River watershed.

This action becomes effective, December 1, 2001. Projects identified in the Plan become eligible for additional planning, development or acquisition grant funding through the Keystone Rivers Conservation Program.

A copy of the final Plan is available for review at The Cambria County Conservation & Recreation Authority, 401 Candlelight Road, Suite 234, Ebensburg, PA 15931, (814) 472-2110 and Department of Conservation and Natural Resources, Rachel Carson State Office Building, 400 Market Street, 6th floor, Harrisburg, PA 17101, (717) 787-2316.

Maps and supporting data are on file at the Cambria County Conservation and Recreation Authority office.

JOHN C. OLIVER, III,
Secretary

[Pa.B. Doc. No. 01-2136. Filed for public inspection November 30, 2001, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application of Franklin and Marshall College for Approval of Amendment of Its Articles of Incorporation

Notice of Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6504(a) (relating to fundamental changes), the Department of Education (Department) will consider the application of Franklin and Marshall College for a Certificate of Authority approving the amendment to and the restating of its Articles of Incorporation in their entirety.

In accordance with 24 Pa.C.S. § 6503(e), the Department will act upon the application without hearing, unless within 30 days after the publication of this notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protest) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with Dr. Warren D. Evans, Chartering/Governance/Accreditation Specialist, (717) 787-7572; or Carol Gisselquist, Higher Education Specialist, (717) 787-4448, 333 Market Street, Harrisburg, PA 17126-0333 on or before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to schedule a time for an in-office review. Duplicate copies of the application are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or

other accommodation to participate, should contact Dr. Evans at (717) 787-7572 or Carol Gisselquist (717) 787-4448 to discuss how the Department may best accommodate their needs.

CHARLES B. ZOGBY,
Secretary

[Pa.B. Doc. No. 01-2137. Filed for public inspection November 30, 2001, 9:00 a.m.]

Individuals with Disabilities Education Act-Part B; Application for Federal Grant

Written public comment is invited regarding the Department of Education's (Department) proposed modifications to its policies and procedures under the Individuals with Disabilities Education Act-Part B (IDEA-B). The grant on file with the United States Department of Education describes the State's policies and procedures in effect to ensure the Department meets the Federal requirements to ensure that a free appropriate public education is made available to all children with a disability from 3 to 21 years of age. The policies and procedures on file with the United States Department of Education are available for viewing at www.pattan.k12.pa.us or from Dennis A. McLaughlin at (717) 783-6877.

The IDEA-B funds, received under the provision of 34 CFR 300.110, will be used to render services and programs to children with disabilities who are eligible for services under IDEA-B as well as training and technical assistance given to professional staff who render services to children with disabilities.

Copies of the proposed modifications are available by calling (717) 783-2311 or the TDD at (717) 787-7367. Alternative formats of the documents (such as Braille, large print or cassette tape) can be made available to members of the public upon request. Moreover, public comment is welcomed in alternative formats such as Braille, taped comments and telephone comments for the disabled. Persons who are disabled and wish to submit

comments by telephone, should contact Nancy Zeigler at (717) 783-6134.

Written comments will be received until February 2, 2002. The written comments should be directed to Dr. Dennis A. McLaughlin, Department of Education, 333 Market Street, 7th Floor, Harrisburg, PA 17126-0333.

Following receipt of comments, the Department will consider public comments and make necessary modifications to the policies and procedures before submission of the final proposal to the Secretary of the United States Department of Education by March 1, 2002.

Additionally, opportunity for public testimony will be held by the Department's Bureau of Special Education, for individuals wishing to present oral testimony on the proposed modifications. One written copy of oral testimony at the time of presentation would be appreciated. Presentations should be limited to 15 minutes.

Dates, locations and times for oral testimony on the modifications are as follows:

January 15, 2002 3 p.m. to 7 p.m. PaTTAN— King of Prussia 200 Anderson Road King of Prussia, PA	January 16, 2002 3 p.m. to 7 p.m. PaTTAN— Harrisburg Gateway Corporate Center 6340 Flank Drive Harrisburg, PA	January 17, 2002 3 p.m. to 7 p.m. PaTTAN— Pittsburgh 5347 William Flynn Highway Gibsonia, PA
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To schedule an opportunity to present testimony, contact Nancy Zeigler before January 9, 2002. Persons with a disability who wish to attend a public testimony and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Nancy Zeigler at the previous number.

CHARLES B. ZOGBY,
Secretary

[Pa.B. Doc. No. 01-2138. Filed for public inspection November 30, 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

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

PA0210285, Sewage, **James Newton SRSTP**, 350 Page Hollow Road, Warren, PA 16365. This proposed facility is located in Glade Township, **Warren County**.

Description of Proposed Activity: renewal for an existing discharge.

The receiving stream, unnamed tributary to Glade Run, is in watershed 16B and classified for: Warm Water Fishes, 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 (stream and Public Water Supplier) considered during the evaluation is Emlenton Water Company on the Allegheny River located at Emlenton, approximately 90 miles below point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of .0004 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25		50
Total Suspended Solids	30		60
Fecal Coliform		200/100 ml as a geometric average	
Total Residual Chlorine	XX		XX
pH		6.0 to 9.0 standard units at all times	

The EPA Waiver is in effect.

PA0102326, Sewage, **Commonwealth of Pennsylvania—Department of Corrections—State Correctional Facility at Mercer**, 801 Butler Pike, Mercer, PA 16137. This proposed facility is located in Findley Township, **Mercer County**.

Description of Proposed Activity: minor discharge of treated sewage.

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 and the Beaver River located at River Mile 3.8, 33 miles below point of discharge.

The receiving stream, Neshannock Creek, is in watershed 20-A and classified for: trout stocked fishery, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 0.15 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	Monitor and Report		
CBOD ₅	25		50
Total Suspended Solids	30		60
NH ₃ -N			
(5-1 to 10-31)	18		36
(11-1 to 4-30)	25		50
Fecal Coliform		200/100 ml as a geometric average	
(5-1 to 9-30)		77,400/100 ml as a geometric average	
(10-1 to 4-30)			
Total Residual Chlorine	0.5		1.6
pH		6.0 to 9.0 standard units at all times	

The EPA Waiver is in effect.

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

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

No. PA0036374, Sewage, **Eaglepointe Development Associates**, 55 Country Club Drive, Suite 200, Downingtown, PA 19335-3062.

This application is for renewal of an NPDES permit to discharge treated sewage from a nonmunicipal sewage treatment plant in Upper Uwchlan Township, **Chester County**. This is an existing discharge to an unnamed tributary to Marsh Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 0.015 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅		
(5-1 to 10-31)	10	20
(11-1 to 4-30)	20	40
Suspended Solids	30	60
Ammonia (as N)		
(5-1 to 10-31)	0.5	1.0
(11-1 to 4-30)	1.5	3.0
Phosphorus (as P)	0.5	1.0
Total Residual Chlorine	0.14	0.34
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 5 mg/l at all times	
pH	Within limits of 6.0—9.0 Standard Units at all times	

Other Conditions:

The EPA Waiver is in effect.

No. PA00512292, Industrial Waste, **Morrisville Borough Municipal Authority**, Ferry and River Roads, Morrisville, PA 19067.

This application is for renewal of an NPDES permit to discharge treated wastewater from Morrisville Water Filtration Plant in Morrisville Borough, **Bucks County**. This is an existing discharge to Delaware River (Zone 1E).

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

The proposed effluent limits for Outfall 001, based on an average flow of 0.15 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Suspended Solids	30	45	60
Total Iron	2.0	3.0	4.0
Total Aluminum	4.0	6.0	8.0
pH	Within limits of 6.0—9.0 Standard Units at all times		
Total Manganese	1.0	1.5	2.0
Total Residual Chlorine	0.5		1.64

Other Conditions:

The EPA Waiver is in effect.

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

PA#0064122, Industrial Waste, **Conectiv Bethlehem, Inc.**, P. O. Box 6066, Newark, DE 19714-6066. This proposed facility is located in City of Bethlehem, **Northampton County**.

Description of Proposed Activity: New NPDES permit to discharge noncontact cooling water from a proposed electric generating facility.

The receiving stream, Lehigh River, is in the State Water Plan watershed #2C—Lehigh River Basin and is classified for: WWF.

The nearest downstream public water supply intake for Keystone Water Company is located on Delaware River is over 50 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 6.18 MGD:

Parameter	Mass (lb/day)		Concentration (mg/l)	
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily
Zinc				Monitor
Total Chromium				0.20
pH			6—9 Standard Units	
Free Available Chlorine				0.20
Temperature				110°F

Internal Monitoring Point 101:

Parameter	Mass (lb/day)		Concentration (mg/l)	
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily
Total Suspended Solids	62.5	208.5		
Oil and Grease	31.3	41.7		

Outfalls 002 and 003: Stormwater only—no specific limitations.

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

PA#0246450, CAFO, **Hostetter Management Company**, 120 Lake Street, P. O. Box 526, Ephrata, PA 17522-0526. This proposed facility is located in East Hanover Township, **Lebanon County**.

Description of Proposed Activity: MACH is an existing swine operation with a total AEUs of 707.7. Approximately 8,137 tons of swine manure is produced a year and stored in a manure lagoon and then land applied.

The receiving stream, UNT to Swatara Creek, is in the State Water Plan watershed 7-D and is classified for: WWF.

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

PA#0246468, CAFO, **Virgil Gutshall, Jr., Beaver Ridge Farm, Inc.**, R. D. 1, Box 932, Blain, PA 17006. This proposed facility is located in Jackson Township, **Perry County**.

Description of Proposed Activity: The Beaver Ridge Farm is an existing swine operation with a total AEUs of 412.55. Approximately 5,228 tons of swine manure is produced a year and then land applied.

The receiving stream, Shermans Creek, is in the State Water Plan watershed 7-A and is classified for: CWF.

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

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

PA0216291, Industrial Waste, SIC, 4941, **Municipal Authority of the Borough of Carmichaels**, 104 N. Pine Street, Carmichaels, PA 15320. This application is for a new NPDES permit to discharge treated backwash water from Carmichaels Water Treatment Plant in Cumberland Township, **Greene County**.

The following effluent limitations are proposed for discharge to the receiving waters, Monongahela River, classified as a WWF fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is Southwestern Pennsylvania Water Company, located at approximately 3.5 miles downstream of discharge point.

Outfall 001: new discharge, design flow of 0.006 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	M&R	M&R			
Total Suspended Solids			30		60
Total Iron			2		4
Aluminum (T)			4		8
Manganese (T)			1		2
TRC			0.5		1.0
pH	Between 6.0 and 9.0 at all times				

The EPA waiver is in effect.

PA0218839, Sewage, **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701. This application is for issuance of an NPDES permit to discharge treated sewage from Cherry Tree Sewage Treatment Plant in Burnside Township, **Clearfield County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as West Branch Susquehanna River, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Pennsylvania American Water Company at Milton on West Branch Susquehanna River.

Outfall 001: new discharge, design flow of 0.08 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60
Fecal Coliform	200/100 ml as a geometric mean			
(5-1 to 9-30)	50,000/100 ml as a geometric mean			
(10-1 to 4-30)	not less than 6.0 nor greater than 9.0			
pH				

The EPA waiver is in effect.

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

PA0027227, Sewage, **City of Farrell**, 500 Roemer Blvd., Farrell, PA 16121. This proposed facility is located in City of Farrell, **Mercer County**.

Description of Proposed Activity: renewal for an existing discharge of treated sewage.

The receiving stream, Shenango River, is in watershed 20-A and classified for: Warm Water Fishes, 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 (stream and Public Water Supplier) considered during the evaluation is the Western PA Water Company, New Castle District intake on the Shenango River located in New Castle, approximately 20 miles below point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 3.57 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
CBOD ₅	744	1,191	25	40	50
Total Suspended Solids	893	1,340	30	45	60
NH ₃ -N					
(5-1 to 10-31)	491		16.5		33.0
(11-1 to 4-30)	XX		XX		
Fecal Coliform	200/100 ml as a geometric average				
(5-1 to 9-30)	7,700/100 ml as a geometric average				
(10-1 to 4-30)					
Total Residual Chlorine			0.5	1.6	
pH	Within limits of 6.0 to 9.0 standard units at all times.				

The EPA Waiver is not in effect.

PA0026174, Sewage, **The General Authority of the City of Franklin**, City Hall, 430 Thirteenth Street, Franklin, PA 16323. This proposed facility is located the City of Franklin, **Venango County**.

Description of Proposed Activity: renewal for an existing discharge of treated sewage.

The receiving stream, Allegheny River, is in watershed 16-D and classified for: Warm Water Fishes, 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 (stream and Public Water Supplier) considered during the evaluation is the Emlerton Water Company, on the Allegheny River located in Emlerton, approximately 30 miles below point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 5.0 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Weekly Average	Average Monthly	Maximum Daily	Instantaneous Maximum
CBOD ₅	1,042	1,668	25	40	50
Total Suspended Solids	1,251	1,876	30	45	60
Fecal Coliform	200/100 ml as a geometric average				
(5-1 to 9-30)	100,000/100 ml as a geometric average				
(10-1 to 4-30)					

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Weekly Average	Average Monthly	Maximum Daily	Instantaneous Maximum
Total Residual Chlorine			0.5		1.6
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).

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. 1501421, Sewerage, **Westtown Township**, 1081 Wilmington Pike, Westtown, PA 19395. This proposed facility is located in Westtown Township, **Chester County**.

Description of Proposed Action/Activity: Construction and operation of a pump station to serve a proposed office building.

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

WQM Permit No. 0601411, Sewerage, **Amerada Hess Corporation**, One Hess Plaza, Woodbridge, NJ 07095-1229. This proposed facility is located in Richmond Township, **Berks County**.

Description of Proposed Action/Activity: Construction of an onsite sewage disposal system to serve the Hess Express Store at State Route 222 and State Route 662.

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

WQM Permit No 2001420, Sewerage, **University of Pittsburgh Livingston Road**, 3400 Forbes Avenue, Pittsburgh, PA 15260. This proposed facility is located in South Shenango, **Crawford County**.

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

WQM Permit No 2501424, Sewerage, **John W. and Marcia A. Konopa**, 7951 Griffey Road, West Springfield, PA 16443. This proposed facility is located in Springfield Township, **Erie County**.

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

WQM Permit No 2001421, Sewerage, **Carol Ann Scott**, 217 Fourth Street, Aspinwall, PA 15215. This proposed facility is located in Summerhill Township, **Crawford County**.

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

WQM Permit No 2501425, Sewerage, **Brett M. and Tricia M. Peterson**, 9841 Mark Road, Erie, PA 16509. This proposed facility is located in North East Township, **Erie County**.

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

NPDES Stormwater Individual Permit

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

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

Persons wishing to comment on the proposed permit are invited to submit a statement to the appropriate Department Regional Office noted before the application within 30 days from the date of this public notice. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a

concise statement to inform the Department of the exact basis of a comment and relevant facts upon which it is based. A public hearing may be held after consideration of comments received by the appropriate 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 D121, Stormwater, **Jonathan Brown**, 10305 Southwest 55th Avenue, Coral Gabels, FL,

has applied to discharge stormwater associated with a construction activity located in Solebury Township, **Bucks County** to Cuttalossa Creek (HQ, CWF).

NPDES Permit PAS10 D122, Stormwater, **Zaveta Construction Company, Inc.**, 4030 Sky Run Drive, Suite H, Doylestown, PA 18901, has applied to discharge stormwater associated with a construction activity located in Solebury Township, **Bucks County** to Paunacussing Creek (HQ, CWF).

NPDES Permit PAS10 D123, Stormwater, **Ashley Development Corporation**, 559 Main Street, Suite 300, Bethlehem, PA has applied to discharge stormwater associated with a construction activity located in Springfield Township, **Bucks County** to Cooks Creek (EV).

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

Fayette County Conservation District: 10 Nickman Plaza, Lemont Furnace, PA 15456, (724) 438-4497.

NPDES Permit PAS10L025, Stormwater, **Nemacolin Woodlands Company**, 1001 Lafayette Drive, Farmington, PA 15437 has applied to discharge stormwater associated with a construction activity located in Wharton Township, **Fayette County** to Deadman Run/HQ-CWF.

<i>NPDES No.</i>	<i>Applicant Name & Address</i>
PAS10L025	Nemacolin Woodlands Co. 1001 Lafayette Drive Farmington, PA 15437

<i>County & Municipality</i>	<i>Receiving Water/Use</i>
Fayette County Wharton Township	Deadman Run/ HQ-CWF

PUBLIC WATER SUPPLY (PWS) PERMIT

Under the Pennsylvania Safe Drinking Water Act, the following parties have applied for a PWS permit to construct or substantially modify a public water system.

Persons wishing to comment on the permit application are invited to submit a statement to the office listed before the application within 30 days 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. Comment 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 the relevant facts upon which it is based. A public hearing may be held after consideration of comments received during the 30-day public comment period.

Following the comment period, the Department will make a final determination regarding the proposed permit. 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 permit application and any related documents are on file at the office listed before the application and available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

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

SAFE DRINKING WATER

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

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

Permit No. 3601518, Public Water Supply.

Applicant	East Cocalico Township Authority
Municipality	Ephrata
County	Lancaster
Responsible Official	S. Eugene Heft, Chairperson 102 Hill Road Denver, PA 17517
Type of Facility	Public Water Supply
Consulting Engineer	Randall L. Henne Camp Dresser & McKee 227 Granite Run Dr. Lancaster, PA 17601

Application Received Date October 16, 2001
 Description of Action Installation of a pump station and interconnection lines between the Ephrata Area Water Authority system and the East Cocalico Township system.

Permit No. 3101504, Public Water Supply.

Applicant **Mount Union Municipal Authority**
 Municipality Mount Union Borough
 County **Huntingdon**
 Responsible Official Thomas R. James, Chairperson
 P. O. Box 90, 9 W. Market Street
 Mount Union, PA 17066
 Type of Facility Public Water Supply
 Consulting Engineer Daniel J. Carbaugh, P.E.
 Keller Engineers, Inc.
 420 Allegheny Street
 Hollidaysburg, PA 16648
 Application Received Date October 12, 2001
 Description of Action Installation of a pump station and the use of Well No. 1 to augment the existing source of supply.

Permit No. 2101505, Public Water Supply.

Applicant **Pennsylvania American Water Company of PA**
 Municipality Hampden Township
 County **Cumberland**
 Responsible Official Richard C. Neubauer,
 Vice President Operations
 852 Wesley Drive
 Mechanicsburg, PA 17055-4475
 Type of Facility Public Water Supply
 Consulting Engineer Gene C Koontz, P.E.
 Gannett Fleming, Inc.
 P. O. Box 67100
 Harrisburg, PA 17106-7100
 Application Received Date October 29, 2001
 Description of Action Construction of the Whelan Crossing and Westbury booster pump stations.

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

Permit No. 1701504, Public Water Supply.

Applicant **Westover Municipal Authority**
 121 North Main Street
 P. O. Box 185
 Westover, PA 16692-0185
 Borough Westover Borough
 Responsible Official Gene Hagens, Secretary
 Westover Municipal Authority
 121 North Main Street
 P. O. Box 185
 Westover, PA 16692-0185
 Type of Facility Public Water Supply

Consulting Engineer Gwin, Dobson & Foreman, Inc.
 3121 Fairway Drive
 Altoona, PA 16602-4475

Application Received Date November 8, 2001

Description of Action Construction of a membrane filtration system to replace existing filter plant.

Central Office: Bureau Director, Water Supply and Wastewater Management, P. O. Box 8467, Harrisburg, PA 17105-8467.

Permit No. 9996505, Public Water Supply.

Applicant **3300 Artesian, Inc.**
 Township Bland, Virginia
 Responsible Official Delbert R. White
 Type of Facility Out of State Bottled Water System

Application Received Date November 6, 2001

Description of Action Applicant requesting Department approval to sell bottled water in this Commonwealth under the brand names 3300 Artesian Water and 3300 Distilled Water.

MINOR AMENDMENT

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

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

Application No. 2583502-T1-MA1, Minor Amendment.

Applicant **Fairview Township Water Authority**
 7485 McCray Road
 P. O. Box U
 Fairview, PA 16415-0821.
 Township or Borough Fairview Township, **Erie County**
 Responsible Official John Agnello, Manager
 Type of Facility PWS
 Consulting Engineer Consoer Townsend
 155 West 8th Street
 Erie, PA 16501.

Application Received Date October 4, 2001

Description of Action Master metering facility and waterline extension (Millfair Road and Route 5).

WATER ALLOCATIONS

Applications received under the Act of June 24, 1939 (35 P. S. §§ 631—641) relating to the Acquisition of Rights to Divert Waters of this Commonwealth.

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

WA 33-1001, Water Allocations, **Falls Creek Borough**, Falls Creek, **Jefferson County**. The Falls Creek Borough is requesting a water allocation permit to increase

withdrawal to 419,430 gpd from the Falls Creek Reservoir located in Washington Township, Jefferson County. This proposed allocation will provide adequate supply for current number of services and the projected growth over the 25-year request.

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 Regional Office after which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordina-

tor 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 Notice(s) of Intent to Remediate:

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

Former First National Bank, Westtown Township, **Chester County**. Mark Ellis, MEA, Inc., 201 Center St., Stockertown, PA 18083, on behalf of Westtown Township, 1081 Wilmington Pike, West Chester, PA, 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 Statewide Health Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Daily Local News* on July 19, 2001.

PNC Bank Branch Office, East Vincent Township, **Chester County**. Robert R. Botterman, TolTest, Inc., 339 Haymaker Rd., Suite 1101, Monroeville, PA 15146-1435, on behalf of PNC Bank N.A., PNC Environmental Services Dept., 620 Liberty Ave., 19th Floor, Pittsburgh, PA 15222, Attn: Jerry DeRosa, has submitted a Notice of Intent to Remediate site groundwater contaminated with lead, BTEX, petroleum hydrocarbons and liquid phase hydrocarbons. The applicant proposes to remediate the site to meet Background Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Pottstown Mercury* on October 29, 2001.

Towne Center Cleaner—Whiteland Associates, LTD Property, West Whiteland Township, **Chester County**. Craig Hopkins, RT Environmental Services, Inc., 510 Heron Drive, Suite 306, P. O. Box 521, Bridgeport, NJ 08014, on behalf of Whiteland Associates, LTD, c/o Daniel M. DuPree, 4393 Sentinel Post Road, NW, Atlanta, GA 30327, has submitted a Notice of Intent to Remediate site groundwater contaminated with solvents. The applicant proposes to remediate the site to meet Statewide Health Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Daily Local News* on September 21, 2001.

Binder Residence, Lower Moreland Township, **Montgomery County**. Andrew Dzedzic, Brinkerhoff Environmental Services, Inc., 133 Jackson Rd., Suite D, Medford, NJ 08055, on behalf of Lucy Binder, Huntingdon Valley, PA, has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with BTEX. The applicant proposes to remediate the site to meet Statewide Health Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Montgomery County Record* in October, 2001.

Kurz-Hastings, Inc., City of Philadelphia, **Philadelphia County**. J. Anthony Sauder, P.E., P.G., Pennonni Associates, Inc., 3001 Market St., Suite 200, Philadelphia, PA 19104-2897, on behalf of Kurz-Hastings, Inc., 10901 Dutton Rd., Philadelphia, PA 19154, has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with volatiles. The applicant proposes to remediate the site to meet Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on October 16, 2001.

Transit Aide—North American Street, City of Philadelphia, **Philadelphia County**. James G. Gallagher, P.E., Pennonni Associates, Inc., 3001 Market St., Philadelphia, PA 19104, on behalf of Transit Aide, Inc., 1602-44

North American St., Philadelphia, PA, has submitted a Notice of Intent to Remediate site soil contaminated with lead and groundwater contaminated with lead, MTBE, VOC and SVOC. The applicant proposes to remediate the site to meet special industrial area requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on October 22, 2001.

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

Applications Received under the Solid Waste Management Act (35 P. S. §§ 6018.101— 6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and regulations to operate solid waste processing or disposal area or site.

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

Permit Application No. 101606. Kline's Services, Inc., 5 Holland Street, Salunga, PA 17538, East Hempfield Township, **Lancaster County.** The application is for the Radiation Protection Plan for the Septage Treatment Facility. The application was determined to be administratively complete by Southcentral Regional Office on November 13, 2001.

Comments concerning the application should be directed to Keith Kerns, Program Manager, Waste Management Program, Southcentral Region, 909 Elmerton Avenue, Harrisburg, PA 17110. Persons interested in obtaining more information about the general permit application may contact the Waste Management Program, (717) 705-4704. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to and approval or denial of the application.

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

Permit Application No. 101534. Laurel Highlands Landfill, Inc., 260 Laurel Ridge Road, Johnstown, PA 15909. Laurel Highlands Landfill, 260 Laurel Ridge Road, Johnstown, PA 15909. An application for a major permit modification for the addition of GCL to Liner System, a Leachate Recirculation Plan and a Radiological Monitoring Plan at a municipal waste landfill in Jackson Township, **Cambria County** was received in the Regional Office on November 13, 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.

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. 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 DEP through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

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.

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

15-0069A: Champion Recycling, Inc. (575 Trestle Place, Downingtown, PA 19335) for modification/installation of a trommel screen for sorting construction/demolition waste and for reduction of the hours of operation of a Maxigrind crusher at the waste processing facility. The trommel screen will be powered by 60 kW diesel engine.

A 343KW Caterpillar diesel engine powers the Maxigrind crusher. This minor facility is located in East Calm Township, **Chester County.** There is no emission increase expected as a result of this modification. The Plan Approval will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

40-313-030D: KAMA Corp. (600 Dietrich Avenue, Hazleton, PA 18201) for installation and operation of a new extrusion line (R-2) which will be controlled by the use of a cyclone in Hazleton, **Luzerne County.** The new

line will have VOC emissions of 0.047 lbs./hr. (0.21 TPY). Also, Polymerization Plant #1 will increase the production rate from 5,100 lbs/hr to 6,250 lbs/hr. The increase in production will increase the VOC emissions by 0.15 TPY. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The facility currently has an Operating Permit 40-313-030C.

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

06-5037C: McConway and Torley Corp. (230 Railroad Street, Kutztown, PA 19530) for modification of the automatic core making machine controlled by a wet scrubber in Kutztown Borough, **Berks County**. This foundry is a non-Title V (State only) facility. The modification will result in the potential emissions of 0.27 ton per year of particulate, 13.0 tons per year of VOC and 0.24 ton per year of HAP. The applicant will be limited in the amounts of sand used, VOC content and HAP content. The applicant will be required to record the usage of materials used in the manufacturing process and the monthly emissions. The approval will include monitoring, recordkeeping and reporting requirements designed to keep the source operating within the applicable air quality requirements.

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

65-00354A: Sunoco, Inc. (1801 Market Street, 15/10 PC, Philadelphia, PA 19103) for their Delmont Bulk Gas Terminal in Salem Township, **Westmoreland County**. The facility currently has a Title V Operating Permit No. TV-65-00354. The provisions of this plan approval will subsequently be incorporated into the Title V Operating Permit through an amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval Application No. 65-00354A is to allow the replacement of a vapor refrigeration unit with a vapor combustion unit. Emissions from this unit will be limited to a maximum of 20.12 tpy CO, 8.05 tpy NO_x, 88.5 tpy VOC and 3.0 tpy HAP. Visible emissions from the vapor combustion unit shall not equal or exceed 10% opacity. Gasoline throughput at the facility shall not exceed 483,296,354 gallons in any consecutive 12-month period. The vapor combustion unit shall be maintained and operated to achieve a control efficiency of not less than 96% at all times that gasoline products are being loaded. The vapor combustion unit shall emit no more than 0.00029 lb (35 mg/l) of VOC are emitted to the atmosphere for every gallon of gasoline loaded. Record keeping will be required for daily site inspections, preventative maintenance inspections and gasoline throughputs. Stack testing will be required to verify compliance with emission limitations. Further details on the conditions and the reasons for their inclusion are available upon request.

PUBLIC HEARINGS

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

49-00024A: Sunbury Property, LLC, owner and **Knight-Celotex, LLC**, operator (P. O. Box 267, Sunbury, PA 17801) for modification of a fiberboard laminating operation by increasing its allowable volatile organic compound emission rate from 3 pounds per hour, 15

pounds per day and 2.7 tons in any 12 consecutive month period to 8 pounds per hour, 96 pounds per day and 10 tons in any 12 consecutive month period at its fiberboard manufacturing facility in the City of Sunbury, **Northumberland County**. The respective facility is a major facility, which has been issued a Title V Operating Permit (49-00024).

As the existing allowable volatile organic compound emission rate of 3 pounds per hour, 15 pounds per day and 2.7 tons in any 12 consecutive month period was established under the Reasonably Available Control Technology (RACT) provisions of 25 Pa. Code §§ 129.91—129.95, the respective plan approval application also constitutes a request to amend a previously-submitted RACT plan, a previously-established RACT determination and the Pennsylvania State Implementation Plan (SIP).

The Department's review of the information contained in the application indicates that the proposed modification will meet all applicable air quality requirements including the RACT requirements specified in 25 Pa. Code §§ 129.91—129.95. Based on this finding, the Department of Environmental Protection (Department) has preliminarily determined that it intends to approve the plan approval application (as well as the associated amendment of the previously-submitted RACT plan, the revision of the previously-established RACT determination and the respective amendment to the SIP) and issue a plan approval for the modification of the fiberboard laminating operation. If issued, this plan approval will be submitted to the United States Environmental Protection Agency (EPA) as a revision to the SIP. Additionally, if the Department determines that the fiberboard laminating operation is operating in compliance with all applicable plan approval conditions and regulatory requirements, the conditions established in the plan approval will be incorporated into Title V Operating Permit 49-00024 via administrative amendment under 25 Pa. Code § 127.450.

The respective modification will result in an increase of up to 7.3 tons per 12 consecutive month period in the amount of volatile organic compound emissions allowed from the fiberboard laminating operation.

The following is a summary of the RACT determination and conditions the Department proposes to place in the plan approval to be issued:

1. Under the RACT provisions of 25 Pa. Code §§ 129.91—129.95, the volatile organic compound emissions from the fiberboard laminating operation shall not exceed 8 pounds per hour, 96 pounds per day and 10 tons in any 12 consecutive month period.

2. Under 25 Pa. Code § 129.95, for each separate day of operation of the fiberboard laminating operation, a record shall be maintained of the identity, volatile organic compound content and amount of each volatile organic compound-containing material used as well as the amount of volatile organic compounds emitted. This information shall be submitted to the Department on a quarterly basis.

A public hearing will be held for the purpose of receiving comments on the proposed plan approval issuance, RACT revision and SIP revision. The hearing will be held on January 15, 2002, at 1 p.m. at the Department of Environmental Protection, Northcentral Regional Office, 208 West Third Street—Suite 101, Williamsport, PA 17701. The public is invited to comment on the proposed issuance/revision. Persons interested in commenting are invited to appear at the public hearing.

Persons wishing to present testimony at the hearing should contact Daniel Spadoni at (570) 327-3659 at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes per individual and two written copies of the testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Daniel Spadoni at (570) 327-3659 or the Pennsylvania AT&T relay service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Those unable to attend the hearing, but wishing to comment, should provide written comments to David Aldenderfer, Environmental Program Manager, Air Quality Program, Department of Environmental Protection, 208 West Third Street—Suite 101, Williamsport, PA 17701. Comments must be received by the Department by no later than January 30, 2002, to be considered.

OPERATING PERMITS

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

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Leif Ericson, Program Manager, (717) 705-4702.

21-05005: Department of Corrections, SCI Camp Hill (Camp Hill, PA 17001-0598) for construction of a #2 oil or natural gas fired boiler (50,000 lb/hr steam) to replace a coal fired boiler (70,000 lb/hr steam) located in Lower Allen Township, **Cumberland County**. This Plan Approval shall not result in an increase of the facility emissions. The administrative amendment to Title V operating permit 21-05005 shall incorporate Plan Approval 21-05005B for this boiler and Plan Approval GP1-21-05005C for a gas or #2 oil fired boiler (15,000 lb/hr steam). The facility's major sources of emissions include two other boilers and two engines which primarily emit NOx and SOx. The Title V operating permit will contain monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Leif Ericson, Program Manager, (717) 705-4702.

36-05119: Signature Custom Cabinetry Inc. (434 Springville Road, Ephrata, PA 17522) for operation of a wood cabinet manufacturing facility and paint booths in Ephrata Township, **Lancaster County**. The facility VOC emissions shall be kept at less than 50 tons per year. The Synthetic Minor Operating Permit shall contain additional monitoring, record keeping and reporting designed to keep the facility operating within all applicable air quality requirements.

38-05020: G & H Fortyniners, Inc, dba Keystone Protein Co. (P. O. Box 37, Fredericksburg, PA 17026) for operation of the boilers and rendering system in Bethel Township, **Lebanon County**. The facility SOx and NOx emissions shall be kept at less than 100 tpy each. The

Synthetic Minor Operating Permit shall contain additional monitoring, record keeping and reporting designed to keep the facility operating within all applicable air quality requirements.

PUBLIC HEARINGS

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Eric Gustafson, Facilities Permitting Chief, (814) 332-6940.

16-0133: Clarion Bathware (44 Amsler Avenue, Shippenville, PA 16254) to accept testimony concerning the Department's decision to approve, with conditions, the Reasonably Available Control Technology (RACT) plan to meet the requirements under 25 Pa. Code §§ 129.91—129.95, concerning emissions of oxides of nitrogen (NOx) and volatile organic compounds (VOC), from various air contamination sources in Shippenville, **Clarion County**.

The facility currently has a Title V Operating Permit (No. 16-00133). This RACT determination will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V operating permit through an administrative amendment at a later date.

The Department will conduct a public hearing on February 15, 2002, beginning at 1 p.m. in the Air Quality Conference Room of the Department Regional Office Building located at 230 Chestnut Street, Meadville, PA 16335-3407.

The proposed SIP revisions do not adopt any new regulations. They incorporate the provisions and requirements contained in the RACT approval for the facility to comply with current regulations.

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. 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

Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.

63850111. Twilight Industries (Division of US Natural Resources, Inc., 212 State Street, Belle Vernon, PA 15012-1158). Renewal application received for reclamation only of a bituminous surface mine located in Somerset Township, **Washington County**, affecting 29.5 acres. Receiving streams: unnamed tributary to the North Branch of Pigeon Creek to the Monongahela River, classified for the following use: warm water fishery. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: November 9, 2001.

McMurray District Mining Office: 3913 Washington Road, McMurray, PA 15317, (724) 941-7100.

32841307. NPDES Permit # 0092193, Tanoma Coal Co., Inc. (R. R. 1, Box 594, Marion Center, PA 15759), to revise the permit for the Tanoma Mine in Rayne Township, **Indiana County**, post mining land use change, Surface Acres Proposed n/a, Underground Acres Proposed n/a, SCP Acres Proposed n/a, CRDP Support Acres Proposed n/a, CRDP Refuse Disposal Acres Proposed n/a, no additional discharges, classified for the following uses: n/a. The first downstream potable water supply intake from the point of discharge is n/a. Application received: September 18, 2001.

11860701. NPDES Permit # PA0214981, Cooney Brothers Coal Co. (Box 246, Cresson, PA 16630), to renew the permit for the Sonman Coal Refuse Disposal Area in Portage Township, **Cambria County**, renewal of existing 87 acre site Surface Acres Proposed n/a, Underground Acres Proposed n/a, SCP Acres Proposed n/a, CRDP Support Acres Proposed n/a, CRDP Refuse Dis-

posal Acres Proposed n/a, no additional discharges, classified for the following uses: n/a. The first downstream potable water supply intake from the point of discharge is n/a. Application received: September 21, 2001.

30841320. NPDES Permit # PA00213861, Dana Mining Co. of PA, Inc. (P. O. Box 1209, Morgantown, WV 26507), to revise the permit for the Dooley Run Mine in Dunkard Township, **Greene County**, revision to add 9 acres underground and 51.4 acres SCP. Surface Acres Proposed n/a, Underground Acres Proposed n/a, SCP Acres Proposed n/a, CRDP Support Acres Proposed n/a, CRDP Refuse Disposal Acres Proposed n/a, no additional, classified for the following uses: n/a. The first downstream potable water supply intake from the point of discharge is n/a. Application received: October 2, 2001.

04991601. NPDES Permit # n/a, Colona Transfer, L.P. (P. O. Box 311, Portersville, PA 16051), to transfer the permit for the Colona Dock in Monaca Borough, **Beaver County** to transfer permit from Quality Aggregates Inc. t/d/b/a Colona Terminal Services, Inc., Surface Acres Proposed n/a, Underground Acres Proposed n/a, SCP Acres Proposed n/a, CRDP Support Acres Proposed n/a, CRDP Refuse Disposal Acres Proposed n/a, no additional discharges, classified for the following uses: n/a. The first downstream potable water supply intake from the point of discharge is n/a. Application received: October 19, 2001.

32901603. NPDES Permit # n/a, Tipple Four J, Inc. (P. O. Box 194, Shelocta, PA 15774), to renew the permit for the Tipple Four J in Armstrong Township, **Indiana County**, renewal, Surface Acres Proposed n/a, Underground Acres Proposed n/a, SCP Acres Proposed n/a, CRDP Support Acres Proposed n/a, CRDP Refuse Disposal Acres Proposed n/a, Crooked Creek, classified for the following uses: WWF. The first downstream potable water supply intake from the point of discharge is n/a. Application received: November 6, 2001.

26961602. NPDES Permit #PA0214892, Bullsken Tipple Co. (200 College Drive, Lemont Furnace, PA 15456), to renew the permit for the Bullsken Tipple in Connellsville Township, **Fayette County**, renewal, Surface Acres Proposed n/a, Underground Acres Proposed n/a, SCP Acres proposed n/a, CRDA Support Acres Proposed n/a, CRDP Refuse Disposal Acres Proposed n/a, no additional discharges, classified for the following uses: n/a. The first downstream potable water supply intake from the point of discharge is n/a. Application received: November 9, 2001.

Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191.

61970101. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127). Renewal of an existing bituminous surface strip and limestone removal operation in Irwin Township, **Venango County** affecting 66.5 acres. Receiving streams: Four unnamed tributaries to Scrubgrass Creek, classified for the following uses: State-wide water uses; CWF. No public water supplies are within 10 miles downstream of this proposed operation. Application received: November 13, 2001.

33920101. Strishock Coal Company (220 Hillcrest Drive, DuBois, PA 15801). Renewal of an existing bituminous surface strip in Pine Creek Township, **Jefferson County** affecting 56.3 acres. Receiving streams: Four unnamed tributaries to Little Mill Creek and one unnamed tributary to Mill Creek, classified for the following uses: CWF. No public water supplies are within 10 miles

downstream of this proposed operation. Application for reclamation only. Application received: November 15, 2001.

Noncoal Applications Received

Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.

53012801, Fessenden Construction Co., Inc. (94 Main Street, P. O. Box 271, Roulette, PA 16746), commencement, operation and restoration of a Small Industrial Minerals (Sand, Gravel, Topsoil), located in Roulette Township, **Potter County** affecting 4 acres. Receiving streams: unnamed stream in wetland, tributary to Allegheny River. Application received: October 19, 2001.

Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.

03010407. Stitt Coal Company, Inc. (R. D. 1, Box 197A, Ford City, PA 16226). Application for commencement, operation and reclamation of a noncoal surface mine located in Kittanning Township, **Armstrong County**, affecting 86.3 acres. Receiving stream: Garretts Run, classified for the following use: warm water fishery. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: November 8, 2001.

**NOTICE OF PROJECTS UNDER
THE ENVIRONMENTAL GOOD SAMARITAN ACT**

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

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

Written comments or objections may be submitted by any person or any office or head of any Federal, State or local government agency or authority to the Department at the same address within 30 days of this publication.

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

Project Proposals Received

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.

EGS 32003, Blacklick Creek Watershed Association, Inc., 297 Sarah Street, Homer City, PA 15748. A project to collect and passively treat the abandoned Cherryhill Deep Mine acid mine discharge along State Route 403 approximately 1.5 miles southeast of the village of Clymer with treatment facilities located on the Dennis J. Richards, Sr. property in Cherryhill Township, **Indiana County**. Receiving stream: Two Lick Creek. Project Received: November 1, 2001.

EGS 32002, Blacklick Creek Watershed Association, Inc., 297 Sarah Street, Homer City, PA 15748. A

project to collect, transport and passively treat the abandoned July 14 Deep Mine acid mine discharge along State Route 954 approximately 1 mile east of the village of Tide with treatment facilities located on Pennsylvania State Game Lands No. 273 in Brushvalley and Center Townships, **Indiana County**. Received stream: Yellow Creek. Project Received: November 1, 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.

E15-675. AT&T Corporation, 1200 Peach Street, Atlanta, GA 30309, Pennsburys and Kennett Townships, **Chester County**, ACOE Philadelphia District.

To install and maintain six 1-1/2 inch high-density polyethylene (HDPE) conduits associated with phase II of

the Nexgen Project. The conduits will cross the following watercourses and associated wetlands (PEM):

1. Ring Run (WWF, MF)
2. Springrun Creek (WWF, MF)
3. Unnamed tributary to Ring Run (WWF, MF)
4. Unnamed tributary to Bennett's Run (WWF, MF)
5. Unnamed tributary to Craig's Mill Run (WWF, MF)
6. Unnamed tributary to Shadowbrook Pond (WWF, MF)

This project is a segment of the Arlington Network Fiber Optic Project, which will be installed along public rights-of-way of roads and highways. The project will extend from the PA/NJ Border at the Delaware River in Philadelphia County to the Delaware state line in Chester County. In this Commonwealth, this project will extend through Philadelphia, Delaware and Chester Counties. Wetland and watercourse crossings will be either by directional bore or will be attached to the existing bridges. In Chester County, this linear project will extend from the border of Delaware and Chester Counties (Wilmington North, DEL-PA USGS Quadrangle N: 22.1 inches, W: 13.5 inches) to the PA/DE Border (Kennett Square, PA USGS Quadrangle N: 14.8 inches, W: 0.3 inch).

E23-416. AT&T Corporation, 1200 Peach Street, Atlanta, GA 30309, Various Municipalities, **Chester, Delaware and Philadelphia Counties**, ACOE Philadelphia District.

To install and maintain six 1-1/2 inch high-density polyethylene (HDPE) conduits associated with phase II of the Nexgen Project. The conduits will cross watercourses and associated wetlands (PEM) in the following watersheds:

1. Darby Creek (WWF, MF and TSF, MF)
2. Crum Creek (WWF)
3. Ridley Creek (HQ, TSF)
4. Chester Creek (TSF, MF)
5. Harvey Run (WWF, MF)
6. Wetlands (PEM)

This project is a segment of the Arlington Network Fiber Optic Project, which will be installed along public rights-of-way of roads and highways. The project will extend from the PA/NJ border at the Delaware River in Philadelphia County to the PA/DE state border in Chester County. In this Commonwealth, this project will extend through Philadelphia, Delaware and Chester Counties. Wetland and watercourse crossings will be either by directional bore or will be attached to the existing bridges. In Delaware County, this linear project will extend from the border of Delaware and Philadelphia Counties (Philadelphia, PA-NJ USGS Quadrangle N: 15.9 inches, W: 17.2 inches) to the border of Delaware and Chester Counties (Wilmington North, DEL-PA USGS Quadrangle N: 22.1 inches, W: 13.5 inches) and traverses Upper Darby, Haverford, Marple, Springfield, Nether Providence, Upper Providence, Middletown, Concord and Chadds Ford Townships and Milbourne, Swarthmore, Media, Chester Heights and Lansdowne Boroughs.

E51-196. AT&T Corporation, 1200 Peach Street, Atlanta, GA 30309, City and **County of Philadelphia**, ACOE Philadelphia District.

To install and maintain six 1-1/2 inch high-density polyethylene (HDPE) conduits associated with phase II of the Nexgen Project. The conduits will cross the following watercourses:

1. Delaware River (WWF, MF)
2. Schuylkill River (WWF, MF)
3. Cobbs Creek (WWF, MF).

This project is a segment of the Arlington Network Fiber Optic Project, which will be installed along public rights-of-way of roads and highways. The project will extend from the PA/NJ border at the Delaware River in Philadelphia County to the PA/DE State Border in Chester County. In this Commonwealth, this project will extend through Philadelphia, Delaware and Chester Counties. Wetland and watercourse crossings will be either by directional bore or will be attached to the existing bridges. In Philadelphia County, this linear project will extend from the PA/NJ border (Philadelphia, PA-NJ USGS Quadrangle N: 14.2 inches, W: 1.4 inches) to the border of Philadelphia and Delaware Counties (Philadelphia, PA-NJ USGS Quadrangle N: 15.9 inches, W: 17.2 inches).

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

E40-503A. Department of Transportation, Engineering District 4-0, P. O. Box 111, Scranton, PA 18501. Wilkes-Barre Township, City of Wilkes-Barre and Dennison Township, **Luzerne County**, ACOE Baltimore District.

To amend Permit No. E40-503, which authorizes the permittee to: (1) place fill or excavate in 0.53 acre of wetlands; (2) construct and maintain a stream enclosure of Coal Brook, consisting of approximately 373 linear feet of 10.0-foot by 6.0-foot precast concrete box culvert; (3) construct and maintain a channel change in Coal Brook, extending approximately 255 feet upstream of the proposed stream enclosure, consisting of an R-7 riprap-lined trapezoidal channel having a bottom width of 10 feet; (4) modify and maintain a stream enclosure of a tributary to Coal Brook, consisting of the extension of the existing 60-inch CMP stream enclosure, using 105 linear feet of 60-inch RCP upstream and 13 linear feet of 60-inch CMP downstream of the existing section; and (5) construct and maintain a stream enclosure of a tributary to Spring Run, consisting of approximately 320 linear feet of 90-inch RCP. The purpose of the project is to construct the Highland Park Boulevard Interchange (formerly known as Interchange 46) of Interstate 81 (S.R. 0081, Section 393) and related improvements to Highland Park Boulevard and Mundy Street (Wilkes-Barre East, PA Quadrangle N: 20.5 inches; W: 14.3 inches).

The permittee is required to provide 0.53 acre of replacement wetlands. As originally permitted, the wetland replacement was to be provided at a location known as the Cospitt site, approximately 0.5 mile east of the Susquehanna River, in Duryea Borough. The amendment proposes an alternative wetland replacement site, located along the south side of S.R. 0080, approximately 1,000 feet east of the Nescopeck Township/Dennison Township boundary, in Dennison Township, Luzerne County (Freeland, PA Quadrangle N: 10.6 inches; W: 5.7 inches).

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

E06-559. David Coult, 446 Main Street, Virgenville, PA 19564 in Pike Township, **Berks County**, ACOE Philadelphia District.

To construct and maintain a stream restoration project within the Pine Creek Watershed (EV-Wild Trout) for the purposes of stream bank stabilization, improved sediment

transport, creating additional wetlands, establishment of riparian buffers and improved aquatic habitat while implementing a natural stream channel design approach consisting of the following construction activities; channel relocation, stream and floodway excavation and filling, installation of rock vanes, cross vanes and J-hooks, riprap, root wad and log spur placement, ford improvements and cattle crossing installations beginning with the initial project phases to be located at a point or points along Heiligs School Road beginning at the intersection of Long Lane and Heilig School Road and proceeding southward (Manatawny, PA Quadrangle N: 8.4 inches; W: 11.6 inches) in Pike Township, Berks County.

E31-179. Dr. Robert Hartnett, SR HC1 Brecc Lane, Spruce Creek, PA 16883 in Franklin Township, **Huntingdon County**, ACOE Baltimore District.

To maintain 327 feet of timber retaining wall with limestone backfill along the channel of Spruce Creek (HQ-CWF) at a point approximately 1,500 feet downstream of Franklinville (Franklinville, PA Quadrangle N: 2.7 inches; W: 12.7 inches) in Franklin Township, Huntingdon County.

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

E17-362. Bradford Township, P. O. Box 79, Woodland, PA 16881. T-210 Bridge over Millstone Run, in Bradford Township, **Clearfield County**, ACOE Baltimore District (Lecontes Mills, PA Quadrangle N: 9.2 inches; W: 12.3 inches).

To complete the construction of a public road crossing, operate and maintain a single corrugated metal culvert pipe to carry T-210 across Millstone Run (Cold Water Fishery). The road crossing shall be constructed, operated and maintained with a single corrugated arch culvert pipe that has a minimum span of 19.17-feet and a minimum rise of 11.75-feet. Construction of the road crossing Millstone Run shall also include installation of gabion basket wingwalls. The project will not impact wetlands while impacting 45-feet of waterway. The project is located along the eastern right-of-way of SR 0970 approximately 2,250-feet east of T-210 and SR 0970.

E41-491. Charles S. Lowry, 512 Cemetery Hill Road, Montgomery, PA 17752. Water Obstruction and Encroachment Joint Permit Application, in Brady Township, **Lycoming County**, ACOE Susquehanna River Basin District (Muncy, PA Quadrangle N: 1.0 inch; W: 6.1 inches).

To place and maintain 100 cubic yards of shale for a boat launch and associated driveway, construct and maintain a 250 square foot dock as well as dredge 350 square feet along the proposed dock all of which is located along the West Branch of the Susquehanna River. This project proposes to have a minimal impact on the Susquehanna River, which is designated a Warm Water Fishery and does not propose to impact any jurisdictional wetlands.

E53-366. Harrison Township, 205 East Main Street, P. O. Box 92, Harrison Valley, PA 16927. Harrison Valley Wastewater Collection and Treatment Facility, in Harrison Township, **Potter County**, ACOE Baltimore District (Harrison Valley, PA Quadrangle N: 12.1 inches; W: 3.8 inches).

To construct, operate and maintain 50,000-feet of sanitary sewer line, treatment facility and outfall structure within the Cowanesque River watershed (Cold Water Fishery) for the treatment of municipal wastewater. Construction of the sanitary sewer lines will require the 25 stream crossings that are as follows:

<i>Stream Name</i>	<i>Number of Crossings</i>	<i>Total Length of Crossings</i>
North Branch-Cowanesque River	4	165-feet
Unnamed tributaries-North Branch	5	90-feet
Cowanesque River	4	140-feet
Unnamed tributaries-Cowanesque	10	130-feet
Dodge Hollow Run	1	40-feet
Marsh Creek	1	30-feet

Sewer line crossings shall be constructed with a minimum of 3-feet of cover with concrete encasement beneath the waterways. Trench plugs or clay dikes shall be used at every sewer line crossing a waterway to ensure the hydrology of the streams is not altered. Construction of the wastewater treatment facility will require the placement of fill in the 100-year floodplain of the Cowanesque River. The placement of fill and the toe of fill slopes shall not encroach into the floodway or within 50-feet of the Cowanesque stream bank. The project will not impact wetlands while impacting 595-feet of waterway. The project is located along the eastern and western right-of-way of SR 0049 approximately 2.3-miles south and north of SR 1019 and SR 0049 intersection.

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

E26-240 A1. Redstone Township Board of Supervisors, R. D. 1, Box 211, Grindstone, PA 15442. Redstone Township, **Fayette County**, ACOE Pittsburgh District.

To amend Permit E26-240 to include removal of the center pier of an abandoned railroad bridge in Dunlap Creek (WWF), located approximately 300 feet northeast of the Bridge Street (T-613) in the Village of Fairbank, Redstone Township. The permit E26-240 authorized the construction and maintenance of a flood protection project in and along 1,200 feet of Dunlap Creek consisting of sediment removal and fill placement (New Salem, PA Quadrangle N: 12.1 inches; W: 14.3 inches).

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

E24-218, Albert Prechtl, 1300 Bruxelles Street, St. Marys, PA 15857. Albert Prechtl Bridge, in St. Marys, **Elk County**, ACOE Pittsburgh District (St. Marys, PA Quadrangle N: 11.9 inches; W: 7.4 inches).

The project includes the construction of a private drive and bridge across the North Branch of Elk Creek (CWF) and the installation of two 6 foot culverts in the stream. The project is located off of Washington Road, approximately 1 mile north of SR 1001 in the City of St. Marys, Elk County.

ACTIONS

**FINAL ACTIONS TAKEN UNDER THE
CLEAN STREAMS LAW AND THE
FEDERAL CLEAN WATER
ACT—NPDES AND WQM PART II
PERMITS
INDUSTRIAL WASTE AND
SEWERAGE WASTEWATER**

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

Persons aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the 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).**

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

NPDES Permit No. PA-0061506, Sewage, **George F. Maxson**, Route 370, P. O. Box 2, Preston Park, PA 18455-0002. This proposed facility is located in Preston Township, **Wayne County**.

Description of Activity: to renew permit to discharge treated sewage to an unnamed tributary to Shehawken Creek.

NPDES Permit No. PA-0061450, Sewage, **Elmhurst Township Sewer Authority**, P. O. Box 204, Elmhurst, PA 18416-0204. This proposed facility is located in Elmhurst Township, **Lackawanna County**.

Description of Proposed Action: to renew NPDES permit to discharge treated sewage into Roaring Brook Creek.

WQM Permit No. 5401404, Sewerage, **Cass Township**, R. D. 2, 1209 Valley Road, Pottsville, PA 17901. This proposed facility is located in Cass Township, **Schuylkill County**.

Description of Proposed Action/Activity: Granted approval for construction of a sewage collection system and pump station for Cass Township and a portion of New Castle Township.

WQM Permit No. 4001406, Sewerage, **CANDO, Inc.**, One South Church Street, Hazleton, PA 18202. This proposed facility is located in Hazle Township, **Luzerne County**.

Description of Proposed Action/Activity: Construction of a sewage pump station and associated collection system.

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

NPDES Permit No. PA0030171, Sewage, **Llewellyn's Mobile Home Court, Inc.**, 4550 Bull Road, Dover, PA 17315. This proposed facility is located in Conewago Township, **York County**.

Description of Proposed Action/Activity: Authorization to discharge to UNT of Little Conewago Creek in Watershed 7-F.

NPDES Permit No. PA0082082, Sewage, **Jerry Millard Bolyard**, 309 Bear Gap Road, Clearville, PA 15535-9110. This proposed facility is located in Southampton Township, **Bedford County**.

Description of Proposed Action/Activity: Authorization to discharge to UNT to Lost Run in Watershed 13-A.

WQM Permit No. 0101407, Sewage, **Steven R. and Susan K. Heidel**, 1055 Mummasburg Road, Gettysburg, PA 17325. This proposed facility is located in Cumberland Township, **Adams County**.

Description of Proposed Action/Activity: Construction/operation of sewage treatment facilities and outfall.

WQM Permit No. 2191403, Amendment 01-1, Sewerage, **Hampden Township Sewer Authority**, 230 South Sporting Hill Road, Mechanicsburg, PA 17055. This proposed facility is located in Hampden Township, **Cumberland County**.

Description of Proposed Action/Activity: Modifications to the construction/operation of plant headworks screening and pump stations.

WQM Permit No. 2200402, Sewerage, **Kathryn S. Watkins**, 124 Armor Drive, Hershey, PA 17033. This proposed facility is located in East Hanover Township, **Dauphin County**.

Description of Proposed Action/Activity: Permit Transfer.

NPDES Permit No. PA0009326, Industrial Waste, **Mott's, Inc.**, 45 Aspers-North Road, P. O. Box 68, Aspers, PA 17304. This proposed facility is located in Menallen Township, **Adams County**.

Description of Proposed Action/Activity: Authorization to discharge to Opossum Creek in Watershed 7-F.

NPDES Permit No. PA0088889, CAFO, **Graywood Farms LLC**, 225 Mason Dixon Road, Peach Bottom, PA 17563. This proposed facility is located in Fulton Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: Authorization to operate a 1,210-AEU Dairy Concentrated Animal Feeding Operation in Watershed 7-K.

WQM Permit No. 3601203, CAFO, **Graywood Farms LLC**, 225 Mason Dixon Road, Peach Bottom, PA 17563. This proposed facility is located in Fulton Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: Authorization for the construction and operation of a 4.5 million gallon manure storage lagoon with a 12" clay liner underneath a leak detection system.

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

NPDES Permit No. PA0023434. Sewerage. **Koppel Borough**, P. O. Box 1, Arthur Street and Third Avenue, Koppel, PA 16136 is authorized to discharge from a facility located at Koppel Borough Wastewater Treatment Facility, Koppel Borough, **Beaver County** to receiving waters named Beaver River.

NPDES Permit No. PA0205737. Sewerage. **Dominion Transmission**, 175 Sheffield Drive, Suite 100, Delmont, PA 15626 is authorized to discharge from a facility located at South Oakford Station Sewage Treatment Plant, Hempfield Township, **Westmoreland County** to receiving waters named unnamed tributary of Brush Creek.

NPDES Permit No. PA0217514. Sewerage. **The Alta Group**, 195 Hartzell School Road, Fombell, PA 16123-9518 is authorized to discharge from a facility located at Alta Sewage Treatment Plant, Marion Township, **Beaver County** to receiving waters named Connoquenessing Creek.

NPDES Permit No. PA0218995. Sewerage. **John McClatchey**, 107 Osage Path, Stoystown, PA 15563 is authorized to discharge from a facility located at McClatchey Single Residence STP, Indian Lake Borough, **Somerset County** to receiving waters named Indian Lake.

Permit No. 3200406. Sewerage. **Blacklick Valley Municipal Authority**, P. O. Box 272, Twin Rocks, PA 15960. Construction of sanitary sewers, three pump stations, force mains and sewage treatment plant located in Buffington Township, **Indiana County** to serve a portion of Blacklick Township and Vintondale Borough in Cambria County.

Permit No. 5601406. Sewerage. **John McClatchey**, 107 Osage Path, Stoystown, PA 15563. Construction of Single Residence Sewage Treatment Plant located in Indian Lake Borough, **Somerset County** to serve McClatchey SRSTP.

Permit No. 5601407. Sewerage. **Dwane Yoder**, 922 Conley Drive, Mechanicsburg, PA 17055. Construction of Single Residence Sewage Treatment Plant located in Jenner Township, **Somerset County** to serve Yoder Single Residence STP.

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

WQM Permit No. 1601403, Sewerage, **Charles R. Renninger, Jr.**, Box 94, Callensburg, PA 16213. This proposed facility is located in Highland Township, **Clarion 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.

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>
PAS101026	SPTN-PA, LLC P. O. Box 910 Newton, NC 28658	Cambria County Cambria Township	Stewarts 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 Nonexceptional 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 Nonexceptional 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

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

<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>
Cambria County Cambria Township	PAR101078	H. F. Lenz Company 1407 Scalp Avenue Johnstown, PA 15904	South Branch Blacklick Creek/CWF	Cambria County Conservation District (814) 472-2120
Crawford County City of Titusville	PAR102319	James Allyn Titusville Redevelopment Authority P. O. Box 425 Titusville, PA 16354-0425	Oil Creek (CWF)	Crawford Conservation District (814) 724-1793
Mercer County Pine Township	PAR104366	Filer Plumbing, Heating & Construction, Inc. 504 North Broad Street Grove City, PA 16127	Barmore Run Tributary (CWF)	Mercer Conservation District (724) 662-2242

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>
City of Philadelphia Philadelphia County	PAR120003	Pepsi Cola Bottling Group 11701 Roosevelt Blvd. Philadelphia, PA 19154	UNT to Poquessing Creek-3J Watershed	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Bristol Township Bucks County	PAR800083	Waste Management of Delaware Valley 1224 Hayes Blvd. Bristol, PA 19007	Magnolia Lake- 2E Watershed	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Upper Merion Township Montgomery County	PAR120017	HJ Heinz Co., LP 250 Hansen Access Rd. King of Prussia, PA 19406	Abrams Run- 3F Watershed	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131

<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>
City of Philadelphia Philadelphia County	PAR800111	Atlantic Aviation Corp. 131 Continental Dr. Suite 409 Newark, DE 19713	Eagle Creek- 3G Watershed	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131
York County Spring Garden Township	PAR213532	York Building Products Co., Inc. P. O. Box 1708 York, PA 17405	Mill Creek/WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County Sadsbury Township	PAR223509	Lapp Lumber Company 1640 Mine Road Paradise, PA 17562	Buck Run	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York County Spring Garden Township	PAR213522	Standard Concrete Products Company 700 North Sherman Street York, PA 17402	Mill Creek/WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York County Manchester Township	PAR323507	The York Group, Inc. York Casket Co. 2880 Blackbridge Road York, PA 17402	Codorus Creek/WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Franklin County Southampton Township	PAR123551	Wenger's Feed Mill Inc. Shippensburg Plant 101 W. Harrisburg Ave. Rheems, PA 17570	UNT Conodoguinet Creek/WWF	DEP—SCRO 909 Elmerton Ave. Harrisburg, PA 17110 (717) 705-4707
<i>General Permit Type—PAG-4</i>				
<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Bedford County Liberty Township	PAG043526	Fred E. Weimert, Jr. 575 Carberry Road Saxton, PA 16678	UNT to Ravers Run 11-D	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Jenner Township Somerset County	PAG046231	Dwane Yoder 922 Conley Drive Mechanicsburg, PA 17055	UNT to Pine Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222- 4745 (412) 442-4000
Farmington Township Warren County	PAG048417	Teddy R. Babcock 35 North State Street North Warren, PA 16365	Unnamed tributary to Rhine Run	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Worth Township Mercer County	PAG048427	Gerald C. Fleet 1066 Jackson Center Polk Road Stoneboro, PA 16153	Unnamed tributary South Sandy Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
LeBoeuf Township Erie County	PAG048429	Winfield S. and Retha V. McGahen 13031 McGahen Road Waterford, PA 16441	Unnamed tributary of French Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-8

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Telephone No.</i>
Point Marion Borough Fayette County	PAG086107	Point Marion Municipal Authority 426 Morgantown Street Point Marion, PA 15474		Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-9 (SSN)

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Telephone No.</i>
Hempfield Township Westmoreland County	PAG096102	Larry Smith d/b/a A Septic Tank Service 1406 Rolling Acres Road Latrobe, PA 15650	Hillis Farm T-748 and SR 2010 Hempfield Township Westmoreland County	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-12

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Juniata County Fayette Township	PAG123523	Hershey Ag. Lost Creek Farm 138 Airport Road, Box 68 Marietta, PA 17547-0068	Lost Creek/WWF	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

PUBLIC WATER SUPPLY PERMITS

The Department of Environmental Protection (Department) has taken the following actions on applications received under the Safe Drinking Water Act for the construction, substantial modification or operation of a public water system.

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, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days from the date of issue of the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the 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.

SAFE DRINKING WATER

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

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

Permit No. 3601509, Public Water Supply.

Applicant	Penny Farm Mobile Home Park
Municipality	Drumore Township
County	Lancaster
Type of Facility	The addition of new Well Nos. 1A and 2 to supply an existing mobile home park and the installation of a nitrate removal system.
Consulting Engineer	James R. Fisher, P.E. Fisher Engineering Inc. 18 C S 7th Street Akron, PA 17501
Permit to Construct Issued:	November 6, 2001

Permit No. 3601510, Public Water Supply.
 Applicant **Solanco School District Little Britain Elementary School**
 Municipality Little Britain
 County **Lancaster**
 Type of Facility Installation of a nitrate treatment system to address high nitrate levels in the source water and the addition of corrosion control treatment to address the aggressive nature of the source water.
 Consulting Engineer Thomas J. Whitehill, P.E.
 Whitehill Consulting Engineers
 763 Conowingo Rd.
 Quarryville, PA 17566
 Permit to Operate Issued: November 6, 2001

Permit No. 3601512, Public Water Supply.
 Applicant **Getty Properties Corp.—Lunch Basket Water Supply**
 Municipality Leacock Township
 County **Lancaster**
 Type of Facility Installation of a GAC system to remove MTBE from the source water.
 Consulting Engineer Stephen R. Morse, P.E.
 Skelly and Loy, Inc.
 2601 North Front Street
 Harrisburg, PA 17110-1185
 Permit to Construct Issued: October 30, 2001

Permit No. 3801509 MA, Minor Amendment, Public Water Supply.

Applicant **Crystal Spring Water Company**
 Municipality Millcreek Township
 County **Lebanon**
 Type of Facility Installation of a UV light disinfection system to replace the existing ozone systems at the Arrowhead and Sandstone Spring facilities.
 Consulting Engineer Gary J. Toplak, P.E.
 Crouse & Company
 400 Penn Center Blvd.
 Pittsburgh, PA 15235
 Permit to Construct Issued: November 14, 2001

Permit No. 3601514, Public Water Supply.

Applicant **Magic Chef Mobile Home Park**
 Municipality Mt. Joy Township
 County **Lancaster**

Type of Facility Installation of a nitrate treatment facility to reduce nitrate levels below the MCL.
 Consulting Engineer James R. Fisher, P.E.
 Fisher Engineering Inc.
 18 C S 7th Street
 Akron, PA 17501
 Permit to Construct Issued: October 22, 2001

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

Permit No. Emergency Permit, Public Water Supply.
 Applicant **Pennsylvania American Water Company**
 800 West Hersheypark Drive
 P. O. Box 888
 Hershey, PA 17033-0888
 Borough Philipsburg Borough
 County **Centre**
 Type of Facility Public Water Supply—Temporary approval for use of Trout Run wells #1 and #2 due to drought conditions.
 Consulting Engineer Bruce Juergens, PE
 Pennsylvania American Water Company
 800 West Hersheypark Drive
 P. O. Box 888
 Hershey, PA 17033-0888
 Permit to operate Issued: November 15, 2001

Permit No. 1401501, Public Water Supply.

Applicant **Pennsylvania American Water Company**
 800 West Hersheypark Drive
 P. O. Box 888
 Hershey, PA 17033-0888
 Township Rush Township
 County **Centre**
 Type of Facility Public Water Supply—Construction of the Moshannon Industrial Development park booster pump station.
 Consulting Engineer Gwin Dobson and Foreman, Inc.
 3121 Fairway Drive
 Altoona, PA 16002-4475
 Permit to construct Issued: November 09, 2001

Permit No. 1498505, Public Water Supply.

Applicant **College Township Water Authority**
 1481 East College Avenue
 State College, PA 16801

Township College Township
 County **Centre**
 Type of Facility Public Water Supply—Permit to operate the Spring Creek Park Well with chlorination and sequestration.
 Consulting Engineer ENTECH Engineers Inc.
 4 South Fourth Street
 P. O. Box 32
 Reading, PA 19603
 Permit to operate Issued November 15, 2001

Permit No. 1401503, Public Water Supply.

Applicant **The Pennsylvania State University**
 Office of Physical Plant
 University Park, PA 16802-1118
 Township College Township
 County **Centre**
 Type of Facility Public Water Supply—Construction of VOC blending facilities for treatment of existing well #35.
 Consulting Engineer Robert Cooper, PE
 The Pennsylvania State University
 Office of Physical Plant
 University Park, PA 16802-1118
 Permit to construct Issued November 15, 2001

Permit No. 1401503, Public Water Supply.

Applicant **The Pennsylvania State University**
 Office of Physical Plant
 University Park, PA 16802-1118
 Township College Township
 County **Centre**
 Type of Facility Public Water Supply—Operation of VOC blending facilities for treatment of existing well #35.
 Consulting Engineer Robert Cooper, PE
 The Pennsylvania State University
 Office of Physical Plant
 University Park, PA 16802-1118
 Permit to operate Issued November 15, 2001

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

Applicant **Consumers PA Water Company**
 Roaring Creek Division
 204 East Sunbury Street
 Shamokin, PA 17872-4849

Township Coal Township
 County **Northumberland County**
 Type of Facility Public Water Supply—Replaced Lime with Caustic soda and replaced Sodium Poly Phosphate with Zinc-Ortho Phosphate.
 Consulting Engineer CET Engineering Services
 321 Washington Street
 Huntingdon, PA 16652
 Permit to Construct Issued November 14, 2001

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

Applicant **Consumers PA Water Company**
 Roaring Creek Division
 204 East Sunbury Street
 Shamokin, PA 17872-4849
 Township Conyngham Township
 County **Columbia County**
 Type of Facility Public Water Supply—Operation of Rehabilitated Aristes finished water storage tank.
 Consulting Engineer CET Engineering Services
 321 Washington Street
 Huntingdon, PA 16652
 Permit to Operate Issued November 14, 2001

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

Operations Permit #2590505-MA2 issued to: Millcreek Township Water Authority, 3608 West 26th Street, Erie, PA 16506, Millcreek Township, **Erie County** on November 13, 2001.

HAZARDOUS SITES CLEAN-UP UNDER THE ACT OF OCTOBER 18, 1988

PROSPECTIVE PURCHASER AGREEMENT UNDER THE COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION AND LIABILITY ACT AND THE HAZARDOUS SITES CLEANUP ACT

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305) and the Comprehensive Environmental Response, Compensation and Liability Act (42 U.S.C.A. §§ 9601—9675), among other statutes, has entered into a Prospective Purchaser Agreement with Omega Wood Recycling, Inc. (Omega) related to the East Tenth Street HSCA Site in Marcus Hook, Delaware County, PA.

Under the terms of the Prospective Purchaser Agreement, Omega will make a contribution towards the Department's response costs at the Site and agrees not to exacerbate any existing contamination attributable to the East Tenth Street Site in exchange for a covenant not to sue and contribution protection from the Department.

Copies of the full Prospective Purchaser Agreement are maintained in the Department's Southeast Regional Office, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428 and may be viewed or obtained by

contacting April Flipse at (610) 832-5937 or Anderson Lee Hartzell at (610) 832-6300 during normal business hours. A 60 day period of public comment will follow the date of publication of this Notice and the Department has reserved the right to withdraw from the Prospective Purchaser Agreement in the event that comments submitted during the comment period disclose facts or considerations which indicate, in the Department's discretion, that the Prospective Purchaser Agreement is inappropriate, improper or not in the public interest. Interested parties may submit comments in writing to April Flipse at the Department's Southeast Regional Office.

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 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.

Rybas Property, Bensalem Township, Bucks County. Darryl Schmitt, Brinkerhoff Environmental Services, Inc., 133 Jackson Rd., Suite D, Medford, NJ 08055, on behalf of John, Jr., Mary C., Walter G., David J., Barbara J. and Joan C. Rybas, 888 Frankford Ave., Philadelphia, PA, has submitted a Final Report concerning remediation of site groundwater contaminated with lead. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Schutte & Koerting Facility, Bensalem Township, Bucks County. Bruce Middleman, Jacques Whitford, Inc., 450 S. Graver Rd., Suite 105, Plymouth Meeting, PA 19462, on behalf of Schutte & Koerting, 2215 State Rd., Bensalem, PA 19020, has submitted a Final Report concerning remediation of site soil contaminated with

lead, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons and site groundwater contaminated with lead and BTEX. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Former First National Bank, Westtown Township, Chester County. Mark Ellis, MEA, Inc., 201 Center St., Stockertown, PA 18083, on behalf of Westtown Township, 1081 Wilmington Pike, West Chester, PA, 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.

PNC Bank Branch Office, East Vincent Township, Chester County. Robert R. Botterman, TolTest, Inc., 339 Haymaker Rd., Suite 1101, Monroeville, PA 15146-1435, on behalf of PNC Bank N.A., PNC Environmental Services Dept., 620 Liberty Ave., 19th Floor, Pittsburgh, PA 15222, Attn: Jerry DeRosa, has submitted a Final Report concerning remediation of site groundwater contaminated with lead, BTEX, petroleum hydrocarbons and liquid phase hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Former Schuylkill Valley Oil Company Property, Pottstown Borough, Montgomery County. John G. Cannon, React Environmental Services, Inc., 6901 Kingsessing Ave., Philadelphia, PA 19142, on behalf of Estate of Benjamin Longaker, 275 Willowbrook Dr., Portola Valley, CA 94028, has submitted a Final Report concerning remediation of site soil contaminated with naphthalene and groundwater contaminated with naphthalene, BTEX, Ethylene dibromide and MTBE. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Former SPS Technologies, Inc., Upper Dublin Township, Montgomery County. William D. Zimmerman, P.G., Environmental Strategies Corp., 11911 Freedom Drive, Suite 900, Reston, VA 20190, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with solvents and BTEX. The report is intended to document remediation of the site to meet Statewide Health and Site-Specific Standards.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

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

Agway Petroleum, Inc., 511 West Grant Street, City of New Castle, **County of Lawrence**, has submitted a Baseline Environmental Report concerning remediation of soil and groundwater. The site has been found to be contaminated with Benzene. The report is intended to document remediation of the site to meet the Special Industrial Standard.

HAZARDOUS WASTE TRANSPORTER LICENSE

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

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

HAZARDOUS WASTE TRANSPORTER LICENSE ISSUED

Vexor Technology, Inc., 955 W. Smith Road, Medina, OH 44256. License No. **PA-AH 0685**. Effective November 7, 2001.

Curbside, Inc., 1605 N. Spurgeon Street, Santa Ana, CA 92701. License No. **PA-AH 0684**. Effective November 7, 2001.

HAZARDOUS WASTE TRANSPORTER LICENSE RENEWED

Skowf, Inc., P. O. Box 12327, Columbia, SC 29211. License No. **PA-AH 0620**. Effective November 5, 2001.

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE

Actions on applications for Infectious and Chemotherapeutic Waste Transporter License received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations to transport infectious and chemotherapeutic waste.

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

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE RENEWED

Genesis Environmental, Ltd., 380 Locust Street, McKeesport, PA 15132. License No. **PA-HC 0203**. Effective November 5, 2001.

Geisinger System Services, 100 North Academy Avenue, Danville, PA 17822. License No. **PA-HC 0141**. Effective November 5, 2001

AIR QUALITY

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.

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.

23-0027: Dyneon LLC (50 Milton Drive, Aston, PA 19014) on November 9, 2001, for operation of a thermal oxidizer in Chester Township, **Delaware County**.

23-0058: Haverford College (370 Lancaster Avenue, Haverford, PA 19041) on November 14, 2001, for operation of a three 1,000 kW Peak Generators in Haverford Township, **Delaware County**.

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

48-309-113: Keystone Cement Co. (P. O. Box A, Bath, PA 18014) on November 9, 2001, for construction of a packing operation and associated air cleaning device in East Allen Township, **Northampton 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.

23-0004: American Ref-Fuel Co. of DV, L.P. (10 Highland Avenue, Chester, PA 19013) on November 9, 2001, for operation of a mass burn resource recovery factory in City Of Chester, **Delaware County**.

23-0063: Dept. of Corrections—SCI Chester (500 E. Fourth Street, Chester, PA 19013) on November 9, 2001, for operation of a boiler/generators in City of Chester, **Delaware County**.

09-320-049: Fres-Co Systems USA, Inc. (3005 State Road, Telford, PA 18969) on November 14, 2001, for operation of a flexographic press in West Rockhill Township, **Bucks County**.

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

67-05016D: R. H. Sheppard Co., Inc. (P. O. Box 877, Hanover, PA 17331-0877) on November 10, 2001, for operation of two Tundish Ladles controlled by a fabric collector at its Plant No. 3 in Hanover Borough, **York County**. This plan approval has been extended.

67-317-033B: Starbucks Coffee Co. (3000 Espresso Way, York, PA 17402) on October 21, 2001, for operation of coffee roaster 2A (Scolari Engineering) controlled by a cyclone and catalytic afterburner at its York Roasting Plant in East Manchester Township, **York County**. This plan approval has been extended.

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

03-026A: Eljer Plumbingware, Inc. (1301 Eljer Way, Ford City, PA 16226) on November 8, 2001, for construction of Tunnel Kiln #1 at Ford City Plant in Burrell Township, **Armstrong County**. This plan approval was extended.

04-313-053B: Envirotrol, Inc. (P. O. Box 61, Sewickley, PA 15143) for their Darlington Plant in Darlington Township, **Beaver County**. On October 19 modified this plan approval. This modification serves to revise the minimum required afterburner temperature of 1,800 to 1,550°F as stated in special condition No. 6. This modification will not change or increase any existing allowable emission limitations required of this facility.

11-498A: Pets After Life Services (316 Allen Street, Portage, PA 15946) on October 5, 2001, for construction of crematory in Portage Township, **Cambria County**. This plan approval was extended.

30-131A: Foree Oil Company (8235 Douglas Avenue, Suite 402 LB 27, Dallas, TX 75225) on October 19, 2001, for construction of combustion engines/gas heated dehydrator at Foree Compressor Station in Franklin Township, **Greene County**. This plan approval was extended.

32-040B: Reliant Energy Seward, LLC (1001 Broad Street, Johnstown, PA 15907) on October 18, 2001, modified plan approval to include transfer of 72 tpy of VOC credits from Rexam Beverage Can Company to Reliant Energy Seward, LLC and revised the ERC registry to reflect this transaction. These ERCs are available for use by Reliant Energy Seward, LLC in accordance with the requirements of 25 Pa. Code Chapter 127.

32-297B: Creps United Publications (1163 Water Street, P. O. Box 746, Indiana, PA 15701) on August 8, 2001, for construction of printing press at Christy Park Drive Facility in White Township, **Indiana County**. This plan approval was extended.

32-00297C: Creps United Publications (1163 Water Street, P. O. Box 746, Indiana, PA 15701) on October 16, 2001, for construction of offset press at Christy Park Drive Facility in White Township, **Indiana County**. This plan approval was extended.

32-349A: 1-22 Processing, Inc. (One Energy Place, Suite 2200, Latrobe, PA 15650) on October 16, 2001, for

construction of coal transloading facility at I-22 Yard in Burrell Township, **Indiana County**. This plan approval was extended.

32-354A: Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001) on October 19, 2001, for construction of portable coal preparation plant in Rayne Township, **Indiana County**. This plan approval was extended.

63-906A: Lane Construction Corporation (1 Rutgers Road, Second Floor, Pittsburgh, PA 15205) on October 22, 2001, for revised special conditions for construction of Drum-Mix Asphalt Plant in Donora Borough, **Washington County**. This plan approval was revised.

65-858A: American Video Glass Company (777 Technology Drive, Mt. Pleasant, PA 15666) on October 19, 2001, for construction of Line 22 Lehr at New Stanton Plant in Mt. Pleasant Township, **Westmoreland 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.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; Contact: Mark Wayner, Facilities Permitting Chief, (412) 442-4174.

56-00166: PBS Coals, Inc. (1576 Stoystown Road, P. O. Box 260, Friendens, PA) on November 8, 2001, for the Shade Creek Preparation Plant in Shade Township, **Somerset County**. The facility is used in the processing of coal, which is thermally dried and the emissions are controlled by a Venturi Scrubber. The facility is major for nitrogen oxides (NOx), carbon monoxide (CO) and particulate matter. The main source of emissions is from the thermal dryer.

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.

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

09-0022: Cleveland Steel Container Corporation (350 Mill Street, PA 18951-1398) administrative amended for operation of its pail line in Quakertown Township, **Bucks County**. On August 17, 2000, the Title V Operating Permit was administratively modified to allow emergency oven fume release due to power outages. Additional recordkeeping and reporting requirements were added into the permit.

23-0014A: Kimberly-Clark Corp. (Front and Avenue of the States, Chester, PA 19013) on November 13, 2001, for two emergency diesel generators in City of Chester, **Delaware County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Eric Gustafson, Facilities Permitting Chief, (814) 332-6940.

24-00123: Superior Greentree Landfill (635 Toby Road, Kersey, PA 15846) administratively amended November 6, 2001, to include conditions from Plan Approval 24-123B (Enclosed Flare—C101A) for their facility in Fox Township, **Elk County**. The original Title V Operating Permit was issued March 10, 1999.

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 and the NPDES permit application. Mining activity permits issued in response to the 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 Actions

Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.

17000109 and NPDES Permit No. PA0242985. Kenneth K. Rishel & Sons, Inc., 1229 Turnpike Avenue, Clearfield, PA 16830, commencement, operation and restoration of a bituminous surface mine permit in Lawrence Township, **Clearfield County** affecting 20 acres. Receiving streams: unnamed tributary #2 to Orr's Run to the West Branch of the Susquehanna River. Application received: September 12, 2000. Permit issued: November 9, 2001.

17010105 and NPDES Permit No. PA 0243078. Moravian Run Reclamation Co., Inc., 605 Sheridan Drive, Clearfield, PA 16830, commencement, operation and restoration of a bituminous surface mine permit in Knox Township, **Clearfield County** affecting 29.9 acres. Receiving streams: unnamed tributary to Potts Run. Application received: June 15, 2001. Permit issued: November 15, 2001.

Greensburg District Mining Office: Armbrust Building, R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.

02010101 and NPDES Permit PA0200751. Olszewski Contracting Co., Inc. (117 Route 30 West, Imperial, PA 15126). Permit issued for commencement, operation and reclamation of a bituminous surface mine located in Findlay Township, **Allegheny County** affecting 63.0 acres. Receiving streams: North Fork of Montour Run. Application received: January 22, 2001. Permit issued: November 8, 2001.

GFCC No. 30-00-02, NPDES No. PA0202983. Mather Recovery Systems LLC (1620 Locust Avenue, Fairmont, WV 26554). Government financed construction contract issued for remining and reclamation activities, specifically the reclamation of portions of the Mather coal refuse pile, at a site formerly disturbed by mining activities on the Pittsburgh seam, located in Morgan Township, **Greene County**, affecting 60.5 acres. Receiving streams: unnamed tributary to South Fork of Tenmile Creek, Browns Run to South Fork Tenmile Creek. Application received: October 30, 2000. Contract issued: October 31, 2001.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.

32010101 and NPDES Permit No. PA0248916, Opal Industries, Inc., P. O. Box 980, Latrobe, PA 15650, commencement, operation and restoration of a bituminous surface mine and for existing discharge of a treated mine discharge, in Conemaugh Township, **Indiana County**, affecting 77.0 acres. Receiving streams: unnamed tributary to Kiskiminetas River and unnamed tributary to Blacklegs Creek classified for the following uses: warm water fishery and cold water fishery (WWF/CWF). There are no potable water supply intakes within 10 miles downstream. Application received: January 18, 2001. Permit issued: November 7, 2001.

56900109 and NPDES Permit No. PA0598887, PBS Coals, Inc., P. O. Box 260, Friedens, PA 15541, permit renewal for continued operation of a bituminous surface mine and for existing discharge of treated mine drainage, in Quemahoning and Somerset Townships, **Somerset County**, affecting 48.2 acres. Receiving streams: Wells Creek classified for the following use: cold water fishery. The first downstream potable water supply intake from the point of discharge is the Hooversville Water Authority intake on Stony Creek. Application received: July 30, 2001. Permit issued: November 1, 2001.

McMurray District Mining Office: 3913 Washington Road, McMurray, PA 15317, (724) 941-7100.

32831602. NPDES Permit #PA0214515, Reliant Energy Northeast Management Co. (1001 Broad St., P. O. Box 1050, Johnstown, PA 15907), to transfer the permit for the Florence Central Preparation Plant in West Wheatfield Township, **Indiana County** to transfer the existing Florence Central Preparation Plant Permit to Reliant Energy Northeast Management Co., Surface Acres Proposed n/a, Underground Acres Proposed n/a, SCP Acres Proposed n/a, CRDP Support Acres Proposed n/a, CRDP Refuse Disposal Acres Proposed n/a, no additional discharges, classified for the following uses: n/a. The first downstream potable water supply intake from the point of discharge is n/a. Permit issued: November 13, 2001.

63733706. NPDES Permit #n/a, Maple Creek Mining, Inc. (981 Route 917, Bentleyville, PA 15314), to renew the permit for the Ginger Hill CRDA I in Carroll and Nottingham Townships, **Washington County** to renew permit, Surface Acres Proposed n/a, Underground Acres Proposed n/a, SCP Acres Proposed n/a, CRDP Support Acres Proposed n/a, CRDP Refuse Disposal Acres Proposed n/a, no additional discharges, classified for the following uses: n/a. The first downstream potable water supply intake from the point of discharge is n/a. Permit issued: November 13, 2001.

56773707. NPDES Permit # PA0215775, PBS Coals, Inc. (P. O. Box 260, Friedens, PA 15541), to renew the permit for the Cambria Fuel CRDA in Stonycreek Township, **Somerset County**, for reclamation only, Surface Acres Proposed n/a, Underground Acres Proposed n/a, SCP Acres Proposed n/a, CRDP Support Acres Proposed n/a, CRDP Refuse Disposal Acres Proposed n/a, no additional discharges, classified for the following uses: n/a. The first downstream potable water supply intake from the point of discharge is n/a. Permit issued: November 13, 2001.

Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191.

37840106. Kerry Coal Company (R. R. 2, Box 2139, Portersville, PA 16051), Renewal of an existing bituminous strip, auger and tipple refuse disposal operation in Perry Township, **Lawrence County** affecting 278.0

acres. This renewal is issued for reclamation only. Receiving streams: Camp Run and two unnamed tributaries to Camp Run. Application received: September 17, 2001. Permit issued: November 13, 2001.

16880102. C & K Coal Company (P. O. Box 69, Clarion, PA 16214), Renewal of an existing bituminous strip and tippel refuse disposal operation in Licking and Toby Townships, **Clarion County** affecting 380.5 acres. This renewal is issued for reclamation only. Receiving streams: Three unnamed tributaries of Cherry Run to Cherry Run. Application received: September 14, 2001. Permit issued: November 5, 2001.

10930103. Kerry Coal Company (R. R. 2, Box 2139, Portersville, PA 16051), Renewal of an existing bituminous strip and auger operation in Jackson Township, **Butler County** affecting 75.0 acres. This renewal is issued for reclamation only. Receiving streams: unnamed tributary to Connoquenessing Creek. Application received: September 14, 2001. Permit issued: November 5, 2001.

Noncoal Permits Actions

Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.

08010815. Robin Long, commencement, operation and restoration of a Small Industrial Minerals (Bluestone) permit in Wilmot Township, **Bradford County** affecting 5 acres. Receiving streams: Sugar Run Creek, tributary to Susquehanna River. Application received: July 9, 2001. Permit issued: November 13, 2001.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 (43 P.S. §§ 151—161); and 25 Pa. Code § 211.124 (relating to blasting activity permits). Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Actions

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.

05014005. New Enterprise Stone & Lime Company, P. O. Box 77, New Enterprise, PA 16664). Blasting activity permit issued for road construction in Snake Spring Township, **Bedford County**. Specifically on Route 30 near the Bedford Hospital to the town of Bedford. Expected duration of blasting is approximately 1 1/2 years. Permit Issued: November 7, 2001.

29014001. Brubacher Excavating, 825 Reading Road, Bowmansville, PA 17507. Blasting activity permit issued for a terminal in the south central business park in McConnellsburg, PA, Ayr Township, **Fulton County**. Expected duration of blasting is 1 year. Permit Issued: November 15, 2001.

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 differ-

ent 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.

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 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 §§ 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.

E15.661. French Creek Golf Club, L.P., 55 Country Club Drive, Downingtown, PA 19335-3062, East Nantmeal, West Nantmeal and Warwick Townships, **Chester County**, ACOE Philadelphia District.

To perform the following activities associated with the proposed French Creek Golf Club and Village:

1. To construct and maintain a 370-foot long by 10-foot wide elevated boardwalk over the South Branch of French Creek (EV-CWF) and impacting 0.08-acre of adjacent wetlands (PFO) associated with Hole No. 3.

2. To construct and maintain a 180-foot long by 10-foot wide elevated boardwalk impacting 0.05-acre of wetlands (PEM) associated with Tee No. 4.

3. To construct and maintain a 500-foot long by 10-foot wide elevated boardwalk over the South Branch of French Creek (EV-CQF) and impacting 0.11-acre of wetlands (PEM) associated with Hole No. 9.

4. To modify and maintain the existing farm road to include a 6-inch irrigation pipe, an 8-inch water main and a 6-inch sanitary sewer force main across an unnamed tributary to South Branch of French Creek (EV-CWF) and impacting 0.01 acre of wetlands (PEM) associated with Hole No. 10.

5. To construct and maintain two approximately 12-foot long elevated pedestrian paths connecting to uplands and impacting 0.01-acre of wetlands (PEM) associated with Tee No. 14.

6. To construct and maintain a 260-foot long by 10-foot wide elevated boardwalk impacting 0.06-acre of wetlands (PEM) associated with Hole No. 15.

7. To construct and maintain a 330-foot long by 10-foot wide elevated boardwalk impacting 0.08-acre of wetlands (PEM) associated with Hole No. 16.

8. To install and maintain an 8-inch water main, a 6-inch sanitary sewer force main, electric line, telephone line and cable TV line within an existing access road under an existing 48-inch culvert pipe across South Branch of French Creek (EV-CWF).

9. To install and maintain an 8-inch water main and a 6-inch sanitary sewer force main across the South Branch of French Creek (EV-CWF) on the north side of the Conestoga Road (S.R. 0401) (Elverson, PA USGS Quadrangle N: 4.45 inches; W: 8.3 inches).

10. To install and maintain an 8-inch water main and a 6-inch sanitary sewer force main under a wetland (PEM) on the north side of Conestoga Road (S.R. 0401) (Elverson, PA USGS Quadrangle N: 4.4 inches; W: 9.95 inches).

11. To install and maintain an 8-inch water main across an unnamed tributary of the South Branch of French Creek (EV-CWF) on the north side of Conestoga Road (S.R. 0401) (Elverson, PA USGS Quadrangle N: 4.3 inches; W: 9.94 inches).

12. To install and maintain an 8-inch water main under a wetland (PEM) on the north side of Conestoga Road (S.R. 0401) (Elverson, PA USGS Quadrangle N: 4.3 inches; W: 10.2 inches).

The site is located just northwest of the intersection of Conestoga Road (S.R. 0401) (Elverson, PA USGS Quadrangle N: 4.5 inches; W: 7.8 inches).

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

E40-571. John A. Yenason, R. R. 2, Box 319, Dallas, PA 18612. Lake Township, **Luzerne County**, Army Corps of Engineers Baltimore District.

To excavate in 0.17 acre of wetlands for the construction of a pond. Issuance of this permit also constitutes approval of the Environmental Assessment for a nonjurisdictional dam. The project includes the conversion of approximately 0.25 acre of previously existing open water to wetlands as part of the wetland mitigation plan. The permittee is required to provide 1.0 acre of replacement wetlands. The project is located along the south side of S.R. 1049 (Outlet Road), approximately 1.5

miles northwest of the intersection of S.R. 1049 and S.R. 0118 (Harveys Lake, PA Quadrangle N: 14.6 inches; W: 6.3 inches).

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

E05-295. Monroe Township, P. O. Box 38, Clearville, PA 15535 in Monroe Township, **Bedford County**, ACOE Baltimore District.

To remove an existing structure and to construct and maintain a 25-foot by 7-foot precast box culvert in the channel of East Branch Sidelings Hill Creek (EV) and to relocate 165 feet of an unnamed tributary to the East Branch Sidelings Hill Creek (EV) at a point at T-354 (Amaranth, PA Quadrangle N: 16.5 inches; W: 9.2 inches) in Monroe Township, Bedford County

E21-319. Clyde Backert, 50 Market Street, Lemoyne, PA 17043 in the City of Harrisburg, **Dauphin County**, ACOE Baltimore District.

To construct and maintain: (1) 1,410 square feet of a 45-boat capacity marina, constructed with two 150-foot lengths of floating dock and connected by two 35 foot lengths of bridge, 70 feet parallel to the west bank of the Susquehanna River (WWF); (2) a previously constructed 8-foot long, 176 square foot concrete slab handicap access ramp; (3) a previously constructed 24-inch diameter, 57 foot long corrugated metal stormwater outfall pipe in a stormwater drainage channel; and (4) about 500 square feet of 6 to 8 inch size rock riprap in a stormwater drainage channel all located just south of the Market Street Bridge in the channel and floodway/floodplain of the Susquehanna River (WWF) (Lemoyne, PA Quadrangle N: 22.2 inches; W: 1.9 inches) in the City of Harrisburg, Dauphin County.

E22-430. Dauphin County Commissioners, P. O. Box 1295, Harrisburg, PA 17108 in Washington Township, **Dauphin County**, ACOE Baltimore District.

To remove an existing county Bridge No. 42 and to construct and maintain a single span reinforced concrete spread box beam bridge having a clear span of 80.5 feet and an underclearance of 13.29 feet across Wiconisco Creek (WWF) located on Matterstown Road (T-595) about 0.2 mile west of its intersection with LR 22037 (Elizabethville, PA Quadrangle N: 9.85 inches; W: 12.35 inches) in Washington Township, Dauphin County.

E67-703. Andrew Spear, PPL Corporation—Brunner Island, 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 6 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) in East Manchester, York County.

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

E14-364. Centre Regional Recreation Authority, 131 South Fraser Street, State College, PA 16801. Millbrook Marsh Nature Center Boardwalk and Marsh Nature Center, in College Township, **Centre County**, ACOE Baltimore District (State College, PA Quadrangle N: 12.0 inches; W: 12.0 inches).

To construct and maintain: 1) 1,200 linear feet of wooden boardwalk in wetlands that include: a) a wooden bank-to-bank bridge with a 25-foot span and a 4-foot

underclearance across Thompson Run; b) a wooden bank-to-bank bridge with a 25-foot span and a 4-foot underclearance across Slab Cabin Run; c) a wooden bank-to-bank bridge with a span of 5-foot and a 0.5 foot underclearance across Bathgate Spring Run; and 2) 300 linear feet of wooden bikeway fill in wetlands that includes a wooden bank-to-bank bridge with a span of 5-foot and a 0.5 foot underclearance across an unnamed tributary to Bathgate Spring Run; all of which are located within 600 feet of the confluence of Thompson Run with Slab Cabin Run.

E17-357. Pennsylvania Department of Transportation, Engineering District 2-0, P. O. Box 342, Clearfield, PA 16830. SR 0219, Section A03, Bridge Replacement, in Sandy Township and the City of DuBois, **Clearfield County**, ACOE Pittsburgh River Basin District (DuBois, PA Quadrangle N: 20.2 inches; W: 2.7 inches).

To remove two existing structures; realign the stream channel; construct, operate and maintain a single cell precast concrete box culvert for the construction of a three span steel bridge to carry SR 0219, Section A09, across Pentz Run to improve public highway safety. The realignment and reconfiguration of Pentz Run shall be limited to 820-feet. The realignment and reconfiguration work shall include protective rock linings, vegetative stabilization and rock deflectors. The concrete box culvert shall be constructed with a minimum span of 24-feet, rise of 5.9-feet, stream channel depression of 0.5-feet and a skew of 55-degrees. The project not permanently impact wetlands while impacting 820-feet of Pentz Run and 20-feet of an unnamed tributary to Pentz Run. This permit also authorizes temporary stream and riparian corridor impacts for the construction, operation, maintenance and removal of temporary road crossings and stream diversions to accommodate construction activities.

E18-316. Ralph and Cheri Aungst, P. O. Box 402, Avis, PA 17721, 60 foot stream enclosure in Avis Borough, **Clinton County**, ACOE Baltimore District (Jersey Shore, PA Quadrangle N: 10.8 inches; W: 9.3 inches).

To construct and maintain a 42 inch high, 60 inch wide by 60 foot long culvert extension of an existing culvert under Reed Street in a tributary to Oak Grove Run. The project is located approximately 90 feet southeast of the intersection of Reed Street with Fox Street in Avis Borough, Clinton County.

E18-326. Dominion Transmission, Inc., Northern Area Headquarters, Route 3, Box 24T, Westfield, PA 16950. Gas Pipeline, in Leidy Township, **Clinton County**, ACOE Baltimore District (Tamarack, PA Quadrangle N: 7.5 inches; W: 11.75 inches).

To temporarily disturb 0.08 acre of palustrine emergent (PEM) exceptional value (EV) wetlands for the installation of a drip line and blowdown stack along the existing LP-601 gas pipeline. The wetlands will be completely restored upon completion of the project. The project is located on the east side of SR 144 approximately 6.7 miles north of the SR120 intersection in Leidy Township, Clinton County (Tamarack, PA Quadrangle N: 7.5 inches, W: 11.75 inches).

E41-489. Loyalsock Township, 2501 East Third Street, Williamsport, PA 17701. Water Obstruction and Encroachment Permit application, in Loyalsock Township, **Lycoming County**, ACOE Susquehanna River Basin District (Montoursville North, PA Quadrangle N: 2.28 inches; W: 11.39 inches).

To operate and maintain a flood control project consisting of 490 linear feet of 18' x 6' reinforced concrete box culvert from Edercrest Road to the south side of SR 0220, 260 feet of channel improvement from the inlet of the box culvert upstream, 570 feet of channel improvement and rip-rap protection downstream of the box culvert in Bull Run, all of which are located in Loyalsock Township, Lycoming County.

E49-252. Shamokin Township Supervisors, R. R. 1, Box 459, Paxinos, PA 17860. Culvert Work, in Shamokin Township, **Northumberland County**, ACOE Baltimore District (Shamokin, PA Quadrangle N: 17.3 inches; W: 14.4 inches).

To remove two 4 foot diameter corrugated metal pipe culverts and to construct and maintain twin corrugated metal pipe arches both having a span of 6.42 feet and a rise of 4.33 feet by 30 feet long with R5 riprap inlet and outlet bank protection depressed 6-inches in Lick Creek on T-758 about 4,000 feet from the intersection of T-758 with Route 61 near Meadowview in Shamokin Township, Northumberland County. This permit was issued under § 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E60-150. Union County Industrial Railroad Company, 356 Priestley Avenue, Northumberland, PA 17857. Maintenance permit for Culverts, in White Deer Township, **Union County**, ACOE Baltimore District (Milton, PA Quadrangle N: 3.19 inches; W: 15.97 inches).

The permit application proposes to obtain a maintenance permit for a 12-foot stone arch enclosure with a distance of 465 linear feet and a 60 inch corrugated plastic pipe enclosure measuring 250 linear feet on an unnamed tributary to the West Branch of the Susquehanna River.

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

E02-776-A1. Kasko Enterprises, Incorporated, 136 Bunola Road, Monongahela, PA 15063. Forward Township, **Allegheny County**, ACOE Pittsburgh District.

To amend Permit No. E02-776 to remove the existing boat docking facility and to construct and maintain a new boat docking facility approximately 983.0 feet in length with a maximum width of 233.0 feet in the channel of and along the right bank of the Monongahela River and to perform perpetual maintenance dredging. The project is located near Mile Point 32.1 at the Monterey Restaurant and Marina (Monongahela, PA Quadrangle N: 14.1 inches; W: 6.2 inches).

E02-1177-A1. Leetsdale Industrial Corporation, 100 Leetsdale Industrial Drive, Leetsdale, PA 15056. Leetsdale Borough, **Allegheny County**, ACOE Pittsburgh District.

To amend Permit No. E02-1177 to include the construction and maintenance of a 48-inch diameter reinforced concrete stormwater outfall pipe to the Ohio River (Ambridge, PA Quadrangle N: 11.5 inches; W: 13.0 inches).

E26-281. Geno M. Tiberi and Michael A. Lewis, 1399 McClellandtown Road, McClellandtown, PA 15458. Masontown Borough, **Fayette County**, ACOE Pittsburgh District.

To construct and maintain a floating boat dock, having a total length of 203 feet and a width of 38 feet and a 70 feet long by 12 feet wide boat launch in Monongahela River (WWF). The project is located on the east bank, 60

feet downstream from the S.R. 0021 Bridge (Masontown, PA Quadrangle N: 18.75 inches; W: 7.12 inches).

E26-286, Duke Energy Fayette, LLC, 5400 Westheimer Court, Houston, TX 77056-5310. German Township, **Fayette County**, ACOE Pittsburgh District.

To construct and maintain: 1) a raw water intake and a wastewater outfall structures in the right bank of the Monongahela River (WWF) located at River Mile 78; 2) two pipe line stream crossings under the channel bed of an unnamed tributary to Monongahela River (WWF); 3) two stream enclosures totaling 410 linear feet and utility line crossings in another unnamed tributary to the Monongahela River for an access road and utility service. Also, to place and maintain fill in 0.05 acre of wetland. The purpose of the project is to construct and operate an electrical generation facility (Masontown, PA Quadrangle N: 21.25 inches; W: 7.73 inches).

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

E10-341, Northwest Savings Bank, 108 Liberty Street, Warren, PA 16365. Northwest Savings Bank Retaining Wall Along Tributary to Little Buffalo Creek, in Buffalo Township, **Butler County**, ACOE Pittsburgh District (Freeport, PA Quadrangle N: 13.5 inches; W: 13.0 inches).

To construct and maintain a retaining wall, having a maximum height of 12 feet and associated fill within the left 50-foot floodway of a tributary to Little Buffalo Creek and a de minimis area (0.02 acre) of adjacent wetland, extending a total of approximately 250 feet downstream from S.R. 356, south of S.R. 2015 for construction of a Northwest Savings Bank building, associated driveway, parking lot, stormwater detention basin outfall and emergency spillway.

E20-505, Pennsylvania Department of Transportation, District 1-0, 255 Elm Street, Oil City, PA 16301. S.R. 4012, 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 having a clear, normal span of 100 feet and a maximum underclearance of 14.9 feet across Conneaut Creek on S.R. 4012, Segment 0140, Offset 0000 approximately 0.5 mile west of S.R. 18.

E20-510, Pennsylvania Department of Transportation, District 1-0, 255 Elm Street, Oil City, PA 16301. I-79 across a tributary to French Creek, in Union Township, **Crawford County**, ACOE Pittsburgh District (Geneva, PA Quadrangle N: 16.7 inches; W: 6.3 inches).

To remove the existing three span bridges and to construct and maintain prestressed concrete I-beam bridges across a tributary to French Creek on I-79 approximately 3 miles north of S.R. 285. The northbound structure has two bearing-to-bearing spans of 47.24 meters (155 feet) and an underclearance of 14.63 meters (48 feet). The southbound structure has two bearing-to-bearing spans of 44.96 meters (147.5 feet) and an underclearance of 14.63 meters (48 feet).

E33-204, Brockway Borough, 501 Main Street, Brockway, PA 15824. Little Toby Creek Stream Restoration Project, in Brockway Borough, **Jefferson County**, ACOE Pittsburgh District (Falls Creek, PA Quadrangle N: 21.0 inches; W: 4.6 inches).

To construct and maintain a stream bank restoration project in/along a total reach of approximately 2,000 feet of Little Toby Creek (CWF) extending downstream from the confluence of Rattlesnake Creek including the following:

1. Remove three gravel bars having a total combined length of approximately 510 feet.

2. Install root wad and live stake bank protection at nine areas having a total combined length of approximately 1280 feet.

3. Regrade the bank and install live stake bank stabilization at one location measuring approximately 80 feet in length.

Install woody debris and rock riprap as backfill at two locations.

ENVIRONMENTAL ASSESSMENTS

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

EA02-006SW, U. S. Steel, LLC, 600 Grant Street, Pittsburgh, PA 15219-2749. West Mifflin Borough, **Allegheny County**, ACOE Pittsburgh District.

To construct and maintain a Passive Water Quality Restoration Treatment System for acid mine discharges and slag leachate, in and along an unnamed tributary of Streets Run in the Borough of West Mifflin, Allegheny County, has been reviewed by the Department. The system consists of a slag-lined basin, a mixing area and two constructed treatment wetlands which will disturb approximately 0.21 acre of wetlands and 300 feet of stream channel. The project is located along and unnamed tributary of Streets Run on the U. S. Steel North Taylor landfill property. The wetland replacement obligation for 0.21 acre of wetland impact has been met by a monetary contribution in the amount of \$2,500 to the National Fish and Wildlife Foundation (Glassport, PA Quadrangle N: 19.4 inches; W: 10.2 inches).

SPECIAL NOTICES

Request for Proposals for Municipal Solid Waste Capacity

Mifflin County Solid Waste Authority and Mifflin County Planning and Development Department

Solicitation of Interest for Municipal Solid Waste Disposal Services

The following notice is placed through the Department of Environmental Protection (DEP) as required by section 502(d) of the Municipal Waste Planning, Recycling and Waste Reduction Act (35 P. S. § 4000.502).

In accordance with section 272 of the Pennsylvania Solid Waste Rules and Regulations (as amended), the County of Mifflin is required to ensure sufficient disposal capacity for municipal solid waste (MSW), including construction/demolition (C/D) waste and sewage sludge for at least 10 years. The County's existing Barner Landfill is anticipated to reach permitted capacity in 2004. Therefore, the County has determined that alternative waste disposal capacity will be required following closure of the Barner Landfill for a minimum period of 8 years and a maximum of 10 years. The County is distributing this Solicitation of Interest to determine the regional disposal facilities interested in providing future services for disposal of Mifflin County generated municipal solid waste beginning in 2004.

There are two potential disposal alternatives for Mifflin County in this solicitation. The first alternative is disposal of MSW, including C/D waste and sewage sludge as delivered to the gate of the disposal facility. The second alternative includes both the disposal of and hauling of MSW, including C/D waste and sewage sludge from a centrally located open-top transfer station near Lewistown, PA. Capital and operating costs for this proposed transfer facility are not included in the scope of this solicitation; however this alternative should include capital and operating costs of the open-top transfer tractors and trailers. Both alternatives could also include residual waste disposal services.

Copies of the Solicitation of Interest package will be provided upon request. Copies will be provided free-of-charge on or after November 1, 2001, by the Mifflin County Planning and Development Department, County Courthouse, 20 North Wayne Street, Lewistown, PA, (717) 242-0887.

Returned Solicitation of Interest packages will be received by the Mifflin County Solid Waste Authority and the Mifflin County Planning and Development Department at the Mifflin County Courthouse, 20 North Wayne Street, Lewistown, PA 17044 until 4 p.m., December 3, 2001. Information obtained from the distribution of and response to this solicitation will be used to gauge the number of eligible disposal facilities that are willing to accept MSW from Mifflin County. Responses from each disposal facility will be reviewed to assist in the solid waste management planning efforts for long-term solid waste disposal assurance for the County as required by DEP and Act 101 for the Solid Waste Management Plan Update for Mifflin County.

Envelopes containing the Solicitation of Interest package must be clearly labeled to show the name and address of the responding disposal facility and be addressed to Mifflin County Planning and Development Department, Mifflin County Courthouse, 20 North Wayne Street, Lewistown, PA 17044, Attention: William Gomes, Planning Director.

Contact Terry Keene of Gannett Fleming, the consultant assisting Mifflin County on this project, at (717) 763-7211 extension 2499 with specific questions regarding this solicitation.

Submission Deadline for Application for Reimbursement for Certified Host Municipality Inspectors under Act 101 and Act 108

The Department of Environmental Protection (Department) hereby announces the submission deadline for 2001 Host Municipality Inspector Program Reimbursement Applications as April 1, 2002. Reimbursements are available to municipalities under the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) (Act 101) and the Hazardous Sites Cleanup Act (35 P. S. §§ 6019.1—6019.6) (Act 108). Municipalities include cities, boroughs, incorporated towns, townships and home rule municipalities.

Reimbursements are allocated from the Recycling Fund authorized under Act 101 for municipal waste facilities or from the Hazardous Sites Cleanup Fund under Act 108 for hazardous waste facilities. Reimbursements are available to any municipality that has a municipal waste landfill, resource recovery or commercial hazardous waste storage, treatment and disposal facilities located within its geographic borders. Upon application from any host municipality, the Department shall award reimbursements for authorized costs incurred for the salary and

expenses of up to two certified Host Municipality Inspectors. The reimbursement shall not exceed 50% of the approved costs of salaries and expenses. Reimbursement is available only for Host Municipality Inspectors trained and certified by the Department.

The application for reimbursement contains tables for specifying the itemized expenses for certified inspectors and for calculating the total reimbursement request. Complete instructions are included with the application, which is being distributed to all municipalities that have participated in the program. If the municipality does not receive, but requires an application, or needs to ask questions, contact the Program Development Section, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Rachel Carson State Office Building, P. O. Box 8471, Harrisburg, PA 17105-8471, (717) 787-9870.

The deadline for submitting applications is 4:30 p.m. on April 1, 2002. Applications received by the Department after the deadline will not be considered.

[Pa.B. Doc. No. 01-2139. Filed for public inspection November 30, 2001, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Sewickley Valley Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Sewickley Valley Hospital has requested an exception to the requirements of 28 Pa. Code § 51.23 (relating to positron emission topography).

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

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

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

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

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-2140. Filed for public inspection November 30, 2001, 9:00 a.m.]

Pennsylvania Cancer Control, Prevention and Research Advisory Board Meeting

The Pennsylvania Cancer Control, Prevention and Research Advisory Board, established under the Pennsylvania Cancer Control, Prevention, and Research Act at 35 P. S. § 5633, will hold a meeting via conference call on November 26, 2001, from 2 p.m. to 3:30 p.m. at the Department of Health, Room 1011, Health and Welfare Building, Harrisburg, PA. This meeting is a continuation of the meeting that was held on September 13, 2001.

For additional information contact Susan F. George, Program Manager, Department of Health, Cancer Control Program, Room 1011 Health and Welfare Building, Harrisburg, PA 17120, (717) 787-5251.

Persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so should contact Susan F. George at (717) 787-5251, V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Services at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-2141. Filed for public inspection November 30, 2001, 9:00 a.m.]

Rate Adjustment

Under 42 Pa.C.S. § 6152 (relating to subpoena of records) the Secretary of Health is directed to adjust annually the amounts which may be charged by a health care facility or health care provider upon receipt of a request or subpoena for production of medical charges or records. Under 42 Pa.C.S. § 6152.1 (relating to limit on changes), the Secretary is directed to make a similar adjustment to the flat fee which may be charged by a health care facility or health care provider for the expense of reproducing medical charts or records where the request is: (1) for the purpose of supporting a claim or appeal under the Social Security Act or any Federal or State financial needs based benefit program; or (2) made by a district attorney.

The Secretary is directed to base these adjustments on the most recent changes in the consumer price index reported annually by the Bureau of Labor Statistics of the United States Department of Labor. For the annual period of October 30, 2000, through October 30, 2001, the consumer price index was 2.1%.

Accordingly, the Secretary provides notice that, effective January 1, 2002, the following payments may be charged by a health care facility or health care provider for production of records in response to subpoena or request:

Search and retrieval of records:	Not to exceed \$16.24
Amount charged per page for pages 1-20 \$ 1.09
Amount charged per page for pages 21-60 \$.82
Amount charged per page for pages 61-end \$.28
Amount charged per page for microfilm copies	... \$ 1.62

Flat fee for production of records to support claims under Social Security Act or claims under other Federal or State financial needs based benefit programs \$20.57

Flat fee for supplying records requested by a District Attorney \$16.24

In addition to the amounts listed previously, charges may also be assessed for the actual cost of postage, shipping and delivery of the requested records.

Questions or inquiries concerning this notice should be sent to: James T. Steele, Jr., Deputy Chief Counsel, Room 825 Health and Welfare Building, P. O. Box 90, Harrisburg, PA 17108, or V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Services at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-2142. Filed for public inspection November 30, 2001, 9:00 a.m.]

Requests for Exception for Long-Term Care Nursing Facilities

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

Brethern Home Community
2990 Carlisle Pike
P. O. Box 128
New Oxford, PA 17350-0128

ManorCare Health Services—Jersey Shore
1008 Thompson Street
Jersey Shore, PA 17740

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

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

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

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

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-2143. Filed for public inspection November 30, 2001, 9:00 a.m.]

DEPARTMENT OF REVENUE

Revised Revenue-Neutral Reconciliation Rate Notice

Section 2810(a) of 66 Pa.C.S. provides "It is the intention of the General Assembly that the restructuring of the electric industry be accomplished in a manner that allows Pennsylvania to enjoy the benefits of competition, promotes the competitiveness of Pennsylvania's electric utilities and maintains revenue neutrality to the Commonwealth. This section is not intended to cause a shift in proportional tax obligations among customer classes or individual electric distribution companies. It is the intention of the General Assembly to establish this revenue replacement at a level necessary to recoup losses that may result from the restructuring of the electric industry and the transition thereto."

Section 2810(c) of 66 Pa.C.S. requires the Secretary of Revenue to publish the rate of the revenue-neutral reconciliation (RNR) tax in the form of a notice in the *Pennsylvania Bulletin* by December 1, 1998, and each October 1 thereafter until and including October 1, 2002. The tax rate established in 66 Pa.C.S. § 2810(c) shall be imposed upon gross receipts as provided in 66 Pa.C.S. § 2810(b) for the period beginning the next January 1. In the event the RNR tax rate is negative, a credit is provided under 66 Pa.C.S. § 2810(c)(5). This credit is available only to a taxpayer upon which tax is imposed under 66 Pa.C.S. § 2810(b).

This notice is a revision of the original RNR tax rate calculation for tax year 2002 of +0.016 that was published at 31 Pa.B. 5507 (September 29, 2001). The revision was necessary for two reasons. First, the Pennsylvania Public Utility Commission submitted revised electric industry gross receipts data for calendar year 2000 to the Department of Revenue (Department) on November 8, 2001. Second, electric industry officials submitted additional information to the Department for consideration in calculating the RNR after the original publication of the RNR rate. Based on the industry information, the Department identified additional tax payments that should be included in the RNR calculation.

Based on the Department's revised calculation, the result of the RNR calculation provided in 66 Pa.C.S. § 2810 is +0.015 for tax periods beginning on or after January 1, 2002. Therefore, the combined utility gross receipts tax rate for electric distribution companies and electric generation suppliers is effectively 0.059 for tax periods beginning on or after January 1, 2002, rather than 0.044.

The utility gross receipts tax rate, however, remains 0.050 for all gross receipts taxable under section 1101(a) of the TRC (72 P. S. § 8101(a)).

LARRY P. WILLIAMS,
Secretary

[Pa.B. Doc. No. 01-2144. Filed for public inspection November 30, 2001, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Decentralized Certificate of Salvage Services

The purpose of this notice is to solicit letters of interest from salvage auctions to participate in the decentralized certificate of salvage services program.

The Department of Transportation (Department) is soliciting expressions of interest from salvage auctions for applications to provide decentralized certificate of salvage services to Department customers. This solicitation will expand the number of participants in an existing Department program for private sector, decentralized services for motor vehicle transactions.

For the certificate of salvage program, the Department will select up to two new sites for online messenger salvage auctions to provide certificates of salvage to customers by their connection to the Department's mainframe computer. The selected vendors will provide face-to-face services to customers at Department-approved locations. To be eligible for consideration, applicants must be authorized messenger services or be pending appointment at the time of application and shall not have been sanctioned by either the Department or the State Police since March 31, 1998.

The term of the contract resulting from this procurement will be 5 years, from April 1, 2002, to April 1, 2007. Interested salvage auctions may obtain a copy of the application procedures and program requirements by contacting Sue Wilson, 1101 South Front Street, 1st floor, Riverfront Office Center, Harrisburg, PA 17104, (717) 787-4291.

Prospective applicants must submit questions in writing to Sue Wilson by 4 p.m. on December 24, 2001. The Department will address all questions from prospective applicants at a meeting at 10 a.m. on January 7, 2002, on the 4th floor of the Riverfront Office Center, 1101 South Front Street, Harrisburg, PA 17104. The Department must receive the completed applications by February 1, 2002. Mail applications to: Bureau of Motor Vehicles, Attn.: Sue Wilson, 1101 South Front Street, 1st floor, Riverfront Office Center, Harrisburg, PA 17104.

The Department will not consider applications received after February 1, 2002.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-2145. Filed for public inspection November 30, 2001, 9:00 a.m.]

PennDOT Toolbox for Development of a Wayfinding Signing Region

The Department of Transportation, Bureau of Highway Safety and Traffic Engineering has developed a set of procedures for a geographic region to become a Tourist Signing Region. The procedures, known as the PennDOT Toolbox for Development of a Wayfinding Signing Region, guide the geographic regions through both a preliminary planning process and a final design process.

Inquiries and requests for copies of the Toolbox should be directed to Mark Alexander in the Bureau of Highway Safety and Traffic Engineering, P. O. Box 2047, 6th Floor, Commonwealth Keystone Building, Harrisburg, PA 17105-2047, (717) 783-6261, fax: (717) 783-8012. The Toolbox is also available on the Department's web page at www.dot.state.pa.us.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-2146. Filed for public inspection November 30, 2001, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Actions Taken by the Commission

The Independent Regulatory Review Commission (Commission) met publicly at 10:30 a.m., Thursday, November 15, 2001, and took the following actions:

Regulations Approved:

Department of Corrections #19-5: Administration and State Correctional Institutions and Facilities (amends 37 Pa. Code Chapters 91, 93 and 94).

State Board of Education #6-273: Academic Standards and Assessment (amends 22 Pa. Code Chapter 4).

Environmental Quality Board #7-346: Solvent Quality Board (amends 25 Pa. Code § 121.1 and rewrites 25 Pa. Code § 129.63).

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

Public Meeting held
November 15, 2001

Department of Corrections—Administration and State Correctional Institutions and Facilities; Regulation No. 19-5

On May 1, 2001, the Commission received this proposed regulation from the Department of Corrections (Department). This rulemaking amends 37 Pa. Code Chapters 91, 93 and 94. The proposed regulation was published in the May 12, 2001, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 22, 2001.

The Department is modifying outdated regulations and deleting regulations that do not affect the public. The amendments relate to: inmate correspondence and publications; procedures for families or friends to purchase products for inmates; monitoring of telephone calls; religious activities; and definitions.

We have determined this regulation is consistent with the statutory authority of the Department (71 P. S. § 186) 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.

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

Public Meeting held
November 15, 2001

Environmental Quality Board—Solvent Cleaning Operations; Regulation No. 7-346

On August 17, 1999, the Commission received this proposed regulation from the Environmental Quality Board (EQB). This rulemaking amends § 121.1 of 25 Pa. Code Chapter 121 and rewrites § 129.63 of 25 Pa. Code Chapter 129. The proposed regulation was published in the August 28, 1999, *Pennsylvania Bulletin* with a 60-day public comment period. The final-form regulation was submitted to the Commission on September 21, 2001. The EQB, by letter received October 3, 2001, withdrew the regulation. The EQB resubmitted a revised final-form regulation on October 19, 2001.

This regulation updates equipment requirements for the operation of solvent cleaning machines to make them consistent with current technology. It also specifies improved operating practices and establishes specific volatility limits for solvents used in cold cleaning machines. The intent of the regulation is to reduce VOCs that are emitted from solvent cleaning operations as part of the Commonwealth's plan to achieve and maintain the National Ambient Air Quality Standards for ozone in this Commonwealth.

We have determined this regulation is consistent with the statutory authority of the EQB (35 P. S. § 4005) 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.

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

Public Meeting held
November 15, 2001

State Board of Education—Academic Standards and Assessment; Regulation No. 6-273

On April 11, 2001, the Commission received this proposed regulation from the State Board of Education (Board). This rulemaking amends 22 Pa. Code Chapter 4. The proposed regulation was published in the April 21, 2001, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 12, 2001.

The regulation establishes specific academic standards for the subject areas of Science and Technology and Environment and Ecology. The standards describe what students are expected to know by the end of the fourth, seventh, tenth and twelfth grades.

We have determined this regulation is consistent with the statutory authority of the Board (24 P. S. § 26-2603-B(k)) 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. 01-2147. Filed for public inspection November 30, 2001, 9:00 a.m.]

Notice of Filing of Final Rulemaking

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

Final-Omit

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
12-61	Department of Labor and Industry Special Rules of Administrative Practice and Procedure before the Workers' Compensation Appeal Board; Special Rules of Administrative Practice and Procedure before the Workers' Compensation Judges	11/16/01

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 01-2148. Filed for public inspection November 30, 2001, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for a Certificate of Authority for a New Domestic Insurance Company

Lackawanna American Insurance Company has applied for a Certificate of Authority to operate as a domestic stock casualty insurance company in this Commonwealth. The initial filing was received on October 29, 2001, and was made under the requirements set forth under the Business Corporation Law of 1988 (15 Pa.C.S. § 1 et seq.). Persons wishing to comment on the grounds of public or private interest to the issuance of a Certificate of Authority to the applicant are invited to submit a written statement to the Insurance Department (Department) within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party, identification of the application to which the statement is addressed and a concise statement with sufficient detail to inform the Department of the exact basis of the statement. Written statements should be directed to Stephanie A. Ohnmacht, Insurance Company Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120; fax (717) 787-8557; e-mail sohnmacht@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-2149. Filed for public inspection November 30, 2001, 9:00 a.m.]

Disclosure of Departures from Codified Statutory Accounting Principles; Notice 2001-10

The National Association of Insurance Commissioners (NAIC) adopted codified statutory accounting principles in March 1998. By Insurance Department Notice Nos. 1998-04 and 2000-02, all types of domestic insurers were advised of the requirement to adhere to the NAIC's codified *Accounting Practices and Procedures Manual* (Manual) in preparing financial statements to be filed with the Insurance Department (Department) beginning with quarterly financial statements filed as of March 31, 2001. The Manual is not intended to preempt the legislative and regulatory authority of the states. It is intended to establish a comprehensive basis of accounting to be recognized and adhered to if not in conflict with the statutes or regulations of an insurer's domiciliary state (for example, state laws relating to permissible investments) or when the domiciliary state's statutes and regulations are silent.

This notice is to advise all domestic insurers that the Department has identified the following Commonwealth laws and regulations relating to statutory financial statement presentation that may require disclosure as a departure from the Manual in the notes to financial statements and CPA audit reports¹:

Commonwealth Laws and Regulations

31 Pa. Code Chapter 116 (relating to discounting of worker's compensation loss reserves)

31 Pa. Code Chapter 118 (relating to discounting of medical malpractice loss reserves)

NAIC Statements of Statutory Accounting Principles (SSAP) and Appendices

SSAP No. 55 Unpaid Claims, Losses and Loss Adjustment Expenses and SSAP No. 65 Property and Casualty Contracts

SSAP No. 55 Unpaid Claims, Losses and Loss Adjustment Expenses and SSAP No. 65 Property and Casualty Contracts

¹See SSAP No. 1, Disclosure of Accounting Policies, Risks & Uncertainties, and Other Disclosures in the Manual.

Commonwealth Laws and Regulations

31 Pa. Code Chapter 84a (relating to minimum reserve standards for individual and group health and accident insurance contracts)

31 Pa. Code § 73.138 (relating to financial statement reserves)

Section 320.1(b)(2) of The Insurance Company Law of 1921 (40 P. S. § 443.1(b)(2))

Sections 322.1 and 809 of The Insurance Company Law of 1921 (40 P. S. §§ 445.1 and 919) and 31 Pa. Code Chapter 105 (relating to advances made to companies other than Mutual Life)

Section 1405 of The Insurance Company Law of 1921 (40 P. S. § 991.1405)

31 Pa. Code §§ 89.901—89.921

Sections 714—716 of The Insurance Company Law of 1921 (40 P. S. §§ 910-14—910-16)

Order of the Insurance Commissioner dated April 18, 1996² (relating to prepaid premium taxes)

Section 661 of The Insurance Company Law of 1921 (40 P. S. § 832)

Section 1008 of The Insurance Company Law of 1921 (40 P. S. § 968)

31 Pa. Code § 161.8 (relating to credit for reinsurance ceded to alien nonaffiliated insurers which write no primary coverages in the United States)

Department Notice No. 94-14. Separate Account Modified Guaranteed Life Insurance

NAIC Statements of Statutory Accounting Principles (SSAP) and Appendices

SSAP No. 54 Individual and Group Accident and Health Contracts and Appendix A-010 Minimum Reserve Standards for Individual and Group Health Insurance Contracts

SSAP No. 59 Credit Life and Accident and Health Insurance Contracts

SSAP No. 25 Accounting for and Disclosures about Transactions with Affiliates and Other Related Parties

SSAP No. 41 Surplus Notes

Appendix A—440 Insurance Holding Companies

Appendix A—641 Long-Term Care Insurance

SSAP No. 57 Title Insurance and Appendix A-628 Title Insurance

SSAP No. 20 Nonadmitted Assets³

SSAP No. 55 Unpaid Claims, Losses and Loss Adjustment Expenses and SSAP No. 65 Property and Casualty Contracts

SSAP No. 53 Property Casualty Contracts—Premiums

SSAP No. 62 Property and Casualty Reinsurance

Appendix A—588 Modified Guaranteed Life Insurance

The laws and regulations referenced in this notice are not intended to be an all-inclusive list. This notice is intended only to provide general guidance in the review of Commonwealth laws and regulations for purposes of required disclosures in financial statements and CPA audit reports. Questions concerning this notice may be directed to Stephen J. Johnson, CPA, Deputy Insurance Commissioner, Office of Regulation of Companies, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 783-2142, fax: (717) 787-8557, e-mail: stjohanson@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

²See the Department's Financial Statement Filing Instructions on the Department's website for the Note related to prepaid premium taxes.

³The NAIC working group charged to maintain the Manual will be reconsidering the nonadmissibility of prepaid premium taxes.

[Pa.B. Doc. No. 01-2150. Filed for public inspection November 30, 2001, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68), in connection with the termination of the insured's automobile policy. The hearing will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearing will be held in the Insurance Department's regional offices in Harrisburg, Pittsburgh and Philadelphia, PA. Failure by the appellants to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 N. Seventh Street, Harrisburg, PA 17102.

Appeal of Rhonda Slusser and Floyd Stephenson; file no. 56-167-1030; Progressive Insurance Company; doc. no. P01-11-013; January 2, 2002, at 1:30 p.m.

The following hearing will be held in the Pittsburgh Regional Office, Room 304 State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of Sarah R. Lang; file no. 01-308-72939; GE Auto & Home Assurance Company; doc. no. PI01-11-014; January 3, 2002, at 1 p.m.

The following hearing will be held in the Philadelphia Regional Office, Room 1701 State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Ignacio Setien; file no. 01-182-06675; Halcyon Insurance Company; doc. no. PH01-11-010; April 16, 2002, at 11 a.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring

documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, should contact Tracey Pontius, Agency Coordinator, at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-2151. Filed for public inspection November 30, 2001, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insurers have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) in connection with the termination of the insured's automobile policy. The hearing will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional office in Philadelphia, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Philadelphia Regional Office, Room 1701 State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Keystone Insurance Company; file no. 01-182-06951; Joseph Elie; doc. no. PH01-11-009; April 16, 2002, at 1 p.m.

Appeal of Keystone Insurance Company and AAA Mid-Atlantic Insurance Company; file no. 01-182-06876; Jack and Joe Elie; doc. no. PH01-11-008; April 16, 2002, at 2 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's

case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's order will be sent to those persons participating in the hearing or their designated representatives. The order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-2152. Filed for public inspection November 30, 2001, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their company's termination of the insureds' policies. These administrative hearings will be held in the Insurance Department's regional offices in Harrisburg and Philadelphia, PA. Failure by the appellants to appear at the scheduled hearings may result in dismissal with prejudice.

The following hearings will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 N. Seventh Street, Harrisburg, PA 17102.

Appeal of Manuel Rosa; file no. 01-182-07658; State Farm Fire Casualty Company; doc. no. P01-11-012; December 12, 2001, at 1 p.m.

Appeal of Donald E. Snively; file no. 01-181-07253; American Motorists Insurance Company; doc. no. P01-11-011; December 27, 2001, at 1 p.m.

The following hearing will be held in the Philadelphia Regional Office, Room 1701 State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Doris J. Love; file no. 01-182-06766; State Farm Fire and Casualty Insurance Company; doc. no. PH01-10-047; April 15, 2002, at 3 p.m.

Appeal of Richard and Claire Cairns; file no. 01-265-03690; Shelby Insurance Company; doc. no. PH01-10-049; April 16, 2002, at 3 p.m.

Each party may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator, at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-2153. Filed for public inspection November 30, 2001, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insurer has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their company's termination of the insured's policies. The administrative hearing will be held in the Insurance Department's regional offices in Philadelphia, PA. Failure by the appellants to appear at the scheduled hearings may result in dismissal with prejudice.

The following hearing will be held in the Philadelphia Regional Office, Room 1701 State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of White Hall Mutual Insurance Company; file no. 01-182-06971; David and Tracy Toma; doc. no. PH01-10-046; April 15, 2002, at 1 p.m.

Each party may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an

auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator, at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-2154. Filed for public inspection November 30, 2001, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Philadelphia County, Wine & Spirits Shoppe #9105, 4600 Lancaster Avenue, Philadelphia, PA 19131.

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 3,000 net useable square feet of new or existing retail commercial space within a 1/4 mile radius of the intersection of Lancaster Avenue and 46th Street, Philadelphia.

Proposals due: December 21, 2001, at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: James M. Bradley, (215) 482-9673

Lehigh County, Wine & Spirits Shoppe #3920, East Penn Plaza, 1325 Chestnut Street, Emmaus, PA 18049-1918.

Lease Expiration Date: March 31, 2004

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,400 to 5,400 net useable square feet of new or existing retail commercial space along Route 29 within a 1/4 mile radius of the intersection of Chestnut Street and Green Drive, Emmaus Borough.

Proposals due: December 21, 2001, at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661.
Contact: Ronald Hancher, Jr., (717) 657-4228

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 01-2155. Filed for public inspection November 30, 2001, 9:00 a.m.]

PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY

Request for Proposals

The Pennsylvania Infrastructure Investment Authority (PENNVEST) is requesting proposals to provide full financial advisory services over a 4-year period for all of

PENNVEST's drinking water, wastewater and stormwater financing programs, including the State Revolving Funds set up under the Title VI of the Clean Water Act and the Drinking Water Act, as amended. The request for proposals will be available on December 1, 2001, and can be obtained from Elaine Keisling, Director of Administrative Services, (717) 783-4498, PENNVEST, 22 South Third Street, Harrisburg, PA 17101. PENNVEST is an equal opportunity employer. Contractor will be required to comply with all applicable equal employment opportunity laws and regulations.

Department: Pennsylvania Infrastructure Investment Authority
Location: 22 South Third Street, Harrisburg, PA 17101
Duration: Four years
Contact: Elaine Keisling/Jerry Allen, (717) 783-4494

PAUL K. MARCHETTI,
Executive Director

[Pa.B. Doc. No. 01-2156. Filed for public inspection November 30, 2001, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-311066F7002. The United Telephone Company of Pennsylvania d/b/a Sprint and Direct2Internet Corporation. Joint Petition of The United Telephone Company of Pennsylvania d/b/a Sprint and Direct2Internet Corporation for approval of a master interconnection and resale agreement under section 252(e) of the Telecommunications Act of 1996.

The United Telephone Company of Pennsylvania d/b/a Sprint and Direct2Internet Corporation filed on November 9, 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 United Telephone Company of Pennsylvania d/b/a Sprint and Direct2Internet Corporation 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. 01-2157. Filed for public inspection November 30, 2001, 9:00 a.m.]

Telecommunications

A-310478F7001. Verizon North Inc. and Advanced Telephone Systems, Inc. d/b/a HTC Communications. Joint Petition of Verizon North Inc. and Advanced Telephone Systems, Inc. d/b/a HTC Communications for approval of executed MFN adoption of replacement interconnection, resale and unbundling agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon North Inc. and Advanced Telephone Systems, Inc. d/b/a HTC Communications filed on November 15, 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 Advanced Telephone Systems, Inc. d/b/a HTC Communications Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-2158. Filed for public inspection November 30, 2001, 9:00 a.m.]

Telecommunications

A-310738F7001. Verizon North Inc. and D&E Systems, Inc. Joint Petition of Verizon North Inc. and D&E Systems, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and D&E Systems, Inc. filed on November 7, 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 D&E Systems, Inc. Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-2159. Filed for public inspection November 30, 2001, 9:00 a.m.]

Telecommunications

A-310403F7001. Verizon North Inc. and Preferred Carrier Services, Inc. d/b/a Phones for All (Telefonos Para Todos). Joint Petition of Verizon North Inc. and Preferred Carrier Services, Inc. d/b/a Phones for All (Telefonos Para Todos) for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and Preferred Carrier Services, Inc. d/b/a Phones for All (Telefonos Para Todos) filed on November 5, 2001, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and Preferred Carrier Services, Inc. d/b/a Phones for All (Telefonos Para Todos) 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. 01-2160. Filed for public inspection November 30, 2001, 9:00 a.m.]

Telecommunications

A-311148F7000. Verizon Pennsylvania Inc. and Network Services, LLC. Joint Petition of Verizon Pennsylvania Inc. and Network Services, LLC for approval of adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Network Services, LLC filed on November 8, 2001, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and Network Services, LLC Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-2161. Filed for public inspection November 30, 2001, 9:00 a.m.]

Telecommunications

A-311149F7000. Verizon Pennsylvania Inc. and NPCR, Inc. d/b/a Nextel Partners. Joint Petition of Verizon Pennsylvania Inc. and NPCR, Inc. d/b/a Nextel Partners for approval of adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and NPCR, Inc. d/b/a Nextel Partners filed on November 13, 2001, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and NPCR, Inc. d/b/a Nextel Partners 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. 01-2162. Filed for public inspection November 30, 2001, 9:00 a.m.]

Telecommunications

A-310403F7000. Verizon Pennsylvania Inc. and Preferred Carrier Services, Inc. d/b/a Phones for All. Joint Petition of Verizon Pennsylvania Inc. and Preferred Carrier Services, Inc. d/b/a Phones for All for approval of an interconnection agreement replacing the resale agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Preferred Carrier Services, Inc. d/b/a Phones for All filed on November 7, 2001, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and Preferred Carrier Services, Inc. d/b/a Phones for All 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. 01-2163. Filed for public inspection November 30, 2001, 9:00 a.m.]

Telecommunications

A-310706F7000. Verizon Pennsylvania Inc. and Z-Tel Communications, Inc. Joint Petition of Verizon Pennsylvania Inc. and Z-Tel Communications, Inc. for approval of a replacement interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Z-Tel Communications, Inc. filed on November 9, 2001, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and 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. 01-2164. Filed for public inspection November 30, 2001, 9:00 a.m.]

STATE BOARD OF EDUCATION

Petitions to Approve Sponsorship and Withdraw Sponsorship of the Community College of Beaver County

The State Board of Education (Board) has received two petitions regarding the sponsorship of the Community College of Beaver County (College). Both petitions seek action by the Board under section 1910-A of the Public School Code of 1949 (24 P. S. § 19-1910-A). The petitions have been submitted to the Board in concert and inherently can be disposed of by the Board only as one matter.

In accordance with Article XIX-A of the Public School Code of 1949 (24 P. S. §§ 19-1901-A—19-1913-A), the College is currently sponsored locally by 11 school districts in Beaver County (County) under certain Articles of Agreement. Those school districts—each of which now seeks the Board's approval to withdraw its sponsorship of the College—are the School District of Aliquippa, the Ambridge Area School District, the School District of Big Beaver Falls, the School District of Center, the School District of Freedom, the Hopewell Area School District, the School District of Midland, the School District of Monaca, the School District of New Brighton, the School District of Riverside and the School District of Western Beaver. As approved by the Board, the school districts collectively act as the local sponsor of the College through certain Articles of Agreement.

In their petitions to withdraw sponsorship, the school districts have asked the Board to approve their with-

drawal of sponsorship under section 1910-A of the Public School Code of 1949. The school districts' indicate in their petitions that, with County and the College, they have entered into an Assumption of Sponsorship Agreement under which, effective July 1, 2002 (assuming Board approval), the County will assume the role of sole legal sponsor of the College and the school districts will relinquish their role and authority to act as local sponsor of the College. In addition, the school districts state the County and the College have entered into Articles of Agreement governing the County's sponsorship of the College effective July 1, 2002. The school districts assert that the change of sponsorship will continue and enhance the mission, goals, philosophy, operation and continuity of the College. Each of the 11 school districts, all acting under resolutions adopted by their respective boards of school directors, have made their petitions to withdraw sponsorship contingent upon the submission and approval of petitions to withdraw by all of the school districts and the approval of the petition for sponsorship submitted by the County.

In its Petition to Approve Sponsorship, the County has indicated that it has announced its intention to become the local sponsor of the College by Resolution No. 062801-52 (dated June 28, 2001). The County also cites to the Assumption of Sponsorship Agreement and the new Articles of Agreement in support of their contention that the Board's approval of the County as the sole local sponsor of the College will continue and enhance the mission, goals, philosophy, operation and continuity of the College. In its petition to approve sponsorship, the County represents that "[t]he plan for the continuing operation of the College will be as it existed in the past, implemented and enhanced by the plans for the transition to new sponsor as presented to [the] Board and as embodied in the Assumption of Sponsorship Agreement and Articles of Agreement . . ." Petition to Approve Sponsorship, at ¶ 9. Like the school districts' petitions to withdraw sponsorship, the County's petition to approve sponsorship is contingent upon the submission and approval of petitions to withdraw by all of the school districts.

The Board plans to take action on the petitions at its next public meeting, January 17, 2002. The Board will take action on the petitions at its next public meeting unless it should receive a timely written request for public hearing, along with a notice of intervention, a petition to intervene or protest, filed in accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protest) or 1 Pa. Code §§ 35.27—25.32 (relating to intervention). Interested persons are also invited to submit written comments regarding the petitions to the Board. Copies of the Petition to Approve Sponsorship and the Petitions to Withdraw Sponsorship can be obtained from Dr. Peter Garland.

Public comment, requests for public hearing, petitions to intervene and protests must be filed with the Board within 14 days of publication of this notice in the *Pennsylvania Bulletin* and should be addressed to Dr. Peter H. Garland, Executive Director, State Board of Education, First Floor, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-3787.

Persons with disabilities who wish to attend the Board meeting, or hearing if one is held, and require an

auxiliary aid, service or other accommodations to participate should contact Dr. Garland to discuss how the Board might best accommodate their needs.

PETER H. GARLAND,
Executive Director

[Pa.B. Doc. No. 01-2165. Filed for public inspection November 30, 2001, 9:00 a.m.]

TURNPIKE COMMISSION

Retention of an Engineering or Construction Management Firm

Construction Inspection/Project Management Services for the Replacement of the Susquehanna River Bridge and Approach Roadway Reconstruction York and Dauphin Counties

Reference No. 3-146

The Turnpike Commission (Commission) will retain an Engineering or Construction Management firm for constructability analysis, construction inspection, management, administration and documentation for the Replacement of the Susquehanna River Bridge and approach Roadway Reconstruction between approximate Mileposts 245.00 and 247.50 in York and Dauphin Counties. The selected firm will be expected to provide extensive coordination efforts between several construction contracts during construction as well as providing coordination with respect to constructability during the development and design of this project. The Commission will retain the designer of the segmental structure under separate contract for technical assistance, site and plant inspection, and consultation of the precast segmental structure during construction.

Construction will include the replacement of the existing structure crossing the Susquehanna River at Milepost 245.72 with dual precast concrete segmental structures. The estimated total lengths of the replacement structures are approximately 5,765 feet each. The out-to-out deck width of each of the dual structures will be approximately 55 feet. The new river crossing will be on a new alignment, north of the existing alignment, extending from the west shore of the Susquehanna River to the east of S.R. 0230. Construction will also include reconstruction of the roadway on a new alignment, north of the existing alignment. Additional work includes the replacement of the mainline structure over S.R. 3001 (Eisenhower Boulevard), replacement of the ramp bridge at the Harrisburg-East Interchange and lengthening of the reinforced concrete box culvert over Laurel Run at Milepost 246.97. The total estimated cost of this construction is approximately \$100,000,000. The Consultant Agreement is anticipated to start in April 2002 and terminate in June 2007. Actual construction is anticipated to start in the summer of 2003.

Wrap-up insurance is expected to be utilized on this project. The Construction Management Firm will participate and be included under this insurance program.

The selected firm will be required to provide a approximately eight full time onsite construction inspection staff, with sufficient office personnel, managers, engineers, technicians and clerical staff to support the field functions. The selected firm will be expected to participate in design and project development meetings. The selected

firm will be required to attend the prebid meeting and preconstruction conference, write all project correspondence and review and approve contractor's submissions. In addition, the selected firm will be required to keep records utilizing the Commission's Construction Documentation System to document the construction progress. The selected firm will also be expected to prepare current and final estimates for payment to contractors, prepare change orders, conduct monthly job conferences, monitor monthly progress, provide liaison with affected utilities and railroads, communities and the press, conduct semifinal and final inspections and determine the final quantities for each contract item. The Construction Management team will also be expected to handle public relation activities for the project, which would include but may not be limited to, development and maintenance of a project website, press conferences, answering customer questions, informational brochures and other duties as required.

It should be noted that the Commission may assign its field inspection personnel to this project as an addition to the Construction Management Firm's staff or in lieu of Construction Management's inspection staff on a temporary or permanent basis throughout the life of this project. The Construction Management Firm will be required to make any and all accommodations for Commission personnel.

Eighty percent of the inspection staff assigned to this Commission constructed project must meet the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies as a Transportation Engineering Technician—Construction Level 2 or higher.
2. Be registered as a professional engineer by the Commonwealth with 1 year highway inspection experience acceptable to the Commission.
3. Be certified as an Engineer-in-Training by the Commonwealth with 2 years of highway inspection experience acceptable to the Commission.
4. Hold a Bachelor of Science Degree in Civil Engineering or Civil Engineering Technology with 2 years of highway inspection experience acceptable to the Commission.
5. Hold an Associate Degree in Civil Engineering Technology with 3 years of highway inspection experience acceptable to the Commission.

The remaining 20% assigned to this project shall meet the following education and experience requirements:

Education—Graduation from high school or equivalent certification or formal training. Completion of a training program in construction inspection approved by the Commission may be substituted for high school graduation.

Experience—One year of experience in construction inspection or workmanship which requires reading and interpreting construction plans and specifications, or 1 year of experience in a variety of assignments involving the testing of materials used in highway or similar construction projects. A 2 to 4 year engineering college degree may be substituted for 1 year of experience.

The Commission reserves the right to place Commission personnel on the project to assist the Construction Manager with various Construction Management duties.

The following factors will be considered by the Commission during the evaluation of the firms submitting Letters of Interest for this project:

a. Specialized experience and technical competence of prime consultant and subconsultants. The Team must clearly demonstrate an ability to coordinate multiple construction contracts, completing the project in a timely and cost effective manner.

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

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

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

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

The Commission is committed to the inclusion of disadvantaged, minority and women firms in contracting opportunities. The minimum participation level for DBE/MBE/WBEs in this contract will be 10% total. Responding firms shall clearly identify DBE/MBE/WBE firms, expected to participate in this contract, in their letter of interest. If the selected firm does not meet the minimum requirement for DBE/MBE/WBE participation, they will be required to demonstrate good faith efforts to achieve the required level. Proposed DBE/MBE/WBE firms must be certified by the Department at the time of the submission of the letter of interest. If further information is desired concerning DBE/MBE/WBE participation, direct inquiries to the Commission's Contracts Administration office by calling (717) 939-9551 Ext. 4241.

Address these items and any necessary further details in a brief yet comprehensive manner in the letter of interest.

Questions and inquiries concerning this Project should be directed to Matthew J. Wagner, P.E., at (717) 939-9551 Ext. 5210 or by e-mail at mwagner@paturnpike.com. Contractual questions should be directed to George M. Hatalowich at (717) 986-8737 or by e-mail at ghatalow@paturnpike.com.

General Requirements and Information

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

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

2. A three-page statement of interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for this project and provide explanation of the technical approach, stressing the Team's ability to coordinate several construction contracts that were designed by different design consultants.

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

4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department and Commission projects. Do not graphically represent the firm's workload.

5. A Consultant Qualification Package similar to the one submitted to the Department for the current year or one that is best suited for this project. A copy of the Consultant Qualification Package printed directly from the Department's ECMS website is acceptable.

The Consultant Qualification Package should contain at a minimum the following information for the prime consultant and all subconsultants and attached to the back of the statement of interest (subconsultants to follow prime consultant):

- ECMS General Information and Project Experience Forms or Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, either not more than 1 year old as of the date of the advertisement.

- Resumes of key personnel expected to be involved in the project (limit to two 8 1/2 x 11 pages, per person). Only resumes of key personnel should be included.

- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in this Commonwealth.

- A copy of the Department's DBE/WBE Certification, if applicable.

If a Joint Venture responds to a project advertisement, the Commission will not accept separate statements of interest from joint venture constituents. A firm will not be permitted to submit a statement of interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. Multiple responses under any of the forgoing situations will cause the rejection of all responses of the firm or firms involved. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Firms interested in performing the previous services are invited to submit a statement of interest and required information to George M. Hatalowich, Engineering Contract Manager, Turnpike Commission Administration Building located at 700 South Eisenhower Boulevard, Middletown, PA 17057 (street address). The Commission mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

The statement of interest and required information must be received by 12 p.m., Friday, December 21, 2001. Statements of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable statements of interest received in response to these solicitations, one firm will be selected for this project. The order of

preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Commission. Technical Proposals will not be requested prior to the establishment of the final ranking.

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

BRADLEY L. MALLORY,
Chairperson

[Pa.B. Doc. No. 01-2166. Filed for public inspection November 30, 2001, 9:00 a.m.]
