

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 December 11, 2001.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
12-6-01	Parkvale Financial Corporation, Monroeville, to acquire 100% of the voting shares of The Second National Bank of Masontown, Masontown	Monroeville	Approved

New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-6-01	Parkvale Interim Savings Bank Monroeville Allegheny	Monroeville	Approved

Interim savings bank being formed solely to facilitate the merger of The Second National Bank of Masontown, Masontown, and Parkvale Savings Bank, Monroeville.

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-19-01	Hollidaysburg Trust Company, Hollidaysburg, and Omega Bank, N.A., State College Surviving Institution— Omega Bank, N.A.	Hollidaysburg	Effective

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-5-01	Royal Bank of Pennsylvania Narberth Montgomery County	1650 Grant Avenue Philadelphia Philadelphia County	Approved
12-10-01	Fulton Bank Lancaster Lancaster County	The Shoppes at Jenner's Village Old Baltimore Pike and Route 796 Jennersville Penn Township Chester County	Approved
12-10-01	Altoona First Savings Bank Altoona Blair County	Strawberry Meadows Parcel 9A Blair Township Blair County	Filed
12-10-01	Altoona First Savings Bank Altoona Blair County	Kapa Plaza, Lot #5 Snake Spring Township Bedford County	Filed
12-10-01	Indiana First Savings Bank Indiana Indiana County	Route 119 and Snyder Hill Road (State Route 3012 Punxsutawney Young Township Jefferson County	Filed

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-11-01	AmeriServ Financial Bank Johnstown Cambria County	87 Logan Boulevard Altoona Blair County	Filed
Branch Discontinuances			
12-4-01	Sun Bank Selinsgrove Snyder County	Johnsonburg Plaza Route 219 Johnsonburg Elk County	Filed Approved 12-10-01
12-4-01	Sun Bank Selinsgrove Snyder County	2 East Fourth St. Emporium Cameron County	Filed Approved 12-10-01
12-7-01	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	1901 Research Blvd. Rockville Montgomery County Maryland	Filed
12-7-01	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	77 West St., Ste. 210 Annapolis Anne Arundel County Maryland	Filed
12-7-01	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	1126 Kennebec Drive Chambersburg Franklin County	Filed

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

JAMES B. KAUFFMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-2276. Filed for public inspection December 21, 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

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA-0013650 Industrial Waste- water	Chamberlain Manufacturing Corporation 156 Cedar Avenue Scranton, PA 18505-1138	Lackawanna Scranton City	Roaring Brook (Watershed #5A)	Yes
Minor Renewal PA-0043915	River Road Utilities c/o Lutheran Brethren Conference Center 3300 River Road Mount Bethel, PA 18343- 6122	Upper Mount Bethel Township Northampton County	Delaware River #01F	Yes

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

PA0222046, Sewage. **Rodger B. Conklin and Marcia J. McCormack**, 2398 West Washington Street, Bradford, PA 16701. This proposed facility is located in Corydon Township, **McKean County**.

Description of Proposed Activity: renewal of a discharge of treated sewage from a privately owned treatment works serving a single residence for an existing discharge.

The receiving stream, unnamed tributary to Willow Creek, is in watershed 16-B and classified for: high-quality cold water, 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 Allegheny River and Emlenton Water Company located at River Mile 90, 17.48 miles below point of discharge.

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

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

The EPA Waiver is in effect.

PA0222275, Sewage. **Dear, Incorporated, d/b/a Lakeview Estates**, 12430 East Lake Road, North East, PA 16428. This proposed facility is located in North East Township, **Erie County**.

Description of Proposed Activity: treatment of sanitary waste from a personal care facility.

The receiving stream, unnamed tributary to Lake Erie, is in watershed 15 (Lake Erie) and classified for: CWF; MF.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, there are no potable water supplies (PWS) to consider for this evaluation.

The proposed effluent limits for Outfall 001 based on a design flow of 0.00528 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
Dissolved Oxygen		minimum of 3.0 mg/l at all times	
Phosphorus as "P"	1.0		

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a geometric average 2,000/100 ml as a geometric average	
pH		6.0 to 9.0 standard units at all times	

The EPA Waiver is in effect.

PA0031437, Sewage. **Edinboro Mobile Home Village**, 13041 Capp Road, Box 1, Edinboro, PA 16412-1888. This proposed facility is located in Washington Township, **Erie County**.

Description of Proposed Activity: treatment of sanitary waste from a mobile home park.

The receiving stream, unnamed tributary to Conneaut Creek, is in watershed 16A (French Creek) and classified for: WWF. 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 Franklin General Authority, located at Franklin, approximately 45 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.015 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25		50
Total Suspended Solids	30		60
NH ₃ -N (5-1 to 10-31) (11-1 to 4-30)	5 15		10 30
Dissolved Oxygen		minimum of 3.0 mg/l at all times	
Total Residual Chlorine	0.5		1.2
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a geometric average 2,000/100 ml as a geometric average	
pH		6.0 to 9.0 standard units at all times	

The EPA Waiver is in effect.

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

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

Application No. PA 0086151, Sewage, **P.C.S. Chadaga, M.D.**, 110 Inverness Drive, Blue Bell, PA 19422. This facility is located in North Middleton Township, **Cumberland County**.

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

The receiving stream an unnamed tributary to Conodoquinet Creek is in Watershed 7-B and classified for warm water fishes, water supply and recreation and fish consumption. The nearest downstream public water supply intake for Borough of Carlisle is located on Conodoquinet Creek, approximately 3.33 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.016 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Suspended Solids	30	60
NH ₃ -N	2.5	5.0
Total Phosphorus (4-1 to 10-31)	1.0	2.0
Dissolved Oxygen		Minimum of 5.0 at all times
pH		From 6.0 to 9.0 inclusive
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a geometric average 3,300/100 ml as a geometric average

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

The EPA waiver is in effect.

Application No. PA 0087891, SIC Code 5191, Stormwater, **Agway, Inc.** (Andgrow Fertilizer Facility), P. O. Box 4741, Syracuse, NY 13221. This application is for issuance of an NPDES permit for a new discharge of stormwater to Mud Run in Watershed 7-F, in Latimore Township, **Adams County**.

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

The proposed stormwater monitoring requirements for Outfalls 001—004 involve sampling and analyses for the following parameters: pH, conductivity, ammonia-nitrogen, nitrate-nitrogen, total phosphorus, potassium, sulfate, chloride, alachlor, atrazine, cyanazine and metolachlor. The draft permit includes site-specific Best Management Practices.

The EPA waiver is in effect.

Application No. PA 0088986, Hostetter Management Co. (Owl Creek Farm), 974 Albright Road, Newmantown, PA 17073.

Hostetter Management Co. submitted an application for an individual NPDES permit for an existing concentrated animal feeding operation (CAFO) known as Owl Creek Farm, located on Albright Road in Heidelberg Township, **Lebanon County**. The CAFO is situated near Mill Creek, which is classified for Trout Stocking (TSF). The CAFO is designed to maintain an animal population of 392 animal equivalent units (AEUs) consisting of 638 gestating sows, 112 sows with litter, 7 boars, 2052 nursery pigs and 63 replacement gilts.

Manure generated at the existing barn is collected and conveyed to an HDPE lined lagoon with a storage capacity of 2,000,000 gallons. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

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

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

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

Persons wishing to comment on the proposed permit are invited to submit written comments to the previous address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in formulating the Department's final determination regarding the application. All comments should include the name, address and telephone number of the

writer and a concise statement to inform the Department of the basis of the comment and the relevant facts upon which it is based. A public meeting/hearing may be held if the Department considers the public response or interest significant.

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

Application No. PA 0246344, Hostetter Management Co. (Penn Valley Pork, Inc.), Box 32, Phillips Lane, Mohrsville, PA 19541.

Hostetter Management Co. submitted an application for an individual NPDES permit for an existing concentrated animal feeding operation (CAFO) known as Penn Valley Pork Inc., located on Phillips Lane in Upper Bern Township, **Berks County**. The CAFO is situated near Leshner Run, which is classified for Warm Water Fishes (WWF). The CAFO is designed to maintain an animal population of 776 animal equivalent units (AEUs) consisting of 1176 gestating sows, 224 sows with litter, 10 boars, 3650 nursery pigs and 560 replacement gilts.

Manure generated at the existing barn is collected and conveyed to an HDPE lined lagoon with a storage capacity of 2,000,000 gallons. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

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

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

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

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

Following the 30-day comment period, the Water Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin*

at which time the determination may be appealed to the Environmental Hearing Board.

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

PA0203963, Industrial Waste, SIC, 3087 or 2821, **Washington Penn Plastics Company, Inc.**, Route 136 and Mitchell Road, Eighty-Four, PA 15330-0236. This application is for renewal of an NPDES permit to discharge untreated cooling water and stormwater from the

Performance Products Division in South Strabane Township, Washington County.

The following effluent limitations are proposed for discharge to the receiving waters, unnamed tributary to Little Chartiers Creek, classified as a high-quality warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is the Pennsylvania American Water Company, located on Little Chartiers Creek, approximately 30 miles below the discharge point.

Outfall 001: existing discharge, design flow of 0.0012 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	Monitor and Report				
Carbonaceous Biochemical Oxygen			20		40
Total Suspended Solids			30		60
Ammonia as N					
(5-1 to 10-31)			3		6
(11-1 to 4-30)			9		18
Fecal Coliform					
(5-1 to 9-30)	200/100 ml as a geometric mean				
(10-1 to 4-30)	2,000/100 ml as a geometric mean				
Total Residual Chlorine			0.5		1.25
Dissolved Oxygen			Minimum of 5 mg/l at all times		

Outfall 102: new discharge, design flow of 0.00214 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	Monitor and Report				
Temperature (°F)					110
pH	not less than 6.0 nor greater than 9.0				

Outfall 002: existing discharge, design flow of N/A mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Discharge shall consist of uncontaminated stormwater runoff.					

Outfall 003: existing discharge, design flow of N/A mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Iron (Total)					Monitor and Report
Aluminum (Total)					Monitor and Report

The EPA waiver is in effect.

PA0043156, Sewage, **Mount Pleasant Township**, P. O. Box 158, Mammoth, PA 15664. This application is for renewal of an NPDES permit to discharge treated sewage from Century Farms Sewage Treatment Plant in Mount Pleasant Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Sewickley Creek, which are classified as a high-quality cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Westmoreland County municipal Authority—McKeesport.

Outfall 001: existing discharge, design flow of 0.03 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	10	15		20
Suspended Solids	25	37.5		50
Ammonia Nitrogen				
(5-1 to 10-31)	3.0	4.5		6.0
(11-1 to 4-30)	9.0	13.5		18.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	15,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 5 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0217492, Sewage, **Mon View Mining Corporation**, P. O. Box 606, New Eagle, PA 15067. This application is for Renewal of an NPDES permit to discharge treated sewage from Mathies Mine-Mingo Portal STP in Nottingham Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Mingo Creek, which are classified as a trout stock 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: PA American Water Company, Aldrich Station, on the Monongahela River.

Outfall 001: existing discharge, design flow of 0.007 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	20,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4		3.3	
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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. 2301412, Sewerage, **Thornbury Township**, 6 Township Drive, Cheyney, PA 19319. This proposed facility is located in Thornbury Township, **Delaware County**.

Description of Proposed Action/Activity: Construction and operation of a pump station and conveyance system.

WQM Permit No. 1501422, Sewerage, **Upper Uwchlan Township Municipal Authority**, 140 Pottstown Pike, Chester Springs, PA 19425. This proposed facility is located in Upper Uwchlan Township, **Chester County**.

Description of Proposed Action/Activity: Construction and operation to replace an existing on lot disposal system with a package extended aeration wastewater treatment plant.

WQM Permit No. 1501423, Sewerage, **Phoenixville Borough**, 145 Church Road, Phoenixville, PA 19460. This proposed facility is located in Phoenixville Borough, **Chester County**.

Description of Proposed Action/Activity: Construction and operation to replace the existing French Creek Interceptor.

WQM Permit No. 4601415, Sewerage, **Lower Providence Township**, P. O. Box 193, 100 Park Lane Drive, Eagleville, PA 19403. This proposed facility is located in Lower Providence Township, **Montgomery County**.

Description of Proposed Action/Activity: Construction and operation of a wastewater collection system and two pump stations.

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

WQM Permit No. 5201402, Sewerage, **Pike County Business Center Maintenance Association, Inc.**, P. O. Box A, Milford, PA 18337. This proposed facility is located in Blooming Grove Township, **Pike County**.

Description of Proposed Action/Activity: This project is subdivision of lands and the construction of the infrastructure for a new business center on a 615 acre tract of land in Blooming Grove Township. The collection and conveyance system will be a combination of gravity sewer and force mains, which will collect sewage from each lot to the treatment facility. A second force main will carry the recycled water from the plant back to each lot. The projected flow to the treatment facility is 10,000 GPD. Approximately 80% of the treated wastewater will be recycled and used as flush water for toilets and urinals. The remaining 20% will be discharged to a spray irrigation field.

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

Application No. 6501412, Sewerage, **Dennis J. Gill**, Box 206, Slack Road, Boquet, PA 15644. Application for the construction and operation of a small flow sewage treatment plant to serve the Gill Residence located in Penn Township, **Westmoreland County**.

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

WQM Permit No. 1001415, Sewerage, **Pinehurst Mobile Home Park**, 899 Rockdale Road, Butler, PA 16002. This proposed facility is located in Center Township, **Butler County**.

Description of Proposed Action/Activity: This project is for the construction and operation of a sewage treatment facility to serve a mobile home park.

WQM Permit No. 2501427, Sewerage, **Hickory Hill Country Village**, a Division of Thomas Mobile Home Park, 11962 U.S. Route 19, Waterford, PA 16441. This proposed facility is located in Waterford Township, **Erie County**.

Description of Proposed Action/Activity: This project is for the construction and operation of a sewage treatment facility to serve a mobile home park expansion.

WQM Permit No. 1001414, Sewerage, **Butler Area Sewer Authority**, 125 Pittsburgh Road, Butler, PA 16001-3259. This proposed facility is located in Butler Township, **Butler County**.

Description of Proposed Action/Activity: This project is for a pump station and sewer extension to serve a residential subdivision.

NPDES Stormwater Individual Permit

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

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

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

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

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

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

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

NPDES Permit PAS10 D124, 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).

NPDES Permit PAS10 D125, Stormwater. **Dennis Schlosser**, P. O. Box 116, Township Line Road, Hatfield, PA 19440, has applied to discharge stormwater associated with a construction activity located in Milford Township, **Bucks County** to tributary to Unami Creek (HQ).

NPDES Permit PAS10 G498, Stormwater. **Vanderhoef Builders**, 341 Fremont Road, Nottingham, PA 19362 has applied to discharge stormwater associated with a construction activity located in Elk Township, **Chester County** to West Branch Big Elk Creek (HQ-TSF-MF).

NPDES Permit PAS10 G499, Stormwater. **Harkins Farm, LLC**, 242 Winged Foot Drive, Blue Bell, PA 19422 has applied to discharge stormwater associated with a construction activity located in East Fallowfield Township, **Chester County** to UNT to West Branch Brandywine Creek (EV).

NPDES Permit PAS10 G500, Stormwater. **Montgomery School**, 1141 Route 13, Chester Springs, PA 19425, has applied to discharge stormwater associated with a construction activity located in West Pikeland Township, **Chester County** to Pickering Creek (HQ-TSF).

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).

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

Permit No. 1401505. Innovative Technology, Public Water Supply.

Applicant	Rebersburg Water Company
Township	Miles Township, Centre County
Responsible Official	Fred Johnson, Chairperson Rebersburg Water Company P. O. Box 157 Rebersburg, PA 16872
Type of Facility	Public Water Supply
Consulting Engineer	Herbert, Rowland, & Grubic, Inc. 474 Windmere Drive Suite 101 State College, PA 16801
Application Received Date	October 29, 2001
Description of Action	Construction of an onsite hypochlorite generation system

Permit No. 1401506, Public Water Supply.

Applicant	Aaronsburg Water Pipes, Inc.
Township	Haine Township, Centre County
Responsible Official	Charles Valentine, Chairperson Aaronsburg Water Pipes, Inc. P. O. Box 254 Aaronsburg, PA 16820
Type of Facility	Public Water Supply
Consulting Engineer	Herbert, Rowland, & Grubic, Inc. 474 Windmere Drive Suite 100 State College, PA 16801
Application Received Date	October November 19, 2001
Description of Action	Construction of Well #4 with disinfection

Permit No. 1401507, Public Water Supply.

Applicant	College Township Water Authority
Township	College Township, Centre County
Responsible Official	R. David Derr, Chairperson College Township Water Authority 1481 East College Avenue State College, PA 16801
Type of Facility	Public Water Supply
Consulting Engineer	Entech Engineering, Inc. 4 South Fourth Street P. O. Box 32 Reading, PA 19603

Application Received Date November 26, 2001

Description of Action Construction of the Roger Well with disinfection, sequestration, high service pumps and chlorine contact tank

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

Application No. 0601512 MA, Minor Amendment, Public Water Supply.

Applicant **Wissahickon Spring Water, Inc.**

Municipality Kutztown

County **Berks**

Responsible Official Albert Lear
10447 Drummond Rd.
Philadelphia, PA 19154

Type of Facility Public Water Supply

Consulting Engineer 1—Not Available

Application Received Date July 16, 2001

Description of Action Use of Pine Valley Farms Spring No. 1 as a source of supply.

MINOR AMENDMENT

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

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

Application No. Minor Amendment.

Applicant **Renovo Borough**

Borough Renovo Borough, **Clinton County**

Responsible Official Gerry Lacy, System Operator
Renovo Borough Water System
128 Fifth Street
Renovo, PA 17764

Type of Facility Public Water Supply

Consulting Engineer Kerry A. Uhler & Associates
140 West High Street
Bellefonte, PA 16823

Application Received Date December 6, 2001

Description of Action Addition of LMI MP-100 module to existing hypochlorination system to make it flow proportioned

Application No. Minor Amendment.

Applicant **Consumers Pennsylvania Water Company**

Township Coal Township, **Northumberland County**

Responsible Official Richard T. Subasic
Executive VP/General Manager
Consumers Pennsylvania Water Company
204 East Sunbury Street
Shamokin, PA 17872-4859

Type of Facility Public Water Supply

Consulting Engineer CET Engineering Services
1240 North Mountain Road
Harrisburg, PA 17112-1788

Application Received Date November 26, 2001

Description of Action Change in pH adjustment chemical from caustic soda to lime

Application No. Minor Amendment.

Applicant **Williamsport Municipal Water Authority**

Township Old Lycoming Township, **Lycoming County**

Responsible Official LaRue VanZile, Director of Engineering
Williamsport Municipal Water Authority
253 West Fourth Street
Williamsport, PA 17701-6113

Type of Facility Public Water Supply

Consulting Engineer Malcolm Pirnie, Inc.
40 Centre Drive
P. O. Box 1938
Buffalo, NY 14219-0138

Application Received Date November 16, 2001

Description of Action Construction of a 1.25 MG finished water storage tank to replace the 1.5 MG Grimesville storage tank

WATER ALLOCATIONS

Applications received under the Act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the Acquisition of Rights to Divert Waters of the Commonwealth.

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

WA 48-339B, Water Allocations. **Bethlehem Authority—City of Bethlehem**, 10 East Church Street, Bethlehem, PA 18018-6028, Tunkhannock Township, **Monroe County**. The applicant is requesting the renewal of an existing permit. The applicant proposes to continue to withdraw 12.0 million gallons, as an annual average, from Tunkhannock Creek.

WA 48-179B, Water Allocations. **City of Easton—Bureau of Water**, 1 South Third Street, Easton, PA 18042, City of Easton, **Northampton County**. The City of Easton—Bureau of Water has submitted a Water Allocation application to increase an existing permitted withdrawal on the Delaware River. The current maximum daily withdrawal is 10.0 million gallons. The applicant is requesting a maximum, peak day, withdrawal of 16.0 million gallons.

WA 48-1002, Water Allocations. **Easton Suburban Water Authority**, P. O. Box 3819, Easton, PA 18043-

3819, with offices located at 2414 Butler Street, Easton, PA, City of Easton, **Northampton County**. The applicant is requesting the right to purchase up to 12.0 million gallons, based on a peak day usage or 8.555 million gallons, based on an average daily demand, from the City of Easton.

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 following sites identified, proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period the municipality may request that the person identified, as the remediator of the site, develop and implement a public involvement plan. Requests to be involved and comments, should be directed to the remediator of the site.

For further information concerning the content of a Notice of Intent to Remediate, contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate

Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

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

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

Eugene F. Hamm—Lending Textile, Inc., Montgomery Borough, **Lycoming County**. United Environmental Services, Inc., on behalf of its client Eugene F. Hamm, 1759 Princeton Avenue, Williamsport, PA 17701, has submitted a Notice of Intent to Remediate soil contaminated with BTEX, PHCs and solvents. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in *The Williamsport Sun-Gazette* on October 25, 2001. See notice in other section of this *Pennsylvania Bulletin*.

Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Shiffler Steel Site (Former), City of Pittsburgh, **Allegheny County**. William G. Weir, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15220 (on behalf of The Rubinoff Company, 503 Martindale Street, Pittsburgh, PA 15212) has submitted a Notice of Intent to Remediate soil and groundwater contaminated with Lead, PHCs, PAHs and Solvents. The applicant proposes to remediate the site to meet the Site Specific Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Pittsburgh Post Gazette* on November 28, 2001.

LTV Aliquippa Coke Plant (Former), Aliquippa Borough, **Beaver County**. Martin C. Knuth, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Bet-Tech Inc., 1150 Brodhead Road, Monaca, PA 15061 and Beaver County Corporation for Economic Development, 250 Insurance Street, Beaver, PA 15009) has submitted a Notice of Intent to Remediate soil and groundwater contaminated with PCBs, heavy metals, solvents, BTEX and PAHs. The applicant proposes to remediate the site to meet the special industrial area requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Beaver County Times* on November 28, 2001.

Exxon Service Station #22387 (Former), City of Pittsburgh, **Allegheny County**. Gary Antoinette, Geologic Services Corporation, 129 McCarrell Lane, Suite 2B, Zelienople, PA 16063 (on behalf of Exxon Mobil Corporation, 220 Commerce Drive, Suite 205, Ft. Washington, PA 19034) has submitted a Notice of Intent to Remediate soil and groundwater contaminated with lead, BTEX and MtBE. The applicant proposes to remediate the site to meet the Site Specific Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Pittsburgh Post Gazette* on September 7, 2001.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Applications Accepted 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.

Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.

Permit Application No. 101649. Phoenix Resources, Inc., R. R. 1, Box 12A, Wellsboro, PA 16901, for the Phoenix Resources Construction/Demolition Facility located in Duncan Township, **Tioga County**. Application for expansion of disposal capacity. The application was accepted by the Williamsport Regional Office on September 12, 2001.

Comments concerning the application should be directed to John C. Hamilton, P.E., Facilities Operations Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Persons interested in obtaining more information about the general permit application may contact the Williamsport Regional Office, (570) 327-3653. 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.

Permit Application No. 301197. Reliant Energy Northeast Management Co., 1001 Broad Street, Johnstown, PA 15907, for Shawville Ash Disposal Facility located in Bradford Township, **Clearfield County**. Application for expansion of the captive ash disposal facility. The application was accepted by the Williamsport Regional Office on December 5, 2001.

Comments concerning the application should be directed to John C. Hamilton, P.E., Facilities Operations Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Persons interested in obtaining more information about the general permit application may contact the Williamsport Regional Office, (570) 327-3653. 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. 100081. Southern Alleghenies Landfill, Inc., 1550 Coraopolis Heights Road, West Pointe Corporate Center I, Moon Township, PA 15108. Southern Alleghenies Landfill, 843 Miller Picking Road, Davidsville, PA 15928. An application for a major permit modification for changes made to the regulations December 23rd 2000 and a Radiological Monitoring Plan at a municipal waste landfill in Conemaugh Township, **Somerset County** was received in the Regional Office on December 4, 2001.

Permit Application No. 100280. USA Valley Facility, Inc., R. D. #2 Box 282A, Pleasant Valley Road, Irwin, PA 15642. Valley Landfill, R. D. #2 Box 282A, Pleasant Valley Road, Irwin, PA 15642. An application for a major permit modification for a permit renewal, boundary expansion and a Radiological Monitoring Plan at a municipal waste landfill in Penn Township, **Westmoreland County** was received in the Regional Office on December 7, 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 Oper-

ating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for DEP, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit all the permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

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

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

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

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

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

PLAN APPROVALS

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

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

36-03001A: Nichia America Corp. (3775 Hempland Road, Mountville, PA 17554) for modification of its luminescent materials processing facility in West Hempfield Township, **Lancaster County**.

38-03028A: Brentwood Industries, Inc. (2101 Lehman Street, Lebanon, PA 17046) for the installation of carbon adsorption odor control unit on PVC Thin Film Calendar and Extruder Process Lines at its Lebanon Plant in West Lebanon Township, **Lebanon County**.

67-05069B: Cemex, Inc. (P. O. Box 220, Thomasville, PA 17364) for the installation of three bin vent dust collectors at its Thomasville Facility in Jackson Township, **York County**. This source is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

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

18-00005B: Dominion Transmission Corp. (625 Liberty Avenue, Pittsburgh, PA 15222-3199) for installation of replacement air cleaning devices (electronic fuel gas injection systems) on two 1100 horsepower natural gas-fired reciprocating internal combustion compressor engines (Engines 1 and 2) at the Finnefrock Compressor Station in Leidy Township, **Clinton County**.

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

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.

09-0015C: Rohm and Haas Co. (Route 413 and State Road, Bristol, PA, 19007) for construction of a regenerative thermal oxidizer in Bristol Township, **Bucks County**. This is a Title V facility. This thermal oxidizer will replace the methyl methacrylate scrubber, #10 kettle incinerator and #7 kettle scrubber. This installation will result in net decrease in emissions of volatile organic compounds (VOC) by 28.5 tons per year and of oxides of nitrogen (NOx) by 0.57 ton per year. The Plan Approval will require the company to perform stack tests to determine the emission rates of VOC and NOx from the thermal oxidizer. The company will also monitor and continuously record the inlet, combustion chamber and outlet temperature of the thermal oxidizer.

09-0050: Better Materials Corp. (P. O. Box 196, Penns Park, PA 18943) for construction of a tertiary crusher and two conveyors in Wrightstown Township, **Bucks County**. This is a Synthetic Minor facility. The tertiary crusher will have a rated capacity of 275 tons per hour. The company will install a wet suppression system at transfer points to control emissions of particulate matter. This installation will result in net increase in emissions of particulate matter (PM) by 1.0 ton per year. The Plan Approval will require the company to limit hours of operation to 5,000 hours in a consecutive 12-month period. The company will meet all opacity limits set forth in 40 CFR 60.672. The company will also comply with all recordkeeping and reporting requirements specified in 40 CFR 60.676.

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

39-318-109: Victaulic Company of America, Inc. (4901 Kesslerville Road, Easton, PA 18045) for construction of a paint spray booth and associated air cleaning device at its Municipal Division facility in the City of Allentown, **Lehigh County**. The manufacturing facility is a non-Title V facility. VOC emissions from the spray booth will be less than one ton per year. Particulate matter emissions from the process will be controlled

through the use filter panels and will be less than 0.02 gr/dscf. VOC emissions from the facility shall be recorded on a monthly basis and shall include comprehensive compositional data for each material, which accurately identifies and quantifies the volatile organic compound and hazardous air pollutant content of the respective materials.

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

53-00004B: Dominion Transmission Corp. (625 Liberty Avenue, Pittsburgh, PA 15222-3199) for installation of air cleaning devices, "screw-in prechambers," on five 2000 horsepower natural gas-fired reciprocating internal combustion engines (Engines 2-6) at the Harrison Compressor Station in Harrison Township, **Potter County**. The Harrison Compressor Station is a major facility, which has been issued a Title V Operating Permit (53-00004).

The proposed air cleaning devices will replace existing air cleaning devices and are intended to better assure compliance with the nitrogen oxides emission limitations previously established for the respective engines under the reasonably available control technology requirements of 25 Pa. Code §§ 129.91—129.95. These installations will not result in any change in the amount of nitrogen oxides or any other air contaminant allowed to be emitted from the engines but may result in a reduction in the emission rate of one or more air contaminants from the levels now actually occurring.

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

1. Following the installation of the screw-in prechamber (SIP) systems on an engine, the air contaminant emissions from that engine shall not exceed 30.9 pounds per hour of nitrogen oxides (NOx, expressed as NO₂), 11.1 pounds per hour of carbon monoxide and 2.5 pounds per hour of volatile organic compounds when the engine is operating at full load/full speed. Additionally, the emissions from the respective engine shall never at any time exceed 39.7 pounds per hour of nitrogen oxides (NO_x, expressed as NO₂), 16.6 pounds per hour of carbon monoxide and 3.7 pounds per hour of volatile organic compounds.

2. Within 120 days of completion of installation of a SIP system on an engine, stack testing shall be performed on the respective engine for nitrogen oxides (NO_x, expressed as NO₂), volatile organic compounds and carbon monoxide.

3. Semi-annual nitrogen oxides portable analyzer testing shall be performed on the engines.

4. Records shall be maintained of the number of hours per month that each engine is operated and the amount of fuel used per month in each engine.

5. The engines shall only be fired on pipeline quality natural gas.

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

04-00013A: J & L Specialty Steel, Inc. (1500 West Main Street, Midland, PA 15059) for installation of a Steckel Mill and Melt Shop Modifications at the plant Midland, **Beaver County**.

Based on the information provided by the applicant and on DEP's analysis of that information, these installations will result in an increase in the emission limitations at this facility of approximately 4.6 tons of SO₂, 166.3 tons of NO_x, 171.3 tons of CO and 12.5 tons of particulate matter each year.

In order for DEP to assure compliance with all applicable standards, DEP proposes to place the following conditions on the Plan Approval:

3. *General Conditions*

a) This Plan Approval is issued for the construction and operation of a new Steckel Mill and related/supporting equipment and for the modification of the Melt Shop at J&L Specialty Steel in Midland, Beaver County. The Melt Shop is defined to include the two Electric Arc Furnaces (EAFs #7 and #9), the Argon-Oxygen-Decarburization (AOD) vessel, numerous Ladle and Tundish Preheaters, the Ladle Trim Station (LTS), the Continuous Slab Caster, Caster Cutting Torch as well as the EAF/AOD Baghouse and assorted Melt Shop ventilation equipment. This approval authorizes an emission increase based on raising the steel melting capacity from 600,000 to 720,00 tons annually and is issued in accordance with the requirements of 25 Pa. Code, Chapter 127, Subchapters D (PSD) and E (NSR), as well as 40 CFR 60 subpart AA.

b) The slab reheat furnace shall be designed to allow for the installation of SNCR technology. SNCR will be required if the SNCR demonstration project at the Nucor facility in Darlington, SC is determined to be technically feasible in accordance with the Consent Decree between EPA and Nucor. Further emission limitation may be established based on this determination. (25 Pa. Code § 127.205(1))

c) This approval to construct shall become invalid if: (1) construction is not commenced (as defined in 40 CFR 52.21(b)(8)) within 18 months after the date of this approval; or (2) if construction is discontinued for a period of 18 months or more; or (3) construction is not completed within 5 years.

d) The owner or operator, in accordance with 25 Pa. Code §§ 127.208, 127.209 and 127.211, shall secure by approved ERC registry transaction, 238 NO_x ERCs before commencement of operation of the Steckel Mill or increasing Melt Shop Capacity above 600,000 tpy. The total ERCs represent a facility net potential emissions increase of 206.5 tons per year times the 1.15 offset ratio (25 Pa. Code § 127.10)

e) This Plan Approval authorizes temporary operation of the sources covered by this Plan Approval provided the following conditions are met. (25 Pa. Code § 127.12b):

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

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

iii) This condition authorizes temporary operation of the sources for a period of 180 days from the date of

commencement of operation, provided the Department receives notice from the Owner/Operator under subpart (i).

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

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

4. *Stack Emissions Limitations*

a) Emissions from the facility in any consecutive 12 month period shall be limited as follows (25 Pa. Code § 127.12b):

<i>Facility Emission Limits</i>	
<i>Pollutant</i>	<i>Total Emissions (tpy)</i>
SO ₂	25.3
NO _x	591.6
CO	925.8
VOC	89.4
PM ₁₀	29.1
PM	54.6

b) Emissions from the Steckel Mill Reheat Furnace shall be limited to the following (25 Pa. Code § 127.12b):

Steckel Mill Reheat Furnace Emission Limits

<i>Pollutant</i>	<i>TPY (12 month rolling average)</i>	<i>Lbs/hr (Averaged in accordance with approved test protocol)</i>	
		<i>Lb/mmBtu (30 day rolling average)</i>	
SO ₂	0.4	.09	
NO _x	72.8	16.62	0.11
CO	13.4	3.06	
VOC	3.6	.82	
PM ₁₀	5.0	1.14	
PM	3.6	.82	

c) Emission limits are based on the following production rates. (12 month rolling average):

<i>Source</i>	<i>Production Rates</i>	
	<i>Production Rate</i>	<i>Units</i>
Melt Shop*	720,000	Tons of Steel per year
Grinders	432,000	Tons of Steel per year
Steckel Reheat Furnace	900,000	Tons of Steel per year

*Melt Shop includes two EAFs, AOD, Ladle Trim Station and Ladle Heaters

d) Each Coiling Furnace shall be limited to 7,000 hours/year of operation.

e) In accordance with the requirements of 25 Pa. Code §§ 123.1 and 123.2 fugitive emissions from the facility and melt shop are prohibited.

f) The melt shop is subject to the requirements of 40 CFR 60 Subpart AAa. The applicable requirements of this subpart are included in the Title V permit for this facility.

5. Testing Requirements

a) The Department reserves the right to require stack testing at any time for the sources covered by this Plan Approval. (25 Pa. Code § 127.12b)

b) Within 180 days of initial start-up but no later than 60 days of achieving maximum production, a stack tests shall be performed on the Steckel Mill reheat furnace in accordance with the provisions of 25 Pa. Code Chapter 139 to determine the following pollutant emission rates:

- TSP/PM₁₀
- CO
- NO_x
- VOC
- SO₂

These tests shall be conducted at least once during the term of this approval. (25 Pa. Code § 139.2)

c) The Owner or Operator shall submit a pretest protocol for review at least 60 days prior to performance of the stack tests. (25 Pa. Code § 139.2)

d) The Owner or Operator shall also notify the Department at least 2 weeks prior to the stack tests so that an observer may be present at the time of the tests. (25 Pa. Code § 139.2)

e) The Owner or Operator shall submit a stack test report to the Department within 60 days of the completed testing. (25 Pa. Code § 139.2)

f) The melt shop shall be stack tested in accordance with the Title V permit issued to the facility on November 30, 2001. A pretest protocol shall be submitted to the Department at least 60 days prior to the test date incorporating the modifications approved herein.

6. Monitoring

a) J&L shall record the following information on a regular basis as specified:

- Melt Shop production rate (daily)
- Steckel Mill production rate (daily)
- Reheat Furnace fuel usage (monthly)
- Coiling Furnace fuel usage and hours of operation (monthly)

This log shall be maintained on site for a minimum of 5 years and shall be made available to the Department upon request. (25 Pa. Code § 127.12b)

7. Work Practice Standards

a) The Department reserves the right to require additional controls (for example, road paving, process equipment enclosures, and the like) based on evaluation of the operation after start-up and a determination that the existing controls are inadequate to control fugitive emissions. (25 Pa. Code § 127.12b)

b) If J&L operates both EAFs simultaneously, stack testing of the Melt Shop will be required to demonstrate compliance with applicable emission limitations. (25 Pa. Code § 127.12b)

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.

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

18-00005: Dominion Transmission Corp. (625 Liberty Avenue, Pittsburgh, PA 15222-3199) for their Natural Gas Transmission facility in Leidy Township, **Clinton County**. The Title V Operating Permit revision is to incorporate conditions of an amendment of a Reasonably Available Control Technology (RACT) plan for a 4,000-horse power natural gas fired internal combustion engine (Engine #4). The following is a summary of the preliminary RACT determination, which the Department proposes to incorporate into the revised Title V Operating Permit, if finally approved. Nitrogen oxides not to exceed 44.1 pounds per hour and 193.16 tons in any 12 consecutive month period and volatile organic compounds not to exceed 2.43 pounds per hour and 10.64 tons in any 12 consecutive month period. The revised Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

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

09-318-076: Legendary Cars, Inc. (2065 Bunnell Road, Warrington, PA 18976) for operation of a gel coat spray booth in Warrington Township, **Bucks County**. The VOC and HAP emissions from the spray booth shall be kept to less than 3 tons per year. The Operating Permit shall contain additional monitoring and record keeping designed to keep the facility operating within all applicable air quality requirements.

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

06-05188: Metropolitan Edison Company (P. O. Box 16001, Reading, PA 19640-0001) for operation of an electric generating station controlled by combustion controls in Muhlenberg Township, **Berks County**. The facility is not subject to Title V (State only operating permit). The facility will have the potential to emit a total of 23 tons per year of nitrogen oxides, 4.5 tons per year of sulfur dioxides and 2.5 tons per year of carbon monoxide. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

36-05109: Amerimax Home Products, Inc. (P. O. Box 4515, Lancaster, PA 17604) for operation of its fabricated metal products facility in East Hempfield Township, **Lancaster County**. The facility has the potential to emit 11 tons per year of VOC (after control). The Synthetic Minor operating permit shall contain additional testing, monitoring, record keeping and reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements.

67-03005: Larami Metals Co., Inc. (1173 Kings Mill Road, York, PA 17405) for operation of two industrial furnaces in Spring Garden Township, **York County**. Facilities sources of emissions include the sweating furnaces, which primarily emits NO_x. The natural minor operating permit will contain monitoring and recordkeep-

ing requirements designed to keep the facility operating within all applicable requirements.

67-03059: Hill Street Veterinary Hospital (555 Hill Street, York, PA 17403) for the operation of an animal incinerator controlled by an afterburner located in Spring Garden Township, **York County**. The facility has the potential to emit less than 1 ton of each criteria pollutant. The natural minor operating permit will contain monitoring and record keeping requirements designed to keep the facility operating within all applicable requirements.

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

08-00019: Stroehmann Bakeries, L.C. (North Wilber and Tuscarora Street, Sayre, PA 18840) for a State Only Operating Permit for their bread products facility in Sayre Borough, **Bradford County**. The facility's main sources includes three natural gas fired boilers, one variety bread oven, three air make up units and one parts washer. These sources have the potential to emit major quantities of volatile organic compounds (VOC). The facility has taken restrictions on hours of operation to limit potential VOC emissions below Title V thresholds. The facility has the potential to emit sulfur oxides (SOx), nitrogen oxides (NOx), particulate matter less than 10 microns in size (PM10) and carbon monoxides (CO) below the major emission thresholds. This operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

17-00045: Department of Corrections (P. O. Box 1000, Houtzdale, PA 16698-1000) for a State Only Operating Permit for the State Correctional Institution at Houtzdale, in Woodward Township, **Clearfield County**. The facility's main sources includes two Bituminous coal/#2 fuel oil fired boilers, one #2 fuel oil fired boiler, two emergency generators, coal storage area, 19 kitchen equipment and two #2 fuel oil storage tanks. These sources have the potential to emit major quantities of nitrogen oxides (NOx) and sulfur oxides (SOx). The State Only Operating Permit for this facility includes restrictions on its annual NOx and SOx emissions below major emissions thresholds. The facility has taken restrictions on hours of operation to limit potential NOx and SOx emissions below Title V thresholds. The facility has the potential to emit volatile organic compounds (VOCs), particulate matter less than 10 microns in size (PM10) and carbon monoxides (CO) below the major emission thresholds. This operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

12-00009: Fansteel (American Sintered Technologies Plant, P. O. Box 149, Emporium, PA 15834) for a State Only Operating Permit for their pressed metals facility in Emporium Borough, **Cameron County**. The facility's main sources include seven electric sintering furnaces and five space heaters. The facility has the potential to emit volatile organic compounds (VOCs) and particulate matter less than 10 microns in size (PM10) below the major emission thresholds. This operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

18-00022: Autoline Industries East, Inc. (P. O. Box 210, McElhattan, PA 17748) for a State Only Operating Permit for their automotive parts remanufacturing facility in Wayne Township, **Clinton County**. The facility's main sources includes three rust inhibitor dip tanks, 17 parts washers, three burnoff ovens, three blasters and six

spray paints booths. The facility has the potential to emit volatile organic compounds (VOCs), nitrogen oxides (NOx) and particulate matter less than 10 microns in size (PM10) below the major emission thresholds. This operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

17-00046: HPM Industries, Inc. (Atlas Pressed Metals Plant, 125 Tom Mix Drive, P. O. Box P, DuBois, PA 15801) for a State Only Operating Permit for their pressed powder metals parts facility in DuBois City, **Clearfield County**. The facility's main sources include four electric sintering furnaces, ten space heaters and powdered metal dip sizing process. The facility has the potential to emit volatile organic compounds (VOCs) and particulate matter less than 10 microns in size (PM10) below the major emission thresholds. This operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

47-00010: Hines Color (233 P. P. & L. Road, Danville, PA 17821) for a State Only Operating Permit for their greenhouse facility in Anthony and Derry Township, **Montour County**. The facility's main air contaminant sources are two #2 fuel oil fired boilers. The facility has the potential to emit sulfur oxides (SOx), nitrogen oxides (NOx), carbon monoxide (CO) and particulate matter less than 10 microns in size (PM10) below the major emission thresholds. This State Only Operating Permit contains all applicable regulatory requirements of recordkeeping.

17-00044: MetalTech, Inc. (R. D. 1, Box 26, DuBois, PA 15801) for a State Only Operating Permit for their pressed powder metals parts facility in Sandy Township, **Clearfield County**. The facility's main sources are included four electric sintering furnaces and powdered metal dip sizing process. The facility has the potential to emit volatile organic compounds (VOCs) and particulate matter less than 10 microns in size (PM10) below the major emission thresholds. This operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

17-00037: Kings Coal Sales, Inc. (P. O. Box 712, Philipsburg, PA 16866) for a State Only Operating Permit for their coal crushing and preparation facility in Morris Township, **Clearfield County**. The facility's main sources include Breaker, Mobile screener, conveyor belts and stockpiles area. The facility has the potential to emit nitrogen oxides (NOx), fugitive dust sulfur oxides (SOx), carbon monoxides (CO) and particulate matter less than 10 microns in size (PM10) below the major emission thresholds. This operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

PUBLIC HEARINGS

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

18-00005: Dominion Transmission Corp. (625 Liberty Avenue, Pittsburgh, PA 15222-3199) for their Natural Gas Transmission facility in Leidy Township, **Clinton County**.

In accordance with 25 Pa. Code § 127.541, this Title V Operating Permit revision is to incorporate conditions of an amendment of a Reasonably Available Control Technology (RACT) plan for Dominion Transmission Corporation.

In accordance with 25 Pa. Code §§ 129.91—129.95, the Department of Environmental Protection (Department)

has made a preliminary determination to approve an amendment of a RACT plan and an amendment to the State Implementation Plan (SIP) for a natural gas compressor facility (Finnefrock Compressor Station) in Leidy Township, Clinton County.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the amendment of the RACT approval for the facility, which are intended to comply with current regulations.

The preliminary RACT determination, if finally approved, will result in the revision of Title V Operating Permit 18-00005 and will be submitted to the United States Environmental Protection Agency as a revision to Pennsylvania's State Implementation Plan.

The following is a summary of the preliminary RACT determination, which the Department proposes to incorporate into Title V Operating Permit 18-00005, as a revision to that permit, for a 4,000-horse power natural gas fired internal combustion engine (Engine #4).

- Nitrogen oxides not to exceed 44.1 pounds per hour and 193.16 tons in any 12 consecutive month period and volatile organic compounds not to exceed 2.43 pounds per hour and 10.64 tons in any 12 consecutive month period.

One public hearing will be held for the purpose of receiving comments on the proposed operating permit revision and the proposed SIP revision. The hearing will be held on February 6, 2002, at the Department Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA. The public is 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 ten minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf.

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

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.

54011301. Alfred Brown Coal (R. R. 2 Box 118C, Hegins, PA 17938), commencement, operation and restoration of an anthracite underground mine operation in Blythe Township, **Schuylkill County** affecting 3.0 acres, receiving stream—unnamed tributary to Schuylkill River. Application received: December 3, 2001.

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

17010115 and NPDES No. PA 0243183. King Coal Sales, Inc., P. O. Box 712, Philipsburg, PA 16866. Commencement, operation and restoration of a bituminous surface mine-coal refuse disposal permit in Morris and Boggs Townships, **Clearfield County** affecting 190.1 acres. Receiving streams: Emigh Run and Alder Run, classified for the following uses: Coal Water Fishery. The first downstream potable water supply intake from the point of discharge is: None. Application received: December 5, 2001.

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

26940104. Harry Lee and Rolland Herring (196 Mennonite church Road, Masontown, PA 15461). Renewal application for commencement, operation and reclamation

of a bituminous surface mine located in Nicholson Township, **Fayette County**, affecting 75.7 acres. Receiving streams: unnamed tributaries to Jacobs Creek and Jacobs Creek, classified for the following use: warm water fishery. The first downstream potable water supply intake from the point of discharge is Albert Gallatin Municipal Authority. Renewal application received: December 3, 2001.

03960106. Reichard Contracting, Inc. (212 Olean Trail, New Bethlehem, PA 16242). Renewal application for reclamation only of a bituminous surface mine located in Wayne Township, **Armstrong County**, affecting 33 acres. Receiving streams: unnamed tributaries to Camp Run and Scrubgrass Creek, classified for the following use: cold water fishery. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: December 3, 2001.

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

56960110 and NPDES Permit No. PA0234281. PBS Coals, Inc., P. O. Box 260, Friedens, PA 15541. Permit renewal for continued operation of a bituminous surface and limestone removal mine and for existing discharge of treated mine drainage in Brothersvalley Township, **Somerset County**, affecting 312.2 acres. Receiving streams: Blue Lick Creek, unnamed tributary to Blue Lick Creek classified for the following uses: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: December 3, 2001.

56010107 and NPDES Permit No. PA0249114. Mar- quise Mining Corporation, 3389 Menoher Blvd., Johnstown, PA 15905. For a new permit, for discharge of treated mine drainage, for commencement, operation and restoration of a bituminous surface mine in Shade Township, **Somerset County**, affecting 74.3 acres. Receiving streams: Fallen Timber Run classified for the following uses: cold water fishery. The first downstream potable water supply intake from the point of discharge is Hooversville Borough. Application received: December 3, 2001.

56000103 and NPDES Permit No. PA0235245. Hoff- man Mining, Inc., P. O. Box 130, 118 Runway Road, Friedens, PA 15541. Permit revision for a stream enhancement project for an unnamed tributary to Oven Run, the proposed project will include redirecting an unnamed tributary (A) to a second tributary (B) to provide a more consistent water source to unnamed tributary B and for existing discharge of treated mine drainage in Shade Township, **Somerset County**, affecting 111.4 acres. Receiving streams: unnamed tributary to Oven Run classified for the following uses: cold water fishery. The first downstream potable water supply intake from the point of discharge is Hooversville Municipal Water Authority and Cambria/Somerset Water Authority Border. Application received: December 6, 2001.

56980102 and NPDES Permit No. PA0234681. Hoff- man Mining, Inc., P. O. Box 130, 118 Runway Road, Friedens, PA 15541. Permit revision for a stream enhancement project for an unnamed tributary to Oven Run, the proposed project will include redirecting an unnamed tributary (A) to a second tributary (B) to provide a more consistent water source to unnamed tributary B and for existing discharge of treated mine drainage in Shade Township, **Somerset County**, affecting 111.4 acres. Receiving streams: unnamed tributary to

Oven Run classified for the following uses: cold water fishery. The first downstream potable water supply intake from the point of discharge is Hooversville Municipal Water Authority and Cambria/Somerset Water Authority Border. Application received: December 6, 2001.

Coal Applications Returned

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.

40940203C. Hudson Anthracite, Inc. (202 Main Street, Laflin, PA 18702), correction to an existing coal refuse reprocessing operation to add refuse disposal in Jenkins Township, **Luzerne County** affecting 149.9 acres, receiving stream—none. Application received: June 19, 2000. Application returned: December 4, 2001.

Noncoal Applications Received

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.

15830602C5. Allan A. Myers d/b/a Independence Construction Materials (P. O. Box 98, 1805 Berks Road, Worcester, PA 19490), correction to an existing quarry operation in Charlestown Township, **Chester County** affecting 79.48 acres, receiving stream—unnamed tributary to Pickering Creek, High Quality, Trout Stocking. Application received: December 3, 2001.

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

08010824. John Heeman, Jr., R. R. 2, Box 273, Wyalusing, PA 18853. Commencement, operation and restoration of a Small Industrial Minerals (Flagstone) permit in Warren Township, **Bradford County** affecting 2 acres. Receiving streams: unnamed tributary, tributary to Wappasening Pendleton Creek. Application received: November 14, 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 of Environmental Protection. A copy of the proposals is available for inspection at the office indicated before each proposal.

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

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

Project Proposals Received

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

EGS 56002. Wells Creek Watershed Associates, 1019 Pompey Hill Road, Stoystown, PA 15563). A water pollution abatement project to construct a passive AMD treatment system on a 10 acre tract of the James C. and Martha J. Onstead and Allan J. Woy properties located 1 mile south of Listie between Township Roads T-539 and T-572 in Somerset Township, **Somerset County**. Receiving stream: Wells Creek. Project received: November 28, 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 and 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

E15-677. Robert Crouthers, c/o Ragan Engineering Associates, Inc., P. O. Box 151, New London, PA 19360, Upper Uwchlan Township, **Chester County**, ACOE Philadelphia District.

To construct and maintain a private bridge crossing with associated wingwalls spanning the Black Horse Creek (HQ-TSF). The proposed bridge consists of a 6-foot high by 12-foot long structure with a span of 30-feet. The structure will serve as an access to two subdivided lots. The project site is located 300 feet west of the intersection of Krauser Road and Blackhorse Circle (Downingtown, PA Quadrangle 15.9 inches North and 13.1 inches West).

E09-828. K. Hovnanian Companies, Northeast, Inc., 301 Oxford Valley Road, Suite 804, Yardley, PA 19067, Northampton Township, **Bucks County**, ACOE Philadelphia District.

To perform the following activities associated with the proposed construction of the Woods at Northampton Residential Development located 500 feet northeast of the intersection of Jacksonville Road (SR 332) and Pulinski Road (Hatboro, PA Quadrangle 18.1 inches North and 7.3 inches West) in Northampton Township, Bucks County.

1. To construct and maintain an 8-foot by 3-foot box culvert road crossing and associated sewer utilities which will impact 56 linear feet of an unnamed tributary to the Little Neshaminy Creek and 0.33 acre of adjacent wetlands (PEM).

2. To construct and maintain a road crossing by placing fill material in 0.014 acre of wetlands.

3. To construct and maintain a 10-foot by 2-foot box culvert road crossing and associated sewer utilities which will impact 76 linear feet of an unnamed tributary to the Little Neshaminy Creek.

4. To construct and maintain a 6.5-foot by 2-foot box culvert road crossing and associated sewer utilities which will impact 78 linear feet of an unnamed tributary to the Little Neshaminy Creek.

5. To construct and maintain temporary water and sewer utility crossings in 0.033 acre of wetlands located along tributary to the Little Neshaminy Creek.

6. To construct and maintain temporary water and sewer utility crossings in 0.001 acre of wetlands located along an unnamed tributary to the Little Neshaminy Creek.

The project proposes temporary and permanent impacts totaling 210 linear feet of watercourse and 0.44 acre of wetlands. The applicant proposes to compensate wetland losses due to construction activities by constructing 0.88 acre of replacement wetlands on site.

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

E64-225. Pennsylvania Department of Transportation, Engineering District 4-0, P. O. Box 111, Scranton, PA 18501, in Lake Township, **Wayne County**, U.S. Army Corps of Engineers, Philadelphia District.

To remove the existing structure and to construct and maintain a road crossing of a tributary to Purdy Creek (HQ-CWF), consisting of an 8.0-foot by 6.0-foot reinforced concrete box culvert with its invert depressed 1.0-foot below stream bed elevation. The project is located along S.R. 3040, Segment 0080, Offset 3170, approximately 0.9 mile downstream of Butler Pond (Lakeville, PA, Quadrangle N: 12.4 inches; W: 8.0 inches).

E64-226. Pennsylvania Department of Transportation, Engineering District 4-0, P. O. Box 111, Scranton,

PA 18501, in Lake Township, **Wayne County**, U.S. Army Corps of Engineers, Philadelphia District.

To remove the existing structure and to construct and maintain a road crossing of a tributary to Ariel Creek (HQ-CWF), consisting of a 91-inch by 58-inch reinforced concrete elliptical culvert. The project is located along S.R. 3011, Segment 0130, Offset 1600, approximately 1.0 mile upstream of Roaming Wood Lake. (Lakeville, PA, Quadrangle N: 11.5 inches; W: 15.9 inches).

E40-579. Luzerne County Flood Protection Authority, Luzerne County Courthouse, 200 N. River Street, Wilkes-Barre, PA 18711-1001, in Wilkes-Barre Township and Wilkes-Barre City, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To remove/modify existing structures and to construct and maintain a stream enclosure of Coal Brook (CWF), consisting of approximately 7,000 linear feet of sections of 84-inch and 90-inch corrugated aluminum steel pipe and 10-foot by 6-foot box culvert. The enclosure will tie into existing enclosed sections and will include numerous stormwater outfall structures along its lengths. Approximately 2,000 linear feet of the existing watercourse (downstream of Spring Street), which consists of enclosed and open channel sections, will remain in place. The upstream portion will be diverted along a new alignment, transitioning to the existing downstream channel along Wilkes-Barre Boulevard via a riprap channel and energy dissipation basin. Approximately 0.1 acre of PEM wetlands will be impacted by the construction of the basis. The project is located between the Arena Hub Plaza and Wilkes-Barre Boulevard. (Wilkes-Barre East, PA Quadrangle N: 21.7 inches; W: 14.4 inches).

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

E07-353. Thomas Fontaine, Hollidaysburg Borough, 401 Blair Street, Hollidaysburg, PA 16648 in Blair Township, **Blair County**, ACOE Baltimore District.

To fill in 0.20 acre of wetland in order to construct Beaver Street extension located just south of US 220/22 about 1.4 mile east of the US 220 and PA 764 intersection (Hollidaysburg, PA Quadrangle N: 9.5 inches; W: 5.25 inches) in Blair Township, Blair County.

E21-333. Donald Deckman, Mountain View Nursery, 1101 Park Place, Mechanicsburg, PA 17055 in Monroe Township, **Cumberland County**, ACOE Baltimore District.

To remove a vegetated gravel bar and silt deposits from the channel of the Yellow Breeches Creek (HQ-CWF) for the purpose of maintaining an agricultural intake used for irrigation of croplands on the Mountain View Nursery Farm located along the west side of the creek about 1.1 miles upstream of the village of Williams Grove (Mechanicsburg, PA Quadrangle N: 3.85 inches; W: 7.3 inches) in Monroe Township, Cumberland County.

E67-712. Mark Bisett, Transcontinental Gas Pipe Line Corp, 2800 Post Oak Blvd, Level 10, Houston, TX 77056 in Peach Bottom Township, **York County** and in Lower Chanceford Township, York County, ACOE Baltimore District.

To construct and maintain two stream relocations and stabilize the stream banks for (1) an unnamed tributary to Fishing Creek (TSF) (Delta, PA Quadrangle N: 20.8 inches; W: 16.4 inches) in Peach Bottom Township, York County and (2) an unnamed tributary to Muddy Creek

(TSF) (Holtwood, PA Quadrangle N: 1.8 inches; W: 13.6 inches) in Lower Chanceford Township, York County.

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

E02-1360. Brooktree Holdings, Inc., 10431 Perry Highway, Suite 300, Wexford, PA 15090. Sewickley Hills Borough, **Allegheny County**, ACOE Pittsburgh District.

To construct and maintain a stormwater detention facility in 0.045 acre of wetlands associated with an unnamed tributary to Kilbuck Run for the purpose of developing the Woods at Sewickley single homes development. The project is located on the west side of Red Mud Hollow Road, approximately 200 feet south from the intersection of Red Mud Hollow Road and Sweetwater Trail (Emsworth, PA Quadrangle N: 13.5 inches; W: 17.0 inches).

E26-229. Matt Canestrone Contracting, Inc., P. O. Box 234, Belle Vernon, PA 15012. Luzerne Township, **Fayette County**, ACOE Pittsburgh District.

To construct and maintain a 175-foot long barge dock at the downstream end of the existing facility located at mile post 62.6-63.4 in the right slope of the Monongahela River. Also to operate and maintain an existing 3,861 feet long, 156 feet wide barge facility at said location in Luzerne Township, Fayette County (California, PA Quadrangle N: 2.3 inches; W: 14.6 inches).

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

E10-347. Jenny McKeag, 111 Venango Trail, Slippery Rock, PA 16057. McKeag SRSTP Outfall to Slippery Rock Creek, in Slippery Rock Township, **Butler County**, ACOE Pittsburgh District (Slippery Rock, PA Quadrangle N: 7.0 inches; W: 1.6 inches).

To install and maintain a 4-inch diameter outfall pipe along the east side of Slippery Rock Creek approximately 2,000 feet upstream of Wadsworth Bridge Road from a Small Flow Sewage Treatment Facility replacing a malfunctioning septic system at 111 Venango Trail.

E16-120. Elk Township, Clarion County, 10089 Route 208, Knox, PA 16232, T-424 Bryner's Mill Road Bridge, in Elk Township, **Clarion County**, ACOE Pittsburgh District (Clarion, PA Quadrangle N: 20.5 inches; W: 10.9 inches).

The project involves the construction and maintenance of a single span composite prestressed concrete spread box beam structure to replacement the previous structure which carried Elk Township Road T-424 over Deer Creek (CWF). The proposed normal clear span is 23.4 meters with a vertical clearance of 4.9 meters. The crossing is located in the northeast corner of State Game Lands No. 63, approximately 1.5 km south of the town of Shippenville, Elk Township, Clarion County.

E61-248. Venango Economic Development Corporation, National Transit Building P. O. Box 128, Oil City, PA 16301-0128. Barkeyville Industrial Park, in Barkeyville Borough, **Venango County**, ACOE Pittsburgh District (Barkeyville, PA Quadrangle N: 13.0 inches; W: 15.5 inches).

To fill a total of 0.62 acre of four wetland areas (0.29 acre PFO, 0.33 acre PSS) for development of two lots and an access roadway within the Barkeyville Industrial Park between I-80 and Stevenson Road approximately 0.5 mile west of S.R. 8. Project includes creation of 1.0 acre of replacement wetland on site.

DAM SAFETY

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

D10-108A. Madison Heights Associates, 215 Executive Drive, Cranberry Township, PA 16066. To construct, operate and maintain Madison Heights Lake Dam across a tributary to Brush Creek (WWF), impacting 0.14 acre of wetlands (PSS) and approximately 1,700 feet of stream and providing 0.17 acre of wetland mitigation, for the purpose of creating a recreational lake. This request is to reissue a Dam Permit, which was issued February 12, 1998 and expired on December 31, 1999. Baden Quadrangle N: 20.1 inches; W: 2.0 inches) in Cranberry Township, **Butler County**.

STORAGE TANKS**SITE-SPECIFIC INSTALLATION PERMITS**

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

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

<i>SSIP Application No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
01027	William G. Collins Duke Energy Yukon, LLC 5400 Westheimer Court 8H-41 Houston, TX 77056	Westmoreland	Sewickley	4 ASTs storing Fuel Oil	43,360,00 gallons total

ACTIONS

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

INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

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

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

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

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

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

NPDES Permit No. PA0027294, Sewage, **Bristol Borough Water and Sewer Authority**, 250 Pond Street, Bristol, PA 19007. This proposed facility is located in Bristol Borough, **Bucks County**.

Description of Proposed Action/Activity: Renewal to discharge into Otter Creek.

NPDES Permit No. PA0011266, Industrial Waste, **Cabot Performance Materials**, P. O. Box 1608, County Line Road, Boyertown, PA 19512-1608. This proposed facility is located in Douglass Township, **Montgomery County**.

Description of Proposed Action/Activity: Amend existing permit to discharge into West Swamp Creek.

NPDES Permit No. PA0022411, Sewage, **Naval Air Station Joint Reserve Base**, P. O. Box 21, Willow Grove, PA 19090-5021. This proposed facility is located in Horsham Township, **Montgomery County**.

Description of Proposed Action/Activity: Renewal to discharge into an unnamed tributary to Park Creek, Park Creek Pennypack Creek and Little Neshaminy Creek.

WQM Permit No. 2301406. Sewerage, **Dave Clark**, P. O. Box 239, Concordville, PA 19331. This proposed facility is located in Concord Township, **Delaware County**.

Description of Proposed Action/Activity: Construction and operation of a single residential STP.

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

PA#0028495, Industrial, **Rhodia, Inc.**, 275 Keystone Drive, Bethlehem, PA 18017. This proposed facility is located in Lower Nazareth Township, **Northampton County**.

Description of Proposed Activity: This proposed action is for renewal of an NPDES Permit for an existing discharge of noncontact cooling water and stormwater.

The receiving stream, Monocacy Creek, is in the State Water Plan watershed #2C and is classified for: high quality, cold water fishery. The nearest downstream public water supply intake for Keystone Water Company Yardley District is located on Delaware River is 78 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.528.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Temperature					110°F
pH	Within limits of 6.0 to 9.0 Standard Units at all times.				

The proposed effluent limits for stormwater 002 are as follows:

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
CBOD ₅			Monitor and Report		
COD			Monitor and Report		
Oil and Grease			Monitor and Report		
pH			Monitor and Report		
Total Suspended Solids			Monitor and Report		
Total Kjeldahl Nitrogen			Monitor and Report		
Total Phosphorus			Monitor and Report		
Iron (Dissolved)			Monitor and Report		
Total Phosphorus			Monitor and Report		

Stormwater Outfalls 003, 004, 005 and 006: Not Monitored.

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

NPDES Permit No. PA0204153. Industrial. **Cambria Cogen Company**, 243 Rubisch Road, Ebensburg, PA 15931 is authorized to discharge from a facility located at Cambria Cogen Plant, Cambria Township, **Cambria County** to receiving waters named Little Conemaugh River (Outfall 001), North Branch of Little Conemaugh River (Outfall 002), unnamed tributary to North Branch of Little Conemaugh River (Outfall 003).

NPDES Permit No. PA0216593. Industrial. **Texas Eastern Transmission Corporation**, P. O. Box 1642, SP-335, Houston, TX 77251-1642 is authorized to discharge from a facility located at Holbrook Compressor Station, Richhill Township, **Greene County** to receiving waters named North Fork of Dunkard Fork Creek.

NPDES Permit No. PA0217255. Industrial. **Campbell's Ultra Service Center**, 1111 Clay Pike, North Huntingdon, PA 15642 is authorized to discharge from a facility located at Berton's Spring Remediation System, North Huntingdon Township, **Westmoreland County** to receiving waters named Tinker's Run.

NPDES Permit No. PA0219045. Sewerage. **Apollo Ridge School District**, Route 56 East, P. O. Box 219, Spring Church, PA 15686 is authorized to discharge from a facility located at Apollo Ridge School District Sewage

Treatment Plant, Kiskiminetas Township, **Armstrong County** to receiving waters named unnamed tributary of Roaring Run.

Permit No. 0301404. Sewerage. **Apollo Ridge School District**, Route 56 East, P. O. Box 219, Spring Church, PA 15686. Construction of Sewage Treatment Plant located in Kiskiminetas Township, **Armstrong County** to serve Apollo Ridge School District Wastewater Treatment Plant.

Permit No. 1101403. Sewerage. **Adams Township Municipal Authority**, P. O. Box 265, Salix, PA 15952. Construction of sanitary sewers, pump station and force main located in Adams Township, **Cambria County** to serve Elton Heights.

Permit No. 3201403. Sewerage. **Salvatore J. LoPiccolo**, 1552 Ben Franklin Highway, Ebensburg, PA 15931. Construction of Single Residence Sewage Treatment Facility located in Cherryhill Township, **Indiana County** to serve LoPiccolo Single Residence Sewage Treatment Facility.

Permit No. 6501408. Sewerage. **Municipal Authority of Allegheny Township**, 136 Community Building Road, Leechburg, PA 15656. Construction of sanitary sewers and pump station located in Allegheny Township, **Westmoreland County** to serve Markle Road, Community Park and Watson Road.

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

NPDES Permit No. PA0005045, Industrial Waste, **The Cleveland Electric Illuminating Company**, Seneca Generating Station, Kinzua Reservoir, P. O. Box 126, Warren, PA 16365. This proposed facility is located in Mead Township, **Warren County**.

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

NPDES Permit No. PAS228301, Industrial Waste, **International Paper Company**, Kane Woodyard, R. D. 2, Box 24-G, Kane, PA 16735. This proposed facility is located in Wetmore Township, **McKean County**.

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

NPDES Permit No. PA0100382, Industrial Waste, **Erie Coke Corporation**, P. O. Box 6180, Erie, PA 16512-6180. This proposed facility is located in City of Erie, **Erie County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to Outer Lake Erie Harbor.

NPDES Permit No. PA0033421, Sewage, **Kamping and Recreational Enterprises d/b/a Mercer/Grove City KOA Campground**, 1337 Butler Pike, Mercer, PA 16137-6211. This proposed facility is located in Findley Township, **Mercer County**.

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

NPDES Permit No. PA0023957, Sewage, **Georgetown Heights Subdivision**, P. O. Box 62, McKean, PA 16426-0062. This proposed facility is located in McKean Township, **Erie County**.

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

NPDES Permit No. PA0103942, Sewage, **American Carpatho-Russian Orthodox Greek Catholic Diocese of America**, Camp Nazareth, 312 Garfield Street, Johnstown, PA 15906. This proposed facility is located in Delaware Township, **Mercer County**.

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

NPDES Permit No. PA0104019, Sewage, **Superior Waste Services-DuBois**, R. D. 2, P. O. Box Q, Brockway,

PA 15824. This proposed facility is located in Washington Township, **Jefferson County**.

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

NPDES Permit No. PA0025569, Sewage, **Slippery Rock Municipal Authority**, 114 Crestview Drive, Slippery Rock, PA 16057. This proposed facility is located in Slippery Rock Township, **Butler County**.

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

NPDES Permit No. PA0238686, Sewage, **Brandy One LCC**, Brandywine Village, P. O. Box 449, Mars, PA 16046. This proposed facility is located in Connoquenessing Township, **Butler County**.

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

WQM Permit No. 2501414, Sewage, **Lake Erie Promotions, Inc.**, Lake Erie Speedway, 3001 West 15th Street, Erie, PA 16505. This proposed facility is located in Greenfield Township, **Erie County**.

Description of Proposed Action/Activity: This project is for a spray irrigation on-lot sewage disposal system to serve the proposed Lake Erie Speedway.

NPDES STORMWATER INDIVIDUAL PERMITS—(PAS)

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10 G489	Chesterfield Development Corp. c/o Bandolini Companies 1301 Lancaster Avenue Berwyn, PA 19312	Chester	Westtown Township	Tributary to Hunters Run/Ridley Creek and Tributary to East Branch Chester Creek (HQ)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10Q230	Allentown Arena Corp. 219 N. 9th St. Allentown, PA 18102	Lehigh	City of Allentown	Little Lehigh Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS102807	DCNR Bureau of State Parks P. O. Box 8451 Harrisburg, PA 17105	Fulton Franklin	Todd Township Metal Township	South Branch Little Aughwick Creek (HQ- CWF)

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

<i>NPDES Permit</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10W084	PA American Water Co. P. O. Box 1290 300 Galley Road McMurray, PA 15317	Washington County Buffalo Township South Franklin Township	Buffalo Creek/ HQ-WWF
PAS10X099	Maria Toscano 601 Route 22 Delmont, PA 15626	Westmoreland County Salem Township	UNT Beaver 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

<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>
Chalfont Borough Bucks County	PAR10 D543	The Barness Organization 975 Easton Road Chalfont, PA	West Branch Neshaminy Creek (WWF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Middletown Township Bucks County	PAR10 D622	PennDOT 7000 Geerdes Boulevard King of Prussia, PA 19406	Tributary to Queen Anne Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
West Rockhill Township Bucks County	PAR10 D625	Teva Pharmaceuticals USA 650 Cathill Road Sellersville, PA 18960	East Branch Perkiomen Creek (CWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
New Garden Township Chester County	PAR10 G458	Brett Brossect 7322 Yorklyn Road Hockessin, DE 19707	UNT to West Branch Red Clay Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lower Salford Township Montgomery County	PAR10 T795	Branch Community Church 100 South Main Street Harleysville, PA 19438	UNT to Skippack Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Limerick Township Montgomery County	PAR10 T792	Limerick Township 646 West Ridge Pike Limerick, PA 19468	Mine Run (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Red Hill Borough Montgomery County	PAR10 T810	Red Hill Senior Association 4 Denny Road Wilmington, DE 19809	Macoby Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Upper Hanover Township Montgomery County	PAR10 T816	John Wentz P. O. Box 315 Palm, PA 18070	Macoby Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

NOTICES

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<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
City of Philadelphia Philadelphia County	PAR10 5340	Uni-Penn, LLC 1 Liberty Place, Suite 3810 1650 Market Street Philadelphia, PA 19103-7332	Delaware River (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Schuylkill County Cass Township	PAR105823	Branch/Cass Regional Sewer Authority P. O. Box 309 Llewellyn, PA 17944	Tributaries and W. Branch Schuylkill River	Schuylkill County Conservation District (570) 622-3742
Cumberland Township Adams County	PAR 100136	Gettysburg Airport Clyde Bachert 50 Market Street Lemoyne, PA 17043	Marsh Creek CWF	Adams County Conservation District 670 Old Harrisburg Road, Suite 201 Gettysburg, PA 17325- 3404 (717) 334-0636
Freedom Township Adams County	PAR100134	Mason-Dixon Farms, Inc. 1800 Mason-Dixon Road Gettysburg, PA 17325	Marsh Creek CWF	Adams County Conservation District 670 Old Harrisburg Road, Suite 201 Gettysburg, PA 17325- 3404 (717) 334-0636
Cumberland Township Adams County	PAR100141	Adams County Construction, Inc. 828 Biglerville Road Gettysburg, PA 17325	Willoughby Run WWF	Adams County Conservation District 670 Old Harrisburg Road, Suite 201 Gettysburg, PA 17325- 3404 (717) 334-0636
Lower Swatara Township Dauphin County	PAR10I280	PennDOT District 8-0 2140 Herr Street Harrisburg, PA 17103	Susquehanna River WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
Juniata Township Perry County	PAR105138	Daniel Deichmiller P. O. Box 400 Dauphin, PA 17018	UNT to Little Juniata Creek	Perry County Conservation District P. O. Box 36 31 W. Main St. New Bloomfield, PA 17068 (717) 582-8988
Tyrone Borough Blair County	PAR100728	William Dixon P. O. Box 188 Tyrone, PA 17325	Bald Eagle Creek TSF	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877
West Hanover Township Dauphin County	PAR10I271	Frank Russell Rustrum Realty P. O. Box 6345 Linglestown, PA 17112	Beaver Creek WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Butler County Venango Township	PAR10E173	Erico Bridge Restoration Area Margaret Dunn Stream Restoration Incorporated 3016 Unionville Road Cranberry Township, PA 16066	Seaton Creek (CWF)	Butler Conservation District (724) 284-5270
Erie County Girard Borough	PAR10K186	Butternut Knoll, L.P. 602 West 10th Street Erie, PA 16502	UNT to Lake Erie (CWF; MF)	Erie Conservation District (814) 796-6760 Ext. 5
<i>General Permit Type—PAG-3</i>				
<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Phoenixville Borough Chester County	PAR600036	Phoenixville Scrap Co. West High and St. Mary's St. Phoenixville, PA 19460	French Creek-3D Watershed	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Bristol Township Bucks County	PAR230029	Northtec LLC 411 Sinclair St. Bristol, PA 19007	Neshaminy Creek-2F Watershed	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Pottstown Borough Montgomery County	PAR600033	Mayer Pollock Corp. Keim St. and Industrial Blvd. Pottstown, PA 19406	Schuylkill River-3F Watershed	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Chester Township Delaware County	PAR1400101	Jefferson Smurfit Corp. 100 McDonald Corp. Aston, PA 19014	Chester Creek-3G Watershed	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Derry Township Westmoreland County	PAR116115	Airo Die Casting Inc. (W) 450 New Latrobe-Derry Rd. Loyalhanna, PA 15661	Unnamed tributary to Saxman Run	Southwest Regional Office: Water Manage- ment Program Manager 400 Waterfront Drive Pittsburgh, PA 15222- 4745 (412) 442-4000
Derry Township Westmoreland County	PAR206134	Airo Die Casting Inc. 450 New Latrobe-Derry Rd. Loyalhanna, PA 15661	Unnamed tributary to Saxman Run	Southwest Regional Office: Water Manage- ment Program Manager 400 Waterfront Drive Pittsburgh, PA 15222- 4745 (412) 442-4000
Hempfield Township Mercer County	PAR808375	VEC Technology, Inc. 639 Keystone Road Greenville, PA 16125	Unnamed creek/ Shenango River	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335- 3481 (814) 332-6942

General Permit Type—PAG-4

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Marshall Township Allegheny County	PAG046111	Shirley R. Gleditsch Genevieve C. Leib 1545 Warrendale-Bayne Rd. Baden, PA 15005	UNT to Big Sewickley Creek	Southwest Regional Office: Water Manage- ment Program Manager 400 Waterfront Drive Pittsburgh, PA 15222- 4745 (412) 442-4000
Plum Borough Allegheny County	PAG046115	James and Marlene McKinnon 1642 Old Leechburg Road New Kensington, PA 15068	Tributary to Plum Creek	Southwest Regional Office: Water Manage- ment Program Manager 400 Waterfront Drive Pittsburgh, PA 15222- 4745 (412) 442-4000
Cherryhill Township Indiana County	PAG046235	Salvatore J. LoPiccolo 1552 Ben Franklin Highway Ebensburg, PA 15931	UNT to Yellow Creek	Southwest Regional Office: Water Manage- ment Program Manager 400 Waterfront Drive Pittsburgh, PA 15222- 4745 (412) 442-4000
North Fayette Township Allegheny County	PAG046236	Craig W. Gratkie 766 Pinkerton Run Road Oakdale, PA 15071	UNT of Pinkerton Run	Southwest Regional Office: Water Manage- ment Program Manager 400 Waterfront Drive Pittsburgh, PA 15222- 4745 (412) 442-4000
Indiana Township Allegheny County	PAG046243	Gary and Marcy Francis 48 Wagner Road Allison Park, PA 15101	Scheaffer Run	Southwest Regional Office: Water Manage- ment Program Manager 400 Waterfront Drive Pittsburgh, PA 15222- 4745 (412) 442-4000
Indiana Township Allegheny County	PAG046244	Nathan and Marla Kress 941 Old Mill Road Cheswick, PA 15024	Tributary of Rawlins Run	Southwest Regional Office: Water Manage- ment Program Manager 400 Waterfront Drive Pittsburgh, PA 15222- 4745 (412) 442-4000

General Permit Type—PAG-8 (SSN)

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Telephone No.</i>
East Hempfield Township Lancaster County	PAG083509	Kline's Service, Inc. 5 Holland Street Salunga, PA 17538	John Landis Long Rood Farm East Hempfield Township Lancaster County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

General Permit Type—PAG-10

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
South Bend Township Armstrong County	PAG106106	General Electric International R. D. 3 Box 196 Shelocta, PA 15774	Crooked Creek	Southwest Regional Office: Water Manage- ment Program Manager 400 Waterfront Drive Pittsburgh, PA 15222- 4745 (412) 442-4000

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 Environmental Hearing 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).

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

Permit No. 4601501, Public Water Supply.

Applicant	Collegetville Trappe Joint Public Water Work 220 W. First Street Trappe, PA 19426
Borough	Trappe
County	Montgomery
Type of Facility	Public Water Supply System
Consulting Engineer	Entech Engineering, Inc. 4 South Fourth Street Reading, PA 19603
Permit to Construct Issued	December 3, 2001

Permit No. 4600510, Public Water Supply.

Applicant	Superior Water Company 2960 Skippack Pike Worcester, PA 19490
Township	New Hanover
County	Montgomery
Type of Facility	Public Water Supply System
Consulting Engineer	Superior Environmental Management, Corporation 2960 Skippack Pike Worcester, PA 19490
Permit to Construct Issued	December 3, 2001

Permit No. 1501506, Minor Amendment. Public Water Supply.

Applicant	Philadelphia Suburban Water Company 762 W. Lancaster Avenue Bryn Mawr, PA 19010
Township	East Bradford
County	Chester
Type of Facility	Public Water Supply System
Consulting Engineer	CET Engineering Services, Inc. 1240 North Mountain Road Harrisburg, PA 17112
Permit to Construct Issued	December 10, 2001

Permit No. 0901515, Minor Amendment. Public Water Supply.

Applicant	Philadelphia Suburban Water Company 762 W. Lancaster Avenue Bryn Mawr, PA 19010
Township	Bristol
County	Bucks
Type of Facility	Public Water Supply System
Consulting Engineer	CET Engineering Services, Inc. 1240 North Mountain Road Harrisburg, PA 17112
Permit to Construct Issued	December 10, 2001

Operations Permit issued to: **Philadelphia Suburban Water Company**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010, West Bradford Township, **Chester County** on November 29, 2001.

Operations Permit issued to: **Philadelphia Suburban Water Company**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010, West Goshen Township, **Chester County** on November 29, 2001.

Operations Permit issued to: **Philadelphia Suburban Water Company**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010, West Tredyffrin Township, **Chester County** on November 29, 2001.

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

Permit No. 2100502, Public Water Supply.

Applicant	Huckelberry Land Water Assoc.
Municipality	Southampton Township
County	Cumberland
Type of Facility	Interconnection with Shippensburg Water Authority. Transmission line, pump station and 100,000 gallon finished water storage tank.
Consulting Engineer	William T Hemsley, P.E. Nasaux-Hemsley, Inc. 56 N. 2nd St. Chambersburg, PA 17201
Permit to Construct Issued:	October 17, 2001

Permit No. 2101504, Public Water Supply.
 Applicant **Regency Woods Mobile Home Park**
 Municipality Middlesex Township
 County **Cumberland**
 Type of Facility Installation of iron and manganese treatment system at an existing system well.
 Consulting Engineer George W. Ruby, P.E.
 Ruby Engineering
 P. O. Box 127
 Rexmont, PA 17085-0127
 Permit to Construct Issued: December 4, 2001

Permit No. 2201507, Public Water Supply.
 Applicant **Halifax Area Water Authority**
 Municipality Halifax
 County **Dauphin**
 Type of Facility Construction of a Booster Pump Station No. 2 at the Matamoras Storage Tank off Route 225, around Matamoras.
 Consulting Engineer Harry E Bingaman, P.E.
 Glace Assoc., Inc.
 3705 Trindle Rd.
 Camp Hill, PA 17011
 Permit to Construct Issued: December 4, 2001

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

Permit No. 5501502, Public Water Supply.
 Applicant **Banzhoff, Banzhoff, & Witkowski**
 Riverview Mobile Home Park
 P. O. Box 339
 Camp Hill, PA 17001
 Township Union Township
 County **Snyder**
 Type of Facility Public Water Supply—approval for construction of distribution system, Well #2, disinfection, potassium permanganate, greensand filtration and finished water storage
 Consulting Engineer Chris Hoover, P.E.
 Hoover Engineering Services
 658 Gaumer Road
 New Cumberland, PA 17070
 Permit to Construct Issued: November 29, 2001

Permit No. 6001502, Public Water Supply.
 Applicant **West Buffalo Township Municipal Authority**
 P. O. Box 237
 Mifflinburg, PA 17844
 Township West Buffalo Township
 County **Union**

Type of Facility Public Water Supply—approval for operation of a water system consecutive to the Borough of Mifflinburg
 Consulting Engineer Raymond H. Robbins, P.E.
 R. D. #5, Box 390
 Johnstown Road
 Mifflinburg, PA 17844
 Permit to Operate Issued: December 3, 2001

Permit No. 5501502, Public Water Supply.
 Applicant **United States Department of Labor**
 Red Rock Job Corps Center
 200 Constitutional Avenue NW
 Washington, DC 20210
 Township **Colley Township**
 County **Sullivan**
 Type of Facility Public Water Supply—approval for construction of new treatment building, transfer of existing treatment equipment to the new building, new greensand filter and new finished water storage tank
 Consulting Engineer Levkukic Associates
 Union Street Station
 101 East Union Street
 Pottsville, PA 17901
 Permit to Construct Issued: December 10, 2001

Permit No. 4146363, Public Water Supply.
 Applicant **Harmony Brook d/b/a Culligan Store Solutions**
 1030 Lone Oak Road
 Eagan, MN 55121-2251
 Borough Mansfield Borough
 County **Tioga**
 Type of Facility Vended Water Supply—approval for operation of a vending machine at the Wal-Mart Supercenter in Mansfield Borough
 Consulting Engineer Chris Hoover, P.E.
 Hoover Engineering Services
 658 Gaumer Road
 New Cumberland, PA 17070
 Permit to Operate Issued: November 29, 2001

Permit No. 6001502, Public Water Supply.
 Applicant **West Buffalo Township Municipal Authority**
 P. O. Box 237
 Mifflinburg, PA 17844
 Township West Buffalo Township
 County **Union**
 Type of Facility Public Water Supply—approval for construction of a water system consecutive to the Borough of Mifflinburg

Consulting Engineer Raymond H. Robbins, P.E.
R. D. #5, Box 390
Johnstown Road
Mifflinburg, PA 17844

Permit to Construct December 3, 2001
Issued

Permit No., Minor Amendment. Public Water Supply.

Applicant **City of DuBois**
16 West Scribner Avenue
P. O. Box 408
DuBois, PA 15801

Township Sandy Township
County **Clearfield**
Type of Facility Public Water Supply—replacement of filter media and gravel, new instrumentation and controls, new sludge drying beds and related appurtenances

Consulting Engineer Morris Knowles & Associates, Inc.
103 Smithfield Street
Pittsburgh, PA 15222

Permit to Construct December 4, 2001
Issued

Permit No., Minor Amendment. Public Water Supply.

Applicant **Borough of Hughesville**
147 South Fifth Street
Hughesville, PA 17737-0020

Borough Hughesville Borough
County **Lycoming**
Type of Facility Public Water Supply—approval for operation of caustic soda pH adjustment and AquaMag DP polyphosphate feeds at Wells 101 and 102

Consulting Engineer Borton-Lawson Engineering, Inc.
613 Baltimore Drive
Suite 300
Wilkes-Barre, PA 18702-7903

Permit to Operate November 27, 2001
Issued

Permit No., Minor Amendment. Public Water Supply.

Applicant **United Water Pennsylvania**
4211 East Park Circle
Harrisburg, PA 17111

Town Town of Bloomsburg
County **Columbia**
Type of Facility Public Water Supply—approval for operation of caustic soda pH adjustment at the Irondale Filtration Plant

Consulting Engineer Nancy J. Trushell, P.E.
United Water Pennsylvania
4211 East Park Circle
Harrisburg, PA 17111

Permit to Operate November 27, 2001
Issued

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

Permit No. 1601505, Public Water Supply.

Applicant **PA-American Water Company**
800 West Hershey Park Drive
P. O. Box 888
Hershey, PA 17033-0888

Borough or Township Clarion Township
County **Clarion**
Type of Facility PWS—Addition of ammonia to form monochlorine.

Consulting Engineer Jerry Hankey, P.E.
PA-American Water Company
1909 Oakland Avenue
Indiana, PA 15701

Permit to Construct December 4, 2001
Issued

Operations Permit # 2095501 issued to: **Denny Ridge MHP**, 14842 Nichelson Drive, Meadville, PA 16335, Hayfield Township, **Crawford County** on December 4, 2001.

Permit No. 1094506-MA1, Minor Amendment. Public Water Supply.

Applicant **Saxonburg Area Authority**
420 West Main Street
Saxonburg, PA 16058

Borough or Township Clinton Township
County **Butler**
Type of Facility PWS

Consulting Engineer Olsen Engineering & Associates
126 South Main Street
Butler, PA 16001

Permit to Construct December 6, 2001
Issued

WATER ALLOCATIONS

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

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

WA 21-1014, Water Allocations. **Huckelberry Land Water Assoc., Cumberland County.** Subsidiary water allocation application to purchase bulk water from the Shippensburg Water Authority. Consulting Engineer: William T. Hemsley, P.E., Nasaux-Hemsley, Inc. Permit Issued: October 17, 2001.

WA WA 28-518C, Water Allocations. **Mont Alto Municipal Authority, Franklin County.** Succession of Water Rights from Mont Alto Water Authority to Mont Alto Municipal Authority. Consulting Engineer: Walter A. Mulewich Nassaux-Hemsley, Inc. Permit Issued: November 27, 2001.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Lehigh Township	1069 Municipal Road Walnutport, PA 18088	Northampton

Plan Description: The approved plan provides for a small flow treatment facility for an existing single-family residence (400 GPD) on a 15,000 square foot lot, which exhibits unsuitable soils for the use of a conventional on-lot sewage disposal system. The discharge will be to an unnamed tributary of Bertsch Creek. The proposed development is located on West Mountain Drive, Lehigh Township, Northampton County. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Silver Lake Township	P. O. Box 126 Brackney, PA 18812	Susquehanna

Plan Description: The Department has completed its review of the Official Sewage Facilities Plan Update for the Silver Lake Area of Silver Lake Township, Susquehanna County, dated January 2001 and revised on September 15, 2001 and in October 2001. The Department has found that the Plan Update is acceptable and granted planning approval on December 4, 2001. The Plan Update provides for the construction of a public sanitary sewer system/low pressure sewers and a 15,000 gallons per day sewage treatment plant. The plant discharge is to Silver Lake Creek, a tributary of Silver Creek. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Sugarcreek Township	Sugarcreek Township Supervisors R. D. 1, Box 215 Cowansville, PA 16218	Armstrong

Plan Description: The approved plan provides for a privately owned wastewater treatment plant to replace an existing malfunctioning on-lot sewage disposal system. The new wastewater treatment plant shall be owned and operated by 268 Center, Inc., Mechling-Shakley Veteran's Center, R. D. 1, Box 290, Cowansville, PA 16218-9530. Discharge of treated effluent water shall be to an unnamed tributary to Patterson Creek, a High Quality, trout stocked fishery. Patterson Creek flows into Buffalo Creek, a High Quality, trout stocked fishery. The approximate location of the discharge is latitude 40.92221°, longitude 79.61656°. The discharge of treated sewage effluent to a designated High Quality stream is justified due to the repair of an existing sewage malfunction. A socio-economic justification has been provided for the proposed

increase in sewage flows. Discharge shall be on property adjoining the Veteran's Center on the southwest side of State Route 268, Sugarcreek Township, Armstrong County. The use of the wastewater treatment plant was the best alternative due to onsite soil conditions. Daily flows of up to 8,000 gallons are anticipated for the Veteran's Center, thus requiring a package plant system. No municipal sewage service is available. The Department's review of the sewage facilities planning module component revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the owner, 268 Center, Inc., Mechling-Shakley Veteran's Center.

HAZARDOUS SITES CLEANUP ACT**Proposed Settlement Under the Hazardous Sites Cleanup Act and the Comprehensive Environmental Response, Compensation and Liability Act****Rodale Manufacturing Company
Borough of Emmaus, Lehigh County**

The Department of Environmental Protection (DEP), under the authority of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1304) (HSCA), has entered into a proposed consent decree in *United States and the Commonwealth of Pennsylvania Department of Environmental Protection v. Square D Company*, Civil Action No. 01-CV-6047 (E.D. Pa.). The proposed consent decree was lodged on December 4, 2001, with the United States District Court for the Eastern District of Pennsylvania. The consent decree resolves the claims of the Commonwealth against Square D Company under section 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act, as amended (CERCLA), 42 U.S.C.A. § 9607(a) and section 507 of HSCA (35 P. S. § 6020.507) for reimbursement of response costs incurred by DEP in connection with the Rodale Manufacturing Site located in the Borough of Emmaus, Lehigh County, PA. Under the terms of the consent decree, DEP would receive \$53,853.42 in payment of past costs incurred by DEP at the Site. DEP will also be reimbursed for future costs at the Site on a yearly basis by Square D Company. Square D Company will perform remedial activities at the Site in accordance with the September 30, 1999, Record of Decision and the Consent Decree.

This notice is provided under section 1113 of HSCA (35 P. S. § 6020.1113) and 25 Pa. Code § 1021.120(d). The proposed consent decree is subject to final approval by DEP and the Court. The proposed consent decree containing the specific terms of the proposed settlement is available for public review and comment. The proposed consent decree can be examined from 8 a.m. to 4 p.m. at the Northeast Regional Office at 2 Public Square, Wilkes-Barre, PA 18711-0790. Persons wishing to examine the proposed consent decree should contact Woodrow Cole at (570) 826-2511 or through the AT&T Relay Service at (800) 654-5984 (TDD). Under section 1113 of HSCA, a public comment period on the proposed consent decree will extend for 60 days from today's date. Persons may submit written comments regarding the proposed consent decree to the DEP by February 20, 2002, by submitting them to Woodrow Cole at the previous address.

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:

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

Eugene F. Hamm—Lending Textile, Inc., Montgomery Borough, **Lycoming County**. United Environmental Services, Inc. on behalf of its client Eugene F. Hamm, 1759 Princeton Avenue, Williamsport, PA 17701, has submitted a Final Report concerning remediation of site soil contaminated with BTEX, PHCs and solvents. The report is intended to document remediation of the site to meet the Statewide Health Standard. See notice in other section of this *Pennsylvania Bulletin*.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

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

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

The Department has received the following final reports:

Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Fogg Property (1265 Eckert Road) and **Satterfield Property** (1266 Cascade Road), Borough of Monaca, **Beaver County**. Kenneth J. Bird, Cummings/Riter Consultants, 339 Haymaker Road, Suite 201, Monroeville, PA 15146 and Newell Rubbermaid, 6833 Stalter Drive, Suite 101, Rockford, IL 61108 (on behalf of Richard B. Fogg and Ruth Ann Fogg, 579 Jefferson Street, Rochester, PA 15074 and Beatrice Satterfield, 1266 Cascade Road, Monaca, PA 15061) has submitted a Final Report concerning the remediation of site soil contaminated with lead and heavy metals. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 8, 2001.

LTV Southside Sarah Street Properties, City of Pittsburgh, **Allegheny County**. Martin C. Knuth, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 and a.m. Rodrigex Associates, 200 Railroad Avenue, Carnegie, PA 15016 (on behalf of URA of Pittsburgh, 200 Ross Street, Pittsburgh, PA 15219) has submitted a Final Report concerning the remediation of site soil contaminated with heavy metals, solvents and BTEX. The Final Report demonstrated attainment of the Site Specific Standard and was approved by the Department on September 6, 2001.

Metal Service Company Property (Former) Southern Portion, Apollo Borough, **Armstrong County**. Mary A. King, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Armstrong County Industrial Development Council, 402

Market Street, Kittanning, PA 16201) has submitted a Risk Assessment and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with lead and solvents. The Reports were approved by the Department on November 21, 2001.

PPG Industries, Inc.—Former Works No. 5 Facility, Ford City, **Armstrong County**. Patrick Kelly (on behalf of PPG Industries, Inc., Post Office Box 2009, 4325 Rosanna Drive, Building C, Allison Park, PA 15101-2009) has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with lead, heavy metals, BTEX, PHCs, PAHs and solvents. The Final Report demonstrated attainment of the Site Specific Standard and was approved by the Department on November 15, 2001.

Pennzoil Products Company, 54th Street Terminal, City of Pittsburgh, **Allegheny County**. David Soza (on behalf of Pennzoil Products Company, P. O. Box 2967, Houston, TX 77252) has submitted a Cleanup Plan concerning the remediation of site soil and groundwater contaminated with solvents. The Cleanup plan was approved by the Department on November 19, 2001.

LTV South Side, Soffer South Side Works, Ltd., City of Pittsburgh, **Allegheny County**. Martin C. Knuth, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205-9702 (on behalf of Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, Pittsburgh, PA 15222 and Soffer South Side Works LTD, 400 Penn Center Blvd., Suite 2H, Pittsburgh, PA 15235) has submitted a Final Report concerning the remediation of site soil contaminated with PCBs, lead, PHCs and PAHs. The Final Report demonstrated attainment of the Site Specific Standard and was approved by the Department on November 19, 2001.

Xerox Pittsburgh District Parts Center, City of Pittsburgh, **Allegheny County**. Vincent B. Dick, Haley & Aldrich of New York, 200 Town Centre Drive, Suite 2, Rochester, NY 14632-4264 and William Kalsuga, Xerox Corporation, Xerox Square-018B, 100 Clinton Avenue, Rochester, New York 14644-1877 (on behalf of Andrew A. Lang, Jr., 601 Spencer Lane Ext., Glenshaw, PA 15116) has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with solvents. The Final Report demonstrated attainment of the State-wide Health Standard and was approved by the Department on October 29, 2001.

LTV Steel Company, Inc. Coke Plant, City of Pittsburgh, **Allegheny County**. Martin C. Knuth, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of LTV Steel Company, Inc., 200 Public Square, Cleveland, OH 44114) has submitted a Risk Assessment Report concerning the remediation of site soil and groundwater contaminated with PCBs, lead, heavy metals, solvents, BTEX, PHCs and PAHs. The Risk Assessment Report was approved by the Department on December 6, 2001.

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

Baker's Auto Service, 716 West Grand Street, City of New Castle, **Lawrence County**, has submitted a Baseline Remedial Investigation Report concerning remediation of soil and groundwater contaminated with Lead, BTEX, PAHs, Solvents, Benzene and Arsenic. The report demonstrated attainment of the Special Industrial Standard and was approved by the Department on November 20, 2001.

HAZARDOUS WASTE TRANSPORTER LICENSE

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

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

HAZARDOUS WASTE TRANSPORTER LICENSE RENEWED

Safety-Kleen (TG), Inc., 1122 Lady Street, Columbia, SC 29201. License No. **PA-AH 0271**. Effective December 5, 2001.

Enviroserve, J. V., 5502 Schaaf Road, Cleveland, OH 44131. License No. **PA-AH 0456**. Effective December 4, 2001.

S-J Transportation Company, P. O. Box 169, Woodstown, NJ 08098. License No. **PA-AH 0015**. Effective December 5, 2001.

Gloucester Iron and Metal, Inc., Brick and Stinson Street, Gloucester City, NJ 08030. License No. **PA-AH S222**. Effective December 7, 2001.

HAZARDOUS WASTE TRANSPORTER LICENSE VOLUNTARILY TERMINATED

Matlack, Inc., One Rollins Plaza, P. O. Box 8789, Wilmington, DE 19899. License No. **PA-AH 0143**. Effective December 5, 2001.

The R. P. Blair Corp., 1956 Stout Drive, Ivyland, PA 18940. License No. **PA-AH 0588**. Effective December 6, 2001.

DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

Determination of Applicability for General Permit Approved under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash.

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

General Permit No. WMGR069D001. Friskies PetCare Division, 2050 Pope Road, Allentown, PA 18104-9308. General Permit Number WMGR069D001 is for the beneficial use of wastewater treatment sludge generated from a pet food operation via land application to agricultural lands. Central Office approved the determination of applicability on December 5, 2001.

AIR QUALITY

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

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

GP1-07-03001: Altoona Area School District (6th Avenue and 15th Avenue, Altoona, PA 16602) on December 6, 2001, was authorized to operate a small gas and No. 2 fired combustion unit under GP1 in the City of Altoona, **Blair County**.

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

65-898A: Equitrans, LP (100 Allegheny Center Mall, Pittsburgh, PA 15222) on December 5, 2001, for installation and operation of a lean-burn compressor engine at the Sleepy Hollow Station in Salem Township, **Westmoreland County**.

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

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.

09-0061: Donaldson Co., Inc. (100 R. R. Drive, Ivyland, PA 18974) on December 4, 2001, for operation of an extrusion line in Northampton Township, **Bucks County**.

23-0045: Sunoco, Inc. R&M (4041 Market Street, Aston, PA 19014) on December 6, 2001, for operation of a vapor combustion unit in Upper Chichester 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.

48-303-005C: Highway Materials, Inc. (1750 Walton Road, P. O. Box 1667, Blue Bell, PA 19422-0465) on December 3, 2001, for modification of a batch asphalt plant and associated air cleaning device in Upper Nazareth Township, **Northampton County**.

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

06-03079A: Interstate Container, LLC (P. O. Box 317, Reading, PA 19603) on December 4, 2001, for modification of a boiler controlled by a low NOx burner, flue gas recirculation and low sulfur fuel oil at its Reading Plant in the City of Reading, **Berks County**. This source is subject to 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units.

ER-07-05022: Scranton-Altoona Terminals Corp. (P. O. Box 2621, Harrisburg, PA 17105) on December 7, 2001, for emission reduction credits for loading rack and storage tanks at Duncansville Terminal in Blair Township, **Blair 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.

46-0005L: Merck and Co., Inc. (770 Summeytown Pike, West Point, PA 19486) on December 4, 2001, for operation of a fluid bed granulation dryer columns in Upper Gwynedd Township, **Montgomery County**.

15-0090: National Service Industries (303 Eagleview Boulevard, Exton, PA 19341) on December 4, 2001, for operation of a flexographic offset printing units in Uwchlan Township, **Chester County**.

15-0018: Wyeth-Ayerst Pharmaceuticals (31 Morehall Road, Frazer, PA 19355) on December 4, 2001, for operation of three internal combustion engines in East Whiteland Township, **Chester County**.

23-0031: Mercy Fitzgerald Hospital (1500 Lansdowne Avenue, Darby, PA 19023) on December 5, 2001, for operation of a MSB Emergency Generator in Darby Borough, **Delaware County**.

15-0060B: SECCRA Landfill (219 West Street Road, Kennett Square, PA 19348) on December 5, 2001, for operation of a Landfill Gas Open Flare in London Grove Township, **Chester County**.

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

21-05021C: Arnold Fuel Oil, Inc. (P. O. Box 2621, Harrisburg, PA 17105) on December 3, 2001, for installation of a backup vapor recovery unit at its Mechanicsburg North Terminal in Silver Spring Township, **Cumberland County**. This plan approval was extended.

22-03037: Consolidated Scrap Resources, Inc. (P. O. Box 1761, Harrisburg, PA 17105) on November 1, 2001, for installation of a metal scrap shredder controlled by a cyclone in the City of Harrisburg, **Dauphin County**. This plan approval was extended.

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

14-313-041: Rutgers Organics Corp. (201 Struble Road, State College, PA 16801) on November 30, 2001, to extend the authorization to operate a chemical process facility (ROC7-2000) and associated air cleaning devices (various process condensers, two packed bed scrubbers and a regenerative thermal oxidizer) on a temporary basis until March 30, 2002, in College Township, **Centre County**.

59-00005C: Dominion Transmission Corp. (625 Liberty Avenue, Pittsburgh, PA 15222-3199) on November 30, 2001, to extend the authorization to operate five natural gas-fired reciprocating internal combustion compressor engines (Engines 1, 2, 3, 4 and 5) on a temporary basis until March 30, 2002, at the Sabinsville Compressor Station in Clymer Township, **Tioga County**.

53-00006A: Dominion Transmission Corp. (625 Liberty Avenue, Pittsburgh, PA 15222-3199) on November 30, 2001, to extend the authorization to operate five natural gas-fired reciprocating internal combustion compressor engines (Engines 3, 4, 5, 6 and 7) on a temporary basis, as well as to extend the authorization to install an alternate air cleaning device (either a screw-in prechamber system or a high pressure fuel injection system) on a sixth natural gas-fired reciprocating internal

combustion compressor engine (Engine 8), until March 30, 2002, at the Ellisburg Compressor Station in Genesee Township, **Potter County**.

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

65-807A: Hanson Aggregates PMA, Inc. (400 Industrial Boulevard, New Kensington, PA 15068) on December 6, 2001, for a limestone classifier and baghouse in Unity Township, **Westmoreland County**. This plan approval was extended.

11-403A: Senate Coal Mines, Inc. (One Energy Place, Suite 5100, Latrobe, PA 15650) on December 6, 2001, due to market conditions, the site in Adams Township, **Cambria County**, has not yet been activated. This plan approval was extended.

04-707B: Colona Transfer (Colona Dock, P. O. Box 322, Portersville, PA 16051) on December 6, 2001, for installation of excavator involves disturbance of natural waterways in Monaca Borough, **Beaver County**. They are waiting approval from Soils and Waterways. 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.

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

46-00198: Blommer Chocolate Company (1101 Blommer Drive, East Greenville, PA 18041) on December 7, 2001, for operation of a Facility Title V Operating Permit in Upper Hanover Township, **Montgomery County**.

46-00087: Gasboy International, Inc. (707 North Valley Forge Road, Lansdale, PA 19446) on December 7, 2001, for operation of a Facility Title V Operating Permit in Lansdale Borough, **Montgomery County**.

15-00035: LNP Engineering Plastics, Inc. (251 South Bailey Road, Thorndale, PA 19372) on December 7, 2001, for operation of a Facility Title V Operating Permit in Caln Township, **Chester County**.

15-00002: Quebecor Printing Atglen, Inc. (4581 Lower Valley Road, Atglen, PA 19310) on December 7, 2001, for operation of a Facility Title V Operating Permit in West Sadsbury Township, **Chester County**.

23-00084: FPL Energy MH50, L.P. (Delaware Avenue and Green Street, Marcus Hook, PA 19061) on December 7, 2001, for operation of a Title V Operating Permit in Marcus Hook Borough, **Delaware County**.

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

04-00059: Koppel Steel Corp. (P. O. Box 750, Beaver Falls, PA 15010) on November 30, 2001, for a steel melting operation and subsequent production of hot rolled bars in both carbon and alloy grades in Beaver Falls, **Beaver County**. The melt shop features an electric arc furnace, a ladle refining station and a continuous caster. Other sources include a rotary hearth furnace and other natural gas sources that support the steel making operations. The facility has the potential to emit greater than 100 tons of the following pollutants: oxides of nitrogen

(NOx), carbon monoxide (CO), sulfur of oxides (SOX) and volatile organic compounds (VOCs) respectively.

04-00013: J & L Specialty Steel, Inc. (1500 W. Main Street, Midland, PA 15059) on November 30, 2001, for operation at their Midland Plant, in Midland, **Beaver County**. The facility's major sources of emissions include natural gas-fired boilers, two electric furnaces, an AOD vessel, DRAP line and anneal and pickle lines which emit major quantities of oxides of nitrogen (NOx), VOCs, PM-10 and carbon monoxide.

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

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790; Contact: Michael Safko, Facilities Permitting Chief, (570) 826-2531.

35-00020: Master Halco (1275 Keyser Avenue, Scranton, PA 18504) for operation of a galvanizing furnace and a galvanizing line in the City of Scranton in **Lackawanna County**.

35-00034: Humane Society Lackawanna County (967 Griffin Pond Road, Clarks Summit, PA 18411) for operation of a multi-chamber incinerator in South Abington Township in **Lackawanna County**.

40-00018: Exopack Holding Corp. (3 Maplewood Drive, Humboldt Industrial Park, Hazleton, PA 18201) for operation of multicolor flexographic printing presses in Hazle Township, **Luzerne County**.

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

22-05046: Handwerk Materials, Inc. (P. O. Box 196, Skippack, PA 19474-0196) on December 3, 2001, for operation of a batch asphalt plant in Lower Swatara Township, **Dauphin County**.

28-03008: LandStar Polymer Recovery, Inc. (811 Progress Avenue, Chambersburg, PA 17201) on November 29, 2001, for operation of a rubber recovery facility in Chambersburg Borough, **Franklin County**.

36-03128: LamTech, Inc. (27 West Mohler Church Road, Ephrata, PA 17522) on November 29, 2001, for operation of a countertop manufacturing plant in East Cocalico Township, **Lancaster County**.

36-05032: Versatek Enterprises, LLC (508 Front Street, Lititz, PA 17543) on December 3, 2001, for operation of a woodworking facility in Lititz Borough, **Lancaster County**.

67-03056: SKF USA, Inc. (525 Fame Avenue, Hanover, PA 17331-9582) on December 6, 2001, for operation of a ball and roller bearing plant in Penn Township, **York County**.

67-03089: John W. Keffer Funeral Home, Inc. (902 Mount Rose Avenue, York, PA 17403-2938) on December 5, 2001, for operation of a human crematory in the City of York, **York County**.

67-03098: Worker-Semmel Funeral Home, Inc. (849 East Market Street, York, PA 17403) on November 30, 2001, for operation of a human crematorium in the City of York, **York County**.

67-03101: Southern Die Casters, Inc. (P. O. Box 178, Shrewsbury, PA 17361) on November 29, 2001, for operation of an aluminum die casting plant in Shrewsbury Township, **York County**.

67-05084: GTY, Inc. (2075 Loucks Road, York, PA 17404) on December 6, 2001, for operation of a wallpaper printing facility in West Manchester Township, **York County**.

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.

15-0029: Dopaco, Inc. (241 Woodbine Road, Downingtown, PA 19335) on December 7, 2001, for Facility VOC RACT in Downingtown Borough, **Chester County**.

09-00022: Cleveland Steel Container Corp. (350 Mill Street, Quakertown, PA 18951) on December 7, 2001, for Facility Title V Operating Permit in Quakertown Borough, **Bucks County**.

15-00013: Huhtamaki Flexibles Inc. (2400 Continental Boulevard, Malvern, PA 19355) on December 7, 2001, for Facility Title V Operating Permit in Tredyffrin Township, **Chester County**.

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

67-05020: Exelon Generation Co.—Peach Bottom Atomic Power Station (1848 Lay Road, Delta, PA 17314-9032) for operation of two auxiliary boilers in Peach Bottom Township, **York County**. On December 4, 2001, the Title V Operating Permit was modified to allow for the monitoring of fuel usage rather than hours of operation to determine compliance.

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

53-00005: Dominion Transmission Inc. (625 Liberty Avenue Pittsburgh, PA 15222) issued a revised Title V Operating Permit, Revision No. 2, on November 14, 2001, to include terms and conditions for the operation of a natural gas fired pipeline heater construction under Plan Approval 53-0003B at the Greenlick Compressor Station in Stewardson Township, **Potter County**. The Title V Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

49-00024: Sunbury Property, LLC (P. O. Box 267 1400 Susquehanna Avenue, Sunbury, PA 17801) issued a revised operating permit, Revision No. 1, on December 10, 2001, to allow for a change in ownership from Celotex Corporation to Sunbury Property, LLC for their fiber-board production plant in Sunbury, **Northumberland County**.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104; Contact: Edward Braun, Chief, (215) 685-9476.

96-050: Convent of the Sisters of Saint Joseph & Chestnut Hill College (9601 Germantown Avenue, Philadelphia, PA 19118) administratively amended on December 7, 2001, to change the facility name and to correct the renewal application fee, in the City of Phila-

delphia, **Philadelphia County**. The Synthetic Minor operating permit was originally issued on November 7, 2000.

De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.

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

04-00497: Tuscarora Inc. (800 Fifth Avenue, New Brighton, PA 15066) for their New Brighton foam molding facility located in New Brighton shall increase VOC emissions from their Expand EPS and ARCEL molding process by 1 ton. This increase in VOC emissions has been approved by the Department as a de minimis emission increase in accordance with 25 Pa. Code § 127.449.

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

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

65840119 and NPDES Permit PA0601047. Derry Stone & Lime Co., Inc. (R. D. 5, Box 34, Latrobe, PA 15650). Transfer of permit currently issued to M. B. Energy, Inc. for continued operation and reclamation of a bituminous surface/auger/limestone removal and coal crushing site located in Derry Township, **Westmoreland County**, affecting 643.7 acres. Receiving streams: unnamed tributaries to Stony Run and McGee Run. Application received: February 27, 2001. Transfer permit issued: December 3, 2001.

63980101 and NPDES Permit PA 0202151. David Breeden Enterprises, Inc. (P. O. Box 89, 151 West Fourth Avenue, Tarentum, PA 15084-0089). Transfer of permit currently issued to Twilight Industries, Inc., for continued operation and reclamation of a bituminous surface mine located in Somerset Township, **Washington County**, affecting 173.0 acres. Receiving streams: three unnamed tributaries to Pigeon Creek. Application received: August 6, 2001. Transfer permit issued: December 10, 2001.

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

56860101 and NPDES Permit No. PA0597546, Croner, 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 Brothersvalley Township, **Somerset County**, affecting 156.8 acres. Receiving streams: unnamed tributary to Buffalo Creek classified for the following uses: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: September 24, 2001. Permit issued: December 3, 2001.

11960202. Ebensburg Power Company, 20 S. Van Buren Avenue, Barberton, OH 44203-0351, renewal for continued operation of a bituminous surface coal refuse reprocessing mine in Cambria Township, **Cambria County**, affecting 29.8 acres. Receiving streams: South Branch Blacklick Creek classified for the following uses: coal water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: October 11, 2001. Permit issued: December 5, 2001.

56830201. Y & M Salvage (3110 Whistler Road, Stoystown, PA 15563). Permit Revision for a land use change request from abandoned refuse pile to wildlife habitat in Shade Township, **Somerset County**, affecting 17.9 acres. Receiving streams: unnamed tributary to Stony Creek classified for the following uses: cold water fishery. The first downstream potable water supply intake from the point of discharge is Hooversville Municipal Water Authority and Cambria/Somerset Water Authority Border Dam. Application received: October 3, 2001. Permit Issued: December 5, 2001.

11990102 and NPDES Permit No. PA0235075. Laurel Energy, Inc., One Energy Place, Suite 7500, Latrobe, PA 15650. Permit Revision request for a stream encroachment to utilize road for haul road activity within 100 feet of two unnamed tributary to South Fork Branch of Little Conemaugh River. The variance for haul road activity within 100 feet of the tributaries is as follows: 1. A stream crossing of unnamed tributary "D" approximately 450 feet upstream of its confluence with South Fork Branch of Little Conemaugh River. 2. A stream crossing of unnamed tributary "C" approximately 550 feet upstream of its confluence with South Fork Branch of Little Conemaugh River. 3. Utilize an existing haul road within 100 feet along portions of unnamed tributary "C" beginning at the stream crossing 550 feet upstream of the confluence with the South Fork Branch of Little Conemaugh River and continuing upstream for a distance of approximately 2150 feet in Adams and Conemaugh Townships, **Cambria County**, affecting 469.9 acres. Receiving streams: Little Conemaugh River, Bear Run classified for the following uses: cold water fishery, cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: August 2, 2001. Permit issued: December 6, 2001.

Project Proposals Issued

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

EGS 56001, AMD & ART (411 Third Avenue, Johnstown, PA 15906). A project to conduct a site assessment, cleanup, restoration and redevelopment of a 1.5-acre tract of the Reitz No. 4 property located on the north side of S.R. 1018 in Shade Township, **Somerset County**. Receiving stream Dark Shade Creek. Project received: September 24, 2001. Project issued: December 5, 2001.

Noncoal Permits Actions

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.

58900302C2. Stateline Quarries, Inc. (2183 Pennsylvania Ave., Apalachin, NY 13732), renewal of NPDES Permit #PA0595471 in Apolaccon Township, **Susquehanna County**, receiving stream—unnamed tributary to Apalachin Creek and Cork Hill Creek. Application received: October 17, 2001. Renewal issued: December 4, 2001.

58010842. Raymond W. Dibble (R. R. 2 Box 203Y, Meshoppen, PA 18630), commencement, operation and restoration of a small quarry operation in Auburn Township, **Susquehanna County** affecting 1.0 acre, receiving stream—none. Application received: August 15, 2001. Permit issued: December 4, 2001.

09840301C6 and NPDES Permit #PA0614301. Waste Management Disposal Services of PA, Inc. (1121 Bordentown Road, Morrisville, PA 19067), correction to an existing quarry operation in Falls Township, **Bucks County** affecting 257.9 acres, receiving stream—unnamed tributary to Delaware River and Van Sciver Lake. Application received: October 18, 2001. Correction issued: December 5, 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

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.

28014020. David H. Martin Excavating, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting in Antrim Township, **Franklin County** with an expiration date of December 31, 2006. Permit issued: December 3, 2001.

36014050. Keystone Blasting Service (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting in Manor Township, **Lancaster County** with an expiration date of December 31, 2004. Permit issued: December 3, 2001.

36014051. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in West Earl Township, **Lancaster County** with an expiration date of February 28, 2002. Permit issued: December 3, 2001.

67014014. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Fairview Township, **York County** with an expiration date of December 31, 2002. Permit issued: December 3, 2001.

06014021. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting in Exeter Township, **Berks County** with an expiration date of December 31, 2002. Permit issued: December 3, 2001.

06014022. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting in Spring Township, **Berks County** with an expiration date of December 31, 2002. Permit issued: December 3, 2001.

06014023. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting in Amity Township, **Berks County** with an expiration date of December 31, 2002. Permit issued: December 3, 2001.

21014024. M & J Explosives, Inc. (P. O. Box 608, Carlisle, PA 17013), construction blasting in Monroe Township, **Cumberland County** with an expiration date of December 31, 2002. Permit issued: December 4, 2001.

21014025. M & J Explosives, Inc. (P. O. Box 608, Carlisle, PA 17013), construction blasting in South Middleton Township, **Cumberland County** with an expiration date of December 31, 2006. Permit issued: December 4, 2001.

28014021. David H. Martin Excavating, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting for Salem Ridge Church Cemetery in Antrim Township, **Franklin County** with an expiration date of December 31, 2006. Permit issued: December 4, 2001.

21014022. David H. Martin Excavating, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting for Cedar Grove Mennonite Church Cemetery in Antrim Township, **Franklin County** with an expiration date of December 31, 2006. Permit issued: December 4, 2001.

15014014. Horst Drilling & Blasting, Inc. (Lonny Horst) (141 Ranck's Church Road, New Holland, PA 17557), construction blasting for Tattersall Gold Community in West Bradford Township, **Chester County** with an expiration date of March 30, 2002. Permit issued: December 5, 2001.

45014015. Keystone Hollow, Inc. (P. O. Box 1158, Marshalls Creek, PA 18355) and Douglas Explosives (P. O. Box 77, Philipsburg, PA 16866), construction blasting for Great Bear Golf Course in Middle Smithfield Township, **Monroe County** with an expiration date of January 30, 2004. Permit issued: December 5, 2001.

46014024. AMROC (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for Woods Edge Development in Upper Providence Township, **Montgomery County** with an expiration date of December 31, 2001. Permit issued: December 5, 2001.

54014009. Reading Site Contractor (392 Sanatoga Road, Pottstown, PA 19464) and Explo-Tech/AEEI (401 West High Street, Suite 102, Pottstown, PA 19464), construction blasting in West Brunswick Township, **Schuylkill County** with an expiration date of February 28, 2002. Permit issued: December 5, 2001.

06014024. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Spring Township, **Berks County** with an expiration date of December 31, 2006. Permit issued: December 6, 2001.

21014026. John W. Gleim, Jr., Inc. (90 Stover Drive, Carlisle, PA 17013), construction blasting in Carlisle Borough, **Cumberland County** with an expiration date of December 31, 2001. Permit issued: December 6, 2001.

28014023. P & W Excavating, Inc. (P. O. Box 712, McConnellsburg, PA 17233), construction blasting in Greencastle Township, **Franklin County** with an expiration date of December 31, 2001. Permit issued: December 6, 2001.

28014025. P & W Excavating, Inc. (P. O. Box 712, McConnellsburg, PA 17233), construction blasting in

Greencastle Township, **Franklin County** with an expiration date of January 1, 2012. Permit issued: December 6, 2001.

36014053. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in East Earl Township, **Lancaster County** with an expiration date of February 15, 2002. Permit issued: December 6, 2001.

36014054. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Rapho Township, **Lancaster County** with an expiration date of January 15, 2006. Permit issued: December 6, 2001.

36014055. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Rapho Township, **Lancaster County** with an expiration date of January 15, 2002. Permit issued: December 6, 2001.

36014056. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Mt. Joy Township, **Lancaster County** with an expiration date of January 16, 2004. Permit issued: December 6, 2001.

36014057. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Earl Township, **Lancaster County** with an expiration date of March 1, 2002. Permit issued: December 6, 2001.

36014058. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting for Cocalico High School in Dever Borough, **Lancaster County** with an expiration date of January 15, 2003. Permit issued: December 6, 2001.

38014023. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in South Lebanon Township, **Lebanon County** with an expiration date of January 15, 2005. Permit issued: December 6, 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 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.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

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

Permits Issued and Actions on 401 Certifications:

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E64-219. Persephone, Inc., R. R. 3, Box 1238, Honesdale, PA 18431. Dyberry Township, **Wayne County**, Army Corps of Engineers Philadelphia District.

To maintain a 0.7-acre excavated pond in and along a tributary to the Lackawaxen River. Issuance of this permit also constitutes approval of the environmental assessment for a nonjurisdictional dam. The project is located along the east side of Township Road T-546, approximately 0.4 mile north of the intersection of T-546 and S.R. 4005 (Aldenville, PA Quadrangle N: 4.2 inches; W: 9.2 inches).

E48-308. T & S Development Corporation, 623 Selvaggio Drive, Suite 200, Nazareth, PA 18064. Lower Nazareth Township, **Northampton County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a 30-foot x 3-foot reinforced concrete box culvert in a tributary to Monacacy Creek associated with the Newburg Estates residential subdivision project. The project is located on the north side of S.R. 3020 (Newburg Road), approximately 0.8 mile northwest of its intersection with S.R. 0191 (Nazareth, PA Quadrangle N: 15.0 inches; W: 12.7 inches).

E48-312. Russell S. Myers, 496 Willow Road, Walnutport, PA 18088. Lehigh Township, **Northampton County**, Army Corps of Engineers Philadelphia District.

To place fill in and eliminate a private pond having a surface area of approximately 0.05 acre for the purpose of constructing a new house. The project also includes the construction of a 12-inch diameter outfall pipe and associated energy dissipator in the floodway of a tributary to the Lehigh River and is located on the southeast side of

Township Road T536 (Willow Road), approximately 500 feet southwest of S.R. 4001 (Cementon, PA Quadrangle N: 22.0 inches; W: 7.0 inches).

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

To excavate and place fill in approximately 1.86 acres of Exceptional Value wetlands associated with the construction of a pond to used for crop irrigation. The project is located on the east side of Township Road T-626 (Clearfield Road), just north of Township Road T-601 (Wind Gap, PA Quadrangle N: 4.8 inches; W: 12.4 inches).

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

E06-552. Exeter Township, 4975 DeMoss Road, Reading, PA 19606 in Exeter Township, **Berks County**, ACOE Philadelphia District.

To remove the existing bridge and to construct and maintain a new concrete 13-foot by 10-foot box culvert at the channel of Heisters Creek (WWF) on Lincoln Road (Birdsboro, PA Quadrangle N: 5.7 inches; W: 11.65 inches) in Exeter Township, Berks County.

E07-326. Duncansville Borough, 1146 Third Avenue, Duncansville, PA 16635 in Duncansville Borough, **Blair County**, ACOE Baltimore District.

To stabilize and restore a 2,010-foot reach of Blair Gap Run (TSF) using rock vanes, stone deflectors, riprap, stream bank grading and filling, gravel bar removal, floodway fill removal, live stake installation and tree plantings for the purpose of stabilizing the stream banks, reducing flooding within the park and adjacent properties and improving the aesthetics of the park while providing an opportunity for the work to serve as a demonstration project located in Duncansville Borough Park (Holidaysburg, PA Quadrangle N: 9.8 inches; W: 7.5 inches) in Duncansville Borough, Blair County.

E28-292. JED Associates, 4961 Cumberland Highway, Chambersburg, PA 17201 in Greene Township, **Franklin County**, ACOE Baltimore District.

To construct and maintain two metal box culverts, one 11-foot, 7-inches by 2-feet, 10-inches by 54-feet and one 8-foot, 9-inches by 2-feet, 6-inches by 63-feet and relocate approximately 920 feet of an existing agricultural field drainage channel along an unnamed tributary to Phillman Run (CWF) at points along White Church Road approximately 1,000 feet from the intersection of White Church Road and PA 997 (Scotland, PA Quadrangle N: 12.5 inches; W: 8.0 inches) in Greene Township, Franklin County.

E31-175. Springfield Township, R. D. 1 Box 1271, Three Springs, PA 17264 in Springfield Township, **Huntingdon County**, ACOE Baltimore District.

To remove an existing bridge and to construct and maintain a box culvert having a span of 20 feet and an underclearance of 4 feet across the channel of Lick Run (TSF) at a point at Covert Road (T-308) (Orbisonia, PA Quadrangle N: 6.5 inches; W: 10.0 inches) in Springfield Township, Huntingdon County.

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

E02-1331. Port Authority of Allegheny County, One Gateway Center 13 West, Pittsburgh, PA 15222. South Park Township, **Allegheny County**, ACOE Pittsburgh District.

To remove existing structures, to relocate and reconstruct Piney Fork (TSF) for a distance of 318 m (1,043 ft) and within the relocated channel construct and maintain two retaining walls, wall No. 1 is located on the left bank for a distance of 101 m (331 ft) and wall No. 2 is along the right bank for a distance of 215 m (705 ft), to remove the existing bridge Pleasant Street Bridge and construct and maintain a new single span bridge having a span of 15.5 m (51.0 ft) and underclearance 1.8 m (6.0 ft), to remove the existing LRT bridge and construct and maintain a new double span spread box bridge each having a span of 7.8 m (25.5 ft) and underclearance of 2.3 m (7.5 ft), to construct and maintain a new pedestrian single span bridge having a span of 15.5 m (50.9 ft) and underclearance of 2.4 m (7.8 ft), to construct and maintain a new South Access Road bridge having a span of 15.5 m (51.0 ft) and underclearance of 2.4 m (7.8 ft) to provide stream bank planting/stabilization in various locations starting approximately 200 m (643 ft) upstream of the relocated channel and extending along the channel relocation area to place and maintain fill in a de minimis area of wetlands (PEM) equal to 0.025 acre. This project is to reconstruct the existing, currently operating Library End of Line to modern light rail transit (LRT) standards, including construction and maintenance of a new Public Transit Station and New Park and Ride Facility. (Bridgeville, PA Quadrangle the project begins at N: 7.1 inches; W: 3.7 inches and ends at N: 6.6 inches; W: 2.7 inches).

E02-1347. County of Allegheny, Department of Public Works, Room 501 County Office Building, 542 Forbes Avenue, Pittsburgh, PA 15219-2904. West Mifflin Borough, **Allegheny County**, ACOE Pittsburgh District.

To remove the existing bridge (Thompson Run South Side Bridge No. 3) and to construct and maintain an arch culvert having a span of 14.0 feet with an underclearance of 10.0 feet in and across the channel of Thompson Run (WWF) for the purpose of improving highway safety. The project is located on Homestead Duquesne Road, approximately 120 feet south from the intersection of Homestead Duquesne Road and Lower Bull Run Road. This permit also authorizes the construction and maintenance of a temporary bypass structure consisting of three 5 foot diameter culverts. (Glassport, PA Quadrangle N: 21.0 inches; W: 0.75 inch).

E26-212-A1. Department of Conservation and Natural Resources, P. O. Box 387, Prospect, PA 16052. Wharton Township, **Fayette County**, ACOE Pittsburgh District.

To amend Permit No. E26-212 to include the construction and maintenance of a single span pedestrian bridge having a normal span of 40.0 feet and an underclearance of 3.5 feet across Quebec Run (EV) in Forbes State Forest (Brownfield, PA Quadrangle N: 0.95 inch; W: 8.9 inches).

E30-200. Greene County Board of Commissioners, 93 East High Street, Waynesburg, PA 15370. Cumberland Township, **Greene County**, ACOE Pittsburgh District.

To remove the existing County Bridge No. 13 and to construct and maintain a bridge having a normal clear span of 13.55 m and an underclearance of 2.33 m across Muddy Creek (WWF) located on T-660 (Dugan Hill Road) at a point approximately 110 m south of its intersection with S.R. 0021 (Mather, PA Quadrangle N: 0.62 inch; W: 3.39 inches).

E65-790. Manor Borough, 47 Race Street, Manor, PA 15665. Manor Borough, **Westmoreland County**, ACOE Pittsburgh District.

To construct and maintain a single span pedestrian bridge having a normal span of 64.0 feet and an underclearance of 12.0 feet across Brush Creek (TSF) for the purpose of providing access to a playground. The bridge is located 400 feet downstream from Race Street Bridge (Irwin, PA Quadrangle N: 14.8 inches; W: 5.9 inches).

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

E20-509, Penncrest School District, 18741 State Hwy 198, P. O. Box 808, Saegertown, PA 16433-0808. Saegertown Nature Trail and Stream Stabilization of tributary to Kerns Run, in Hayfield Township, **Crawford County**, ACOE Pittsburgh District (Meadville, PA Quadrangle N: 17.7 inches; W: 6.1 inches).

To conduct the following activities associated with the Penncrest School District's Saegertown Elementary School Nature Trail in/along a tributary to Kerns Run approximately 500 feet upstream of S.R. 198 west of the football field behind the Saegertown Elementary School:

1. Construct and maintain a steel beam bridge having a span of 30 feet and an underclearance of 6 feet across a tributary to Kerns Run on a nature trail.
2. Construct and maintain a bank stabilization and channel improvement along a total reach of approximately 170 feet in a tributary to Kerns Run including:
 - a. Excavation for flood plain establishment at two locations measuring 45 feet and 60 feet in length
 - b. Rock riprap bank protection along a total length of approximately 170 feet
 - c. Construct a flow deflector/bank protection structure using existing debris in the channel.
 - d. Construct two rock riprap bank barb channel deflectors.

E25-637, Pennsylvania Department of Transportation, District 1-0, 255 Elm Street, P. O. Box 398, Oil City, PA 16301. S.R. 4034, Section A80 Erie East Side Access Highway, in Harborcreek Township and City of Erie, **Erie County**, ACOE Pittsburgh District

The following structures and activities are being proposed as part of the construction of the Erie East Side Access Highway, S.R. 4034, section A80 beginning at the western side of Wintergreen Gorge in Harborcreek Township (Hammet, PA Quadrangle N: 22.4 inches; W: 16.3 inches) and continuing westward to McCalland Avenue in the City of Erie (Erie South, PA Quadrangle N: 22.2 inches; W: 2.4 inches).

1. To construct and maintain a continuous steel plate girder bridge having spans of 252.6 feet, 465.8 feet and 377.2 feet with a underclearance of 88.9 feet across Fourmile Run.
2. To relocate and enclose two tributaries to Fourmile Run having a contributory drainage less than 100 acres.
3. To construct and maintain a temporary crossing and fill for construction access within the channel and floodplain of Fourmile Run.
4. To temporarily fill a total of 0.39 acre of wetland (0.27 acre PEM, 0.03 acre PSS, 0.08 acre PFO)
5. To permanently fill 1.71 acres of wetland (0.19 acre PEM, 0.25 acre PSS, 1.27 acres PFO)

Construction of replacement wetlands for this project was previously authorized under DEP Permit No. E25-626.

E62-381, United Refining Company, 15 Bradley Street, Warren, PA 16365. Fire Water Pump Bank Protection and Stormwater Outfall Along Allegheny River, in City of Warren, **Warren County**, ACOE Pittsburgh District (Warren, PA Quadrangle N: 15.1 inches; W: 1.25 inches).

To remove the collapsed structure and to construct and maintain a 30-inch diameter stormwater outfall and 9-foot high by 24-foot long gabion basket endwall and bank protection along the right (north) bank of the Allegheny River adjacent to United Refining Company's existing Seneca Fire Water Pumps approximately 0.9 mile upstream of the confluence of Conewango Creek.

[Pa.B. Doc. No. 01-2277. Filed for public inspection December 21, 2001, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Dermatologic SurgiCenter for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Dermatologic SurgiCenter has requested an exception to the requirements of 28 Pa. Code § 571.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 9.5.H.1.a (relating to corridors), 13-3.3.2 (relating to emergency generators) and 13-3.4 (relating to medical gases).

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. 01-2278. Filed for public inspection December 21, 2001, 9:00 a.m.]

Application of Healthsouth Rehab Hospital of Greater Pittsburgh for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Healthsouth Rehab Hospital of Greater Pittsburgh has requested an exception to the requirements of 28 Pa. Code § 107.62 (relating to oral orders). 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. 01-2279. Filed for public inspection December 21, 2001, 9:00 a.m.]

Application of Lancaster NeuroScience & Spine Associates for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Lancaster NeuroScience & Spine Associates has requested an exception to the requirements of 28 Pa. Code § 571.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 9.2.H1.j(3) and (4) (relating to exceptions for the minimum ceiling height).

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. 01-2280. Filed for public inspection December 21, 2001, 9:00 a.m.]

Application of LifeCare Hospitals of Pittsburgh for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that LifeCare Hospitals of Pittsburgh has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: 7.6C (relating to seclusion treatment room of the psychiatric nursing unit).

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. 01-2281. Filed for public inspection December 21, 2001, 9:00 a.m.]

Application of Saint Vincent Surgery Center (Union City Memorial Hospital) for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Saint Vincent Surgery Center (Union City Memorial Hospital) has requested an exception to the requirements of 28 Pa. Code §§ 551.22(3)(ii), 553.3, 553.4 and 555.23 and Chapter 557 (relating to quality assurance improvement).

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. 01-2282. Filed for public inspection December 21, 2001, 9:00 a.m.]

Application of UPMC Health System for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that UPMC Health System has requested an exception to the requirements of 28 Pa. Code § 107.62 (relating to oral orders).

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. 01-2283. Filed for public inspection December 21, 2001, 9:00 a.m.]

Request for Exception; Long-Term Care Nursing Facilities

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

ManorCare Health Services-Williamsport North
300 Leader Drive
Williamsport, PA 17701

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

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

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

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

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-2284. Filed for public inspection December 21, 2001, 9:00 a.m.]

Request for Exception; Long-Term Care Nursing Facilities

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

Rheems Nursing Center, Inc.
Broad Street
Rheems, PA 17570

This request is 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 this 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. 01-2285. Filed for public inspection December 21, 2001, 9:00 a.m.]

Traumatic Brain Injury Advisory Board Meeting

The Traumatic Brain Injury Advisory Board, established under the Federal Traumatic Brain Injury Act of 1996 (Pub. L. No. 104-66), will hold a public meeting on Wednesday, January 9, 2002. The meeting will be held at the Health and Welfare Building, Seventh and Forster Streets, Harrisburg, Pennsylvania, on the 3rd Floor in Conference Room 327, from 10 a.m. to 3 p.m.

For additional information, please contact Elaine M. Terrell, Director, Head Injury Program, Division of Child and Adult Health Services at (717) 772-4959.

Persons with a disability who desire to attend the meeting and require auxiliary aid, service or other accommodation to do so, should contact the Head Injury Program at (717) 772-4959.

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. 01-2286. Filed for public inspection December 21, 2001, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Current Prevailing Wage Act Debarments

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

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
Dennis F. Casey, Inc. (Fed. ER I.D. No. 23-1742477) -and- Dennis F. Casey, III, individually	302 Ryers Avenue Cheltenham, PA 19012 -and- 6825 Germantown Avenue Philadelphia, PA 19119-2113 -and- 3760 Frankford Avenue Philadelphia, PA 19124	December 5, 2001

Contractor

G & P Painting Co., Inc.
(Fed. ER I.D. No. 23-2427765)
-and- James White, individually

Address

1819 Regina Street
Harrisburg, PA 17103 -and-
P. O. Box 2624
Harrisburg, PA 17105

Date of Debarment

December 5, 2001

Siteworks! of Greater Delaware
Valley, LLC (Fed. ER I.D. No. 23-
2975551) -and- Chester Atkins, indi-
vidually

1118 Melrose Avenue
Melrose Park, PA 19027-3016

December 5, 2001

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 01-2287. Filed for public inspection December 21, 2001, 9:00 a.m.]

DEPARTMENT OF REVENUE

Interest Rate Notice

Under the provisions of section 806 of the Fiscal Code (72 P. S. § 806), the Secretary of Revenue announces that, for the year commencing January 1, 2002, all unpaid taxes which became due and payable to the Commonwealth on and after January 1, 1982, shall bear interest at the rate of 6% per annum. This rate will remain constant until December 31, 2002. Under the provisions of section 6621(a)(2) of the Internal Revenue Code, this rate has been established by the Secretary of the Treasury of the United States, to be effective January 1, 2002. This rate will be codified under 61 Pa. Code § 4.2(a) (relating to rate of interest).

Although the Tax Reform Act of 1986 amended Internal Revenue Code section 6621, by requiring that the Secretary of the Treasury of the United States establish quarterly rates of interest to become effective for Federal purposes on the first month of each calendar quarter, these amendments do not affect Commonwealth law. The Fiscal Code, as herein cited, requires that the interest rate be established effective January 1 of each calendar year without regard to any change in the Federal interest rate during the calendar year.

LARRY P. WILLIAMS,
Secretary

[Pa.B. Doc. No. 01-2288. Filed for public inspection December 21, 2001, 9:00 a.m.]

Pennsylvania Triple Your Luck Bingo Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Triple Your Luck Bingo.

2. *Price:* The price of a Pennsylvania Triple Your Luck Bingo instant lottery game ticket is \$3.00.

3. *Play Symbols:* Each Pennsylvania Triple Your Luck Bingo instant lottery game ticket will contain six play areas designated as "Card 1," "Card 2," "Card 3," "Card 4," "Card 5" and "Card 6." The 76 play symbols located in the six play areas are: The numbers 1 through 75 and FREE. The six "Lucky" symbols that may be located in the play area are: Rabbit's Foot Symbol, Horseshoe Symbol, Rainbow Symbol, Clover Symbol, Leprechaun Symbol and a Star Symbol. Each ticket will also contain a "Caller's Card" area. The "Caller's Card" area will consist of 30 squares in a 3 x 10 grid. The play symbols that may be located in each square are: The letter B with a number 1 through 15; the letter I with a number 16 through 30; the letter N with a number 31 through 45; the letter G with a number 46 through 60; and the letter O with a number 61 through 75.

4. *Prizes:* The prizes that can be won in this game are \$3, \$5, \$9, \$15, \$30, \$45, \$60, \$90, \$120, \$150, \$300, \$1,000, \$3,000 and \$30,000. The player can win up to six times on a ticket.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 8,160,000 tickets will be printed for the Pennsylvania Triple Your Luck Bingo instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets matching the "Caller's Card" play symbols in a "T" pattern, matching all five squares in the first horizontal row and all five squares in the middle vertical column through the "FREE" space, on any "Card," shall be entitled to a prize of \$30,000.

(b) Holders of tickets matching the "Caller's Card" play symbols in an "X" extending through the "FREE" space and through to each of the four corners on "Card 6," shall be entitled to a prize of \$3,000.

(c) Holders of tickets matching the "Caller's Card" play symbols in an "X" extending through the "FREE" space and through to each of the four corners with one of the spaces in the "X" pattern containing a "Lucky" Symbol, on "Card 4" or "Card 5," shall be entitled to a prize of \$3,000.

(d) Holders of tickets matching the "Caller's Card" play symbols in an "X" extending through the "FREE" space and through to each of the four corners on "Card 4" or "Card 5," shall be entitled to a prize of \$1,000.

(e) Holders of tickets matching the "Caller's Card" play symbols in a diamond pattern, matching one square in the midpoint in each of the four outside rows and columns, on "Card 6," shall be entitled to a prize of \$300.

(f) Holders of tickets matching the "Caller's Card" play symbols in an "X" extending through the "FREE" space and through to each of the four corners on "Card 2" or "Card 3," shall be entitled to a prize of \$300.

(g) Holders of tickets matching the "Caller's Card" play symbols in an "X" extending through the "FREE" space and through to each of the four corners on "Card 1," shall be entitled to a prize of \$150.

(h) Holders of tickets matching the "Caller's Card" play symbols in a diamond pattern, matching one square in the midpoint in each of the four outside rows and columns, on "Card 4" or "Card 5," shall be entitled to a prize of \$120.

(i) Holders of tickets matching the "Caller's Card" play symbols in the four corners with one of the four corners containing a "Lucky" symbol, on "Card 2," "Card 3" or "Card 4," shall be entitled to a prize of \$90.

(j) Holders of tickets matching the "Caller's Card" play symbols in a diamond pattern, matching one square in the midpoint in each of the four outside rows and columns with one of the spaces in the diamond pattern containing a "Lucky" symbol, on "Card 1," shall be entitled to a prize of \$90.

(k) Holders of tickets matching the "Caller's Card" play symbols in a diamond pattern, matching one square in the midpoint in each of the four outside rows and columns, on "Card 2" or "Card 3," shall be entitled to a prize of \$60.

(l) Holders of tickets matching the "Caller's Card" play symbols in the four corners on "Card 5" or "Card 6," shall be entitled to a prize of \$60.

(m) Holders of tickets matching the "Caller's Card" play symbols in the four corners with one of the four corners containing a "Lucky" symbol, on "Card 1," shall be entitled to a prize of \$45.

(n) Holders of tickets matching the "Caller's Card" play symbols in the four corners on "Card 2," "Card 3" or "Card 4," shall be entitled to a prize of \$30.

(o) Holders of tickets matching the "Caller's Card" play symbols in a diamond pattern, matching one square in the midpoint in each of the four outside rows and columns, on "Card 1," shall be entitled to a prize of \$30.

(p) Holders of tickets matching the "Caller's Card" play symbols in the four corners on "Card 1," shall be entitled to a prize of \$15.

(q) Holders of tickets matching the "Caller's Card" play symbols in a five space horizontal, vertical or diagonal line with one of the five spaces in the line containing a "Lucky" symbol, on "Card 4," "Card 5" or "Card 6," shall be entitled to a prize of \$15.

(r) Holders of tickets matching the "Caller's Card" play symbols in a five space horizontal, vertical or diagonal line with one of the five spaces in the line containing a "Lucky" symbol, on "Card 1," "Card 2" or "Card 3," shall be entitled to a prize of \$9.

(s) Holders of tickets matching the "Caller's Card" play symbols in a five space horizontal, vertical or diagonal line on "Card 4," "Card 5" or "Card 6," shall be entitled to a prize of \$5.

(t) Holders of tickets matching the "Caller's Card" play symbols in a five space horizontal, vertical or diagonal line on "Card 1," "Card 2" or "Card 3," shall be entitled to a prize of \$3.

(u) A player may win more than one prize on a ticket; however, the player cannot win more than one prize on each "Card."

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

<i>Get</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 8,160,000 Tickets</i>
Line Card 1	\$3	1:16.95	481,440
Line Card 2	\$3	1:17.24	473,280
Line Card 3	\$3	1:17.24	473,280
Line Card 4	\$5	1:100	81,600
Line Card 5	\$5	1:100	81,600
Line Card 6	\$5	1:100	81,600
Line Card 1 + Line Card 4	\$8	1:250	32,640
Line Card 2 + Line Card 6	\$8	1:333.33	24,480
Line Card 3 + Line Card 5	\$8	1:333.33	24,480
Line Card 1 (Lucky Symbol)	\$9	1:58.82	138,720
Line Card 2 (Lucky Symbol)	\$9	1:58.82	138,720
Line Card 3 (Lucky Symbol)	\$9	1:62.50	130,560
Line Card 4 + Line Card 5	\$10	1:500	16,320

<i>Get</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 8,160,000 Tickets</i>
Line Card 4 + Line Card 6	\$10	1:1,000	8,160
Line Card 5 + Line Card 6	\$10	1:1,000	8,160
4 Corners Card 1	\$15	1:1,000	8,160
Line Card 4 + Line Card 5 + Line Card 6	\$15	1:1,000	8,160
Line Card 4 (Lucky Symbol)	\$15	1:500	16,320
Line Card 5 (Lucky Symbol)	\$15	1:500	16,320
Line Card 6 (Lucky Symbol)	\$15	1:1,000	8,160
4 Corners Card 1 + Line Card 3	\$18	1:500	16,320
Line Card 1 + Line Card 2 + Line Card 3 + Line Card 4 + Line Card 5 + Line Card 6	\$24	1:1,000	8,160
4 Corners Card 1 + Line Card 4 + Line Card 6	\$25	1:500	16,320
Diamond Card 1	\$30	1:3,429	2,380
4 Corners Card 2	\$30	1:3,429	2,380
4 Corners Card 3	\$30	1:3,429	2,380
4 Corners Card 4	\$30	1:3,429	2,380
4 Corners Card 1 + Line Card 4 + Line Card 5 + Line Card 6	\$30	1:3,000	2,720
Line Card 5 (Lucky Symbol) + Line Card 6 (Lucky Symbol)	\$30	1:300	27,200
4 Corners Card 1 + 4 Corners Card 4	\$45	1:8,000	1,020
4 Corners Card 1 (Lucky Symbol)	\$45	1:1,714	4,760
4 Corners Card 2 + Line Card 4 + Line Card 5 + Line Card 6	\$45	1:8,000	1,020
Diamond Card 2	\$60	1:10,000	816
Diamond Card 3	\$60	1:10,000	816
4 Corners Card 5	\$60	1:10,000	816
4 Corners Card 6	\$60	1:10,000	816
Diamond Card 1 + 4 Corners Card 4	\$60	1:10,000	816
4 Corners Card 1 + 4 Corners Card 2 + Line Card 4 + Line Card 5 + Line Card 6	\$60	1:8,000	1,020
4 Corners Card 4 + 4 Corners Card 6	\$90	1:40,000	204
Diamond Card 2 + 4 Corners Card 4	\$90	1:40,000	204
Diamond Card 1 (Lucky Symbol)	\$90	1:15,000	544
4 Corners Card 2 (Lucky Symbol)	\$90	1:15,000	544
4 Corners Card 3 (Lucky Symbol)	\$90	1:15,000	544
4 Corners Card 4 (Lucky Symbol)	\$90	1:15,000	544
Diamond Card 4	\$120	1:30,000	272
Diamond Card 5	\$120	1:30,000	272
Diamond Card 2 + 4 Corners Card 6	\$120	1:15,000	544

<i>Get</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 8,160,000 Tickets</i>
Diamond Card 1 + 4 Corners Card 2 + 4 Corners Card 3 + 4 Corners Card 4	\$120	1:8,571	952
X Card 1	\$150	1:60,000	136
4 Corners Card 3 + Diamond Card 5	\$150	1:20,000	408
X Card 2	\$300	1:120,000	68
X Card 3	\$300	1:120,000	68
Diamond Card 6	\$300	1:120,000	68
X Card 1 + 4 Corners Card 3 + Diamond Card 5	\$300	1:60,000	136
X Card 1 + X Card 2	\$450	1:60,000	136
X Card 3 + Diamond Card 5 + 4 Corners Card 4	\$450	1:60,000	136
X Card 4	\$1,000	1:120,000	68
X Card 5	\$1,000	1:120,000	68
X Card 4 (Lucky Symbol)	\$3,000	1:120,000	68
X Card 5 (Lucky Symbol)	\$3,000	1:120,000	68
X Card 6	\$3,000	1:120,000	68
T Pattern On Any Card	\$30,000	1:1,360,000	6

Lucky Symbol = Rabbit's Foot, Horseshoe, Rainbow, Clover, Leprechaun and Star.

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

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

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

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

LARRY P. WILLIAMS,
Secretary

[Pa.B. Doc. No. 01-2289. Filed for public inspection December 21, 2001, 9:00 a.m.]

Pennsylvania Two for the Money '02 Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Two for the Money '02.

2. *Price:* The price of a Pennsylvania Two for the Money '02 instant lottery game ticket is \$2.00.

3. *Play Symbols:* Each Pennsylvania Two for the Money '02 instant lottery game ticket will contain two play areas known as "Game 1" and "Game 2." Each "Game" will feature a "Lucky Number" area and a "Your Numbers" area. The play symbols and their captions located in the "Lucky Number" areas and "Your Numbers" areas are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTEN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the 10 "Prize" areas are: \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$3⁰⁰ (THR DOL), \$4⁰⁰ (FOR DOL), \$6⁰⁰ (SIX DOL), \$8⁰⁰ (EGT DOL), \$12\$ (TWELV), \$16\$ (SIXTN), \$24\$ (TWY FOR), \$48\$ (FRY EGT), \$96\$ (NTY SIX), \$240 (TWOHUNFRY) and \$24,000 (TWYFORTHO).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$3, \$4, \$6, \$8, \$12, \$16, \$24, \$48, \$96, \$240 and \$24,000. The player can win up to 10 times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:*

Approximately 6,000,000 tickets will be printed for the Pennsylvania Two for the Money '02 instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets where any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol in the same "Game," and a prize play symbol of \$24,000 (TWYFORTH0) appears in the "Prize" area under the matching "Your Number" play symbol in that "Game," on a single ticket, shall be entitled to a prize of \$24,000.

(b) Holders of tickets where any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol in the same "Game," and a prize play symbol of \$240 (TWOHUNFRY) appears in the "Prize" area under the matching "Your Number" play symbol in that "Game," on a single ticket, shall be entitled to a prize of \$240.

(c) Holders of tickets where any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol in the same "Game," and a prize play symbol of \$96\$ (NTY SIX) appears in the "Prize" area under the matching "Your Number" play symbol in that "Game," on a single ticket, shall be entitled to a prize of \$96.

(d) Holders of tickets where any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol in the same "Game," and a prize play symbol of \$48\$ (FRY EGT) appears in the "Prize" area under the matching "Your Number" play symbol in that "Game," on a single ticket, shall be entitled to a prize of \$48.

(e) Holders of tickets where any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol in the same "Game," and a prize play symbol of \$24\$ (TWY FOR) appears in the "Prize" area under the matching "Your Number" play symbol in that "Game," on a single ticket, shall be entitled to a prize of \$24.

(f) Holders of tickets where any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol in the same "Game," and a prize play symbol of \$16\$ (SIXTN) appears in the "Prize" area under the matching "Your Number" play symbol in that "Game," on a single ticket, shall be entitled to a prize of \$16.

(g) Holders of tickets where any one of the "Your Numbers" play symbols matches the "Lucky Number"

play symbol in the same "Game," and a prize play symbol of \$12\$ (TWELV) appears in the "Prize" area under the matching "Your Number" play symbol in that "Game," on a single ticket, shall be entitled to a prize of \$12.

(h) Holders of tickets where any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol in the same "Game," and a prize play symbol of \$8.⁰⁰ (EGT DOL) appears in the "Prize" area under the matching "Your Number" play symbol in that "Game," on a single ticket, shall be entitled to a prize of \$8.

(i) Holders of tickets where any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol in the same "Game," and a prize play symbol of \$6.⁰⁰ (SIX DOL) appears in the "Prize" area under the matching "Your Number" play symbol in that "Game," on a single ticket, shall be entitled to a prize of \$6.

(j) Holders of tickets where any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol in the same "Game," and a prize play symbol of \$4.⁰⁰ (FOR DOL) appears in the "Prize" area under the matching "Your Number" play symbol in that "Game," on a single ticket, shall be entitled to a prize of \$4.

(k) Holders of tickets where any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol in the same "Game," and a prize play symbol of \$3.⁰⁰ (THR DOL) appears in the "Prize" area under the matching "Your Number" play symbol in that "Game," on a single ticket, shall be entitled to a prize of \$3.

(l) Holders of tickets where any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol in the same "Game," and a prize play symbol of \$2.⁰⁰ (TWO DOL) appears in the "Prize" area under the matching "Your Number" play symbol in that "Game," on a single ticket, shall be entitled to a prize of \$2.

(m) Holders of tickets where any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol in the same "Game," and a prize play symbol of \$1.⁰⁰ (ONE DOL) appears in the "Prize" area under the matching "Your Number" play symbol in that "Game," on a single ticket, shall be entitled to a prize of \$1.

8. *Number and Description of Prizes and Approximate Odds:*

The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

When Any Of Your Numbers Match The Lucky Number In The Same Game, Win With Prize(s) Of:

<i>Prize(s) Of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 6,000,000 Tickets</i>
\$1 x 2	\$2	1:7.14	840,000
\$2	\$2	1:25	240,000
\$1 x 3	\$3	1:100	60,000
\$2 + \$1	\$3	1:150	40,000
\$3	\$3	1:300	20,000
\$1 x 4	\$4	1:150	40,000
\$2 x 2	\$4	1:150	40,000
\$3 + \$1	\$4	1:250	24,000
\$4	\$4	1:375	16,000
\$1 x 6	\$6	1:750	8,000
\$2 x 3	\$6	1:1,500	4,000
\$3 x 2	\$6	1:1,500	4,000
\$6	\$6	1:1,500	4,000

*When Any Of Your
Numbers Match The Lucky
Number In The Same
Game, Win With
Prize(s) Of:*

<i>Prize(s) Of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 6,000,000 Tickets</i>
\$1 x 8	\$8	1:1,500	4,000
\$2 x 4	\$8	1:1,500	4,000
\$4 x 2	\$8	1:1,500	4,000
\$6 + \$2	\$8	1:1,500	4,000
\$8	\$8	1:1,500	4,000
\$2 x 6	\$12	1:500	12,000
\$3 x 4	\$12	1:1,500	4,000
\$4 x 3	\$12	1:1,500	4,000
\$6 x 2	\$12	1:1,500	4,000
\$1 x 8 + \$2 x 2	\$12	1:1,500	4,000
\$3 x 2 + \$2 x 3	\$12	1:750	8,000
\$12	\$12	1:1,500	4,000
\$2 x 8	\$16	1:1,500	4,000
\$4 x 4	\$16	1:1,500	4,000
\$2 x 6 + \$1 x 4	\$16	1:1,500	4,000
\$4 x 2 + \$2 x 4	\$16	1:1,500	4,000
\$16	\$16	1:1,500	4,000
\$3 x 8	\$24	1:375	16,000
\$4 x 6	\$24	1:500	12,000
\$6 x 4	\$24	1:500	12,000
\$3 x 5 + \$2 x 4 + \$1	\$24	1:500	12,000
\$12 x 2	\$24	1:500	12,000
\$16 + \$2 x 4	\$24	1:500	12,000
\$8 + \$4 x 4	\$24	1:500	12,000
\$6 x 2 + \$2 x 6	\$24	1:375	16,000
\$12 + \$6 x 2	\$24	1:500	12,000
\$24	\$24	1:1,500	4,000
\$4 x 8 + \$8 x 2	\$48	1:10,000	600
\$8 x 6	\$48	1:10,000	600
\$12 x 4	\$48	1:10,000	600
\$16 x 3	\$48	1:10,000	600
\$24 x 2	\$48	1:7,059	850
\$48	\$48	1:12,000	500
\$24 x 3 + \$4 x 6	\$96	1:24,000	250
\$16 x 6	\$96	1:24,000	250
\$24 x 4	\$96	1:24,000	250
\$48 x 2	\$96	1:24,000	250
\$96	\$96	1:24,000	250
\$24 x 10	\$240	1:120,000	50
\$48 x 5	\$240	1:120,000	50
\$240	\$240	1:120,000	50
\$24,000	\$24,000	1:1,000,000	6

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Two for the Money '02 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money '02:* For a period of 1 year from the announced close of Pennsylvania Two for the Money '02, prize money from winning Pennsylvania Two for the Money '02 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the

announced close of the Pennsylvania Two for the Money '02 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

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

12. *Termination of the Game*: The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Two for the Money '02 or through normal communications methods.

LARRY P. WILLIAMS,
Secretary

[Pa.B. Doc. No. 01-2290. Filed for public inspection December 21, 2001, 9:00 a.m.]

DEPARTMENT OF STATE

State Athletic Commission; Notice of Public Meetings for 2002

The State Athletic Commission (Commission) of the Department of State announces its schedule for regular meetings to be held at least once every 2 months in 2002, under section 103 of the State Athletic Code, 5 Pa.C.S. (relating to Athletic Agent Registration Act). All meetings will be held in Room 303, North Office Building, Harrisburg, PA 17120, at 11 a.m. These meetings are open to the public and are scheduled as follows: February 25, 2002, April 29, 2002, June 24, 2002, August 26, 2002, October 28, 2002 and December 16, 2002.

Individuals having questions regarding these meetings should contact the Commission at (717) 787-5720.

GREGORY P. SIRB,
Executive Director

[Pa.B. Doc. No. 01-2291. Filed for public inspection December 21, 2001, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Approval of Ignition Interlock Systems

Under 42 Pa.C.S. § 7002(d) (relating to ignition interlock systems for driving under the influence), the following ignition interlock system devices are on the Department of Transportation's current approved list:

Alcohol Countermeasure Systems Corporation's—Ignition Interlock Model WR2.

Consumer Safety Technology, Incorporated's—Intoxalock™

LifeSafer Interlock, Incorporated's—FC100

Guardian Interlock™ Systems'—Model 3060

Draeger Interlock®, Incorporated's—Model 35 30920

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-2292. Filed for public inspection December 21, 2001, 9:00 a.m.]

Approved Speed-Timing Devices and Appointment of Maintenance and Calibration Stations

[Addendum and Revision]

The Department of Transportation (Department), Bureau of Motor Vehicles, under the authority of section 3368 of the Vehicle Code, 75 Pa.C.S. § 3368, published at 29 Pa.B. 6534 (December 25, 1999), a notice of approved speed-timing devices and maintenance and calibration stations for use until the next comprehensive list is published.

Addition

As an addendum to the list of approved Official Maintenance and Calibration Stations, the Department hereby gives notice of the addition of the following station as an Electronic Speed-Timing (Radar) inspection station: Davidheiser's Speedometer Repair Inc., 181 Ridge Road, Teleford, PA 18969.

Change in Ownership

As an addendum to the listing of approved Official Maintenance and Calibration Stations, the Department hereby gives notice of the change in ownership of the following station as the result of a merger: Y.I.S. Incorporated, 1049 Hartley Street, York, PA 17404.

The new station name will be Y.I.S./Cowden Group Incorporated, 1049 Hartley Street, York, PA 17404. The station numbers will be R3, W60, EL7, EM5.

Cancellation

As an addendum to the listing of approved Official Maintenance and Calibration Stations, the Department hereby gives notice of the cancellation of approval of the following stations as a result of a merger: Cowden Enterprises, 733 Diamond Street, Williamsport, PA 17701, Station numbers W2, EL20 and EM20.

Comments, suggestions or questions may be directed to Pete Gertz, Manager, Admin/Tech Support Section, Vehicle Inspection Division, Bureau of Motor Vehicles, Third Floor, Riverfront Office Center, 1101 South Front Street, Harrisburg, PA 17104, (717) 783-7016.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-2293. Filed for public inspection December 21, 2001, 9:00 a.m.]

Availability of Local Real Estate Tax Reimbursement Grants for Taxes Paid in 2001

The Department of Transportation (Department), Bureau of Aviation, is accepting applications for Tax Reimbursement Grants from qualifying owners of public airports who have paid local real estate taxes for the calendar year ending December 31, 2001.

Each year, under Subchapter B of the Aviation Code, 74 Pa.C.S. §§ 6121—6124 and 67 Pa. Code Chapter 477 (relating to local real estate tax reimbursement), the owner of a public airport shall be eligible for a grant from the local real estate tax reimbursement portion of the Aviation Restricted Account. These grants are available to reimburse airport owners for local real estate taxes paid on those portions of an airport which are aviation related areas, as defined in section 5102 of the Aviation Code, 74 Pa.C.S. § 5102. Each public airport owner seeking a grant shall enter into an agreement with the Department.

The agreement shall specify that the owner shall continue, for a period of not less than 10 years, to maintain the property for which the grant is sought as an airport at least equal in size and capacity as that indicated in the owner's grant application. The agreement shall be a covenant, which runs with the land and shall apply to any subsequent purchases of land. Upon acceptance of any subsequent grant, the covenant shall be deemed extended for one additional year. Any violation of the agreement shall make the owner liable for the repayment of the total appropriation for the year plus a penalty of two times the grant. In any action wherein the owner is found to have violated the agreement, the owner shall be liable for reimbursement of the Department's costs of prosecution.

Applications for reimbursement of local real estate taxes paid in calendar year ending December 31, 2001, must be submitted before the close of business on February 1, 2002. Applications must be filed with the Department of Transportation, Bureau of Aviation, P. O. Box 3457, Harrisburg, PA 17101-3457.

Interested persons may direct their request for applications, inquiries or comments regarding the local real estate tax reimbursement program to Edward Buczeskie at (717) 705-1223.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-2294. Filed for public inspection December 21, 2001, 9:00 a.m.]

approximately 0.70 hectare (1.74 acres) Snowberger House/Mowery House B which has been determined eligible for listing on the National Register of Historic Places.

Information describing the project together with the associated environmental analysis is contained in the Categorical Exclusion Evaluation/Section 2002 Evaluation that was prepared for this project.

Based upon studies, there is no prudent and feasible alternative to the removal of three contributing elements, and the acquisition of 0.17 hectare (0.42 acre) from the approximately 0.70 hectare (1.74 acres) Snowberger House/Mowery House B which has been determined eligible for listing on the National Register of Historic Places.

The Secretary has considered the environmental, economic, social and other effects of the proposed project as enumerated in section 2002 of The Administrative Code of 1929 and have concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize these effects.

No adverse environmental effect is likely to result from the replacement of this bridge.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-2296. Filed for public inspection December 21, 2001, 9:00 a.m.]

Contemplated Sale of Lands No Longer Needed for Transportation Purposes

The Department of Transportation, under 71 P. S. § 513 (e)(7), intends to sell certain land owned by it located in Lawrence Township along S.R. 0879, Clearfield County, Clearfield, PA. It has been determined that the land is no longer needed for present or future transportation purposes.

Interested public entities are invited to express their interest in purchasing the site within 30 calendar days from the date of publication of this notice to Pennsylvania Department of Transportation, George M. Khoury, P.E., District Engineer, Engineering District 2-0, 1924-30 Daisy Street, P. O. Box 342, Clearfield, PA 16830.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-2295. Filed for public inspection December 21, 2001, 9:00 a.m.]

Finding Bedford County

Under the provisions of section 2002(b) of The Administrative Code (71 P. S. § 2002(b)), the Secretary of Transportation makes the following written finding:

The Department of Transportation plans to replace the existing Tussey Mountain Bridge carrying S.R. 0036 over Yellow Creek in Hopewell Township, Bedford County. The project will require the removal of three contributing elements (corn crib, sugar house and chicken coop), and the acquisition of 0.17 hectare (0.42 acre) from the

FISH AND BOAT COMMISSION

Consideration of Changes to Special Regulation Designations

The Fish and Boat Commission (Commission) has approved guidelines with regard to encouraging public participation on possible changes to the designation of stream sections or lakes for special regulation programs. Under 58 Pa. Code Chapter 65 (relating to special fishing regulations), the Commission designates certain streams, stream sections and lakes as being subject to special fishing regulations. These designations are effective after Commission approval when they are posted at the site and a notice is published in the *Pennsylvania Bulletin*. Under the Commission's guidelines, a notice concerning the proposed designation or redesignation of a stream section or lake under special regulations ordinarily will be published in the *Pennsylvania Bulletin* before the matter is reviewed by the Commissioners.

At the next Commission meeting on January 25 and 26, 2002, the Commission will consider designating the following stream sections as waters subject to special fishing regulations under 58 Pa. Code Chapter 65, effective upon publication in the *Pennsylvania Bulletin*:

58 Pa. Code § 65.6. Delayed Harvest Artificial Lures Only Areas

The Commission will consider extending the Delayed Harvest Artificial Lures Only (DHALO) Area on Little Clearfield Creek, Clearfield County, a distance of 0.2 mile. If approved, this change will result in a total of 1.3 miles of Little Clearfield Creek being regulated and managed

under the DHALO program. The revised section will be as follows: from the bridge on S.R. 2023 (Turkey Hill Bridge) upstream 1.3 miles.

The Commission also will consider adding the following stream section to the list of DHALO Areas designated under 58 Pa. Code § 65.6:

County	Water on which located	Description
Columbia	Fishing Creek	From 385 yards upstream of the Benton Borough line upstream to the upstream property line of Richard Kriebel, a distance of 0.5 mile.

The Commission is soliciting public input concerning the previous designations. Persons with comments, objections or suggestions concerning the designations are invited to submit comments in writing to Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, by no later than 4 p.m. on Thursday, January 24, 2002. Comments submitted by facsimile will not be accepted.

Comments also may be submitted electronically at ra-pfbcregs@state.pa.us. A subject heading of the proposal and a return name and address must be included in each transmission. In addition, electronic comments must be contained in the text of the transmission, not in an attachment. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 01-2297. Filed for public inspection December 21, 2001, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, December 6, 2001, and took the following actions:

Regulations Approved:

Pennsylvania Securities Commission #50-116: National Securities Markets Improvement Act of 1996 Amendments (amends 64 Pa. Code Chapters 202, 203, 301—304 and 606)

State Board of Medicine #16A-4910: Licensure, Certification, Examination and Registration Fees (amends 49 Pa. Code Chapters 16 and 18)

Department of Revenue #15-414: Personal Income Tax (amends 61 Pa. Code Chapter 101)

Department of Revenue #15-413: Termination Pay, Severance Pay and Early Retirement Incentive Programs (amends 61 Pa. Code Chapter 101)

Department of Health #10-154: Drug and Alcohol Facilities and Services (amends 28 Pa. Code Chapter 701;

deletes portions of Chapters 709, 711 and 713; and adds Chapter 705)

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

Public Meeting held
December 6, 2001

Pennsylvania Securities Commission—National Securities Markets Improvement Act of 1996 Amendments; Regulation No. 50-116

On July 13, 2001, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Securities Commission. This rulemaking amends 64 Pa. Code Chapters 202, 203, 301—304, and 606. The proposed regulation was published in the August 4, 2001 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 30, 2001.

This final-form regulation changes or deletes outdated sections and adds new sections to reflect the National Securities Markets Improvement Act of 1996 and Act 109 of 1998. These changes reduce filing requirements and make Pennsylvania regulations relating to securities consistent with state and Federal law.

We have determined this regulation is consistent with the statutory authority of the Pennsylvania Securities Commission (70 P. S. § 1-609(a)) 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: Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner, by phone

Public Meeting held
December 6, 2001

State Board of Medicine—Licensure, Certification, Examination and Registration Fees; Regulation No. 16A-4910

On March 27, 2001, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Medicine (Board). This rulemaking amends 49 Pa. Code Chapters 16 and 18. 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 November 7, 2001.

This rulemaking increases 15 fees, reduces two fees and establishes two new fees for the radiology examination application (\$25) and for the registration of an additional supervisor for physician assistants (\$5). These amendments result from an internal audit of the operations of the Bureau of Professional and Occupational Affairs. The Board estimates that approximately 12,300 persons will avail themselves of one or more of these services over the next two-year period. Total additional costs to the regulated community during that time span will be approximately \$96,100. Only those requesting the enumerated services will be affected.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. § 422.6) 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: Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner, by phone

Public Meeting held
December 6, 2001

Department of Revenue—Personal Income Tax; Regulation No. 15-414

On April 26, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Revenue (Department). This rulemaking amends 61 Pa. Code Chapter 101. The proposed regulation was published in the May 6, 2000 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 31, 2001.

The Department is interpreting the scope of “supplemental unemployment benefits” which are excluded from compensation under 72 P. S. § 7301(d)(vi). The amendments clarify the tax treatment of programs offered as supplemental benefits to employees terminated from service due to layoff, workforce reduction, plant closings and other involuntary terminations.

We have determined this regulation is consistent with the statutory authority of the Department (72 P. S. §§ 7301(d)(vi) and 7354) 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: Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner, by phone

Public Meeting held
December 6, 2001

Department of Revenue—Termination Pay, Severance Pay and Early Retirement Incentive Programs; Regulation No. 15-413

On May 3, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Revenue (Department). This rulemaking amends 61 Pa. Code Chapter 101. The proposed regulation was published in the May 13, 2000 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 31, 2001.

The Department is defining the terms “limited plan of termination,” “qualified annuity” and “severance pay.” The Department is also interpreting 72 P. S. § 7301(d) to mean that insurance benefits paid under the Railroad Retirement Act and payments to a partner guaranteed from that partnership are not considered “compensation” as defined in that subsection.

We have determined this regulation is consistent with the statutory authority of the Department (72 P. S. §§ 7301(d) and 7354) 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: Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner, by phone

Public Meeting held
December 6, 2001

Department of Health—Drug and Alcohol Facilities and Services; Regulation No. 10-154

On November 1, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Health (Department). This rulemaking amends 28 Pa. Code Chapter 701; deletes portions of Chapters 709, 711 and 713; and adds Chapter 705. The proposed regulation was published in the November 13, 1999 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was originally submitted to the Commission on August 24, 2001. On September 13, 2001, the Commission received a request from the Department to toll consideration of this final-form regulation to make clarifications and corrections to seven provisions. On October 15, 2001, the Department submitted its revisions to the final-form regulation to the Commission. On October 23, 2001, the revised final-form regulation was disapproved by both the House Health and Human Services Committee and the Senate Public Health and Welfare Committee. In response, the Department withdrew the final-form regulation on October 29, 2001. The Department made further revisions and resubmitted the final-form regulation on November 14, 2001.

This regulation replaces existing physical plant requirements for residential and nonresidential drug and alcohol treatment and rehabilitation facilities with requirements that are consistent with current health, safety, and fire and panic code requirements.

We have determined this regulation is consistent with the statutory authority of the Department (71 P. S. §§ 751-25, 751-31, 1690.104(a)(16) and 1690.104(j)) 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. 01-2298. Filed for public inspection December 21, 2001, 9:00 a.m.]

Notice of Comments Issued

Section 5(d) of the Regulatory Review Act (71 P. S. § 745.5(d)) provides that the designated standing committees may issue comments within 20 days of the close of

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

The Commission issued comments on the following proposed regulations. The agencies must consider these comments in preparing the final-form regulations. The final-form regulations must be submitted by the dates indicated.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Issued</i>	<i>Final-Form Submission Deadline</i>
11-208	Insurance Department Long-Term Care Insurance Form and Rate Filings (31 Pa.B. 5553 (October 6, 2001))	12/6/01	11/5/03
7-368	Environmental Quality Board Safe Drinking Water (31 Pa.B. 5083 (September 8, 2001))	12/7/01	11/7/03
7-365	Environmental Quality Board Heavy-Duty Diesel Emissions Control Program (31 Pa.B. 4958 (September 1, 2001))	12/10/01	11/9/03

**Insurance Department Regulation No. 11-208
Long-Term Care Insurance Form and Rate Filings
December 6, 2001**

We submit for consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) which have not been met. The Insurance Department (Department) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by November 5, 2003, the regulation will be deemed withdrawn.

1. Section 89a.103. Definitions.—Clarity.

Producer

This term is defined as an "agent" or "broker." However, the text of the regulation does not use the term "producer" consistently. Instead, the terms "agent," "broker" and "producer" are all used in the body of the regulation. In the final-form regulation, the defined term should be used consistently throughout the regulation.

2. Section 89a.104. Policy definitions.—Need; Clarity.

Bathing

The definition of this term begins with a reference to "oneself," but concludes with the phrase "or drawing the water for a sponge bath and getting the equipment to the person or the person to the equipment." This phrase is not included in the definition of "bathing" in the National Association of Insurance Commissioners (NAIC) Long-Term Care Insurance Model Regulation (Model). Furthermore, the references to transporting equipment or the person imply that a second person is involved in the bathing process.

It is our understanding that the Department did not intend for the definition to encompass the services of a second person. The definition should be revised to clarify this point. The Department should also explain why it is necessary to deviate from the NAIC Model.

Medicare

This definition is similar to the corresponding definition in the NAIC Model. However, the NAIC Model definition of "Medicare" references "any later amendments or substitutes thereof." The Department should revise the definition to include the NAIC language. Otherwise, the definition will not encompass future amendments to the Medicare statutes.

Subsection (b)

This subsection addresses the definitions of various service providers. The last sentence states, "The definition may require that the provider be appropriately licensed or certified when the licensure or certification of the provider is required by the Commonwealth."

This sentence is confusing. The intent of this provision should be clarified in the final-form regulation.

3. Section 89a.105. Policy practices and provisions.—Clarity.

Subsection (b) Limitations and exclusions

Paragraph (1)(ii) references ". . . Alzheimer's Disease or other related degenerative or dementing illnesses." The reference to "other related degenerative or dementing illnesses" is vague and is not included in the NAIC Model. The reference to "other" illnesses should be clarified in the final-form regulation, or the phrase should be deleted.

Subsection (g) Electronic enrollment for group policies

Subparagraph (1)(iii) requires that telephonic or electronic enrollment include safeguards that assure the confidentiality of "individually identifiable information." This provision in the NAIC Model includes the terms "individually identifiable information" and "privileged information." The NAIC Model also references a definition of "privileged information." The Department should explain why the term "privileged information" is not in this provision in the proposed regulation.

4. Section 89a.108. Required disclosure of rating practices to consumers.—Clarity.

In Subsection (b)(5), insurers are required to provide premium rate increase information for a policy form or similar forms for the past 10 years. Comparable policies, in many cases, did not exist 10 years ago. The Department should amend the regulation to provide for flexibility when 10 years of data is not available.

5. Section 89a.109. Initial filing requirements.—Clarity.

In Subsection (b) of the NAIC Model, the insurer is given 30 days to provide the required information to the Commissioner. The proposed regulation does not mention a specific time period, but does reference 15 sections of the Accident and Health Filing Reform Act (Act). To be more specific, the regulation should reference the time periods set forth in Sections 3 and 4 of the Act (40 P. S. §§ 3803 and 3804).

6. Section 89a.113. Requirements for application forms and replacement coverage.—Fiscal impact; Need.

This section includes sample application forms that are to be used by insurance companies. The Department has

changed NAIC Model language from “state” to “Commonwealth” in the proposed regulation. Commentators have suggested that by substituting “Commonwealth” for “state” in various standardized forms, carriers would be required to print costly materials specific only to Pennsylvania. Is there a need for insurers to make application forms that are specific to Pennsylvania?

7. Section 89a.129. Permitted compensation arrangements.—Fiscal impact; Need.

This section retains existing provisions, which place limits on compensation to an agent or broker for the sale of a long-term care insurance policy (31 Pa. Code § 89.921). For example, the rule limits a commission or other compensation to a maximum of 50% of the first year premium of a long-term care policy. However, the NAIC Model Rule uses a maximum of 200%. Commentators question the need for the 50% limitation. What is the Department’s rationale for maintaining the 50% rule?

**Environmental Quality Board Regulation No. 7-368
Safe Drinking Water
December 7, 2001**

We submit for consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) which have not been met. The Environmental Quality Board (EQB) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by November 7, 2003, the regulation will be deemed withdrawn.

1. Multilingual requirements for Public Notices and Consumer Confidence Reports.—Protection of the public health, safety and welfare; Economic impact; Feasibility; Reasonableness; and Clarity.

The EQB has requested comments from the regulated community on Sections 109.411(c)(2) and 109.416(3)(ii) concerning multilingual requirements imposed by the Environmental Protection Agency (EPA). Specifically, the EQB solicited input on how a large proportion of non-English speaking consumers should be defined, what resources are available to water systems that wish to provide translated copies of these reports, and what resources are available to consumers seeking translation services or assistance in reading the notice. In regard to our criteria, the language of the proposed regulation raises five concerns.

First, the threshold of a “large proportion of non-English speaking consumers” is vague. In addition, the make up of a population is subject to change and so is the fluency of English. What criteria will the EQB use to identify a large proportion of non-English speaking consumers? How would these trends within a population be evaluated and updated?

Second, a Tier 1 notice is required as soon as possible, but no later than 24 hours after the water system learns of the violation or situation. The wording of a public notice is important in these situations. Where can a water system acquire the expertise to provide accurate notices in a language other than English?

Third, Sections 109.411(c)(2)(ii) and 109.416(3)(ii) require water systems to immediately meet the multilingual requirement, “Until the Department determines whether a system serves an area with a large proportion of non-English speaking consumers. . . .” How can a water system implement these requirements? We further question when the Department of Environmental Protection

(Department) will make its determination and what recourse a water system will have if it does not agree with the determination?

Fourth, when a water system uses broadcast media such as radio or television to notify the public of a violation, what procedures must be followed to satisfy the multilingual requirement?

Finally, while recognizing the importance of informing the public of unsafe drinking water, do all water systems, and in particular smaller water systems, have the resources to meet the multilingual requirements of the regulation? Does the EQB have an estimate of anticipated costs for small and large water systems?

2. Public Notices—form, manner and frequency of notices.—Protection of the public health, safety and welfare; Reasonableness; and Clarity.

Sections 109.408, 109.409 and 109.410 address the form, manner and frequency of Tier 1, Tier 2, and Tier 3 public notices respectively. The requirements of these sections reflect the Federal regulations for safe drinking water established by the EPA. Commentators have raised several issues regarding these notices.

First, the Tier 1 public notice procedure includes a consultation process between the Department and the water system. However, the regulation does not describe the details of the consultation process or how any disagreement would be resolved. Has the EQB considered language that explains how the consultation process works and what the minimum requirements for public notification would be?

Second, numerous commentators believe the timing, form and manner of public notice does not adequately protect the public from potentially contaminated water. They recommend requiring water systems to notify multiple media sources within 24 hours for any violation. The commentators also suggest using multiple methods to notify people and notifying the public every 30 days when violations continue. The commentators’ recommendations are more stringent than Federal standards. Considering the potential health risks involved with unsafe drinking water, should the EQB adopt regulations that are more stringent than EPA requirements?

3. Section 109.1. Definitions.—Clarity.

The definition of a Consumer Confidence Report (CCR) is, “An annual water quality report that community water systems shall deliver to their customers.” This is substantive because the word “shall” is used. Since substantive provisions in a definition are not enforceable, this requirement should be moved to the body of the regulation.

4. Section 109.301. General monitoring requirements.—Clarity.

Subsection (7)(ii)(C)(V) contains a vague requirement to, “. . . meet other Tier 1 public notification requirements.” The EQB should provide a specific reference to those requirements.

5. Section 109.407. General public notification requirements.—Clarity.

Subsection (a)(9) is vague. It is unclear what “other violations and situations” the Department will determine require a public notice. Is the intent to use this provision on a case-by-case basis? What criteria will the Department use to determine the necessity of a public notice?

Subsection (b) includes the phrase “unless other tier assignments are established by regulations or order of the Department.” We have two concerns. First, the only way

to change a regulation is by promulgating a new regulation. Therefore, the language regarding regulations is not needed. Second, is the intent to issue orders on a case-by-case basis? If so, under what circumstances would an order be issued?

6. Section 109.411. Content of a public notice and Section 109.416. CCR Requirements.—Clarity.

Sections 109.411(c)(1)(ii) and 109.416(3)(iv) prohibit use of “very small print” and “small font sizes.” Commentators have noted that the requirements regarding acceptable font size are vague. Did the EQB consider specifying a minimum font size?

7. Section 109.416. CCR Requirements.—Protection of the public health; Fiscal impact; and Lesser standards.

We have two questions. First, the regulation requires CCRs to be sent to customers of a public water system. In an apartment complex, the customer is often the owner of the apartment complex, not the individual renters. In this situation, is the health of an individual renter sufficiently protected?

Second, Federal law at 42 USCA 300g-3(c)(4)(C) and (D) allows lesser standards for compliance for smaller water systems serving fewer than 10,000 persons and 500 persons respectively. The Federal law allows smaller systems to make the report available to the public upon request. Has the EQB considered adopting these lesser standards?

8. Subchapter K. Lead and Copper.—Protection of the public health.

In its comments, the EPA asked for additional clarification regarding public access to information. Specifically, the EPA is looking for assurance the public will have access to monitoring results. Has the EQB considered requiring public water systems to make raw data available to the public and how this could be accomplished?

**Environmental Quality Board Regulation No. 7-365
Heavy-Duty Diesel Emissions Control Program
December 10, 2001**

We submit for consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) which have not been met. The Environmental Quality Board (EQB) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by November 9, 2003, the regulation will be deemed withdrawn.

Implementation.—Statutory Authority.

Section 177 of the Clean Air Act states in part:

... any State which has plan provisions approved under this part may adopt and enforce for any model year standards relating to control of emissions from new motor vehicles or new vehicle engines and take such other actions as are referred to in section 209(a) respecting such vehicles if—

(1) such standards are identical to the California standards for which a waiver has been granted for such model year, and

(2) California and such State adopt such standards at least two years before commencement of such model year (as determined by regulations of the Administrator) ...

At this point, the California Air Resource Board (CARB) has not applied for or received a waiver from the Environmental Protection Agency (EPA) to implement these standards. In accordance with Section 177 of the Clean Air Act, the EQB should not go forward with the final-form version of this regulation until a waiver has been submitted by CARB and approved by EPA.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 01-2299. Filed for public inspection December 21, 2001, 9:00 a.m.]

Notice of Filing of Final Rulemakings

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

Final

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
16A-444	State Board of Podiatry Fees	12/06/01
16A-549	State Board of Pharmacy Reference Libraries; Facsimile Machines	12/06/01

Final-Omit

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
14-473	Department of Public Welfare Changes in Payment Methodology for Movable Property and Exceptional Payment for Nursing Facility Services	12/12/01

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 01-2300. Filed for public inspection December 21, 2001, 9:00 a.m.]

INSURANCE DEPARTMENT

Conseco Senior Health Insurance Company; Rate Filing

Conseco Senior Health Insurance Company is requesting approval to increase the premium 25.0% for the long term care policy forms 10955, 10967 and the associated riders. These forms were originally issued by the Transport Life Insurance Company, which later merged with Conseco Senior Health. The average premium will increase from \$1,317 to \$1,646 and will affect 1,017 Pennsylvania policyholders.

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

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-2301. Filed for public inspection December 21, 2001, 9:00 a.m.]

Conseco Senior Health Insurance Company; Rate Filing

Conseco Senior Health Insurance Company is requesting approval to increase the premium 20% for the long term care policy forms 11001, 11006 and the associated riders. These forms were originally issued by the Transport Life Insurance Company, which later merged with Conseco Senior Health. The average premium will increase from \$1,232 to \$1,478 and will affect 1,139 Pennsylvania policyholders.

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

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-2302. Filed for public inspection December 21, 2001, 9:00 a.m.]

Continental Insurance Company; Homeowners Insurance Rate and Rule Revision

On December 3, 2001, the Insurance Department (Department) received from Continental Insurance Company a filing for a proposed rate level and rule changes for homeowners insurance.

Continental Insurance Company requests an overall 7.3% increase amounting to \$2.810 million annually to be effective June 1, 2002.

Unless formal administrative action is taken prior to February 1, 2002, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Department's regional offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA

17120, (e-mail at xlu@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-2303. Filed for public inspection December 21, 2001, 9:00 a.m.]

Continental Insurance Company; Private Passenger Auto Insurance Rate Revision

On December 3, 2001, the Insurance Department (Department) received from Continental Insurance Company a filing for a proposed rate level change for Private Passenger Auto insurance.

The company requests an overall 8.4% increase amounting to \$7.924 million annually to be effective June 1, 2002.

Unless formal administrative action is taken prior to February 1, 2002, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Department's regional offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, (e-mail: xlu@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-2304. Filed for public inspection December 21, 2001, 9:00 a.m.]

MIIX Insurance Company; Physicians and Surgeons Professional Liability; Class Plan Revisions

On December 5, 2001, the Insurance Department (Department) received from MIIX Insurance Company a filing for class plan revisions for physicians and surgeons professional liability insurance.

MIIX Insurance Company submitted a revised set of medical specialty definitions based on classifications and descriptions used by the American Board of Medical Specialties. The revised specialty definitions have been overlaid on the approved January 1, 2002, specialty rate groups resulting in an overall zero premium impact.

MIIX Insurance Company requests these revisions to be effective May 1, 2002, for new and renewal business.

Unless formal administrative action is taken prior to January 19, 2002, the subject filing may be deemed approved by operation of law.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Department's regional offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Ken Creighton, ACAS,

Insurance Department, Bureau of Regulation of Rates and Policies, 1311 Strawberry Square, Harrisburg, PA 17120 (e-mail at kcreighton@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-2305. Filed for public inspection December 21, 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 Pittsburgh, Harrisburg and Philadelphia, PA. Failure by the appellants to appear at the scheduled hearing may result in dismissal with prejudice.

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

Appeal of Duane G. Backa; file no. 01-308-72691; American Horizon Property and Casualty; doc. no. PI01-11-045; January 3, 2002, at 11 a.m.

Appeal of John R. Allison; file no. 01-308-72966; Kemper Independence Insurance Company; doc. no. PI01-11-042; January 3, 2002, at 2 p.m.

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

Appeal of Anne Carey and Patricia Zucker Carey; file no. 01-182-08094; Donegal Mutual Insurance Company; doc. no. P01-11-043; January 16, 2002, at 10 a.m.

Appeal of Luis and Enitza Santiago-Miranda; file no. 01-188-07057; Liberty Mutual Insurance Company; doc. no. P01-11-044; January 17, 2002, at 1:30 p.m.

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 Corvington Antoine; file no. 01-280-05671; Leader Insurance Company; doc. no. PH01-11-050; March 15, 2002, at 11:30 a.m.

Appeal of Charlotte and James Bounassisi; file no. 01-265-05424; GE Auto and Home Assurance Company; doc. no. PH01-11-047; April 17, 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 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. 01-2306. Filed for public inspection December 21, 2001, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insurers 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 insured's policies. The administrative hearings will be held in the Insurance Department's regional offices in Pittsburgh and 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 Pittsburgh Regional Office, Room 304 State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of William L. and Shirley O'Baker; file no. 01-494-91018; Erie Insurance Exchange; doc. no. E01-11-046; January 3, 2002, at 12:30 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 Marie and Joseph DeLuca; file no. 01-267-05056; Maryland Casualty Company; doc. no. PH01-11-048; March 15, 2002, at 9:30 a.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. 01-2307. Filed for public inspection December 21, 2001, 9:00 a.m.]

Workers' Compensation Security Fund Assessment

The Insurance Department (Department) has determined through a compilation of the 2001 workers' compensation annual returns that no contributions will be required for the Workers' Compensation Security Fund (Fund) for 2001.

The Annual Returns of all insurers writing workers' compensation insurance in this Commonwealth required under section 4 of the Workers' Compensation Act (act) (77 P.S. § 1054) were submitted in response to the Department's letter dated September 21, 2001.

Section 5 of the act (77 P.S. § 1055) states, in part, "When the aggregate amount of all such payments into the Workmen's Compensation Security Fund, together with accumulated interest thereon, less all expenditures and known liabilities, becomes equal to five percentum of the loss reserves of all stock companies, mutual carriers and reciprocal exchanges for the payment of benefits under the Workmen's Compensation Law as of June thirtieth next preceding, no further contribution to said Fund shall be required to be made: . . ." The 2001 Annual Returns show aggregate loss reserves of \$5,817,550,007, 5% of which is \$290,877,500. The Fund balance of \$590,402,131, less expenditures and liabilities of \$218,478,406 as of June 30, 2001, is \$371,923,725, which is in excess of the 5% threshold.

Therefore insurers writing workers' compensation insurance in this Commonwealth will not be required to submit contributions for the Fund this year.

M. DIANE KOKEN,
Insurance Department

[Pa.B. Doc. No. 01-2308. Filed for public inspection December 21, 2001, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Potter County, Wine & Spirits Shoppe #5302, 15 West Street, Galeton, PA 16922-1204.

Lease Expiration Date: October 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,200

net useable square feet of new or existing retail commercial space serving the Galeton area. Site must have free customer parking and access for semitractor deliveries.

Proposals due: January 11, 2002, at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222

Contact: Bruce VanDyke, (412) 565-5130

Clearfield County, Wine & Spirits Shoppe #1706, 4A Ames Plaza, Philipsburg, PA 16866-3001.

Lease Expiration Date: October 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,500 to 3,000 net useable square feet of new or existing retail commercial space in a shopping center environment serving Philipsburg and surrounding communities.

Proposals due: January 11, 2002, at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222

Contact: Bruce VanDyke, (412) 565-5130

Erie County, Wine & Spirits Shoppe #2512, 66 N. Main Street, Union City, PA 16438-1032.

Lease Expiration Date: October 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,800 net useable square feet of new or existing retail commercial space serving the Union City area. Site should have off-street parking and good loading facilities.

Proposals due: January 11, 2002, at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222

Contact: Thomas Deal, (412) 565-5130

Lawrence County, Wine & Spirits Shoppe #3706, 4 Towne Mall Shopping Center, 100 S. Jefferson Street, New Castle, PA 16101-3847.

Lease Expiration Date: October 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,500 net useable square feet of new or existing retail commercial space with free parking and rear door loading in downtown New Castle.

Proposals due: January 11, 2002, at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222

Contact: George Danis, (412) 565-5130

JOHN E. JONES, III

Chairperson

[Pa.B. Doc. No. 01-2309. Filed for public inspection December 21, 2001, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (Commission). Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before January 14, 2002, as set forth at 52 Pa. Code § 3.381 (relating to the applications for transportation of property and persons). The protest shall also indicate whether it applies to temporary authority application or the permanent application or both.

Application of the following for approval of the *additional right and privilege of operating motor vehicles as common carriers to transport household goods in use as described under the application.*

A-00117540, F.2. Davcon Packing Services, Inc., t/d/b/a Davcon Relocation Services (P. O. Box 938, Brownstown, Lancaster County, PA 17508-0938), a corporation of the Commonwealth of Pennsylvania—additional right—household goods in use, between points in the county of Lancaster, and from points in said county, to points in Pennsylvania, and vice versa.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Ronald E. Ort, t/d/b/a Ort Trucking Co.; Doc. No. A-00116716C01

Complaint

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania, empowered to regulate motor carriers and brokers within this Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Ronald E. Ort, t/d/b/a Ort Trucking Co., respondent, maintains a principal place of business at 3040 Solar Drive, Dover, PA 17315-4595.
2. That all times relevant to this Complaint, respondent held a certificate of public convenience issued by this Commission at Application Docket No. A-00116716.
3. That pursuant to Section 512 of the Public Utility Code, 66 Pa.C.S. § 512, and 52 Pa. Code Chapter 32; respondent is required to maintain evidence of current insurance on file with this Commission.
4. That respondent has failed to maintain evidence of bodily injury and property damage liability insurance, in violation of the Public Utility Code and regulations cited in Paragraph 3 of this complaint.
5. That as a result of failure to maintain evidence of current insurance on file with this Commission, the Bureau of Transportation and Safety Prosecutory Staff

requests that the Secretary of the Commission revoke respondent's certificate of public convenience.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Secretary of the Commission revoke the certificate of public convenience held by Ronald E. Ort, t/d/b/a Ort Trucking Co. at Docket No. A-00116716, for failure to maintain current evidence of insurance on file with the Commission.

Respectfully submitted,

George T. Mahan, Director
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

Verification

I, George T. Mahan, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

George T. Mahan

Notice to Plead

A. You must file an answer within twenty (20) days of the date of service. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice to plead. 52 Pa. Code § 1.56(a). The answer must raise all factual and legal arguments that you wish to claim in your defense and must include the docket number of this Complaint. Your answer must be verified and the original and two (2) copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days of the date of service as identified in Paragraph A. above, the Bureau of Transportation and Safety will request that the Commission enter an order revoking your certificate of public convenience; contract carrier permit; or brokerage license or imposing such other remedy as may be appropriate.

C. In lieu of an answer, you may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Upon receipt of the proof of insurance from your insurer, the complaint proceeding shall be closed. ACORD certificates of insurance are unacceptable as evidence of insurance.

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission enter an order revoking your certificate of public convenience; contract carrier permit; or brokerage license.

E. If you file an answer which contests the complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Insurance/Filing Unit at (717) 783-5933.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-2310. Filed for public inspection December 21, 2001, 9:00 a.m.]

Telecommunications

A-310513 F7007. Sprint Spectrum L.C. and Frontier Communications of Pa. Inc. Joint Petition of Sprint Spectrum L.C. and Frontier Communications of Pa. Inc., for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Frontier Communications of Pennsylvania, Inc., and Sprint Spectrum, L.C., filed on November 20, 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 Sprint Spectrum L.C. and Frontier Communications of Pa. 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. 01-2311. Filed for public inspection December 21, 2001, 9:00 a.m.]

Telecommunications Without Hearing

A-311350 F0005; A-310935F0005. Verizon North, Inc. and Verizon Advanced Data, Inc. Consolidated Applications of Verizon North, Inc. and Verizon Advanced Data, Inc., for all approvals required under the Public Utility Code for the transactions related to the reintegration of Verizon Advanced Data, Inc., including inter alia, the transfer of assets.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before January 7, 2002, under 52 Pa. Code (relating to public utilities).

Applicant: Verizon North, Inc., Verizon Advanced Data, Inc.

Through and By Counsel: Norman James Kennard, Malatesta, Hawke and McKeon, LLP, Harrisburg Energy Center, 100 North Tenth Street, P. O. Box 1778, Harris-

burg, PA 17105; and John S. Cullina, 1515 North Court-house Road, Arlington, VA 22201.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-2312. Filed for public inspection December 21, 2001, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept faxed bids for Project #0170.P, Asphalt Requirements, until 2 p.m. on Thursday, January 3, 2002. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Fl., Philadelphia, PA 19134, (215) 426-2600 and will be available December 27, 2001. PRPA is an equal opportunity employer. Contractor must comply with all applicable equal employment opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 01-2313. Filed for public inspection December 21, 2001, 9:00 a.m.]

PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Hearings Scheduled

Hearings have been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's denial of Claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

January 9, 2002	Frances J. Kalafsky (Change of Option) Yolanda M. Schaeffer (Effective Date of Retirement)	1 p.m. 2:30 p.m.
January 16, 2002	Sherry Ann Dulsky (Purchase of Service) Gerald E. Marshall Jr. (Disability Eligibility)	1 p.m. 2:30 p.m.
January 23, 2002	Lillyan E. Koszowski (Purchase of Service) Antoinette R. Pahula (Purchase of Service)	1 p.m. 2:30 p.m.

January 30, 2002	Richard E. Phillips (Rescind Purchase of Service) Glenn A. Gow (Credited Years of Service)	1 p.m. 2:30 p.m.
February 6, 2002	Robert L. Jones (Final Average Salary) Edward F. Messa (D) (Death Benefit)	1 p.m. 2:30 p.m.
February 13, 2002	Etta Lee Nurick (Purchase of Service) James E. Barker (Purchase of Service)	1 p.m. 2:30 p.m.
February 20, 2002	Peter Povlick (Purchase of Service) April E. Dwyer (Class T-D Election)	1 p.m. 2:30 p.m.
February 25, 2002	Albert F. Gosciminski (D) (Death Benefit)	1 p.m.
February 27, 2002	Joseph S. Stroman (Credited Years of Service) Lloyd J. Reynolds (Class T-D Election)	1 p.m. 2:30 p.m.

Persons with a disability, wish to attend the previously-listed hearings, and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Marilyn Fuller-Smith, Assistant to the Executive Director, at (717) 720-4921 to discuss how the Public School Employees' Retirement System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure) unless specific exemption is granted.

DALE H. EVERHART,
Secretary

[Pa.B. Doc. No. 01-2314. Filed for public inspection December 21, 2001, 9:00 a.m.]

TURNPIKE COMMISSION

Retention of an Environmental Firm

Archaeological Resource Investigations Susquehanna River Bridge Replacement Project Reference No. 3-148

The Turnpike Commission (Commission) will retain an environmental firm for a contract to perform archaeological resource investigations for the Susquehanna River Bridge Replacement Project. The Commission is currently performing design activities for this Project. In keeping with the most recent revisions to section 106 of the National Historic Preservation Act, the Commission has performed a Determination of the Area of Potential Effect

(APE) consultation and a Phase IA Archaeological Survey. The results of the Phase IA Archaeological Survey indicate that areas of high archaeological sensitivity exist within several portions of the APE. As a result of the Phase IA survey, potentially intact archaeological deposits have been located in the APE. The Phase IA Survey recommends continued archaeological investigations.

The selected firm will be required to perform archaeological work on Calver Island and in the east shore area of the Susquehanna River. Tasks would include field work and testing, delimitation of site boundaries and significance, and report preparation.

The Commission is committed to the inclusion of disadvantaged, minority and woman firms in contracting opportunities. The minimum participation level for DBE/MBE/WBEs in this contract will be 10% 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 of Transportation (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.

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

- Specialized experience and technical competence of prime consultant and subconsultants. The Team must clearly demonstrate an ability to analyze available data to make decisions and develop documents to complete the project in a timely and cost effective manner.
- 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.
- The specific experience and number of individuals who constitute the firm.
- Workload of similar projects of the prime consultant and subconsultants.
- Other factors, if any, specific to the project.

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

Questions and inquiries concerning this solicitation should be directed to David P. Willis at (717) 939-9551, ext. 3570 or by e-mail at dwillis@paturndpike.com. Contractual questions should be directed to George M. Hatalowich at (717) 986-8737 or by e-mail at ghatalow@paturndpike.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:

- 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 each project and provide explanation of the technical approach.

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. 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 (subs to follow primes):

- 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, at the 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, January 11, 2002. Any 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, a minimum of three firms will be shortlisted for this project. Technical proposals will be requested from the shortlisted firms and oral presentations will be required prior to the establishment of the final ranking. An order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Commission.

The 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. 01-2315. Filed for public inspection December 21, 2001, 9:00 a.m.]