

NOTICES

COMMISSION ON CRIME AND DELINQUENCY

Drug Control and System Improvement Strategy

The Commission on Crime and Delinquency (Commission) submitted an FFY-2002 State application for \$19,257,474 provided through the Federal Edward Byrne Memorial State and Local Law Enforcement Assistance Formula Grant Program. This program totally supports the Commonwealth's Drug Control and System Improvement (DCSI) Program.

The application, entitled "Pennsylvania's Multi-Year Statewide Drug Control and System Improvement Strat-

egy Update, April 2002" identifies the priority program areas that the Commission has designated and the allocation of FFY-2002 DCSI funds anticipated to be available to support these initiatives.

Persons desiring to review and comment on the strategy may submit their requests to Commission on Crime and Delinquency, Attention: Drug Control and System Improvement Program, P. O. Box 1167, Harrisburg, PA 17108-1167.

JAMES THOMAS,
Executive Director

[Pa.B. Doc. No. 02-796. Filed for public inspection May 3, 2002, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking 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 April 23, 2002.

BANKING INSTITUTIONS

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-15-02	Minersville Safe Deposit Bank and Trust Company Minersville Schuylkill County	Minersville	Effective
	Purchase of assets/assumption of liabilities of two branches of Community Banks, Millersburg, located at: 300 Hobart Street Gordon Schuylkill County	339 Main Street Lavelle Schuylkill County	

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-16-02	HomeTowne Heritage Bank Lancaster Lancaster County	100 Historic Drive Strasburg Lancaster County	Opened
4-16-02	Woodlands Bank Williamsport Lycoming County	973 Lycoming Mall Dr. Pennsdale Muncy Township Lycoming County	Approved
4-18-02	Firsttrust Savings Bank Conshohocken Montgomery County	133 Lancaster Avenue Devon Chester County	Filed
4-19-02	Community Bank and Trust Company Clarks Summit Lackawanna County	92 Brooklyn Street Carbondale Lackawanna County	

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-22-02	Citizens Bank of Pennsylvania Philadelphia Philadelphia County 2650 Constitution Boulevard Beaver Falls Beaver County 1521 North Main Street Butler Butler County	Four branch offices in Giant Eagle stores at the following locations: 700 Moraine Point Plaza Butler Butler County Eastgate Shopping Center 1120A E. Pittsburgh Street (Route 30) Greensburg Westmoreland County	Filed

Branch Relocations/Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-16-02	Lebanon Valley Farmers Bank Lebanon Lebanon County	<i>Into:</i> 555 Willow Street Lebanon Lebanon County (Main Office) <i>From:</i> 250 North 8th Street Lebanon Lebanon County and 9th and Cumberland Streets Lebanon Lebanon County	Approved
4-17-02	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	<i>To:</i> 132-134 South 34th Street Philadelphia Philadelphia County <i>From:</i> 36th and Walnut Streets Philadelphia Philadelphia County	Approved
4-19-02	SunBank Selinsgrove Snyder County	<i>Into:</i> 90 Maynard Street Williamsport Lycoming County <i>From:</i> 2 East Mountain Ave. South Williamsport Lycoming County	Filed

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
4-22-02	Jonestown Bank and Trust Company of Jonestown, Pennsylvania Jonestown Lebanon County	Amendment to Article V provides for an increase in the total number of shares of common stock the bank is authorized to issue from 1 million shares at a par value of \$2 each to 3 million shares at a par value of \$2 each.	Approved and Effective

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

JAMES B. KAUFFMAN, Jr.,
Secretary

[Pa.B. Doc. No. 02-797. Filed for public inspection May 3, 2002, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Land Use Planning and Technical Assistance Program

The Department of Community and Economic Development (Department) gives notice of the revision of the Land Use Planning and Technical Assistance Program (program) guidelines. The program provides financial assistance to municipalities and counties of this Commonwealth for the purpose of developing and strengthening community planning and management capabilities.

Program guidelines, which set forth the eligibility criteria and the application process, have been revised. The revised guidelines can be found on the Department's website at www.inventpa.com or can be obtained by contacting the Governor's Center for Local Government Services.

Program inquiries and applications should be directed to Governor's Center for Local Government Services, Department of Community and Economic Development, 4th Floor, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120-0225, (888)-223-6837, fax: (717) 783-1402.

SAMUEL A. MCCULLOUGH,
Secretary

[Pa.B. Doc. No. 02-798. Filed for public inspection May 3, 2002, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Retention of an Engineering/Construction Management Firm

Project Reference No. FDC-500-280

The Department of Conservation and Natural Resources (Department) will retain an engineering firm or construction management firm for a contract to perform construction inspection services on various projects located in State forests and State parks throughout this Commonwealth. The contract will include inspection of construction activities primarily for rehabilitation and replacement of bridges. There also may be inspection of swimming pools, sewage and water treatment systems, marinas and buildings including associated heating, plumbing and electrical work. The contract will be for a period of 1 year with a renewal option of up to 4 additional years. It is anticipated that eight construction inspectors may be required to perform the required work and services. The work will be assigned by the Department on an as needed basis.

General Requirements and Information

Firms interested in performing the required services for this project are invited to submit proposals to Eugene J. Comoss, P. E., Director, Bureau of Facility Design and Construction, Department of Conservation and Natural

Resources, P. O. Box 8451, Harrisburg, PA 17105-8451. Proposals can be delivered to the 8th Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. Questions concerning the services described in this notice may be directed to J. Michael Bielo, Chief, Division of Field Engineering at (717) 787-3217.

The proposal must include the firm's Federal identification number and the project reference number. The proposal shall also include a description of the firm's recent construction inspection experience. The description shall include the client's contact persons, phone numbers and the actual construction cost of the work which the firm inspected. Excessive information will not be evaluated and may be cause for rejection.

A standard Department of General Services (DGS) Form 150-ASP must accompany the proposal and shall indicate the individual in charge of the firm's construction management operations. Form 150-ASP is available by downloading it from the DGS website at <http://www.dgs.state.pa.us/cnprs.htm>. Form 150-ASP may also be obtained in hard copy or on disk (in Word 97 format only). Written request for hard copy or disk should be addressed to Selections Committee, Department of General Services, Room 104, 18th and Herr Streets, Harrisburg, PA 17125. In addition, Form 150-ASP can be obtained via e-mail by addressing a request to pbianchi@exec.gsinc.state.pa.us.

Travel and subsistence payment will be in accordance with the Commonwealth's Travel and Subsistence Reimbursement Rules and Regulations. Miscellaneous expenses such as printing and mailing shall be reimbursed at cost, upon approval by the Department. Travel time to and from project sites will not be a reimbursable item.

This contract will be for a 1 year period, with an option to renew up to 4 additional years. The extent of work for the 2nd—5th years will be dependent on the availability of additional funds and additional projects.

Information Concerning Socially and Economically Restricted Businesses (SERBs)

The Commonwealth strongly encourages the submission of proposals by SERBs.

To achieve the objective of enhancing SERB participation, the Commonwealth has established SERB utilization as a selection criterion in the evaluation process.

The Bureau of Contract Administration and Business Development (BCABD) will evaluate the aforementioned criterion and will assign a point value to be considered within the overall request for proposal total point tabulation.

Proposals submitted by individuals claiming SERB status or proposals submitted by individuals reflecting joint venture and subcontracting opportunities with SERBs must submit documentation verifying their claim.

SERBs are small businesses whose economic growth and development have been restricted based on social and economic bias. These small businesses are BCABD certified minority and women-owned businesses, and businesses whose development has been impeded because their primary or headquarters facilities are physically located in areas designated by the Commonwealth as being Designated Enterprise Zones. A small business will not be considered socially/economically restricted if it has gross annual revenues exceeding \$4 million, is dominant in its field of operation or employs more than 50 persons.

A company and its affiliates have achieved success and are graduated from this Commonwealth-sponsored pro-

gram when their gross revenue exceeds \$4 million annually. Other small business in which an owner of a graduated firm has a financial interest or over which an owner of a graduated firm has control, either directly or through family members, will not qualify for SERB status. Control is defined as the power, whether or not exercised, to direct or cause the direction of the management and policies of a firm, whether through the ownership of voting shares, by contract or otherwise, or through the making of day-do-day as well as major decisions in matters of policy, management and operations. A determination of control shall include, but shall not be limited to, the following factors: capital investment and all other financial, property acquisition, contract negotiation and legal matters; officer-director-employee selection and comprehensive hiring; operating responsibility; cost-control matters; income and dividend matters; financial transactions; and rights of other shareholders or joint partners.

Proposers seeking to identify SERBs for joint venture and subcontracting opportunities are encouraged to contact Department of General Services, Bureau of Contract Administration and Business Development, Room 613 North Office Building, Harrisburg, PA 17125, (717) 787-6708, fax: 717-772-0021 or the DGS website at www.dgs.state.pa.us.

Additional Information and Requirements

The firm selected will be required to attend a preconstruction conference with the Department and the construction contractor for each project. Under the direction of the Department, the selected firm will be required to keep records; document the construction work and provide site inspection to assure conformity with contract specifications; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract; and perform other duties as required. For all bridge construction projects, the selected firm will be required to assemble all pertinent construction data into a manual and submit two copies to the Department after the completion of construction.

The inspection staff must comply at least with one of the following requirements.

1. Be certified by the National Institute for Certification in Engineering Technologies in the field of transportation engineering technology, subfield of highway construction, at Level 2 or higher.
2. Be registered as a Professional Engineer by the Commonwealth with 1 year of bridge construction experience acceptable to the Department.
3. Be certified as an Engineer-in-Training by the Commonwealth with 2 years of bridge construction experience acceptable to the Department.
4. Hold a Bachelor of Science in civil engineering with 2 years of bridge construction experience acceptable to the Department or a Bachelor of Science in civil engineering technology with 2 years of bridge construction experience acceptable to the Department.
5. Hold an Associate Degree in civil engineering technology with 3 years of bridge construction experience acceptable to the Department.

The contract shall be based on the hours of service and qualifying expenses not exceeding the contract amount. Inspector's work will be reviewed by the engineering staff of the Bureau of Facility Design and Construction and, when acceptable, approved by the same staff.

Maximum weights for each factor have been established by the Department. The factors shown are for the guidance of the readers only and are not to be assigned quantitative weight. The following factors will be considered during the evaluation of the firm's proposal:

1. Qualifications and experience of the firm's personnel.
2. Particular capability to perform the required inspection.
3. Understanding the Department's requirements, policies and specifications.
4. Necessary staff to perform the required work.
5. SERB participation.
6. Equitable distribution of contracts.

Each proposer shall relate the proposal to the previous criteria.

Six copies of both the proposal and the required forms and a single sealed copy of the SERB information must be received no later than 4:30 p.m. on May 24, 2002. The assignment of services will be made to one or more of the firms responding to this notice. However, the Department reserves the right to reject all proposals submitted, cancel the solicitation requested under this notice and/or readvertise solicitation for this service.

The Department will not offer a debriefing session to the unsuccessful firms. The Department disclaims any liability whatsoever to its review of the proposals submitted and in formulating a recommendation for selections. Recommendations made by the Department shall be final.

JOHN C. OLIVER,
Secretary

[Pa.B. Doc. No. 02-799. Filed for public inspection May 3, 2002, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application of Lancaster General College of Nursing and Health Sciences for Approval of Articles of Incorporation

Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application of Lancaster General College of Nursing and Health Sciences for a Certificate of Authority approving the institution's articles of incorporation.

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

Petitions to intervene, protest and request for hearing shall be filed with Paula J. Fleck, Chief, Division of Program Services, (717) 772-3623 or Carol Gisselquist, Higher Education Associate, (717) 787-4448, 333 Market Street, 12th Floor, Harrisburg, PA 17126-0333 on or

before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to schedule a time for an in-office review. Duplicate copies of the application are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate should contact Paula J. Fleck at (717) 772-3623 or Carol Gisselquist at (717) 787-4448 to discuss how the Department may best accommodate their needs.

CHARLES B. ZOGBY,
Secretary

[Pa.B. Doc. No. 02-800. Filed for public inspection May 3, 2002, 9:00 a.m.]

Consolidated Application under the Elementary and Secondary Education Act

The Department of Education (Department) proposes to submit a Consolidated Application to the United States Department of Education under the provisions of the Elementary and Secondary Education Act (ESEA) (20 U.S.C.A. § 9302). ESEA was amended on January 8, 2002, by Pub. L. No. 107-110 and is known as the No Child Left Behind Act (act).

The act embodies the four key principles of the President's education reform plan: 1) accountability for results; 2) expanded state and local flexibility and reduced "red tape"; 3) expanded choices for parents; and 4) focusing resources on proven educational methods, particularly in reading instruction. These principles are designed to produce fundamental reforms in classrooms throughout America.

As part of the application process, the Department solicits input on its proposed application through May 29, 2002. The proposed application is available on the Department's website at www.pde.state.pa.us (accessible at public libraries) or can be obtained by contacting Fran James Warkomski, Ed.D., Director, Bureau of Special Education, 333 Market Street, Harrisburg, PA, 17126-0333, (717) 783-6913 or TDD (717) 787-7367. Alternative formats including Braille, large print or cassette tape are available upon request.

CHARLES B. ZOGBY,
Secretary

[Pa.B. Doc. No. 02-801. Filed for public inspection May 3, 2002, 9:00 a.m.]

Professional Standards and Practices Commission; Application of Stephen J. Wesley for Reinstatement of Teaching Certificates; Doc. No. RE-01-03

Notice of Opportunity for Hearing and Invitation to Protest

Under the Professional Educator Discipline Act (act) (24 P. S. §§ 2070.1—2070.18a), the Professional Standards and Practices Commission (Commission) will consider the application of Stephen J. Wesley for reinstatement of his teaching certificates.

Stephen J. Wesley filed an application for reinstatement of his teaching certificates under section 16 of the act (24 P. S. § 2070.16), 1 Pa. Code §§ 35.1 and 35.2 (relating to applications generally; and contents of applications) and 22 Pa. Code § 233.14 (relating to reinstatements). Under section 16 of the act, the Department of Education on April 9, 2002, opposed Stephen J. Wesley's reinstatement.

In accordance with the act, 1 Pa. Code §§ 35.1 and 35.2 and 22 Pa. Code § 233.14(d), the Commission will act upon the application without hearing, unless within 30 days after the publication of this notice a written request for public hearing is filed with the Commission, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protest) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protests and requests for hearing shall be filed with Carolyn Angelo, Executive Director, Professional Standards and Practices Commission, 333 Market Street, Harrisburg, PA 17126-0333, on or before 4 p.m. on the due date prescribed by this notice.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate, should contact Suzanne B. Markowicz at (717) 787-6576 to discuss how the Commission may best accommodate their needs.

CAROLYN ANGELO,
Executive Director

[Pa.B. Doc. No. 02-802. Filed for public inspection May 3, 2002, 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 the 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

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0050920	William Henry Apartments 1086 Kinks Road Malvern, PA 19355	Chester County East Whiteland Township	UNT to Ridley Creek	Y
PA0052469	Dean and Maree Eyler P. O. Box 53 2944 Ash Mill Road Holicong, PA 18928	Bucks County Buckingham Township	UNT to Lahaska Creek	Y

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>
PA0060879	Four Seasons Village R. R. 1, Box 153B New Ringgold, PA 17960	Carbon County Mahoning Township	Unnamed tributary to Mahoning Creek (2B)	Yes
PA0060429 Sewage	Camp Speers—Eljabar R. R. 1, Box 89 Dingmans Ferry, PA 18328	Pike County Delaware Township	Unnamed tributary to Dingmans Creek (Water- shed #1D)	Yes
PA0062910	Borough of Bowmanstown P. O. Box 127 Bowmanstown, PA 18030	Carbon County Bowmanstown Borough	Lehigh River 2B	Yes
PA0020206	Bath Borough Authority Race and Mill Streets P. O. Box 87 Bath, PA 18014	Northampton County Bath Borough	Monocacy Creek 2C	Yes
PA0062341 Sewage	Fawn Lake Forest Water Company P. O. Box D Waymart, PA 18472	Pike County Lackawaxen Township	Teedyuskung Creek (#1B)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0087351	New Enterprise Stone & Lime Co., Inc. P. O. Box 77 New Enterprise, PA 16664-0077	Blair County Frankstown Township	UNT to New Creek 11-A	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0114693	Clymer Township Municipal Authority Box 62 Sabinsville, PA 16943	Tioga County Clymer Township	Mill Creek (SWP 4A)	Y

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

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

PA0053899, Industrial Waste, **Wheelabrator Falls, Inc.**, 1201 New Ford Mill Road, P. O. Box 1413, Morrisville, PA 19067-0327. This application is for renewal of a NPDES permit to discharge untreated stormwater and cooling tower blowdown from a municipal waste incinerator in Falls Township, **Bucks County**. This is an existing discharge to Wetlands of Delaware Estuary—Zone 2 from Outfalls 001 and 002 and to Biles Creek from Outfall 003.

The receiving stream is classified for: WWF, aquatic life, water supply and recreation.

Outfalls 001 and 002 consist of stormwater only.

The following monitoring requirements apply:

<i>Parameter</i>	<i>Average Semiannual (mg/l)</i>
COD	Monitor/Report
Oil and Grease	Monitor/Report
pH	Monitor/Report
TDS	Monitor/Report
TOC	Monitor/Report
Barium (total)	Monitor/Report
Cadmium (total)	Monitor/Report
Chromium (total)	Monitor/Report
Lead (total)	Monitor/Report
Mercury (total)	Monitor/Report
Magnesium (dissolved)	Monitor/Report
Selenium (total)	Monitor/Report
Silver (total)	Monitor/Report
Ammonia	Monitor/Report
Arsenic (total)	Monitor/Report
Cyanide (total)	Monitor/Report
Nitrate plus Nitrite Nitrogen	Monitor/Report
Iron (Dissolved)	Monitor/Report

The proposed effluent limits for Outfall 003, based on an average flow of 36,720 gpd (during emergency) are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Suspended Solids	30	60	75
Oil and Grease	15		30
Temperature			110°F
pH	Within limits of 6.0—9.0 Standard Units at all times		
Total Dissolved Solids	2500	5000	6250
Chromium, hexavalent	0.014	0.028	6.035
Copper, Total	0.016	0.032	0.040
Zinc (Net)	0.00	0.00	0.00
Osmotic Pressure		68 Milliomoles/kg	

Other Conditions:

Thermal Requirements—Monthly allowable waste discharge temperatures.

PA0030228, Sewage, **East Brandywine Township Municipal Authority**, 1214 Horseshoe Pike, Downingtown, PA 19355; Copermittee: **Delaware County Community College**, 901 South Media Line Road, Media, PA 19063. This application is for renewal of an NPDES permit to discharge treated sewage from Delaware County Community College STP in East Brandywine Township, **Chester County**. This is an existing discharge to an unnamed tributary to Beaver Creeks.

The receiving stream is classified for the following uses: HQ-TSF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of 0.0181 MGD are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	7	10	14
(11-1 to 4-30)	14	20	28
Total Suspended Solids	20	30	40
Ammonia (as N) (5-1 to 10-31)	1.0		2.0
(11-1 to 4-30)	3.0		6.0
Phosphorus (as P) (4-1 to 10-31)	3.0		6.0
Total Residual Chlorine	0.4		0.9
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
pH	Within limits of 6.0—9.0 Standard Units at all times		

Other Conditions:

Conditions for future permit modification.

Effective disinfection.

The EPA Waiver is in effect.

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

PA0246662, CAFO, **Leon G. Burkholder**, 1440 Division Highway, Ephrata, PA 17522-8832. This proposed facility is located in West Cocalico Township, **Lancaster County**.

Description of Proposed Activity: The Reinholds Farm is an existing 8,000 head swine finishing operation with a total AEUs of 985.2. An estimated quantity of total annual manure production is 13,117.5 tons. All the manure produced on this operation is stored in an existing HDPE lined manure storage facility. Of the 3,148,200 gallons of manure generated from this operation, 80,700 gallons is land applied on the farm with 3,067,500 gallons being exported to neighboring farms.

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

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

PAG123555, CAFO, **C. Richard Mossman, Jr.**, 843 Spring Road, Warfordsburg, PA 17267. This proposed facility is located in Bethel Township, **Fulton County**.

Description of Proposed Activity: The Misty Mountain Farms is an existing 593 head dairy operation with a total AEUs of 641.375. An estimated quantity of total annual manure production is 15,514 tons. There are two manure storage facilities on this operation with a combined storage volume of approximate 2.8 million gallons. Of the 2,849,713 gallons of liquid cow manure generated on the farm, 1,888,850 gallons is used on the farm and 960,863 is exported from the farm. All of the 518,133 gallons of liquid manure from the dry cows and heifers is exported from the farm to neighboring farms. The remaining 1,481 tons of manure is used on the farm.

The receiving stream, Barnett's Run, is in the State Water Plan watershed 13-B and is classified for: TSF.

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

Application No. PA 0081108, Sewage, **Dennis Morgan**, 127 Indian Springs Road, Hopewell, PA 16650. This facility is located in Hopewell Township, **Bedford County**.

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

The receiving stream, an unnamed tributary to Maple Run, is in Watershed 11-D and classified for HQ-CWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Saxton Municipal Water Authority is located on Raystown Branch Juniata River, approximately 17 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.0004 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
Suspended Solids	20	40
Total Residual Chlorine	Monitor and Report Minimum of 5.0 at all times From 6.0 to 9.0 inclusive	
Dissolved Oxygen		
pH		
Fecal Coliform	200/100 ml as a geometric average 2,000/100 ml as a geometric average	
(5-1 to 9-30)		
(10-1 to 4-30)		

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

The EPA waiver is in effect.

Application No. PA 0082368, Sewage, **Abbottstown-Paradise Joint Sewer Authority**, P. O. Box 505, Abbottstown, PA 17301. This facility is located in Hamilton Township, **Adams County**.

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

The receiving stream, Beaver Creek, is in Watershed 7-F and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Wrightsville Water Supply Company is located on the Susquehanna River, approximately 54 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.35 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅			
(5-1 to 10-31)	15	22	30
(11-1 to 4-30)	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N			
(5-1 to 10-31)	1.5		3.0
(11-1 to 4-30)	4.5		9.0
Total Phosphorus	2.0		4.0
Dissolved Oxygen	Minimum of 5.0 at all times		
pH	From 6.0 to 9.0 inclusive		
Fecal Coliform	200/100 ml as a geometric average 2,000/100 ml as a geometric average		
(5-1 to 9-30)			
(10-1 to 4-30)			

In addition to the effluent limits, the permit contains monitoring requirements for total copper, total lead and total hardness.

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

The EPA waiver is in effect.

Application No. PA 0246590, Sewage, **Dennis McClure**, R. R. 1, Box 358, Petersburg, PA 16669. This facility is located in Jackson Township, **Huntingdon County**.

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

The receiving stream, an unnamed tributary to Laurel Run, is in Watershed 11-B and classified for HQ-CWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Newport Borough Water Authority is located on the Juniata River, approximately 108 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.0004 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
Suspended Solids	20	40
Total Residual Chlorine	Monitor and Report Minimum of 5.0 at all times From 6.0 to 9.0 inclusive	
Dissolved Oxygen		
pH		
Fecal Coliform	200/100 ml as a geometric average 2,000/100 ml as a geometric average	
(5-1 to 9-30)		
(10-1 to 4-30)		

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

The EPA waiver is in effect.

Application No. PA 0246689, Sewage, **Rande W. Brown**, 153 Hidden Valley Lane, Bedford, PA 15522. This facility is located in Cumberland Valley Township, **Bedford County**.

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

The receiving stream, an unnamed tributary to Oster Run, is in Watershed 13-A and classified for HQ-CWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Evitts Creek Water Company is located on Evitts Creek (Lake Gordon), approximately 2 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.0004 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
Suspended Solids	20	40
Total Residual Chlorine	Monitor and Report	
Dissolved Oxygen	Minimum of 5.0 at all times	
pH	From 6.0 to 9.0 inclusive	
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	

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

The EPA waiver is in effect.

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

PA0022365, Sewage, **Perryopolis Area Joint Authority**, P. O. Box 298, Perryopolis, PA 15437. This application is for renewal of an NPDES permit to discharge treated sewage from the Perryopolis Sewage Treatment Plant in Perryopolis Borough, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Youghiogheny River, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the McKeesport Municipal Water Authority.

Outfall 001: existing discharge, design flow of 0.75 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	38		50
Suspended Solids	30	45		60
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	5,000/100 ml as a geometric mean			
Total Residual Chlorine	.5			1.6
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0043435, Sewage, **Cecil Wastewater Treatment Company, Inc.**, 10 Bayberry Lane, Cecil, PA 15321-1206. This application is for renewal of an NPDES permit to discharge treated sewage from Monaco Manor Sewage Treatment Plant in Cecil Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Drainage Swale Tributary to an unnamed tributary of Coal Run, which are classified as a WWF 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 West View Municipal Authority located on the Ohio River.

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

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10			20
Suspended Solids	25			50

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Ammonia Nitrogen (5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0095974, Sewage, **Mabel Yemc**, P. O. Box 423, New Stanton, PA 15672. This application is for renewal of an NPDES permit to discharge treated sewage from the Jane Ann Restaurant STP in Sewickley Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary of Sewickley Creek, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the McKeesport Municipal Water Works.

Outfall 001: existing discharge, design flow of 0.01 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	18.0			36.0
(11-1 to 4-30)	25.0			50.0
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
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0217603, Sewage, **RAG Cumberland Resources, LP**, P. O. Box 1020, 158 Portal Road, Waynesburg, PA 15370. This application is for renewal of an NPDES permit to discharge treated sewage from Cumberland Mine Bathhouse Portal No. 6 STP in Whiteley Township, **Greene County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary of Patterson Run, which are classified as a TSF 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 Marianna Municipal Water Works.

Outfall 022: existing discharge, design flow of 0.03 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅ (5-1 to 10-31)	20			40
(11-1 to 4-30)	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	2.2			4.4
(11-1 to 4-30)	6.6			13.2
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2000/100 ml as a geometric mean			
Total Residual Chlorine	.04			.10
Dissolved Oxygen	not less than 6.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

PA0238724, Sewage, **Gary and Cindy Freligh**, 2158 Rice Avenue, Lake City, PA 16417. This proposed facility is located in Girard Township, **Erie County**.

Description of Proposed Activity: discharge of treated sewage from a mobile home park.

The receiving stream, unnamed tributary of Elk Creek, is in watershed Elk Creek and classified for: CWF, MF. 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 Erie City Water Authority located in Erie approximately 16 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.010 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		30
Total Suspended Solids	30		60
NH ₃ -N			
(5-1 to 10-31)	2.0		4.0
(11-1 to 4-30)	6.0		12.0
Dissolved Oxygen	minimum of 6.0 mg/l at all times		
Phosphorus	1.0		
Total Residual Chlorine	0.27		0.63
Fecal Coliform			
(5-1 to 9-30)	200/100ml as a geometric average		
(10-1 to 4-30)	2,500/100ml as a geometric average		
pH	6.0 to 9.0 standard units at all times		

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).

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

WQM Permit No. 6402401, Camp Starlight, Inc., P. O. Box 288, Old Westbury, NY 11568. This proposed facility is located in Preston Township, **Wayne County**.

Description of Proposed Action/Activity: This project consists of replacement of an existing biological treatment at the wastewater treatment plant that services Camp Starlight. The project includes in-kind replacement of the existing treatment and disinfection.

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

WQM Permit No. 3602409, Sewerage, Borough of Ephrata, 114 East Main Street, Ephrata, PA 17522. This proposed facility is located in Ephrata Borough, **Lancaster County**.

Description of Proposed Action/Activity: Authorization for the construction of the Gross Run Pumping Station and Force Main.

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

WQM Permit No. 1496411-T2, Sewerage SIC 4952, Randy Harpster, 770 Steele Hollow Road, Julian, PA 16844. This proposed facility is located in Huston Township, **Centre County**.

Description of Proposed Action/Activity: Transfer of water quality management permit for single residence.

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

WQM Permit No 2002406, Sewerage, Angelo A. Cilenti, 121 Squaw Run Road, Pittsburgh, PA 15238.

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

Description of Proposed Action/Activity: This project is for a single residence sewage treatment plant.

NPDES Stormwater Individual Permit

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

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

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

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

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

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

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

NPDES Permit PAS10D126, Stormwater, **Heritage Building Group**, 3326 Old York Road, Suite A-100, Furlong, PA, has applied to discharge stormwater associated with a construction activity located in Milford Township, **Bucks County** to Unami Creek (HQ-TSF).

NPDES Permit PAS10G521, Stormwater, **Pulte Homes**, 1100 Northbrook Drive, Treose, PA 19053, has applied to discharge stormwater associated with a construction activity located in Willistown Township, **Chester County** to unnamed tributary to Hunter's Run (HQ-TSF).

NPDES Permit PAS10G522, Stormwater, **Rorke and Wadsworth**, 403 West Lincoln Highway, Exton, PA 19341 has applied to discharge stormwater associated with a construction activity located in Wallace Township, **Chester County** to Indian Run (HQ-CWF).

NPDES Permit PAS10J058, Stormwater, **Westrum Construction, LLC**, 370 Commerce Drive, Suite 100, Fort Washington, PA 19034-2601 has applied to discharge stormwater associated with a construction activity located in Bethel Township, **Delaware County** to Naamans Creek/Delaware Estuary (WWF).

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

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

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10S112	Arsha Vidya Pitham Old Hwy. 115 P. O. Box 1059 Saylorsburg, PA 18353-1059	Monroe County Ross Township	Aquashicola Creek McMichaels Creek HQ-CWF/MF

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.
Centre County Conservation District, 414 Holmes Ave., Suite 4, Bellefonte, PA 16823, (814) 355-6817.*

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10F107	The Woods at Sand Ridge & Hickory Knob 476 River Ave. Williamsport, PA 17701	Centre County Marion and Walker Townships	Little Fishing Creek HQ-CWF

PUBLIC WATER SUPPLY (PWS) PERMIT

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

Persons wishing to comment on the permit application are invited to submit a statement to the office listed before the application within 30 days of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding this application. Comment responses

should include the name, address and telephone number of the writer and a concise statement to inform the Department of Environmental Protection (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).

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

Permit No. 3902501, Public Water Supply.

Applicant	Great Spring Waters of America, Inc. 405 Nestle Way Breinigsville, PA 18031P
Township or Borough	Upper Macungie Township Lehigh County
Responsible Official	David Thorpe, Operations Manager
Type of Facility	Bottling facility
Consulting Engineer	Gary Toplak, P.E. ENSR International 401 Gilford Avenue Gilford, NH
Application Received Date	April 9, 2002
Description of Action	The addition of an out-of-State source, Boiling Spring DP-1, of Deer Park, MD, for use at the Breinigsville Bottling Plant.

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

Permit No. 4902502, Public Water Supply.

Applicant	Start Properties II, LLC
Township	Delaware Township Northumberland County
Responsible Official	David S. Jarjisian, Managing Member P. O. Box 116 Gradyville, PA 19039

Type of Facility	PWS
Consulting Engineer	James R. Holley & Assoc., Inc. 18 South George Street York, PA 17401
Application Received Date	April 10, 2002
Description of Action	Application for new manganese greensand filters, alternate aeration system and a change from gas chlorine to sodium hypochlorite

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

Permit No. 0301503, Public Water Supply.

Applicant	Parker Area Authority P. O. Box 342 Parker City, PA 16049
Township or Borough	Parker City
Responsible Official	Donald Lowe, Authority Chairperson Parker Area Authority P. O. Box 342 Parker City, PA 16049

Type of Facility	WTP
Consulting Engineer	Gray-Warnick Engineering 662 West New Castle Road Butler, PA 16001
Application Received Date	March 8, 2002
Description of Action	New package filtration plant to replace existing filters, mixing/flocculation tank and process piping. Expansion of the existing building to house the new facilities is also proposed.

Permit No. 6301502, Public Water Supply.

Applicant	Pennsylvania American Water Company 410 Cooke Lane Pittsburgh, PA 15234
Township or Borough	Union Township
Responsible Official	Randy Pankiewicz, Operations Superintendent 60 Elrama Street Elrama, PA 15038
Type of Facility	Shire Oaks Tank
Application Received Date	August 20, 2001
Description of Action	Surge control tank and building

MINOR AMENDMENT

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

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

Application No. Minor Amendment.

Applicant	Skytop Lodges, Inc.
Township or Borough	Barrett Township

Responsible Official Edward Mayotte, President
Skytop Lodges, Inc.
1 Skytop
Skytop, PA 18357

Type of Facility PWS

Consulting Engineer Brick T. Linder, P.E.
Linder Engineering, Inc.
R. R. 1, Box 408 D
Skytop Road
Canadensis, PA 18325

Application Received Date April 11, 2002

Description of Action Construction of a new 500,000
gallon finished water storage
tank.

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

Application No. Minor Amendment.

Applicant **United Water Pennsylvania**

Town Town of Bloomsburg
Columbia County

Responsible Official Michael R. Gephart, P.E.
United Water Pennsylvania
4211 East Park Circle
Harrisburg, PA 17111-0151

Type of Facility PWS

Consulting Engineer Michael R. Gephart, P.E.
Senior Project Engineer
United Water Pennsylvania
4211 East Park Circle
Harrisburg, PA 17111-0151

Application Received Date March 27, 2002

Description of Action Application for replacement of existing hypalon cover on the 1.7 million gallon finished water reservoir

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

Acknowledgment of Notices of Intent to Remediate Submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908)

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the background standard, Statewide health standard, the site-specific standard, or who intend to remediate a site as a special industrial area, must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known

or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one, or a combination of the cleanup standards, or who receives approval of a special industrial area remediation identified under the Act, will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the Act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of the site. For the sites identified, proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period the municipality may request that the person identified, as the remediator of the site, develop and implement a public involvement plan. Requests to be involved and comments, should be directed to the remediator of the site.

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

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

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

George H. and Jane P. Freischmidt Family Trust, Marple Township, **Delaware County**. Thomas J. Martinelli, JMT Environmental Technologies, 267 Daniel Rd., Nazareth, PA 18064, on behalf of Freischmidt Family Trust, 19 Worthington Dr., West Grove, PA 19390, has submitted a Notice of Intent to Remediate site soil contaminated with petroleum hydrocarbons. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Delaware County Press* on February 6, 2002.

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

Zimmer Development Company/CVS Pharmacy Site, City of Sunbury, **Northumberland County**. Chambers Environmental Group, Inc., on behalf of Zimmer Development Company, 111 Princess Street, P. O. Box 2628, Wilmington, NC 28401, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with BTEX and PHCs. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate will be published in *The Daily Item* in April 2002.

Costy's Used Truck & Auto Parts, Inc., Richmond Township, **Tioga County**. Mountain Research, Inc., on behalf of David and Daniel Kurzejewski, R. R. 3, Box 87, Mansfield, PA 16933, has submitted an Amended Notice of Intent to Remediate groundwater contaminated with BTEX, Naphthalene and MTBE. The applicant proposes to remediate the site to a combination of the Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was published in *The Mansfield Gazette* on April 5, 2002.

International Paper—Lock Haven Mill, Castanea Township, **Clinton County**. International Paper Company, 599 South Highland Street, Lock Haven, PA 17745 has submitted a Notice of Intent to Remediate soil contaminated with lead. The applicant proposes to remediate the site to meet the Site-Specific Standard. A summary of the Notice of Intent to Remediate was published in the *Lock Haven Express* on April 18, 2002.

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSES

Applications received or withdrawn under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6026.101—6026.908) and regulations to transport infectious and chemotherapeutic waste.

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

Renewal Applications Received

Med-Flex, Inc., 105 High Street, Mt Holly, NJ 08060. License No. **PA-HC 0207**. Received on April 16, 2002.

HAZARDOUS WASTE TRANSPORTER LICENSE

Hazardous Waste Transporter License, actions taken 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 Voluntarily Terminated

Onyx Industries, Inc., 7887 Grenache, Bureau 1000, Anjou (QC), Canada H1J 1C4. License No. **PA-AH 0335**. Effective January 1, 2002.

AIR QUALITY

NOTICE OF PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

The Department of Environmental Protection (Department) has developed an "integrated" plan approval, State Operating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for the Department, 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.

The Department 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 Department 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 Department 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 the Department 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 the Department 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.

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

48-309-120: ESSROC Cement Corp. (3251 Bath Pike, Nazareth, PA 18064) for installation of an air cleaning device to control emissions from Conveyors 209 and 314 at the Nazareth Plant I in Lower Nazareth Township, **Northampton County**.

54-318-015: Schuylkill Products, Inc. (121 River Street, Cressona, PA 17929) for construction of a concrete forms release agent coating booth in Cressona Borough, **Schuylkill County**.

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

01-05017B: Quebecor World Fairfield, Inc. (100 North Miller Street, Fairfield, PA 17320) for construction of a two-unit double web offset lithographic printing press with two natural gas-fired heatset dryers (Web No. 7) at its Fairfield Plant in Fairfield Borough, **Adams County**.

06-05079A: United Corrstack, Inc. (720 Laurel Street, Reading, PA 19602) for modification of an existing boiler by increasing the maximum firing rate to 105 million Btu/hr in the City Reading, **Berks County**. The

boiler is subject to 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units.

06-05100C: Calpine Construction Finance Co., Inc. (5115 Pottsville Pike, Reading, PA 19605) for modification of the cooling towers controlled by mist eliminators in Ontelaunee Township, **Berks County**. The facility is subject to 40 CFR Part 52—Prevention of Significant Deterioration.

22-05046A: Haines and Kibblehouse, Inc. (P. O. Box 196 Skippack, PA 19474) for construction of a fabric filter at its Handwerk Materials, Asphalt plant in Lower Swatara Township, **Dauphin County**. The facility is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

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

10-337A: Verizon Wireless (700 Cranberry Woods Drive, Cranberry Township, PA 16066) for installation of one 2,000 kW emergency diesel generator in Cranberry Township, **Butler 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.

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

41-302-042B: The Federal Bureau of Prisons (USP Allenwood, P. O. Box 3500, White Deer, PA 17887-3500) for modification of two existing 12.55 million Btu per hour boilers at the Allenwood Federal Prison Camp in Brady Township, **Lycoming County**. The modification will utilize landfill gas from the Lycoming County Landfill as fuel in the boilers in addition to the natural gas and #2 fuel oil which the boilers are currently approved to use.

The boilers are expected to destroy at least 98% of the nonmethane organic compounds present in the landfill gas, or, alternately, achieve a nonmethane organic compound concentration in the boilers' exhaust gas of 20 parts per million, or less (on a dry volume basis, expressed as hexane, corrected to 3% oxygen). This level of nonmethane organic compound control complies with the landfill gas destruction efficiency requirements of Subpart WWW of the Federal Standards of Performance for New Stationary Sources (40 CFR 60.750—60.759, Standards of Performance for Municipal Solid Waste Landfills), even though the respective boilers are not subject to said requirements and is also the same level of control proposed by the EPA on November 7, 2000, as maximum achievable control technology for the control of hazardous air pollutants in landfill gas from municipal waste landfills.

The use of landfill gas as fuel in the respective boilers is also expected to result in the emission of up to .44 pound of nitrogen oxides, .45 pound of carbon monoxide and .38 pound of sulfur oxides per hour from each boiler. These nitrogen oxides and carbon monoxide emission rates are approximately equivalent to the emission rates which result from the use of natural gas in the boilers but lower than the rates which result from the use of #2 fuel

oil. The sulfur oxides emission rate resulting from the use of landfill gas will be higher than that resulting from the use of natural gas but significantly lower than that resulting from the use of #2 fuel oil.

A preliminary review of the information contained in the application indicates that the respective boilers, as modified, will meet all applicable requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12. Based on the information currently in its possession, the Department intends to issue plan approval for the modification of the respective boilers.

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

1. At any time that either of the respective two boilers is firing landfill gas, that boiler shall achieve a nonmethane organic compound destruction efficiency of at least 98% or, alternately, achieve a nonmethane organic compound concentration in the boiler flue gas of 20 parts per million, or less (on a dry volume basis, expressed as hexane, corrected to 3% oxygen).

2. Each boiler shall be equipped with a flue gas recirculation system.

3. The nitrogen oxides, carbon monoxide and sulfur oxides emission rates from each boiler shall not exceed .44, .45 and .38 pound per hour, respectively, when firing landfill gas.

4. Within 90 days of the initial firing of landfill gas in a boiler, stack testing shall be performed on that boiler to determine the nonmethane organic compound destruction efficiency in the boiler as well as the nonmethane organic compound concentration in the boiler's exhaust.

5. Records shall be maintained of the amount of landfill gas burned in each boiler each month.

6. The boilers shall burn only landfill gas from the Lycoming County Landfill, natural gas or virgin #2 fuel oil. Additionally, only one of these fuels may be burned in a boiler at any given time.

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.

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

43-00011: Greenville Metals, Inc.—Transfer Plant (99 Crestview Drive Extension, Transfer, PA 16154) for a Title V Operating Permit for the facility in Pymatuning Township, **Mercer County**. The facility's major sources of emissions include a large Electric Arc Furnace, an Argon Oxygen Decarburization Unit and a number of small Electric Arc and Induction furnaces. The source is major due to emissions of carbon monoxide.

24-00127: National Fuel Gas Supply Corp.—Lamont Compressor Station (R. R. 2, Box 83, Kane, PA 16735) for a Title V Operating Permit Renewal to operate a Natural Gas Compressor Station in Jones Township, **Elk County**.

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.

23-00046: Container Research Corp. (Hollow Hill Road, Glen Riddle, PA 19037) for a Synthetic Minor Operating Permit to manufacturer metal containers for military applications in Aston Township, **Delaware County**. The sources of emissions include a boiler, paint spray booths and grit blasting operations. The facility has a potential to emit 1.732 tons of nitrogen oxides per year and 19 tons of VOCs per year. Monitoring, record keeping and reporting requirements have been added to the permit to address applicable limitations.

15-00067: Herr Foods, Inc. (P. O. Box 300, West Nottingham, PA 19362) for a State-Only Operating Permit for their facility in West Nottingham, **Chester County**. The facility has taken an emission limitation for nitrogen oxides that enables the facility to operate under a State-only air quality operating permit. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

23-00059: Lyondell Chemical Co. (3801 West Chester Pike, Newtown Square, PA 19073) for operation of a research and development center that manufactures industrial organic chemicals in Newtown Square, **Delaware County**. The permit is for a non-Title V (State only) facility. The facility has elected to cap their nitrogen oxides and VOCs at minor source threshold levels (more than 25 tons per year each). The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702

05-05023: New Enterprise Stone and Lime Co., Inc. (P. O. Box 77, New Enterprise, PA 16664) for operation of an asphalt batch plant controlled by a cyclone in series with a fabric collector at the Ashcom Blacktop Plant in Snake Spring Township, **Bedford County**. Actual emissions for criteria pollutants will be below Title V thresholds. This will be accomplished by limiting the annual production of hot mix asphalt. The operating permit will contain appropriate conditions designed to keep the facility operating within all other applicable air quality requirements. This source is subject to 40 CFR Part 60, Subpart I—Standards of Performance for hot mix asphalt facilities.

07-03039: Carn-Weaver Funeral Home (2036 Broad Avenue, Altoona, PA 16601) for operation of its human crematory in the City of Altoona, **Blair County**. The facility has the potential to emit 1.9 tons per year of NOx and 0.5 ton per year of PM. The Natural Minor operation permit shall contain additional monitoring, record keeping and reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements

21-05035: Hempt Bros., Inc. (205 Creek Road, Camp Hill, PA 17011) for operation of its Locust Point Asphalt Plant in Silver Spring Township, **Cumberland County**. The asphalt plant is subject to 40 CFR Part 60, Subpart

I—Standards of Performance for Hot Mix Asphalt Facilities. Both of the liquid asphalt cement storage tanks are subject to 40 CFR Part 60, Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984. The site has the following potential annual emissions: 100 tons per year of CO; 44 tons per year of NOx; 30 tons per year of VOC; 28 tons per year of PM-10; 9 tons per year of SOx. 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.

36-05108: International Paper Co. (801 Fountain Avenue, Lancaster, PA 17601-4352) for operation of its fiber container manufacturing plant in Manheim Township, **Lancaster County**. The plant has the following potential annual emissions: 50 tons per year of VOCs, 10 tons per year of glycol ethers (a hazardous air pollutant) and 4 tons per year of NOx. 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.

38-03007: Con-O-Lite Burial Vault Co. (611 Main Street, Schaefferstown, PA 17088) for operation of a human crematory in Heidelberg Township, **Lebanon County**. The facility has the potential to emit approximately 1 ton of nitrogen oxides per year. The natural minor operating permit will contain emission limits as well as monitoring, recordkeeping and reporting provisions to ensure the facility operates in accordance with the applicable requirements.

38-03036: Cargill Inc. (320 North 16th Street, Lebanon, PA 17046) for the operation of an animal feed mill in the City of Lebanon, **Lebanon County**. Emissions from the feed mill are estimated at 13 tons per year of PM-10. The natural minor operating permit shall contain additional record keeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

11-00418: International Mill Service (1155 Business Center Drive, Horsham, PA 19044-3454) renewal for operation of a slag processing plant in East Taylor and Conemaugh Townships, **Cambria County**.

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

43-00011: Greenville Metals, Inc.—Transfer Plant (99 Crestview Drive Extension, Transfer, PA 16154) for a Title V Operating Permit for the facility in Pymatuning Township, **Mercer County**. The facility's major sources of emissions include a large electric arc furnace, an argon oxygen decarburization unit and a number of small electric arc and induction furnaces. The source is major due to emissions of carbon monoxide.

25-00558: Products Finishing, Inc. (2002 Greengarden Road, Erie, PA 16509) for a Natural Minor Permit to operate a hard chromium electroplating facility in the City of Erie, **Erie County**. This facility is subject to National Emission Standards for Hazardous Air Pollu-

tants for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks.

24-00127: National Fuel Gas Supply Corp.—Lamont Compressor Station (R. R. 2, Box 83, Kane, PA 16735) for a Title V operating permit renewal to operate a natural gas compressor station in Jones Township, **Elk County**.

MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to the applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

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

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

49850701T. Hecla Machinery & Equipment Co. (P. O. Box 559, Schuylkill Haven, PA 17972), transfer of an existing coal refuse disposal operation from Reading Anthracite Company in Coal Township, **Northumberland County** affecting 29.8 acres, receiving stream: none. Application received April 12, 2002.

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

03990105 and NPDES PA 0202592. Seven Sisters Mining Co., Inc. (P. O. Box 300, U. S. Route 22, Delmont, PA 15626-0300). Revision for E & S conditions to a bituminous surface mine located in South Bend and Burrell Township, **Armstrong County**, affecting 206.2 acres. Receiving streams: unnamed tributary to Fagley Run and to Fagley Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Revision application received April 19, 2002.

02020201 and NPDES PA0250121. Coal Valley Sales Corp. (623 West Walheim Road, Pittsburgh, PA 15215). Application for commencement, operation and reclamation of a coal refuse reprocessing surface mine located in Plum Borough, **Allegheny County**, affecting 158 acres. Receiving stream: Little Plum Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received April 16, 2002.

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

32970202 and NPDES Permit No. PA0234575. Britt Energies, Inc., 2450 Philadelphia Street, Indiana, PA 15701, permit renewal for reclamation only and for continued restoration of a bituminous surface (coal refuse reprocessing) mine in Center and White Townships, **Indiana County**, affecting 47.8 acres. Receiving stream: Yellow Creek classified for the following use: TSF. There are no potable water supply intakes within 10 miles downstream. Application received April 15, 2002.

Noncoal Applications Received

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

7574046C5 and NPDES No. PA0613029. Valley Quarries, Inc. (P. O. Box J, Chambersburg, PA 17201-0809), Renewal of NPDES Permit in Southampton Township, **Cumberland County**, affecting 102.7 acres. Receiving stream: unnamed intermittent stream to Bulls Head Branch, classified for the following use: none. Application received April 15, 2002.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications and requests for Environmental Assessment approval and requests for Water Quality Certification have been received by the

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

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

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

Applications Received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and Requests for Certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E09-752. County of Bucks, 901 E. Bridgetown Pike, Langhorne, PA 19047, Bristol Township, **Bucks County**, ACOE Philadelphia District.

To reissue and amend Permit No. E09-752, authorizing the operation and maintenance of a boardwalk trail system throughout a 250 acre parcel of land known as the Silver Lake Nature Center, to include the removal of an existing pile-supported wildlife observation platform and to construct and maintain a two-tiered, handicapped accessible, pile-supported, wildlife observation platform. The platform will be approximately 3,500 square feet.

The site is located approximately 2,000 feet southeast of the intersection of Magnolia Road and Bath Road (Bristol, PA-NJ-USGS Quadrangle, N: 20.90 inches; W: 16.0 inches).

E23-420. Redwood Holding, LLC, 1930 E. Marlton Pike, Suite R-3, Cherry Hill, NJ 08003, Collingdale Borough, **Delaware County**, ACOE Philadelphia District.

To relocate and maintain 540 linear feet of the Hermesprota Creek (WWF) for the purpose of the construction of a shopping center consisting of four buildings, parking areas, storm sewer system and underground stormwater detention basins. The relocation will consist of 330 linear feet of open channel with 3:1 graded banks, 195 linear feet of open channel with concrete walls on either side ranging from 7 feet to 12 feet in height and a 59 linear feet of 20-foot by 8-foot concrete arch stream enclosure which will tie into the existing 8-foot by 6-foot MacDade Boulevard arch stream enclosure with a junction box. The proposed channel relocation is located 200 feet northeast of the intersection of Oak Lane and MacDade Boulevard (Lansdowne, PA Quadrangle N: 6.0 inches; W: 5.0 inches).

E46-910. L. A. D. Developers, P. O. Box 915, Blue Bell, PA 19422, Lower Providence Township, **Montgomery County**, ACOE Philadelphia District.

To place and maintain fill within 0.04 acre of isolated wetland within the Perkiomen Creek (WWF, MF) watershed to facilitate the construction of a yard and dwelling on Lot 11 of the Warlyga Tract. The site is located 10 feet north of the intersection of Eagleville Road and Highley Road (Collegeville, PA Quadrangle N: 4 inches; W: 7.4 inches).

E46-911. Horsham Township, 1025 Horsham Road, Horsham Township, **Montgomery County**, ACOE Philadelphia District.

To relocate a 55-foot reach of an intermittent unnamed tributary of Pennypack Creek (TSF, MF) and to construct and maintain a 35-foot long extension to the upstream end of the existing stream enclosure which conveys flow under Meetinghouse Road. The proposed structure will utilize a curved concrete box culvert consisting of an 8'-5" span by 4'-8". This project is associated with the widening of Meetinghouse Road and is located approximately 250 feet northeast of the intersection of Easton Road (SR 0611) and Meetinghouse Road (Ambler, PA USGS Quadrangle N: 10.4 inches; W: 1.0 inch).

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

E40-598. Carlin J. Oberst, 369 Crane Road, Shavertown, PA 18708, in Dallas Township, **Luzerne County**, U. S. Army Corps of Engineers, Baltimore District.

To place fill in 0.067 acre of wetlands and to place fill in the floodway along approximately 200 linear feet of the right bank of a tributary to Huntsville Creek (CWF), for the purpose of constructing a dance studio, associated parking and stormwater management facilities. The applicant proposed to contribute to the Pennsylvania Wetland Replacement Project instead of replacing wetlands onsite. The project is located on the north side of the intersection of SR 0415 and Township Road T-793 (Briar Crest Road) (Harveys Lake, PA Quadrangle N: 17.0 inches; W: 0.1 inch).

E40-599. Thomas Smith, 972 Alberdeen Road, Mountain Top, PA 18707, in Dorrance Township, **Luzerne County**, U. S. Army Corps of Engineers, Baltimore District.

To maintain two road crossings of tributaries to Big Wapwallopen Creek (CWF) and adjacent wetlands, for the purpose of providing access to a 10.2-acre property for private, recreational use. One road crossing consists of a bridge, having a span of approximately 30 feet and an underclearance of approximately 5 feet; the other road

crossing consists of a 24-inch PVC culvert. The project includes placement of fill in a de minimis area of wetlands equal to 0.04 acre. The project is located along the east side of SR 0081, extending south of SR 3010 (Alberdeen Road) (Freeland, PA Quadrangle N: 19.7 inches; W: 11.7 inches).

E13-131. Carbon County Commissioners, P. O. Box 129, Jim Thorpe, PA 18229, in Packer Township, **Carbon County**, U. S. Army Corps of Engineers, Philadelphia District.

To remove the existing structure and construct and maintain a single span concrete box-beam bridge across Quakake Creek (HQ-CWF). The project is located on Grist Mill Drive approximately 4,300 feet southeast of its intersection with SR 4010 (Quakake Road) (Hazleton, PA Quadrangle N: 4.2 inches; W: 2.1 inches).

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

E06-565. Chris Eves, North Heidelberg Township, 928 Charming Forge Road, Robesonia, PA 19551 in North Heidelberg Township, **Berks County**, ACOE Philadelphia District

To demolish and remove the existing steel girder bridge (12-foot span) and abutments and to construct and maintain a 5-foot by 17-foot precast concrete box culvert within the confines of an unnamed tributary to Spring Creek (TSF) at a point connecting Township Roads 501 and 522 (Bernville, PA Quadrangle N: 2.3 inches; W: 16.6 inches) in North Heidelberg Township, Berks County.

E36-731. James Witman, Suburban Lancaster Sewer Authority, P. O. Box 458, Lancaster, PA 17608 in West Lampeter Township, **Lancaster County**, ACOE Baltimore District

To construct and maintain a concrete cutoff wall to protect an existing 10-inch diameter sewer line located within the confines of Mill Creek (WWF) at a point approximately 350 feet east of Willow Street Pike (SR 222) (Lancaster, PA Quadrangle N: 0.7 inch; W: 6.1 inches) in West Lampeter Township, Lancaster County.

E36-733. Thomas Aaron, Drumore Township, 1675 Furniss Road, Peach Bottom, PA 17563 in Drumore Township, **Lancaster County**, ACOE Baltimore District.

To construct and maintain a precast concrete arch bridge at across Fishing Creek (HQ-CWF, WTF) at a point along Deaver Road (T-385) (Wakefield, PA Quadrangle N: 20.5 inches; W: 16.75 inches) in Drumore Township, Lancaster County. As part of this permit, the permittee is required to restore 0.17 acre of wetlands.

E38-133. Jamie Wolgemuth, Lebanon County Commissioners, 400 S. 8th Street, Lebanon, PA 17042 in Jackson Township, **Lebanon County**, ACOE Baltimore District

To repair and maintain an existing two span earth filled concrete and cut stone arch bridge at a point along T-409 spanning Tulpehocken Creek (TSF) (Bethel, PA Quadrangle N: 1.25 inches; W: 1.5 inches) in Jackson Township, Lebanon County.

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

E20-513, Lauderdale Estates Improvement Association, P. O. Box 5241, Conneaut Lake, PA 16316, Lauderdale Estates Boat Port Improvement Project, in Summitt Township, **Crawford County**, ACOE Pittsburgh District (Harmansburg, PA Quadrangle N: 3.2 inches; W: 7.75 inches).

To improve and maintain existing boat docks associated with three boat ports in the Lauderdale section of Conneaut Lake (HQ-WWF). The docks have existed at the site for approximately 40 years and the project will bring the docks into compliance with current 25 Pa. Code Chapter 105 regulations.

E24-221, Department of Conservation and Natural Resources, Bureau of Forestry, P. O. Box 8451, Harrisburg, PA 17105-8451. Bridge 09-0006 Replacement, in Jay Township, **Elk County**, ACOE Baltimore District (Huntley, PA Quadrangle N: 21.8 inches; W: 13.15 inches).

Replace and maintain the existing Bridge 09-0006 across Laurel Run (HQ-CWF). The bridge will have a 58-foot span with steel beams and decking. The existing rock abutments will be replaced with cast concrete. The bridge will be located where Blackwell Road crosses Laurel Run in Jay Township north of the Elk County/Clearfield County border. The total disturbed area is 0.01 acre.

E24-222, Department of Conservation and Natural Resources, Bureau of Forestry, Moshannon State Forest District #9, R. R. 1 Box 184, Penfield, PA 15849-0184. Quehanna Trail Bridge, in Benzette Township, **Elk County**, ACOE Baltimore District (Weedville, PA Quadrangle N: 2.9 inches; W: 3.5 inches).

Construct and maintain a hiking trail bridge on the Quehanna Trail across Sullivan Run (HQ-CWF). The bridge will have with a 40-foot span with three 8 inch I beams as stringers and the decking and handrails will be constructed from pressure treated lumber. The bridge will be located adjacent to the Quehanna Highway approximately 2.02 miles south of the intersection of SR 555 and the Quehanna Highway.

E24-223, Pennsylvania Department of Transportation, District 2.0, 1924-30 Daisy Street, P. O. Box 342, Clearfield, PA 16830. SR 0948, Segment 0070, Across unnamed tributary to Daguscahonda Run, in Fox Township, Elk County, ACOE Pittsburgh District (Kersey, PA Quadrangle N: 20.3 inches; W: 15.1 inches).

To remove the existing structure and to construct and maintain a 66-foot long concrete box culvert having a span length of 10 feet and underclearance of 3 foot 6 inches wide by 35 sq.-foot high waterway opening in unnamed tributary to Daguscahonda Run on SR 0948, Segment 0070, Offset 0000 approximately 16 miles north of DuBois.

ENVIRONMENTAL ASSESSMENTS

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

D54-102. Schuylkill County Commissioners. Pine Grove Township, **Schuylkill County**. ACOE Baltimore District.

Project proposes to modify the Sweet Arrow Lake Dam across Upper Little Schuylkill Creek (CWF). Modifications include replacement of the existing valve structure, removal of the existing outlet tower and placement of roller-compacted of soil placed over the RCC. Construction activities will temporarily impact approximately 0.13 acre of wetlands (PEM) located at the downstream toe of the dam. The work will not change the historic normal pool elevation. The dam is located approximately 1,700 feet north of the intersection of SR 0443 and T409 (Swatara Hill, PA Quadrangle, N: 12.65 inches; W: 16.25 inches).

ACTIONS

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

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

Persons aggrieved by an 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 Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in 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 to 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 decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

**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. PA0056561, Industrial Waste, **Armstrong Engineering Associates, Inc.**, P. O. Box 566, West Chester, PA 19381-0566. This proposed facility is located in West Bradford Township, **Chester County**.

Description of Proposed Action/Activity: Renewal to discharge into Outfall 001—Broad Run, Outfall 002—UNT to West Branch Brandywine Creek—3H.

NPDES Permit No. PA0057061, Sewage, **Upper Frederick Township**, P. O. Box 597, Frederick, PA 19435; **Ivy Ridge By Trim Dev., L.P.**, 184 Niautic Road, Barto, PA 19504. This proposed facility is located in Upper Frederick Township, **Montgomery County**.

Description of Proposed Action/Activity: Renewal to discharge into an unnamed tributary to Scioto Creek—Perkiomen—3E.

NPDES Permit No. PA0056448, Sewage, **Anthony Abler**, 606 Upper Church Road, Hilltown, PA 18927. This proposed facility is located in Hilltown Township, **Bucks County**.

Description of Proposed Action/Activity: Renewal to discharge into Morris Run.

NPDES Permit No. PA0020303, Sewage, **Schwenksville Borough Authority**, P. O. Box 458, 298 Main at Church Street, Schwenksville, PA 19473. This proposed facility is located in Schwenksville Township, **Montgomery County**.

Description of Proposed Action/Activity: Renewal to discharge into the Perkiomen Creek—3E Watershed.

NPDES Permit No. PA0058416, Sewage, **Charles Cobler**, 531 Conshohocken State Road, Gladwyne, PA 19035. This proposed facility is located in Lower Merion Township, **Montgomery County**.

Description of Proposed Action/Activity: Issuance of a NPDES permit to discharge into an unnamed tributary to the Schuylkill River.

WQM Permit No. 2301410, Sewerage, **Dr. Said Ali**, 25 Longview Drive, Thornton, PA 19373. This proposed facility is located in Thornbury Township, **Delaware County**.

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

WQM Permit No. 4602401, Sewerage, **New Hanover Township**, 2943 North Charlotte Street, Gilbertsville, PA 19525. This proposed facility is located in New Hanover Township, **Montgomery County**.

Description of Proposed Action/Activity: Construction and operation of a sewage pump station to serve Country Fields Development.

WQM Permit No. 0902402, Sewerage, **Warrington Township**, 852 Easton Road, Warrington, PA 18976. This proposed facility is located in Warrington Township, **Bucks County**.

Description of Proposed Action/Activity: Construction and operation of sewage pump station to serve Warrington Lea Development.

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

NPDES Permit No. PA-0061336, Industrial Waste, **Pennsylvania-American Water Company**, 20 East Union Street, Wilkes-Barre, PA 18701-1397. This proposed facility is located in Pittston Township, **Luzerne County**.

Description of Proposed Action/Activity: renewal of an NPDES Permit to discharge to Trout Creek.

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

NPDES Permit No. PA0080861, Sewage, **LaDeira, Inc.**, Walmar Manor Mobile Home Park, 125 Walmar Manor, Dillsburg, PA 17109. This proposed facility is located in Franklin Township, **York County**.

Description of Proposed Action/Activity: Authorization to discharge to the North Branch Bermudian Creek in Watershed 7-F.

WQM Permit No. 0102402, Sewerage, **Carroll Valley Sewer and Water Authority**, P. O. Box 718, Fairfield,

PA 17320. This proposed facility is located in Carroll Valley Borough, **Adams County**.

Description of Proposed Action/Activity: Authorization for the construction/operation of pump stations.

NPDES Permit No. PA0087891, Industrial Waste, **Agway, Inc., Andgrow Fertilizer Facility**, P. O. Box 4741, Syracuse, NY 13221. This proposed facility is located in Latimore Township, **Adams County**.

Description of Proposed Action/Activity: Authorization to discharge from a facility to a drainage swale tributary to Mud Run in Watershed 7-F.

WQM Permit No. 0602201, Industrial Waste, **Calpine Construction Finance Company, LP**, Ontelaunee Energy Center, The Pilot House, Second Floor, Lewis Wharf, Boston, MA 02110. This proposed facility is located in Ontelaunee Township, **Berks County**.

Description of Proposed Action/Activity: Authorization for the construction/operation of Industrial Waste Treatment Facilities.

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

WQM Permit No. 5902401, Sewerage, **Westfield Township Municipal Authority**, P. O. Box 77, Cowanesque, PA 16918. This proposed facility is located in Westfield Township, **Tioga County**.

Description of Proposed Action/Activity: Construction of approximately 6,800 LF of 8- and 6-inch PVC gravity sewer south of Westfield Borough along ST 0349. To the east of the Borough along SR 0049, there will be 4,925 LF of 2- and 3-inch PVC force main and 18 individual grinder pump stations. To the west of the Borough along SR 0049, 2,145 LF of 4- and 2-inch PVC force main and one 130 gpm packaged pump station.

NPDES Permit No. PA0228532, CAFO, **Newswanger/Martin Farm**, R. R. 2, Box 324, Lewisburg, PA 17837. This existing facility is located in Buffalo Township, **Union County**.

Description of Size and Scope of Proposed Operation/Activity: The Newswanger/Martin Farm operates a CAFO consisting of 2,200 finishing hogs, 55 dairy cows and 40 dairy heifers. Total AEU's at the facility is 387.3.

WQM Permit No. 1802401, Sewerage, **City of Lock Haven**, 20 East Church Street, Lock Haven, PA 17745. This proposed facility is located in the City of Lock Haven, **Clinton County**.

Description of Proposed Action/Activity: Construction of pump station and wastewater storage tank. Pump Station will be constructed at the influent headworks of the existing treatment plant.

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

WQM Permit No. 2502403, Sewerage, **Julie Schwindt**, 3102 Elmwood Avenue, Erie, PA 16508. This proposed facility is located in LeBoeuf Township, **Erie County**.

Description of Proposed Action/Activity: This project is for a single residence.

WQM Permit No. 2502406, Sewerage, **Peter J. and Donna J. Vuksta**, 40 Blue Mountain Manor, Saugertis, NY 12477. This proposed facility is located in LeBoeuf Township, **Erie County**.

Description of Proposed Action/Activity: This project is for a single residence.

WQM Permit No. 2502402, Sewerage, **Josh Paris**, 2124 East Road, Erie, PA 16509. This proposed facility is located in Greene Township, **Erie County**.

Description of Proposed Action/Activity: This project is for a single residence.

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

NPDES Permit No. PA0000591, Industrial, **CSX Transportation, Inc.**, 500 Water Street, J-275, Jacksonville, FL 32202 is authorized to discharge from a facility located at Connellsville Plant, Connellsville Borough, **Fayette County** to receiving waters named Youghiogheny River.

NPDES Permit No. PA0035254, Industrial Waste, **Borough of Somerset**, 340 West Union Street, Somerset, PA 15501 is authorized to discharge from a facility located at Laurel Hill Creek Water Treatment Plant, Jefferson Township, **Somerset County** to receiving waters named Laurel Hill Creek.

NPDES Permit No. PA0217590, Sewage, **Pechin Leasing Company, Inc.**, P. O. Box 340, Pechin Road, Dunbar, PA 15431 is authorized to discharge from a facility located at Denbo Marina STP, Centerville Borough, **Washington County** to receiving waters named Monongahela River.

NPDES STORMWATER INDIVIDUAL PERMITS—(PAS)

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

Persons aggrieved by an 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 Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in 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 to 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 decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

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>
PAS10G438	Green Point Farms, Inc. 202 Bayard Road Kennett Square, PA 19348	Chester	East Nottingham Township	Little Elk Creek (HQ, TSF, MF)
PAS10G491	Pulte Homes of Pennsylvania, LP 1100 Northbrook Drive, Suite 200 Trevose, PA 19053	Chester	Willistown Township	UNT to Hunters Run (HQ, TSF)
PAS10G492	Stonewall Links, LLP P. O. Box 866 Kimberton, PA 19442	Chester	Warwick Township	French Creek (EV)
PAS10J054	Fieldstone Partners, LP 347 East Conestoga Road Wayne, PA 19087	Delaware	Edgemont and Thornbury Townships	Chester Creek (TSF)

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>
PAS10N034	Roger Altemier R. R. 1, Box 30 Greentown, PA 18426	Lackawanna	Madison Township	Wallenpaupack Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS101504	Pennsylvania-American Water Company 800 West Hersheypark Drive P. O. Box 888 Hershey, PA 17033	Clarion County	Clarion Township Elk Township Paint Township	Deer Creek (CWF) Paint Creek (CWF) UNT to Deer Creek (CWF) Clarion River (CWF)
PAS103713	Jay Russell Lawrence Conservation District Lawrence County Government Center 430 Court Street New Castle, PA 16101	Lawrence County	New Beaver Borough	North Fork Little Beaver Creek (HQ-CWF)

APPROVALS TO USE NPDES AND/OR OTHER GENERAL PERMITS

The following parties have submitted: (1) Notices of Intent for Coverage under (1) General NPDES Permits to Discharge Wastewater into the Waters of the Commonwealth. The approval for coverage under these general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in the general permit; (2) General Permits for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in this Commonwealth; (3) General NPDES Permit Authorizing the Discharge of Stormwater Associated with Construction Activities to Waters of the Commonwealth; (4) Notification for First Use Application of Sewage Sludge.

The approval of coverage for land application of sewage sludge or residential septage under these general permits is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective permit. The Department of Environmental Protection approves the following coverage under the specific General Permit.

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

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

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)

PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of 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>
Warrington Township Bucks County	PAR10D564	Katz Builders/ Developers 1800 Street Rd. Warrington, PA 18976	Little Neshaminy Creek (WWF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Hilltown Township Bucks County	PAR10D582	Heritage Building Group 3326 Old York Rd. Suite A100 Furlong, PA	Pleasant Spring (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Richland Township Bucks County	PAR10D590	Daniel Soliday P. O. Box 197 Perkasie, PA 18944	UNT to Beaver Run (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lower Makefield Township Bucks County	PAR10D597	Octagone Center CN4000 Forsgate Drive Cranbury, NJ 08512	Brock Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Northampton Township Bucks County	PAR10D611	Toll Brothers, Inc. 3103 Philmont Avenue Huntingdon Valley, PA	Neshaminy Creek (WWF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
West Rockhill Township Bucks County	PAR10D642	Heritage Building Group 3326 Old York Rd. Suite A100 Furlong, PA	East Branch Perkiomen Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Warrington Township Bucks County	PAR10D646	Katz Builders/ Developers 1800 Street Road Warrington, PA 18976	West Branch Neshaminy Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lower Pottsgrove Township Montgomery County	PAR10T832	Lower Pottsgrove Township 2199 Buchert Road Pottstown, PA 19464	Sanatoga Creek (WWF)	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>
Upper Gwynedd Township Montgomery County	PAR10T793	Danella Realty 407 Norristown Road Blue Bell, PA 19422	Wissahickon Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Montgomery Township Montgomery County	PAR10T840	CY Heritage Inn of Montgomeryville 1201 Page Drive Fargo, ND 58103	Little Neshaminy Creek (WF, M)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Worcester Township Montgomery County	PAR10T838	Robert Shemonski 350 Grove Street Bridge, PA 19405	Skipack Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lackawanna County Old Forge Borough	PAR10N136	Anthony Pero Old Forge Borough 314 S. Main St. Old Forge, PA 18518	Lackawanna River WWF	Lackawanna County Conservation District (570) 281-9495
Maidencreek Township Berks County	PAR10C416	Roy Timpe, Chairperson Maidencreek Township Board of Supervisors 1 Quarry Rd. Blandon, PA 19510	Willow Creek (CWF)	Berks County Conservation District 1238 Co. Welfare Rd. P. O. Box 520 Leesport, PA 19533 (610) 372-4657
Cumru and Spring Townships Berks County	PAR10C413	Brian Gilkey, Agent Dick Corp P. O. Box 10896 Pittsburgh, PA 15236	Wyomissing Creek (CWF)	Berks County Conservation District 1238 Co. Welfare Rd. P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657
East Pennsboro Township Cumberland County	PAR10H283	Hoffer Properties Norman Hoffer 110 Sunset Avenue Harrisburg, PA 17112	UNT to Susquehanna River WWF	Cumberland County Conservation District 43 Brookwood Avenue Suite 4 Carlisle, PA 17013 (717) 240-7812
Centre County Huston and Worth Townships	PAR10F126	Freestone Golf Course R. R. 2 Port Matilda, PA 16870	UNT Bald Eagle Creek TSF	Centre County Conservation District 414 Holmes Ave., Suite 4 Bellefonte, PA 16823 (814) 355-6817
Clinton County Wayne Township	PAR101925	Brodart Co. Clinton County Industrial Park P. O. Box 360 McElhattan, PA 17748	W. Br. Susquehanna River WWF	Clinton County Conservation District 216 Spring Run Rd. Rm. 104 Mill Hall, PA 17751-9543 (570) 726-3798
Lycoming County Muncy Borough	PAR103950	Muncy School District 46 South Main St. Muncy, PA 17756	Glade Run WWF	Lycoming County Conservation District 542 County Farm Rd. Suite 202 Montoursville, PA 17754 (570) 433-3003
Tioga County Morris Township	PAR106642	Babb Creek Watershed Assoc. James Barr 2538 Highway Rt. 405 Muncy, PA 17756	UNT to Wilson Creek and Basswood Run Basswood Run CWF	Tioga County Conservation District 29 East Ave. Wellsboro, PA 16901 (570) 724-1801

General Permit Type—PAG-3

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Lackawanna County Taylor Borough	PAR502206	Environmental & Recycling Services, Inc. 1100 Union Street Taylor, PA 18517	Saint Johns Creek CWF	DEP—NERO Water Management 2 Public Square Wilkes-Barre, PA 18711 (570) 826-2511
Cumberland County Camp Hill Borough	PAR123546	ADM Alliance Nutrition, Inc. 1000 North 30th Street Quincy, IL 62301	Cedar Run CWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County Lancaster City	PAR113542	Thomson Industries 2 Channel Drive Port Washington, NY 11050	Conestoga River WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Middlecreek Township Snyder County	PAR224828	Bingaman & Son Lumber Inc. P. O. Box 247 Kreamer, PA 17833	Middle Creek (TSF)	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Canton Borough Bradford County	PAR124805	H. Rockwell & Son, Inc. P. O. Box 197 Canton, PA 17724	Mill Creek (CWF)	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Lawrence Township Clearfield County	PAG214804	Swisher Concrete Products, Inc. P. O. Box 55 Clearfield, PA 16803	West Branch Susquehanna River (WWF)	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Adams Township Butler County	PAR118316	Lectromat, Inc. P. O. Box 608 Mars, PA 16046-0608	Breakneck Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
City of Hermitage Mercer County	PAR208336	CCL Container Inc. Hermitage 1 Llodio Drive Hermitage, PA 16148-9015	Unnamed tributary to Shenango River Basin and City of Hermitage Pond/Industrial Park Flood Control	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>
Berks County Richmond Township	PAG043567	Richard Youse P. O. Box 85 Virgenville, PA 19564-0085	UNT Maiden creek/WWF	DEP—SCRO 909 Elmerton Ave. Harrisburg, PA 17110 (717) 705-4800
Perry County Southwest Madison Township	PAG043578	Edna J. Bishop R. R. 2, Box 67 Loysville, PA 17047	UNT Shermans Creek/WWF	DEP—SCRO 909 Elmerton Ave. Harrisburg, PA 17110 (717) 705-4800

<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>
Clinton County Crawford Township	PAG044993	Andrew G. Sember 83 Rowe Road Jersey Shore, PA 17740	UNT to Antes Creek (WWF)	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
LeBoeuf Township Erie County	PAG048797	Julie Schwindt 3102 Elmwood Avenue Erie, PA 16508	Unnamed tributary to French Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
LeBoeuf Township Erie County	PAG048803	Peter J. and Donna J. Vuksta 40 Blue Mountain Manor Saugertis, NY 12477	Unnamed tributary to French Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Greene Township Erie County	PAG048793	Josh Paris 2124 East Road Erie, PA 16509	Unnamed tributary of Walnut Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-5

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Blair County Hollidaysburg Borough	PAG053563	ExxonMobil Refining & Supply Company P. O. Box 288 Fort Washington, PA 19034	UNT to Brush Run WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

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>
Rapho Township Lancaster County	PAG083546	Mount Joy Borough Authority P. O. Box 25 Mount Joy, PA 17552-0025	JMG & Sons—Milton Grove Farm Rapho Township Lancaster County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

General Permit Type—PAG-12

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Mifflin County Derry and Decatur Townships	PAG123548	John E. Lindsey Lindsey Swine Farm 395 Lindsey Lane Lewistown, PA 17044	UNT to Meadow Creek CWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4700

PUBLIC WATER SUPPLY PERMITS

The Department of Environmental Protection 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 an 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 Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in 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 to 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 decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

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. 1501505, Public Water Supply.

Applicant	Superior Water Company 2960 Skippack Pike Worcester, PA 19490
Township	North Coventry
County	Chester
Type of Facility	PWS
Consulting Engineer	Superior Environmental Management Corporation P. O. Box 127 Worcester, PA 19490
Permit to Construct Issued	April 18, 2002

Operations Permit issued to **Ambler Borough Water Department**, 122 E. Butler Avenue, Ambler, PA 19002 (PWSID #1460020) Whitmarsh Township, **Montgomery County** on April 18, 2002, for the operation of facilities approved under Construction Permit #4600509.

Operations Permit issued to **Lower Bucks County Joint Municipal Authority**, 7811 New Falls Road, Levittown, PA 19059 (PWSID #1090026) Middletown Township, **Bucks County** on April 22, 2002, for the operation of facilities approved under Construction Permit #0900507

Permit No. 0902502, Minor Amendment. Public Water Supply.

Applicant	Philadelphia Suburban Water Company 762 W. Lancaster Avenue Bryn Mawr, PA 19010
Borough	Chalfont
County	Bucks
Type of Facility	PWS
Consulting Engineer	Philadelphia Suburban Water Company 762 Lancaster Avenue Bryn Mawr, PA 19010
Permit to Construct Issued	April 16, 2002

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

Operations Permit issued to **Pennsylvania American Water Company**, 800 West Hersheypark Drive, P. O. Box 888, Hershey, PA 17033-0888, PWS I. D. #2580026, Thompson Borough, **Susquehanna County**, on April 9, 2002, for the operation of facilities approved under Construction Permit # Minor Amendment.

Operations Permit issued to **Lake Walter Land Owner's Association**, P. O. Box 111, Springville, PA 18844, PWS I. D. #2580032, Springville Township, **Susquehanna County** on April 5, 2002, for the operation of facilities approved under Construction Permit #5897502.

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

Permit No. 1401503. Public Water Supply.

Applicant	The Pennsylvania State University Office of Physical Plant University Park, PA 16802-1118
Township	College Township
County	Centre
PWSID	4140095
Type of Facility	PWS—permit for blending of Wells 33, 34 and/or 35 by blending with water from Wells 14, 16, 17, 24, 33, 34 and/or 35 due to potentially elevated tetrachloroethylene (PCE) in Wells 33—35
Consulting Engineer	John W. Gaudlip University Systems Engineer The Pennsylvania State University Office of Physical Plant University Park, PA 16802-1118
Permit to Operate Issued	April 15, 2002

Permit No. 1701502. Public Water Supply.

Applicant	Covington-Karthauss-Girard Area Authority P. O. Box 104 Frenchville, PA 16836
Township	Covington Township
County	Clearfield
Type of Facility	PWS—approval to construct iron and manganese sequestering treatment for Wells #1 and #2
Consulting Engineer	Hess & Fisher Engineers, Inc. 36 North Second Street Clearfield, PA 16830
Permit to Construct Issued	April 15, 2002

Permit No. Minor Amendment. Public Water Supply.

Applicant	Catawissa Borough Municipal Authority P. O. Box 54 Catawissa, PA 17820-0054
Borough	Catawissa Borough

County	Columbia
Type of Facility	PWS—approval to replace air scour system on filters, add a second soda ash injection point and change coagulant chemicals from alum to DeIPAC
Consulting Engineer	Alfred Benesch & Company 400 One Norwegian Plaza P. O. Box 1090 Pottsville, PA 17901
Permit to Construct Issued	April 15, 2002

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 this Commonwealth.

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

WA-15-67G, Water Allocations, **Philadelphia Suburban Water Company**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010, Wallace Township, **Chester County**. Philadelphia Suburban Water Company has been granted the right to withdraw up to 27% of stream flow, so as not to exceed a withdrawal of 4.0 million gallons per day from the East Branch Brandywine Creek.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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>
Williams Township	655 Cider Press Road Easton, PA 18042	Northampton

Plan Description: This project proposes 350 residential units and 5 golf courses related structures on a 327 acre tract. A new collection system for the subdivision will connect into a manhole in Cedarville Road installed as part of the Lehigh Valley Stadium. The Easton Area Joint Sewer Authority will provide conveyance and treatment facilities for the proposed 101,000 gpd of sewage flows. Easton Suburban Water Authority will provide public water to the project. The proposed development is located at Morgan Hill Road and US Route 78 in Williams Township, Northampton County. Required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

HAZARDOUS SITES CLEANUP UNDER THE ACT OF OCTOBER 18, 1988

Proposed Remedial Response

RSR-Jones Chemical Site

City of Erie, Erie County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites

Cleanup Act (HSCA) (35 P. S. §§ 6020.102—6020.1303), is proposing an interim response action for the RSR-Jones Chemical Site (site).

The site is located in the City of Erie, Erie County, PA and is approximately 6.5 acres in size. The site can be found at 42°06'28.2" north latitude and 80°06'29.0" west longitude on the Erie South topographic quadrangle. The site is bordered on the east by industrial facilities and on the north by an unnamed tributary (drainage ditch) to Cascade Creek which flows southwest to northeast in a shallow open channel parallel to and between, the site and tracks of the Bessemer & Lake Erie Railroad (B&LE RR). The drainage ditch passes through a culvert beneath the tracks into a connection of the Cascade Creek underground conduit approximately 100 feet northeast of the site. To the west of the site is a portion of the Cascade Creek conduit, which enters a surface stream channel approximately 0.8 mile north of the site. Cascade Creek is a tributary to Presque Isle Bay in Lake Erie, approximately 1.4 miles downstream (north) of the site.

The site consists of six operable units (OU): OU1, a sludge disposal area comprised of a 1-foot thick layer of brown or tan sand covering a gray sludge which is 9 to 19 feet thick, extending approximately 12 feet above the surrounding grade and covering an area of approximately 1.6 acres; OU2, a former tank farm area, located on the southeast side of the site and previously used by a chemical repackaging and distribution business for the storage of chemicals such as sulfuric acid, toluene and hydrochloric acid; OU3, a former drum storage area, located in the northwest corner of the site; OU4, historical fill, ranging from 4 to 12 feet thick and comprised of predominately sandy soil, with some sludge, silty or clayey soil, gravel, clinkers, brick and glass; OU5, groundwater beneath the site and surface water in the drainage ditch flowing along the northern edge of the site through a shallow, open channel into a culvert near the northern corner of the site and into Cascade Creek at a manhole northeast of the site; OU6, sediment in the drainage ditch.

This proposed response addresses OU1, OU5 and OU6 as they pertain to OU1; OU2—OU6, as they pertain to OU2—OU4, will be addressed in a separate proposed response.

The sludge disposal area was the result of Erie Chemical Works, also known as Erie Chemical Company, Kalbfleisch Corporation, Stovant Corporation and American Cyanamid & Chemical Corporation manufacturing "alum" and "satin white" chemical products. Alum was manufactured by reacting bauxite ore with water and sulfuric acid in a digester. The mixture was pumped to a settling tank to separate the alum solution from residual "muds." The alum solution was decanted from the tank and the muds were rinsed with water to recover and recycle alum and sulfuric acid. The mud was pumped to an impoundment or pit on the western portion of the present-day site, which Cyanamid constructed for the disposal of the waste sludge material from their chemical manufacturing operations. The pit was approximately 10 feet deep and about 1.5 acres in surface area. As the pit became filled with sludge, drums containing an unidentified, dark amber, resin-like material were used around the perimeter as berms to increase the capacity of the pit. These berms allowed the sludge to be piled approximately 7 to 8 feet above the adjacent ground level for a total depth of approximately 17 feet. Currently, Erie Warehouse owns all the land occupied by the site, except for

the B&LE RR property. The majority of the sludge disposal area is located on Erie Warehouse property; however, part of the sludge pile is on property owned by B&LE RR.

Past investigations have found, among other metals and VOCs: aluminum, lead, copper, mercury and zinc in the sludge disposal area; chloroform, 1,1,1-trichloroethane, 1,2-dichloroethylene, trichloroethylene and tetrachloroethylene in groundwater; lead, mercury, aluminum, 1,1-dichloroethane, trans-1,2-dichloroethylene, trichloroethylene, trichloroethene, vinyl chloride and toluene in surface water; copper, lead, zinc, aluminum, methylene chloride, chloroform, trichloroethene and tetrachloroethylene in sediments. These substances are "hazardous substances" as defined under section 103 of HSCA (35 P. S. § 6020.103).

The concentrations of these hazardous substances at the site pose an unacceptable risk to human health and the environment. To reduce or eliminate the threat to human health and the environment from the waste sludge, contaminated soils, surface water, sediments and groundwater, the Department proposes that an interim response action be conducted at the site.

The Department's two main objectives of the proposed interim response action at the site are: 1) to protect the public and environmental receptors from direct contact with site-related hazardous substances; and 2) to eliminate the ongoing release and threat of release of hazardous substances into the environment from waste and associated contaminated soil.

The Department considered four alternatives for the proposed interim response action for OU1 at the site:

1. No Action—the existing vegetation and soil covering the sludge disposal area would remain and no additional work would be performed.
2. Cap in Place—the sludge disposal area would be covered with an impermeable cap, to minimize the infiltration of water to prevent any leaching of contaminants into the upper aquifer. It would also reduce access to direct contact with the contaminated sludge.
3. Consolidate and Pave—the sludge disposal area would be consolidated under a surcharge (that is, adding extra weight to the top of the sludge disposal area to consolidate the waste material) and paved.
4. Removal for Offsite Disposal—the sludge disposal area would be excavated and removed from the site for disposal offsite and the area regarded and leveled with clean fill.

The Department considered four alternatives for the interim response action for OU5, as it relates to OU1, at the site:

1. Monitored Natural Attenuation—under this alternative, monitored natural attenuation would be used as a remedy for the groundwater after source-control measures for OU1 have been implemented. Actual public exposure to groundwater contaminants is limited and natural attenuation is expected to further reduce groundwater contaminant concentrations in a reasonable time.
2. Eliminate Groundwater Discharge—under this alternative, eliminating the groundwater discharge to the drainage ditch via excavation of contaminated sediments from and installation of a French drain, the drainage

ditch would eliminate the primary source of contaminants.

3. Redirect Groundwater Flow—under this alternative, groundwater flow would be redirected around the entire site to limit the further contamination of groundwater and surface water by installing an impermeable vertical barrier at the upgradient (that is, southern) boundary of the site.

4. Pump and Treat—under this alternative, groundwater would be pumped from a series of wells or trenches, treated to remove contaminants and discharged.

The Department considered two alternatives for the interim response action for OU6, as it relates to OU1, at the site:

1. Line Drainage Ditch—under this alternative the top 1 to 2 feet of sediments would be removed and replaced with clean fill.

2. Remove Sediments—under this alternative, the drainage ditch would be lined with material such as cement or surface water channeled through a culvert.

In light of the objectives for the site, the Department evaluated each alternative to determine: the extent to which each alternative protects the public health and the environment; the extent to which each alternative complies with or otherwise addresses the Land Recycling and Environmental Remediation Standards Act, the Pennsylvania Solid Waste Management Act, The Clean Streams Law and other applicable or relevant and appropriate requirements (ARARs); the extent to which each alternative is feasible, effective, implementable and permanent; and the relative cost of each alternative.

Based on the previous comparative analysis and under section 505(a) of HSCA (35 P. S. § 6020.505(a)), the Department proposes to implement the following alternatives for OU1, the sludge disposal areas, and OU5 and OU6, the groundwater/surface water and sediment in the railroad ditch, respectively, as they pertain to OU1 at the site:

OU1—sludge disposal area—combination of Alternatives 2 and 3—capping with either clay soil cover or pavement and groundwater and surface water monitoring.

OU5—groundwater and surface water—combination of Alternatives 1 and 2—monitored natural attenuation and elimination of groundwater discharge.

OU6—sediment in drainage ditch—combination of Alternatives 1 and 2—removal of sediments, followed by lining of ditch.

The Department's proposed response will: protect public health and the environment; comply with or otherwise address ARARs; be feasible, implementable, permanent and effective; and be cost effective.

This notice is being provided under section 506(b) of HSCA (35 P. S. § 6020.506(b)). The administrative record, which contains the information that forms the basis and documents the selection of this response, is available for public review and comment. The administrative record is located at the Department's Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335 and is available for review Monday through Friday from 8 a.m. to 4 p.m. Telephone the office for an appointment at (814) 332-6648.

The administrative record will be open for comment for 90 days from the publication date of this notice in the

Pennsylvania Bulletin. Persons may submit written comments into the record during this time only, by delivering them or sending them to Christine Dougherty, Project Manager, Knox District Office, White Memorial Building, P. O. Box 669, Knox, PA 16232-0669.

The Department will hold a public meeting on June 25, 2002, at 6:30 p.m., if requested by one or more members of the public. The meeting's purpose will be for the Department to answer the public's questions concerning the proposed response at the site. The meeting will be held at the Blasco Public Library, 160 E. Front Street, Erie, PA. Also, the public will have an opportunity to present oral comments, for inclusion into the administrative record, regarding the chosen response, at a public hearing following the public meeting. Persons wishing to present oral comments must register with Christine Dougherty before June 4, 2002, by calling (814) 797-1191 or by writing. If no one requests a meeting or hearing, the meeting or hearing will not be held. Persons interested in finding out if anyone has requested a public meeting or registered to present oral comments at the public hearing should contact Christine Dougherty at the previous number.

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

Proposed Consent Order and Agreement

Chem-Fab Site Doylestown, Bucks County

Under section 1113 of HSCA (35 P.S. § 6020.1113), notice is hereby provided that the Department has entered into a Consent Order and Agreement (CO&A) with Extra Space of Doylestown, LLC (Extra Space), for reimbursement of certain response costs incurred to remediate hazardous substances released and threatened to be released on its property located at 390 North Broad Street, Doylestown, Bucks County, PA. Extra Space's property is located adjacent to the Chem-Fab HSCA Site, 300 North Broad Street, Doylestown, Bucks County, PA. Between 1965 and 1994, Chem-Fab, Inc. conducted electroplating and etching operations on its property and had a history of pollution incidents involving spills of chromic acid wastes.

In 1995, the EPA conducted a response action at the Site and removed several drums and containers of hazardous wastes, previously abandoned on the site. The EPA pumped and disposed of approximately 8,400 gallons of liquid wastes from an underground storage tank on the site. This liquid waste was corrosive and contained hazardous levels of chromium.

The Extra Space property is northeast and topographically down gradient of the Chem-Fab HSCA Site. The Department's investigative response actions on the Chem-Fab HSCA Site and the Extra Space property have verified that soil and groundwater on these properties have been impacted by the release and threat of release of hazardous substances originating from Chem-Fab, Inc.'s activities. Based on this information, the Department has determined that further response actions are necessary to abate the release and threat of release of hazardous substances on the Extra Space property.

The Department has determined that it is in the public interest to resolve its claim against Extra Space. There-

fore, Extra Space has agreed to reimburse the Department for certain response costs in the amount of \$11,000 and shall receive contribution protection from claims related to its ownership of this property.

This notice is provided under section 1113 of HSCA, which states that, "settlement shall become final upon the filing of the Department's response to the significant written comments." The CO&A, which contains the specific terms of the agreement, is available for public review and comment. The agreement can be examined from 8 a.m. to 4 p.m. at the Department's Southeast Regional Office, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, by contacting April Flipse at (610) 832-5937 or by e-mail at aflipse@state.pa.us or Gina M. Thomas at (610) 832-6300 or by e-mail at githomas@state.pa.us. A public comment period on the CO&A will extend for 60 days from today's date. Persons may submit written comments regarding the agreement within 60 days from the publication date of this notice in the *Pennsylvania Bulletin*, by submitting them to April Flipse at the previous address.

Proposed Consent Order and Agreement

RSR-Jones Chemical Site City of Erie, Erie County

Under section 1113 of HSCA, notice is hereby provided that the Department has agreed to a Consent Order and Agreement (CO&A) by and between Cytec Industries, Inc. (Cytec), Erie Warehouse Properties (EWP) and Hardinger Transfer Co., Inc. (Hardinger) (collectively Settlers) and the Department concerning the cleanup of the RSR-Jones Chemical Site (Site). The Site is located on a 7,556-acre parcel at 1399 West 18th Street in City of Erie, Erie County. A portion of the Site is located within a special industrial area.

In the past, wastes and other materials containing hazardous substances were spilled and disposed at the Site and these hazardous substances contaminated the environment at the Site. The Department has identified six operable units (OU) at the Site: 1) sludge disposal area; 2) former tank farm area; 3) former drum storage area; 4) historic fill area; 5) groundwater and surface water; and 6) sediment. This CO&A addresses OU-1, the sludge disposal area, OU-5, groundwater and surface water and OU-6, sediment, to the extent they are affected by the sludge disposal area. American Cyanamid disposed of the wastes and other materials in the sludge disposal area. Settlor Cytec, by agreement with American Cyanamid, has agreed to address American Cyanamid's environmental liability at the Site. Settlers EWP and Hardinger intend to reuse the sludge disposal area as a parking area and as an outdoor goods storage area following capping. The hazardous substances present at the Site include: aluminum, lead, copper, mercury and zinc in the sludge disposal area; chloroform, 1,1,1-trichloroethane, 1,2-dichloroethylene, trichloroethylene and tetrachloroethylene in groundwater; lead, mercury, aluminum, 1,1-dichloroethane, trans-1,2-dichloroethylene, trichloroethylene, trichloroethene, vinyl chloride and toluene in surface water; copper, lead, zinc, aluminum, methylene chloride, chloroform, trichloroethene and tetrachloroethylene in sediments. Each of these substances is defined in section 103 of HSCA as a "hazardous substance." The Settlers propose to design and construct a cap over the sludge disposal area and conduct long-term operation, monitoring and maintenance of that cap and groundwater and surface water at the Site. The Department anticipates these actions will mitigate the threat to

human health and the environment posed by the hazardous substances at the Site.

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

The Agreement is available for inspection and copying at the Department's office at 230 Chestnut Street, Meadville, PA. Comments may be submitted, in writing to Christine Dougherty, Project Manager, Knox District Office, White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191. TDD users may contact the Department through the Pennsylvania Relay Service at (800) 645-5984.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site where one of the Act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected.

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

The Department has received the following final reports:

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

George H. and Jane P. Freischmidt Family Trust, Marple Township, **Delaware County**. Thomas J.

Martinelli, JMT Environmental Technologies, 267 Daniel Rd., Nazareth, PA 18064, on behalf of Freischmidt Family Trust, 19 Worthington Dr., West Grove, PA 19390, has submitted a Final Report concerning remediation of site soil contaminated with petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Lyman Property, Parkside Borough, **Delaware County**. Martin Liebhardt, Mulry & Cresswell Environmental, Inc., 169 Horseshoe Pike, Suite 1, Glenmoore, PA 19343, has submitted a Final Report concerning remediation of site soil contaminated with polycyclic aromatic hydrocarbons. The report was submitted within 90 days of the release of the contaminant and is intended to document remediation of the site to meet the Statewide Health Standard.

M.R. Properties Associates, L.P., Ridley Township, **Delaware County**. Samuel J. Kucia, Environmental Consulting, Inc., 1232 Forty Foot Road, P. O. Box 1345, Kulpsville, PA 19443-1345, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with lead, heavy metals, BTEX and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Dickman Sargeant Energy Corp. (Former) Site, Pennel Borough, **Bucks County**. Charlene R. Drake, React Environmental Services, Inc., 6901 Kingsessing Ave., Philadelphia, PA 19142, has submitted a Final Report concerning remediation of site soil contaminated with naphthalene and benzene; and site groundwater contaminated with naphthalene, benzene, ethylbenzene and MTBE. The report is intended to document remediation of the site to meet Statewide Health, Background and Site-Specific Standards.

Jefferson Smurfit Corporation (US), Upper Providence Township, **Montgomery County**. John F. VanWagenen, P.G., Center Point Tank Services, Inc., 536 E. Benjamin Franklin Highway, Douglassville, PA 19518, has submitted a Final Report concerning remediation of site soil contaminated with polycyclic aromatic hydrocarbons. The report was submitted within 90 days of the release of the contaminant and is intended to document remediation of the site to meet the Statewide Health Standard.

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

Brown Residence, Forks Township, **Northampton County**. James S. Meenan, III, Environmental Scientist, Marshall Miller & Associates, 3913 Hartzdale Drive, Suite 1306, Camp Hill, PA 17011 has submitted a Final Report (on behalf of Elsi Brown, Klein Road, Easton, PA 18040) concerning the remediation of soils found or suspected to have been contaminated with no. 2 fuel oil constituents. The report was submitted to demonstrate attainment of the Statewide health standard.

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

Dillon Floral Corporation, Scott Township, **Columbia County**. EarthRes Group, Inc. on behalf of Dillon Floral Corporation, P. O. Box 180, Bloomsburg, PA 17815 has submitted a Cleanup Plan concerning remediation of site soil contaminated with (pesticides) dieldrin. The Cleanup Plan was submitted in partial fulfillment of the Site-Specific Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

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

The Department has received the following final reports:

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

Franconia Mennonite Board of Missions & Charities, Hilltown Township, **Bucks County**. Seth Frankhauser, Storb Environmental, Inc., 410 Easton Rd., Willow Grove, PA 19090, on behalf of Franconia Mennonite Board of Missions and Charities, 771 Route 113, Souderton, PA 18964, has submitted a Final Report concerning the remediation of site groundwater contaminated with BTEX and petroleum hydrocarbons. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 5, 2002.

J. C. Ehrlich Company, Lower Pottsgrove Township, **Montgomery County**. Jeffrey K. Walsh, P.G., Gilmore & Associates, Inc., 184 Main St., Suite 300, Trappe, PA 19426, on behalf of The Third Generation Corp., Attn: Victor Hammel, c/o J. C. Ehrlich Co., 500 Spring Ridge Dr., P. O. Box 13848, Reading, PA 19612-3848, has submitted a Final Report concerning the remediation of site soil contaminated with lead, BTEX and PHCs; and site groundwater contaminated with lead, BTEX, PHCs and MTBE. The Final report demonstrated attainment of Statewide Health and Background Standards and was approved by the Department on April 3, 2002.

Bishop Residence, Whitpain Township, **Montgomery County**. Charles McGuth, Environmental Maintenance Co., Inc., 1420 E. Mermaid Lane, Glenside, PA 19038, has submitted a Final Report concerning the remediation of site soil contaminated with polycyclic aromatic hydrocarbons. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 9, 2002.

Northeast Region: Joseph A. Brogna, Environmental Cleanup Program Manager; 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

Federal Mogul Corporation (former Wagner Lighting/Champion Aviation Products), Weatherly Borough, **Carbon County**. Jeffrey A. Hassen, P.G., Senior Project Director, Environmental Strategies Corporation, 4 Penn Center West, Suite 315, Pittsburgh, PA 15276 submitted a combined Remedial Investigation Report and Final Report (on behalf of Federal Mogul Corporation, 26555 Northwestern Highway, Southfield, MI 48034) concerning the remediation of site groundwater found or suspected to have been contaminated with solvents. The reports were submitted to demonstrate attainment of a combination of the Statewide health and site-specific standards and were approved on April 17, 2002.

Proposed Allentown Towers (former Union Carbide/Linde Gases property), City of Allentown, **Lehigh County**. William F. Schmidt, P.E., Pennoni Associates, One Drexel Plaza, 3001 Market Street, Suite 200, Philadelphia, PA 19104-2897 submitted a combined Remedial Investigation Report and Final Report (on behalf of Trainer Enterprises, Inc., Investments in Real Estate, 219 North 9th Street, Allentown, PA) concerning the characterization and remediation of site soils found or suspected to have been contaminated with lead and site groundwater found or suspected of being contaminated with selenium. The reports were submitted to demonstrate attainment of the site-specific standard and were approved on April 18, 2002.

Former Heraeus Amersil, Inc. Facility, Upper Mt. Bethel Township, **Northampton County**. Michael N. Metlitz, Project Manager, The Whitman Companies, Inc., 44 W. Ferris Street, New Brunswick, NJ 08816 submitted a combined Remedial Investigation Report, Risk Assessment Report and Cleanup Plan (on behalf of Heraeus Amersil, Inc., 100 Heraeus Boulevard, Buford, GA 30518) concerning the site characterization and remediation of site soils found to have been contaminated with fluoride and site groundwater found to have been contaminated with fluoride and solvents. The reports were submitted to document attainment of the site-specific standard and were approved on March 29, 2002.

PPL Former Harwood Steam Electric Station, Hazle Township, **Luzerne County**. Jim Villaume, Environmental Supervisor, PPL Generation LLC, Environmen-

tal Management Division, 2 North Ninth Street, Allentown, PA, 18101 submitted a Final Report concerning the remediation of site soils found or suspected to have been contaminated with PCBs (polychlorinated biphenyls), metals, solvents and base neutral compounds and site groundwater and surface water found or suspected to have been contaminated with metals, solvents and base neutral compounds. The report was submitted to document attainment of a combination of the Statewide health and site-specific standards and was approved on April 15, 2002.

Jones Property (former Serafin's Service Station), City of Wilkes-Barre, **Luzerne County**. James V. Strickland, P.G., Geological and Environmental Associates, Inc., West Mountain Road, Plymouth, PA 18651 submitted a Baseline Environmental Report (on behalf of Donald Jones, P. O. Box 197, Gunderland, NY 12084) concerning the identification of existing environmental conditions related to the contamination of soils found or suspected to have been contaminated with gasoline constituents. The report was submitted in partial fulfillment of the Special Industrial Area standard and was approved on April 16, 2002.

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

Dominion (formerly CNG) Transmission—Harrison, Harrison Township, **Potter County**. Dominion Resource Services, Inc., 625 Liberty Avenue, Pittsburgh, PA 15222 has submitted a Final Report concerning site soil contaminated with lead, heavy metals and PHCs. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 18, 2002.

Houston Property, Huston Township, **Centre County**, Hydrotech, Inc. on behalf of Mark and Barbara Houston, P. O. Box 44, Julian, PA 16844, has submitted a Final Report concerning site soil contaminated with lead. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 19, 2002.

HAZARDOUS WASTE TRANSPORTER LICENSE

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

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

Hazardous Waste Transporter License Issued

ETC Logistics, LLC, P. O. Box 462, Parkman, OH 44080. License No. **PA-AH 0688**. Effective April 9, 2002.

Interstate Chemical Company, Inc., 2797 Freeland Road, Hermitage, PA 16148. License No. **PA-AH 0689**. Effective April 18, 2002.

Hazardous Waste Transporter License Renewed

Sunshine Bulk, Commodities, Inc., 2094 Rt. 96, Clifton Springs, NY 14432. License No. **PA-AH 0667**. Effective April 11, 2002.

Vopak USA Inc., 6100 Carillon Pt., Kirkland, WA 98033. License No. **PA-AH 0334**. Effective April 11, 2002.

R & R Trucking, Incorporated, 302 Thunder Road, Duenweg, MO 64841. License No. **PA-AH 052**. Effective April 16, 2002.

Schneider National Bulk Carriers, Inc., P. O. Box 2700, Green Bay, WI 54306. License No. **PA-AH 0524**. Effective April 16, 2002.

Industrial Marine Service, Incorporate, P. O. Box 1779, Norfolk, VA 23501. License No. **PA-AH 0593**. Effective April 16, 2002.

Gemchem, Inc., P. O. Box 384, Lititz, PA 17543. License No. **PA-AH 0259**. Effective April 16, 2002.

Environmental Specialists, Inc., 243 Marshall Road, McDonald, OH 44437. License No. **PA-AH 0587**. Effective April 16, 2002.

Op-Tech Environmental Services, Inc., 6392 Deere Road, Syracuse, NY 13206. License No. **PA-AH 0334**. Effective April 11, 2002.

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE

Actions on applications for Infectious and Chemotherapeutic Waste Transporter License received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6026.101—6026.908) and regulations to transport infectious and chemotherapeutic waste.

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

Infectious and Chemotherapeutic Waste Transporter License Renewed

Med-Flex, Inc., 105 High Street, Mt. Holly, NJ 08060. License No. **PA-HC 0207**. Effective April 22, 2002.

MUNICIPAL WASTE GENERAL PERMITS

Permit Issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and the Beneficial Use of Municipal Waste.

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. WMGM009, Susquehanna Valley Organics, Corp., 3705 Trindle Road, Camp Hill, PA 17011-4334. Description: process sewage sludge from the City of Lancaster's municipal wastewater treatment plant to produce a fertilizer. The permit was issued by the Division of Municipal and Residual Waste on April 4, 2002.

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

AIR QUALITY

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

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

GP-65-00946: Dominion Peoples (625 Liberty Avenue, Pittsburgh, PA 15222) on April 17, 2002, for installation of an 1,004 Bhp, Caterpillar Model G3512LE internal combustion engine and to operate a natural gas production well booster compressor in Fairfield Township, **Westmoreland County**.

GP-04-00034T: Engineered Polymer Solutions (372 Cleveland Avenue, Rochester, PA 15074) on April 19, 2002, for modification and operation of one 22,000 gallon storage tank containing 10Q45AF with a vapor pressure of 0.0284 psia at storage temperature in Rochester Township, **Beaver County**.

GP-04-00034S: Engineered Polymer Solutions (372 Cleveland Avenue, Rochester, PA 15074) on April 19, 2002, for modification and operation of one 13,200 gallon storage tank containing Propyl Cellosolve with a vapor pressure of 0.0193 psia at storage temperature in Rochester Township, **Beaver County**.

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

62-163: IA Construction—Garland Mine (Route 27, Warren, PA 16365) issued April 12, 2002, for operation of a portable mineral processing plant in Pittsfield Township, **Warren 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.

46-0210A: Cellco Partnership d/b/a Verizon Wireless (5175 Campus Drive, Plymouth Meeting, PA 19462) on April 17, 2002, for operation of two 800 K emergency generators in Whitmarsh Township, **Montgomery County**.

46-0069B: Highway Materials, Inc. (500 Stenton Avenue, Plymouth Meeting, PA 19462) on April 17, 2002, for operation of a dryer burner in Whitmarsh Township, **Montgomery County**.

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

36-05008B: Tyson Foods, Inc. (403 South Custer Avenue, New Holland, PA 17557) on April 17, 2002, for construction of a vegetable oil fryer controlled by a wet scrubber in Earl Township, **Lancaster County**.

ER-36-05015A: Dart Container Corp. of PA (60 East Main Street, Leola, PA 17540) on April 17, 2002, for 20 tons per year VOC emission reduction credits for flexographic printing presses in Upper Leacock Township, **Lancaster 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.

46-0037B: Cabot Performance Materials (County Line Road, Boyertown, PA 19512) on April 18, 2002, for operation of dust collector on the ktaf tray in Douglass Township, **Montgomery County**.

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

38-05019: AES Ironwood, LLC (829 Cumberland Street, Lebanon, PA 17042) on April 4, 2002, for operation of a turbine electric generating facility in South Lebanon Township, **Lebanon County**. This facility is subject to 40 CFR Part 60, Subpart GG—Standards of Performance for Stationary Gas Turbines and 40 CFR Part 60, Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels (including petroleum liquid storage vessels) for which construction, reconstruction, or modification commenced after July 23, 1984. This plan approval was extended.

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

11-403A: Senate Coal Mines, Inc. (One Energy Place, Suite 5100, Latrobe, PA 15650) on April 19, 2002, for construction of dry screening operation at Mine #42 in Adams Township, **Cambria County**. This plan approval was extended.

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

20-258A: Andover Industries, BMPI (R. D. 2, Dunham Road, Meadville, PA 16335) on February 28, 2002, for a paint line in Vernon Township, **Crawford County**.

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.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702.

22-03035: Humane Society of Harrisburg Area, Inc. (7790 Grayson Road, Harrisburg, PA 17111) on April 18, 2002, for operation of an animal cremation chamber in Swatara Township, **Dauphin County**.

22-05003: Stroehmann Bakeries, L.C. (3996 Paxton Avenue, Harrisburg, PA 17111) on April 15, 2002, for operation of the Capitol Bakery in Swatara Township, **Dauphin County**.

36-03074: Colonial Metals Co. (P. O. Box 311, Columbia, PA 17512-0311) on April 15, 2002, for operation of its brass/bronze foundry in Columbia Borough, **Lancaster County**.

38-05016: Quaker Alloy Inc. (200 East Richland Avenue, Myerstown, PA 17067) on April 16, 2002, for operation of a foundry in Myerstown Borough, **Lebanon County**.

44-05014: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) on April 15, 2002, for

operation of crushing and asphalt plants at the Hostetler Quarry in Armagh Township, **Mifflin County**.

67-05071: Zell Brothers, a Division of Leggett & Platt (P. O. Box 327, Red Lion, PA 17356) on April 17, 2002, for operation of a woodworking facility in Red Lion Borough, **York County**.

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

63-00570: RAS Industries (12 Arentzen Boulevard, Charleroi, PA 15022) for operation of architectural molding manufacturing at Speers Plant in Speers Borough, **Cambria 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.

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

41-310-001F: Hanson Aggregates PA, Inc. (P. O. Box 231, Easton, PA 18044-0231) on April 12, 2002, to delete a requirement that four screens and a stone crushing plant be controlled by fabric collectors due to their being converted to wet operation and to authorize the construction and operation of four additional conveyors and various pieces of wet stone processing equipment at the Pine Creek Quarry in Limestone Township, **Lycoming County**.

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

11-00052: Department of Labor and Industry (717 Goucher Street, Johnstown, PA 15905) for a minor modification on April 12, 2002, for their Hiram G. Andrews Rehabilitation Center facility in Upper Yoder Township, **Cambria County**. The Title V Operating Permit was modified to change current operating permit limitations on coal sulfur content, minimum heating value and ash content for coal fired in the boilers to the following formula to allow flexibility in fuel used: %S shall be less than HV/6333. The minor operating permit modification will also incorporate additional conditions for the installation of two propane-fired emergency generator sets. This minor operating permit modification will not affect the current allowable emission rate.

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

10-00021: INDSPEC Chemical Corp.—Petrolia Plant (113 Main Street, P. O. Box 307, Petrolia, PA 16050) administratively amended their Title V Operating Permit to incorporate changes brought about through Plan Approvals 10-0021C and 10-0021F in Petrolia Borough, **Butler County**. EPA and public comment periods were addressed during the plan approval process.

10-00266: Resolite—A Division of Stabilit America, Inc. (P. O. Box 333, Route 19, Zelienople, PA 16063) administratively amended their Title V Operating Permit on April 19, 2002, to incorporate a change of ownership and change of the responsible official and permit contact at the facility in Jackson Township, **Butler County**.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

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

54850205R3. Lehigh Coal & Navigation Co. (P. O. Box 311, Tamaqua, PA 18252), renewal of an existing coal refuse reprocessing operation in Tamaqua Borough, **Schuylkill County** affecting 61.4 acres, receiving stream: unnamed tributary to Panther Creek. Application received November 14, 2001. Renewal issued April 19, 2002.

40663027R3. Jeddo-Highland Coal Company (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine operation in Hazle Township, **Luzerne County** affecting 154.9 acres, receiving stream: none. Application received November 20, 2000. Renewal issued April 19, 2002.

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

32010107 and NPDES Permit No. PA0248991, Britt Energies, Inc., P. O. Box 515, Indiana, PA 15701, commencement, operation and restoration of a bituminous surface and auger mine and for discharge of treated mine drainage, in White Township, **Indiana County**, affecting 75.0 acres. Receiving streams: Yellow Creek classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Central Indiana County Water Authority's intake on Yellow Creek. Application received July 13, 2001. Permit issued April 12, 2002.

56990103 and NPDES Permit No. PA0235172, Future Industries, Inc., P. O. Box 157, Meyersdale, PA 15552, permit revision for a variance to conduct surface mining activities within 100 feet of two unnamed tributaries to Millers Run along the western SMP boundary for mining of 1 acre of Lower Bakerstown coal for maximum resource recover, sedimentation pond and collection ditch construction in the Brothersvalley Township, **Somerset County**, affecting 222.0 acres. Receiving streams: Miller's Run, unnamed tributaries to Miller's Run classified for the following uses: CWF. There is no potable water supply intakes within 10 miles downstream. Application received December 18, 2001. Permit issued April 16, 2002.

Noncoal Permits Actions

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

7874SM2A1C5 and NPDES Permit #PA0612880. Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9454), renewal of NPDES Permit in North Whitehall Township, **Lehigh County**, receiving stream: Coplay Creek. Application received February 28, 2002. Renewal issued April 15, 2002.

58002812. JB's Excavation Services, Inc. (2213 Long Creek Road, Apalachin, NY 13732), commencement, operation and restoration of a small bluestone quarry in Apolacon Township, **Susquehanna County**, affecting 4.0 acres. Receiving stream: none. Application received October 26, 2000. Permit issued April 17, 2002.

52022801. Wayne D. Holbert (HRC Box 7C, Lackawaxen, PA 18435), commencement, operation and restoration of a small bluestone quarry in Lackawaxen Township, **Pike County**, affecting 5.0 acres. Receiving stream: Delaware River. Application received January 10, 2002. Permit issued April 17, 2002.

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.

21014020. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Upper Allen Township, **Cumberland County** with an expiration date of April 30, 2003. Permit issued April 15, 2002.

01024008. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in New Oxford Borough, **Adams County** with an expiration date of July 31, 2002. Permit issued April 15, 2002.

21024021. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Lower Allen Township, **Cumberland County** with an expiration date of January 31, 2003. Permit issued April 15, 2002.

36024030. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Ephrata Township, **Lancaster County** with an expiration date of April 30, 2003. Permit issued April 15, 2002.

36024029. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting in East Hempfield Township, **Lancaster County** with an expiration date of March 15, 2003. Permit issued April 15, 2002.

15024010. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting in Sadsbury Township, **Chester County** with an expiration date of March 15, 2003. Permit issued April 15, 2002.

06024014. Schlouch Inc. (Excelsior Industrial Park, P. O. Box 69, Blandon, PA 19510), construction blasting in Muhlenberg Township, **Berks County** with an expiration date of December 31, 2002. Permit issued April 15, 2002.

21024022. M & J Explosives, Inc. (P. O. Box 608, Carlisle, PA 17013-0608), construction blasting in South Middletown Township, **Cumberland County** with an expiration date of March 30, 2004. Permit issued April 15, 2002.

38024008. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Lower Londonderry Township, **Lebanon County** with an expiration date of April 30, 2007. Permit issued April 15, 2002.

38024009. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Jackson Township, **Lebanon County** with an expiration date of June 21, 2002. Permit issued April 15, 2002.

06024015. Schlouch Inc. (Excelsior Industrial Park, P. O. Box 69, Blandon, PA 19510), construction blasting in Lower Heidelberg Township, **Berks County** with an expiration date of December 31, 2002. Permit issued April 16, 2002.

06024016. Schlouch Inc. (Excelsior Industrial Park, P. O. Box 69, Blandon, PA 19510), construction blasting in Lower Heidelberg Township, **Berks County** with an expiration date of December 31, 2002. Permit issued April 16, 2002.

40024006. Deleo Trucking Company (198 Panama Street, Pittston, PA 18640) and **D. C. Guelich Explosive Company** (P. O. Box 29, Bloomsburg, PA 17815), construction blasting in Pittston Township, **Luzerne County** with an expiration date of May 15, 2002. Permit issued April 16, 2002.

52024005. Holbert Explosives, Inc. (237 Masthope Plank Road, Suite A, Lackawaxen, PA 18435), construction blasting in Palmyra Township, **Pike County** with an expiration date of May 3, 2007. Permit issued April 16, 2002.

67024008. ABEL Construction Co., Inc. (3925 Columbia Avenue, Mountville, PA 17554), construction blasting in Hallam Township, **York County** with an expiration date of May 31, 2002. Permit issued April 16, 2002.

67024009. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Fairview Township, **York County** with an expiration date of March 22, 2003. Permit issued April 16, 2002.

22024004. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Derry Township, **Dauphin County** with an expiration date of May 15, 2003. Permit issued April 16, 2002.

09024007. AMROC, Inc. (7531 Chestnut Street, Zionsville, PA 18092), construction blasting in West Rockhill Township, **Bucks County** with an expiration date of August 28, 2002. Permit issued April 17, 2002.

15024011. Allan A. Myers, L.P. (P. O. Box 98, Worcester, PA 19490), construction blasting in East Caln Township, **Chester County** with an expiration date of August 9, 2002. Permit issued April 17, 2002.

15024012. Allan A. Myers, L.P. (P. O. Box 98, Worcester, PA 19490), construction blasting in East Whiteland Township, **Chester County** with an expiration date of August 9, 2002. Permit issued April 17, 2002.

46024020. Allan A. Myers, L.P. (P. O. Box 98, Worcester, PA 19490), construction blasting in Horsham Township, **Montgomery County** with an expiration date of June 9, 2002. Permit issued April 17, 2002.

52024006. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting in Lehman Township, **Pike County** with an expiration date of March 26, 2003. Permit issued April 17, 2002.

28024011. Charles E. Brake, Co., Inc. (P. O. Box 275, St. Thomas, PA 17252), construction blasting in Guilford Township, **Franklin County** with an expiration date of February 28, 2003. Permit issued April 17, 2002.

36024031. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Millersville, **Lancaster County** with an expiration date of May 15, 2003. Permit issued April 17, 2002.

21024024. Marks Contracting, Ltd. (1718 Grace Avenue, Lebanon, PA 17042), construction blasting in Middlesex Township, **Cumberland County** with an expiration date of August 30, 2002. Permit issued April 18, 2002.

21024027. Farinelli Construction (3 Xasay Court, Suite 101, Mechanicsburg, PA 17055) and **Douglas Explosives, Inc.** (P. O. Box 77, Graham Station, Philipsburg, PA 16866), construction blasting in Upper Allen Township, **Cumberland County** with an expiration date of May 15, 2002. Permit issued April 18, 2002.

36024032. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in East Hempfield Township, **Lancaster County** with an expiration date of January 30, 2003. Permit issued April 18, 2002.

36024033. B. R. Kreider & Son, Inc. (63 Kreider Lane, Manheim, PA 17545), construction blasting in Clay Township, **Lancaster County** with an expiration date of November 30, 2002. Permit issued April 18, 2002.

52024007. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting in Lehman Township, **Pike County** with an expiration date of March 27, 2003. Permit issued April 18, 2002.

64024002. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting in Dyberry Township, **Wayne County** with an expiration date of March 29, 2003. Permit issued April 18, 2002.

46024021. AMROC, Inc. (7531 Chestnut Street, Zionsville, PA 18092), construction blasting in Upper Gwynedd Township, **Montgomery County** with an expiration date of August 14, 2002. Permit issued April 18, 2002.

21024023. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Lower Allen Township, **Cumberland County** with an expiration date of May 15, 2003. Permit issued April 18, 2002.

28024012. R & M Excavating & Snokes Excavating (403 Hilltop Road, Newburg, PA 17240), construction blasting in Greene Township, **Franklin County** with an expiration date of May 15, 2012. Permit issued April 18, 2002.

36024034. Conewago Enterprises, Inc. (660 Edgegrove Road, Hanover, PA 17331), construction blasting in the City of Lancaster, **Lancaster County** with an expiration date of July 31, 2002. Permit issued April 18, 2002.

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

26024002. Reynolds, Inc. (6451 Germantown Road, Middletown, Ohio, 45042). Permit issued for construction

of a raw water pumping station at the Fayette County Energy Facility located in German Township, **Fayette County**, with an expected duration of 14 days. Permit issued April 17, 2002

Persons aggrieved by an 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 Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in 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 to 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 decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

Persons aggrieved by an 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 Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in 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 to 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 decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

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

Permits Issued and Actions on 401 Certifications:

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E48-319. David and Christine Seyfried, 144 South Liberty Street, Nazareth, PA 18064-2316. Nazareth Borough, **Northampton County**, Army Corps of Engineers Philadelphia District.

To regrade approximately 500 S.F. of the floodway of Schoeneck Creek for the purpose of constructing a driveway to serve a single family dwelling. The project is located northeast of the intersection of East Chestnut Street and Miller Street (Nazareth, PA Quadrangle N: 21.7 inches; W: 7.3 inches).

E39-401. Liberty Property Trust, 1510 Valley Center Parkway, Bethlehem, PA 18102. Upper Saucon Township, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To place fill in 0.14 acre of wetlands within the Saucon Creek Watershed for the purpose of developing lot 12 of the Stabler Executive Center Development. The permittee is required to provide for 0.14 acre of replacement wetlands by participating in the Pennsylvania Wetland Replacement Project. The project is located approximately 2,000 feet northeast of the intersection of SR 0309 and SR 2036 (Allentown East, PA Quadrangle N: 9.6 inches; W: 6.6 inches).

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

E05-301. Earl Neiderhiser, 1620 N. Juniata Street, Hollidaysburg, PA 16648 West St. Clair Township, **Bedford County**, ACOE Baltimore District.

To remove the existing two span bridge and to construct and maintain a single span concrete bridge having a clear span of 98.4 feet on a 70 degree skew with an average underclearance of 11.12 feet over Dunning Creek (WWF) on SR 0056, Segment 0170, Offset 0000 and to fill in 0.10 acre of wetland to realign Chestnut Market Ridge Road (T-554) and Dunning Creek (T-671) within the 100-year floodplain of Dunning Creek located about 1.3 miles southwest of Pleasantville Borough (Alum Bank, PA Quadrangle N: 7.62 inches; W: 12.65 inches) in West St. Clair Township, Bedford County. The applicant is required to provide 0.1 acre of replacement wetland.

E31-180. Smithfield Township, Mt. Vernon Avenue and 13th Street, Huntingdon, PA 16652 in Smithfield Township, **Huntingdon County**, ACOE Baltimore District

To maintain the existing Smithfield Flood Protection Project along the Juniata River (WWF) and Crooked Creek (WWF) at a point near Route 22 (Huntingdon, PA Quadrangle N: 19.3 inches; W: 2.6 inches) in Smithfield Township, Huntingdon County.

E36-723. Rapho Township, 971 N. Colebrook Road, Manheim, PA 17545 in Rapho Township, **Lancaster County**, ACOE Baltimore District

To remove a deteriorating concrete bridge and to construct and maintain a timber bridge over Little Chickies Creek (TSF) at a point along Camp Road approximately 2 miles from the intersection of Camp Road and Pinch Road (Manheim, PA Quadrangle N: 17.25 inches; W: 12.5 inches) in Rapho Township, Lancaster County.

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

E14-404. Mid-Centre County Authority, 296 Mid Centre Lane, Milesburg, PA 16853. Wastewater facilities in Boggs Township, **Centre County**, ACOE Baltimore District (Bellefonte, PA Quadrangle N: 14.1 inches; W: 3.6 inches).

To construct and maintain approximately 80 lineal feet of concrete encased force main across two unnamed tributaries to Bald Eagle Creek at 40°57'12" north latitude, 77°46'28" west longitude and 40°57'24" north latitude, 77°45'59" west longitude and to construct and maintain approximately 3,400 linear feet of 14 inch DIP force main through two wetlands, the centroids of which are located 40°57'14" north latitude, 77°46'25" west longitude and 40°57'24" north latitude, 77°45'59" west longitude; and to construct and maintain flood proofing of existing treatment facilities and proposed headworks building located within the 100-year floodplain of Bald Eagle Creek; and to construct and maintain a new headworks building to house a barscreen and solids dewatering equipment, a grit chamber, influent pumps and a pair of sequencing batch reactors, a filter building to house two disk filters and ultra violet disinfection equipment, a dewatering building to house a belt filter press, two aerobic digesters and appurtenances in the 100-year floodplain of Bald Eagle Creek. The project's centroid is located at Interstate Route 80 Interchange 22 (Bellefonte, PA Quadrangle) in Boggs Township, Centre County. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E14-410. Department of Conservation and Natural Resources, Bureau of Facility Design and Construction, P. O. Box 8451, Harrisburg, PA 17105-8451. Water Obstruction and Encroachment Joint Permit Application, in Gregg Township, **Centre County**, ACOE Susquehanna River Basin District (Spring Mills, PA Quadrangle N: 9.3 inches; W: 10.2 inches).

To remove an existing culvert and construct and maintain a 64-inch by 43-inch by 25-foot long aluminum arch culvert in Laurel Run, which is located 1.5 miles south of the intersection of SR 0144 and Synagogue Gap Road along Synagogue Gap Road. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E18-332. Department of Conservation and Natural Resources, P. O. Box 8451, Harrisburg, PA 17105. Bridge

Replacement, in Noyes Township, **Clinton County**, ACOE Baltimore District (Renovo West, PA Quadrangle N: 12.5 inches; W: 14.8 inches).

To: 1) remove an existing bridge; 2) construct and maintain a precast reinforced concrete box culvert with 17.0-foot wide by 4.0-foot high effective hydraulic opening, precast end sections, 1.0-foot high concrete fish baffles and R-7 riprap; and 3) construct and temporarily maintain three 30-inch plastic pipes for a temporary stream bypass, in Huling Branch located 0.3 mile up Two Mile Run from Kettle Creek Road. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E18-337. Robbie M. and Karen L. Hyde, 306 Confer Street, Mill Hall, PA 17751. Utility Shed, in Woodward Township, **Clinton County**, ACOE Baltimore District (Lock Haven, PA Quadrangle N: 6.30 inches; W: 13.15 inches).

To construct and maintain an 8' by 12' utility shed on a recreational lot in the floodway of the West Branch Susquehanna River located approximately 2 miles north of Lock Haven approximately 0.25 mile off of Water Valley Road on Eden Lane in Woodward Township, Clinton County. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

SPECIAL NOTICES

Availability of Grants for the Remediation of Waste Tire Piles under the Waste Tire Remediation Grant Program for Municipalities for Fiscal Year 2002—2003

The Department of Environmental Protection (Department) hereby announces the availability of grants through the Waste Tire Recycling Act of 1996 (Act 190) for fiscal year 2002-2003 for the remediation of waste tire piles in this Commonwealth. The grants are limited to only those municipalities having a waste tire pile containing 5,000 or more waste tires.

Only municipalities are eligible to participate and receive funding. To be considered for a grant, a municipality: 1) must propose to remediate a waste tire pile on the Department's list of priority waste tire piles or piles containing 5,000 or greater waste tires; 2) must not have contributed, in any manner, to the creation of a noncompliant waste tire pile; and 3) must have an identifiable end-use for the remediated waste tires.

Grant funds are intended for activities directly related to the remediation of waste tire piles (such as employee wages, operation of equipment, transportation, processing costs and the like). Grants may not be used for the purchase of equipment and grant recipients shall use the funds only for those activities approved by the Department.

Applicants must complete and submit an official two-part application for each proposed tire pile remediation. The Waste Tire Remediation Grant Application Parts A and B includes all the materials and instructions necessary for applying for a grant. Copies of these documents are available by contacting the Division of Municipal and Residual Waste at (717) 787-7381 or may be obtained electronically from the Department's website at <http://www.dep.state.pa.us> (type "tires" in directLINK). Six copies of the application containing both Parts A and B must be completed and submitted by 4 p.m. on June 28, 2002, to Department of Environmental Protection, Division of

Municipal and Residual Waste, 14th Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8472, Harrisburg, PA 17105-8472. Applications that are incomplete or arrive after the deadline will not be considered.

At a minimum, all applications must contain: 1) a description of the applicant's or the contractor's experience in waste tire remediation; 2) markets or end-uses for the remediated tires; 3) a schedule for the remediation of tires at the site; 4) proposed cost of the waste tire pile remediation; and 5) any additional information the Department deems necessary. Individuals should follow the instructions in the Part A and B application to assure the submission all of the necessary information in the correct format.

Persons who have any questions about this grant program should contact the Division of Municipal and Residual Waste at (717) 787-7381.

Public Hearing on Proposed Commercial Site in Cumberland County

The Department of Environmental Protection (Department) has scheduled a public hearing to receive testimony and comments on three proposed permits for a commercial site that will include a 116,000 square foot Home Depot retail outlet and two other commercial buildings located on the east side of Hanover Street (SR 0034) about 0.25 mile south of Interstate 81 Interchange 14 (Carlisle, PA Quadrangle N: 10.8 inches; W: 8.8 inches) in the Borough of Carlisle, Cumberland County. The three permits are as follows:

Chapter 105 Permit No. E21-322 Home Depot—To relocate approximately 700 feet of a surface water conveyance to Letort Spring Run, which is an Exceptional Value (EV) watershed, by constructing and maintaining the following: three vegetated trapezoidal channels, 203', 238' and 98' in length; three reinforced concrete open bottom box culvert crossings in the trapezoidal channels, one 68' long culvert having a clear span of 10' and a rise of 4.5' with R-7 riprap at the outlet, one 100' long enclosure having a clear span of 10' and a rise of 4.5' with R-7 riprap at the outlet and one 133' long enclosure having a clear span 10' and a rise of 4.5' with a R-5 rock riprap Type VI Stilling Basin; and anticipated secondary impact to de minimis acres of wetlands.

Chapter 105 Permit No. E21-334 Department of Environmental Protection, Engineering District 8-0—To construct and maintain the lengthening of an existing 72" diameter, 62' long reinforced concrete culvert by extending the culvert 10' on the west side and 17' on the east side for the purpose of conveying surface water flow to Letort Spring Run (EV) under the widened roadway of SR 0034, Segment 230, Offset 3625, to access the proposed Home Depot site located about 0.6 mile south of the Route 34 interchange exit of Interstate 81 (Carlisle, PA Quadrangle N: 10.7 inches; W: 9.2 inches) in Carlisle Borough, Cumberland County.

NPDES Individual Permit No. PAS 10H098—To implement an erosion and sediment control plan for the earth moving activities related to the construction of a one story 116,000 square foot retail store (Home Depot) and two additional commercial buildings with associated driveways, vehicle parking areas, sanitary sewer and other public utilities on 23.88 acres located on the east side of Hanover Street (SR 0034) about 0.25 mile south of Interstate 81 Interchange 14. A post construction stormwater management plan is also required for this project. (Carlisle, PA Quadrangle N: 10.8 inches; W: 8.8 inches) in the Borough of Carlisle, Cumberland County. Drainage will be to Letort Spring Run (EV).

The hearing will be held on, Tuesday, June 4, 2002, beginning at 6:30 p.m. at the Lambertson Middle School, 777 S. Hanover Street, Carlisle, PA, Cumberland County.

Persons intending to testify at the hearing should register by Tuesday, May 21, 2002, by calling Karen Sitler at (717) 705-4904. If no person registers to present oral comments by the May 21, 2002, cutoff deadline, the hearing will not be held. In addition, if a person cannot attend the meeting, but wishes to submit written comments, the individual must notify Karen Sitler at the previous number. The Department will continue to accept written comments until June 18, 2002. Finally, persons interested in finding out if the hearing will be held should contact Karen Sitler at the previous number.

Testimonies should be to the point. Each individual will have up to 5 minutes for a presentation. To ensure that all speakers have a fair and equal opportunity to present their testimony, relinquishing of time will be prohibited. To assure comments are incorporated into the official record, have two hard copies of a testimony available to give to Karen Sitler. Further details relating to the procedures to be followed at the hearing will be outlined at the beginning of the proceedings.

An appointment may be scheduled to review the permit application at the Southcentral Regional Office in Harrisburg by contacting Cynthia Wolfe at (717) 705-4732 between 7:30 a.m. and 4 p.m., Monday through Friday. A copy of the application also will be available at the reference desk at the Bosler Free Library, 158 West High Street, Carlisle, PA.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodations to participate in the proceedings should contact the Department for assistance. TDD users may use the AT&T Relay Service at (800) 654-5984.

Bureau of Deep Mine Safety Request for Variance

The Department of Environmental Protection (Department), Bureau of Deep Mine Safety (Bureau), has received a request for variance from RAG Cumberland Resources, LP. The following notification contains a summary of this request. A complete copy of the variance request may be obtained from Allison Gaida by calling (724) 439-7469 or from the Bureau website at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

The Department is publishing a summary of the request to solicit comments from affected parties on the proposed variance request. Comments may be used by the Bureau to assist in its investigation of the variance request. Comments will be accepted for 30 days following the publication of this notice. Comments should be addressed to Richard E. Stickler, Director, Bureau of Deep Mine Safety, Fayette County Health Center, 100 New Salem Road, Room 167, Uniontown, PA 15401.

Section 702 of the Bituminous Coal Mine Act (52 P. S. § 702) provides a mechanism for operators to obtain variances from specific requirements of the act to accommodate the adoption of new machinery, equipment, tools, supplies, methods or processes.

Section 224(b) of the Pennsylvania Bituminous Coal Mine Act (act) (52 P. S. § 701-224(b)) states that whenever any working place in a mine approaches within 50 feet of abandoned workings certified by an engineer or within 200 feet of any abandoned workings which cannot be inspected, or within 200 feet of any other abandoned workings, boreholes shall be drilled at least 20 feet in

advance of the face of the working place. Boreholes shall be drilled sufficiently close to each other to insure that the advancing face will not accidentally hole through into the workings. Boreholes shall also be drilled not more than 8 feet apart in the rib of the working place to a distance of at least 20 feet at an angle of 45 degrees. Rib holes shall be drilled in one or both ribs of the working place as may be necessary for adequate protection of persons working in the place.

Summary of the Request: RAG Cumberland Resources, LP, Cumberland Mine requested a variance from section 224(b) of the act to drill a 1,000-foot long continuous horizontal borehole to the north and west of 27 Butt West section in the Cumberland Mine.

[Pa.B. Doc. No. 02-803. Filed for public inspection May 3, 2002, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are on the Department of Environmental Protection's (Department) website (www.dep.state.pa.us) at the Public Participation Center page. The "December 2001 Inventory" heading is the Governor's list of nonregulatory guidance documents. The "Final Documents" heading is the link to a menu of the various Department bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to the Department's draft technical guidance documents.

The Department will continue to revise its nonregulatory documents, as necessary, throughout 2002.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view guidance documents. When this option is not available, persons can order a bound paper copy of the latest inventory or an unbound paper copy of any of the final documents listed on the inventory by calling the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

The following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

Final Technical Guidance

DEP ID: 012-5500-001. Title: 2003 Environmental Education Grants Manual. Description: This document provides procedures to follow when applying for an Environmental Education Grant, as well as a grantee's responsibilities after they are awarded an Environmental Education Grant. Effective Date: May 15, 2002. Contact: Sandy Titel at (717) 772-1828 or e-mail at stitel@state.pa.us.

DAVID E. HESS,
Secretary

[Pa.B. Doc. No. 02-804. Filed for public inspection May 3, 2002, 9:00 a.m.]

Pennsylvania Bituminous Mine Safety Advisory Committee Special Meeting

The Pennsylvania Bituminous Mine Safety Advisory Committee (Committee) is holding a special meeting on May 28, 2002, in the Fayette County Health Center, Uniontown, PA. The meeting will begin at 10 a.m. in the upstairs Deep Mine Safety conference room.

Questions concerning this meeting can be directed to Allison D. Gaida at (724) 439-7289 or e-mail at agaida@state.pa.us. Meeting agendas and notices of meeting changes will be available through the Public Participation Center on the Department of Environmental Protection's website at <http://www.dep.state.pa.us>.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Allison D. Gaida directly at (724) 439-7289 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Committee may accommodate their needs.

DAVID E. HESS,
Secretary

[Pa.B. Doc. No. 02-805. Filed for public inspection May 3, 2002, 9:00 a.m.]

DEPARTMENT OF HEALTH

Infant Hearing Screening Advisory Committee Meeting

The 2002 Infant Hearing Screening Advisory Committee, established under the act of November 30, 2001 (P. L. 849, No. 89), will hold a public meeting on Tuesday, May 21, 2002. The meeting will be held at the Department of Health, 7th and Forster Streets, Harrisburg, PA, in Conference Room 812, from 11 a.m. to 3 p.m. The Department reserves the right to cancel this meeting without prior notice.

For additional information, contact Karl Hoffman, Program Administrator, Hearing Program, Division of Newborn Disease Prevention and Identification, at (717) 783-8143. Individuals with a disability and desire to attend the meeting and require auxiliary aid, service or other accommodation to do so, should contact Karl Hoffman at (717) 783-8143; 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. 02-806. Filed for public inspection May 3, 2002, 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 Thursday, May 16, 2002. The meeting will be held at the Department of Labor and Industry, Conference Room 614, 7th and Forster Streets, Harrisburg, PA, from 10 a.m. to 3 p.m.

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

Persons with a disability and 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. 02-807. Filed for public inspection May 3, 2002, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Cool 7's Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Cool 7's.

2. *Price:* The price of a Pennsylvania Cool 7's instant lottery game ticket is \$1.00.

3. *Play Symbols:* Each Pennsylvania Cool 7's instant lottery game ticket will contain one play area. The play symbols and their captions located in the play area are: 1 (ONE), 2 (TWO), 3 (THR), 4 (FOR), 5 (FIV), 6 (SIX), 7 (SVN), 8 (EGT) and 9 (NIN).

4. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$3, \$7, \$17, \$27, \$77 and \$777.

5. *Approximate Number of Tickets Printed for the Game:* Approximately 14,400,000 tickets will be printed for the Pennsylvania Cool 7's instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets with three matching play symbols of 7 (SVN) in a left to right diagonal in the play area, and a prize amount of \$777 in the corresponding prize arrow, on a single ticket, shall be entitled to a prize of \$777.

(b) Holders of tickets with three matching play symbols of 7 (SVN) in a right to left diagonal in the play area, and a prize amount of \$77 in the corresponding prize arrow, on a single ticket, shall be entitled to a prize of \$77.

(c) Holders of tickets with three matching play symbols of 7 (SVN) in the bottom row in the play area, and a prize amount of \$27 in the corresponding prize arrow, on a single ticket, shall be entitled to a prize of \$27.

(d) Holders of tickets with three matching play symbols of 7 (SVN) in the middle row in the play area, and a prize amount of \$17 in the corresponding prize arrow, on a single ticket, shall be entitled to a prize of \$17.

(e) Holders of tickets with three matching play symbols of 7 (SVN) in the right column in the play area, and a prize amount of \$7 in the corresponding prize arrow, on a single ticket, shall be entitled to a prize of \$7.

(f) Holders of tickets with three matching play symbols of 7 (SVN) in the top row in the play area, and a prize amount of \$3 in the corresponding prize arrow, on a single ticket, shall be entitled to a prize of \$3.

(g) Holders of tickets with three matching play symbols of 7 (SVN) in the left column in the play area, and a prize amount of \$2 in the corresponding prize arrow, on a single ticket, shall be entitled to a prize of \$2.

(h) Holders of tickets with three matching play symbols of 7 (SVN) in the middle column in the play area, and a prize amount of \$1 in the corresponding prize arrow, on a single ticket, shall be entitled to a prize of \$1.

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 14,400,000 Tickets</i>
Middle Column	\$1	1:8.82	1,632,000
Left Column	\$2	1:14.63	984,000
Top Row	\$3	1:75	192,000
Right Column	\$7	1:33.33	432,000
Middle Row	\$17	1:300	48,000
Bottom Row	\$27	1:3,158	4,560
Right to Left Diagonal	\$77	1:8,000	1,800
Left to Right Diagonal	\$777	1:34,286	420

8. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Cool 7's instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

9. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Cool 7's, prize money from winning Pennsylvania Cool 7's instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Cool 7's instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

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 Cool 7's or through normal communications methods.

LARRY P. WILLIAMS,
Secretary

[Pa.B. Doc. No. 02-808. Filed for public inspection May 3, 2002, 9:00 a.m.]

Pennsylvania Deep Sea Doubler 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 Deep Sea Doubler.

2. *Price:* The price of a Pennsylvania Deep Sea Doubler instant lottery game ticket is \$1.00.

3. *Play Symbols:* Each Pennsylvania Deep Sea Doubler instant lottery game ticket will contain one play area. The play symbols and their captions located in the play area are: \$1.⁰⁰ (ONE DOL), \$2.⁰⁰ (TWO DOL), \$4.⁰⁰ (FOUR DOL), \$5.⁰⁰ (FIV DOL), \$8.⁰⁰ (EGT DOL), \$10.⁰⁰ (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$80\$ (EIGHTY), \$200 (TWO HUN), \$2,000 (TWO THO) and a Fish Symbol (FISH).

4. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$4, \$5, \$8, \$10, \$20, \$40, \$80, \$200 and \$2,000.

5. *Approximate Number of Tickets Printed for the Game:* Approximately 10,800,000 tickets will be printed for the Pennsylvania Deep Sea Doubler instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets with three matching play symbols of \$2,000 (TWO THO) in the play area on a single ticket, shall be entitled to a prize of \$2,000.

(b) Holders of tickets with three matching play symbols of \$200 (TWO HUN) in the play area on a single ticket, shall be entitled to a prize of \$200.

(c) Holders of tickets with three matching play symbols of \$80\$ (EIGHTY) in the play area on a single ticket, shall be entitled to a prize of \$80.

(d) Holders of tickets with two matching play symbols of \$40\$ (FORTY) and a Fish Symbol (FISH) play symbol in the play area on a single ticket, shall be entitled to a prize of \$80.

(e) Holders of tickets with three matching play symbols of \$40\$ (FORTY) in the play area on a single ticket, shall be entitled to a prize of \$40.

(f) Holders of tickets with two matching play symbols of \$20\$ (TWENTY) and a Fish Symbol (FISH) play symbol in the play area on a single ticket, shall be entitled to a prize of \$40.

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

(h) Holders of tickets with two matching play symbols of \$10⁰⁰ (TEN DOL) and a Fish Symbol (FISH) play symbol in the play area on a single ticket, shall be entitled to a prize of \$20.

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

(j) Holders of tickets with two matching play symbols of \$5⁰⁰ (FIV DOL) and a Fish Symbol (FISH) play symbol in the play area on a single ticket, shall be entitled to a prize of \$10.

(k) Holders of tickets with three matching play symbols of \$8⁰⁰ (EGT DOL) in the play area on a single ticket, shall be entitled to a prize of \$8.

(l) Holders of tickets with two matching play symbols of \$4⁰⁰ (FOR DOL) and a Fish Symbol (FISH) play symbol in the play area on a single ticket, shall be entitled to a prize of \$8.

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

(n) Holders of tickets with three matching play symbols of \$4⁰⁰ (FOR DOL) in the play area on a single ticket, shall be entitled to a prize of \$4.

(o) Holders of tickets with two matching play symbols of \$2⁰⁰ (TWO DOL) and a Fish Symbol (FISH) play symbol in the play area on a single ticket, shall be entitled to a prize of \$4.

(p) Holders of tickets with three matching play symbols of \$2⁰⁰ (TWO DOL) in the play area on a single ticket, shall be entitled to a prize of \$2.

(q) Holders of tickets with two matching play symbols of \$1⁰⁰ (ONE DOL) and a Fish Symbol (FISH) play symbol in the play area on a single ticket, shall be entitled to a prize of \$2.

(r) Holders of tickets with three matching play symbols of \$1⁰⁰ (ONE DOL) in the play area on a single ticket, shall be entitled to a prize of \$1.

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 10,800,000 Tickets</i>
3-\$1	\$1	1:10	1,080,000
2-\$1 w/Fish	\$2	1:15.79	684,000
3-\$2	\$2	1:66.67	162,000
2-\$2 w/Fish	\$4	1:42.86	252,000
3-\$4	\$4	1:200	54,000
3-\$5	\$5	1:150	72,000
2-\$4 w/Fish	\$8	1:200	54,000
3-\$8	\$8	1:600	18,000
2-\$5 w/Fish	\$10	1:150	72,000
3-\$10	\$10	1:600	18,000
2-\$10 w/Fish	\$20	1:1,500	7,200
3-\$20	\$20	1:1,500	7,200
2-\$20 w/Fish	\$40	1:3,000	3,600
3-\$40	\$40	1:12,000	900
2-\$40 w/Fish	\$80	1:12,000	900
3-\$80	\$80	1:24,000	450
3-\$200	\$200	1:120,000	90
3-\$2,000	\$2,000	1:720,000	15

Fish = double the prize shown

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

LARRY P. WILLIAMS,
Secretary

[Pa.B. Doc. No. 02-809. Filed for public inspection May 3, 2002. 9:00 a.m.]

Pennsylvania Star Spangled Dollars 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 Star Spangled Dollars.

2. *Price:* The price of a Pennsylvania Star Spangled Dollars instant lottery game ticket is \$2.00.

3. *Play Symbols:* Each Pennsylvania Star Spangled Dollars instant lottery game ticket will contain one play area featuring a “Winning Numbers” area and a “Your Numbers” area. The play symbols and their captions located in the “Winning Numbers” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNT), 18 (EGHTN), 19 (NINTN) and 20 (TWENT). The play symbols and their captions located in the “Your Numbers” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNT), 18 (EGHTN), 19 (NINTN), 20 (TWENT) and a Star Symbol (STAR).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the “Your Numbers” area are: \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$3⁰⁰ (THR DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$7⁰⁰ (SVN DOL), \$17\$ (SVNTN), \$34\$ (TRY FOR), \$51\$ (FTY ONE), \$76\$ (SVY SIX), \$760 (SVNHUNSIXTY) and \$17,760 (STNHUNSIXTY).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$3, \$4, \$5, \$7, \$17, \$34, \$51, \$76, \$760 and \$17,760. A player can win up to 10 times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 3,000,000 tickets will be printed for the Pennsylvania Star Spangled Dollars instant lottery game.

7. Determination of Prize Winners:

(a) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$17,760 (STNHUNSIXTY) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$17,760.

(b) Holders of tickets upon which any one of the “Your Numbers” play symbols is a Star Symbol (STAR), and a prize play symbol of \$17,760 (STNHUNSIXTY) appears under the Star Symbol (STAR) on a single ticket, shall be entitled to a prize of \$17,760.

(c) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$760 (SVNHUNSIXTY) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$760.

(d) Holders of tickets upon which any one of the “Your Numbers” play symbols is a Star Symbol (STAR), and a prize play symbol of \$760 (SVNHUNSIXTY) appears under the Star Symbol (STAR) on a single ticket, shall be entitled to a prize of \$760.

(e) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$76\$ (SVY SIX) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$76.

(f) Holders of tickets upon which any one of the “Your Numbers” play symbols is a Star Symbol (STAR), and a prize play symbol of \$76\$ (SVY SIX) appears under the Star Symbol (STAR) on a single ticket, shall be entitled to a prize of \$76.

(g) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$51\$ (FTY ONE) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$51.

(h) Holders of tickets upon which any one of the “Your Numbers” play symbols is a Star Symbol (STAR), and a prize play symbol of \$51\$ (FTY ONE) appears under the Star Symbol (STAR) on a single ticket, shall be entitled to a prize of \$51.

(i) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$34\$ (TRY FOR) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$34.

(j) Holders of tickets upon which any one of the “Your Numbers” play symbols is a Star Symbol (STAR), and a prize play symbol of \$34\$ (TRY FOR) appears under the Star Symbol (STAR) on a single ticket, shall be entitled to a prize of \$34.

(k) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$17\$ (SVNTN) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$17.

(l) Holders of tickets upon which any one of the “Your Numbers” play symbols is a Star Symbol (STAR), and a prize play symbol of \$17\$ (SVNTN) appears under the Star Symbol (STAR) on a single ticket, shall be entitled to a prize of \$17.

(m) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$7⁰⁰ (SVN DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$7.

(n) Holders of tickets upon which any one of the “Your Numbers” play symbols is a Star Symbol (STAR), and a prize play symbol of \$7⁰⁰ (SVN DOL) appears under the Star Symbol (STAR) on a single ticket, shall be entitled to a prize of \$7.

(o) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$5⁰⁰ (FIV DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(p) Holders of tickets upon which any one of the “Your Numbers” play symbols is a Star Symbol (STAR), and a prize play symbol of \$5⁰⁰ (FIV DOL) appears under the Star Symbol (STAR) on a single ticket, shall be entitled to a prize of \$5.

(q) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$4^{.00} (FOR DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$4.

(r) Holders of tickets upon which any one of the “Your Numbers” play symbols is a Star Symbol (STAR), and a prize play symbol of \$4^{.00} (FOR DOL) appears under the Star Symbol (STAR) on a single ticket, shall be entitled to a prize of \$4.

(s) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$3^{.00} (THR DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$3.

(t) Holders of tickets upon which any one of the “Your Numbers” play symbols is a Star Symbol (STAR), and a prize play symbol of \$3^{.00} (THR DOL) appears under the Star Symbol (STAR) on a single ticket, shall be entitled to a prize of \$3.

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

(v) Holders of tickets upon which any one of the “Your Numbers” play symbols is a Star Symbol (STAR), and a prize play symbol of \$2^{.00} (TWO DOL) appears under the Star Symbol (STAR) on a single ticket, shall be entitled to a prize of \$2.

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

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

When Any Of Your Numbers Match Either Winning Number Win With Prize(s) Of:

<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 3,000,000 Tickets</i>
\$1 × 2	1:18.75	160,000
\$2 (Star)	1:12.50	240,000
\$2	1:18.75	160,000
\$1 × 3	1:300	10,000
\$2 + \$1	1:300	10,000
\$3 (Star)	1:100	30,000
\$3	1:300	10,000
\$1 × 4	1:375	8,000
\$2 × 2	1:375	8,000
\$3 + \$1	1:500	6,000
\$4 (Star)	1:300	10,000
\$4	1:375	8,000
\$1 × 5	1:375	8,000
\$2 + \$3	1:375	8,000
\$4 + \$1	1:375	8,000
\$5 (Star)	1:375	8,000
\$5	1:375	8,000
\$1 × 7	1:750	4,000
\$3 + \$4	1:750	4,000
\$5 + \$2	1:750	4,000
\$7 (Star)	1:750	4,000
\$7	1:750	4,000
\$2 × 7 + \$3	1:187.50	16,000
\$3 × 4 + \$5	1:187.50	16,000
\$4 × 3 + \$5	1:187.50	16,000
\$7 × 2 + \$3	1:187.50	16,000
\$17 (Star)	1:150	20,000
\$17	1:187.50	16,000
\$5 × 6 + \$4	1:4,800	625
\$7 × 4 + \$3 × 2	1:4,800	625
\$3 × 8 + \$5 × 2	1:4,800	625
\$17 × 2	1:4,800	625
\$34 (Star)	1:4,444	675
\$34	1:4,800	625
\$17 × 3	1:40,000	75
\$34 + \$17	1:40,000	75
\$7 × 7 + \$2	1:40,000	75
\$51 (Star)	1:40,000	75
\$51	1:40,000	75
\$17 × 4 + \$4 × 2	1:120,000	25

When Any Of Your Numbers Match Either Winning Number Win With Prize(s) Of:

\$34 × 2 + \$2 × 4
 \$76 (Star)
 \$76
 \$76 × 10
 \$760 (Star)
 \$760
 \$17,760 (Star)
 \$17,760

Win
 \$76
 \$76
 \$76
 \$760
 \$760
 \$17,760
 \$17,760

Approximate Odds
 1:120,000
 1:60,000
 1:120,000
 1:750,000
 1:750,000
 1:750,000
 1:3,000,000
 1:1,500,000

Approximate No. of Winners Per 3,000,000 Tickets

25
 50
 25
 4
 4
 4
 1
 2

(Star) = Automatic win

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

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Star Spangled Dollars, prize money from winning Pennsylvania Star Spangled Dollars 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 Star Spangled Dollars 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 Star Spangled Dollars or through normal communications methods.

LARRY P. WILLIAMS,
Secretary

[Pa.B. Doc. No. 02-810. Filed for public inspection May 3, 2002, 9:00 a.m.]

Pennsylvania Winning Hand 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 Winning Hand.

2. *Price:* The price of a Pennsylvania Winning Hand instant lottery game ticket is \$5.00.

3. *Play Symbols:* Each Pennsylvania Winning Hand instant lottery game ticket will contain a “Dealer’s Total” area and a “Your Hands” area. The “Your Hands” area will feature 10 “Hand” areas. Each “Hand” is played

separately. The play symbols and their captions located in the “Dealer’s Total” area are: 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT). The play symbols and their captions located in the “Your Hands” area are: 2 (TWO), 3 (THR), 4 (FOR), 5 (FIV), 6 (SIX), 7 (SVN), 8 (EGT), 9 (NIN), 10 (TEN), J (JCK), Q (QUN), K (KNG) and A (ACE). A = 11, J, Q and K = 10.

4. *Prize Play Symbols:* The prize play symbols and their captions located in the 10 “Prize” areas are: \$2⁰⁰ (TWO DOL), \$5⁰⁰ (FIV DOL), \$7⁰⁰ (SVN DOL), \$10⁰⁰ (TEN DOL), \$12\$ (TWELV), \$14\$ (FORTN), \$21\$ (TWY ONE), \$52\$ (FTY TWO), \$210 (TWOHUNTEN) and \$52,000 (FTYTWOTHO).

5. *Prizes:* The prizes that can be won in this game are \$2, \$5, \$7, \$10, \$12, \$14, \$21, \$42, \$52, \$210 and \$52,000. The player can win up to 10 times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 2,880,000 tickets will be printed for the Pennsylvania Winning Hand instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets where the sum of any “Hand” beats the “Dealer’s Total,” and a prize play symbol of \$52,000 (FTYTWOTHO) appears in the “Prize” area under that “Hand,” on a single ticket, shall be entitled to a prize of \$52,000.

(b) Holders of tickets where the sum of any “Hand” beats the “Dealer’s Total,” and a prize play symbol of \$210 (TWOHUNTEN) appears in the “Prize” area under that “Hand,” on a single ticket, shall be entitled to a prize of \$210.

(c) Holders of tickets where the sum of any “Hand” beats the “Dealer’s Total,” and a prize play symbol of \$52\$ (FTY TWO) appears in the “Prize” area under that “Hand,” on a single ticket, shall be entitled to a prize of \$52.

(d) Holders of tickets where the sum of any “Hand” equals 21, and a prize play symbol of \$21\$ (TWY ONE) appears in the “Prize” area under that “Hand,” on a single ticket, shall be entitled to a prize of \$42.

(e) Holders of tickets where the sum of any “Hand” beats the “Dealer’s Total,” and a prize play symbol of \$21\$ (TWY ONE) appears in the “Prize” area under that “Hand,” on a single ticket, shall be entitled to a prize of \$21.

(f) Holders of tickets where the sum of any “Hand” equals 21, and a prize play symbol of \$7⁰⁰ (SVN DOL) appears in the “Prize” area under that “Hand,” on a single ticket, shall be entitled to a prize of \$14.

(g) Holders of tickets where the sum of any “Hand” beats the “Dealer’s Total,” and a prize play symbol of \$14\$

(FORTN) appears in the "Prize" area under that "Hand," on a single ticket, shall be entitled to a prize of \$14.

(h) Holders of tickets where the sum of any "Hand" beats the "Dealer's Total," and a prize play symbol of \$12\$ (TWELV) appears in the "Prize" area under that "Hand," on a single ticket, shall be entitled to a prize of \$12.

(i) Holders of tickets where the sum of any "Hand" equals 21, and a prize play symbol of \$5^{.00} (FIV DOL) appears in the "Prize" area under that "Hand," on a single ticket, shall be entitled to a prize of \$10.

(j) Holders of tickets where the sum of any "Hand" beats the "Dealer's Total," and a prize play symbol of \$10^{.00} (TEN DOL) appears in the "Prize" area under that "Hand," on a single ticket, shall be entitled to a prize of \$10.

(k) Holders of tickets where the sum of any "Hand" beats the "Dealer's Total," and a prize play symbol of \$7^{.00}

(SVN DOL) appears in the "Prize" area under that "Hand," on a single ticket, shall be entitled to a prize of \$7.

(l) Holders of tickets where the sum of any "Hand" beats the "Dealer's Total," and a prize play symbol of \$5^{.00} (FIV DOL) appears in the "Prize" area under that "Hand," on a single ticket, shall be entitled to a prize of \$5.

(m) Holders of tickets where the sum of any "Hand" beats the "Dealer's Total," and a prize play symbol of \$2^{.00} (TWO DOL) appears in the "Prize" area under that "Hand," on a single ticket, shall be entitled to a prize of \$2.

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 the Sum of Any of Your Hands Beat the Dealer's Total, Win With Prize(s) of:

<i>Approximate Win</i>	<i>Winners Odds</i>	<i>Approximate No. of Tickets Per 2,880,000</i>
\$5	1:9.23	312,000
\$7	1:26.09	110,400
\$10	1:120	24,000
\$5 (w/21)	1:120	24,000
\$2 × 5	1:37.50	76,800
\$5 × 2	1:150	19,200
\$12	1:300	9,600
\$10 + \$2	1:300	9,600
\$5 × 2 + \$2	1:300	9,600
\$7 + \$5	1:600	4,800
\$14	1:200	14,400
\$7 × 2	1:200	14,400
\$7 (w/21)	1:150	19,200
\$21	1:150	19,200
\$7 × 3	1:75	38,400
\$7 (w/21) + \$7	1:50	57,600
\$14 + \$7	1:100	28,800
\$52	1:461.54	6,240
\$5 × 8 + \$12	1:1,000	2,880
\$14 × 3 + \$5 × 2	1:631.58	4,560
\$21 × 2 + \$5 × 2	1:600	4,800
\$21 (w/21) + \$10	1:521.74	5,520
\$210	1:40,000	72
\$21 × 10	1:40,000	72
\$52,000	1:720,000	4

(w/21) = Double the prize

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

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Winning Hand, prize money from winning Pennsylvania Winning Hand 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 Winning Hand 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 Winning Hand or through normal communications methods.

LARRY P. WILLIAMS,
Secretary

[Pa.B. Doc. No. 02-811. Filed for public inspection May 3, 2002, 9:00 a.m.]

DEPARTMENT OF STATE

May Primary; Notice from the Secretary of the Commonwealth

On January 7, 2002, Governor Mark Schweiker signed into law Act 1 of 2002 (Act 1), which established the Pennsylvania congressional redistricting plan. On April 8, 2002, the United States District Court for the Middle District of Pennsylvania issued an order finding that Act 1 was unconstitutional and enjoining the Governor, the Secretary of the Commonwealth and the Commissioner of the Bureau of Commissions, Elections and Legislation from implementing Act 1 of 2002.

On April 18, 2002, Governor Mark Schweiker signed into law Act 34 of 2002 (Act 34), which altered the Pennsylvania congressional redistricting plan found in Act 1. Section 501 of Act 34 requires the Secretary of the Commonwealth, by April 25, 2002, to "... make a determination as to whether an injunction prohibiting the Commonwealth from conducting the 2002 Election for Representatives in Congress in accordance with the Redistricting Plan contained in Act 1 of 2002 remains in effect." Notice of the determination is required to be transmitted to the Legislative Reference Bureau on April 25, 2002, for publication in the *Pennsylvania Bulletin*.

On April 23, 2002, the United States District Court for the Middle District of Pennsylvania issued an order allowing the Secretary of the Commonwealth to conduct "... the 2002 Congressional elections using Act 1."

Accordingly, this 25th day of April, 2002, I hereby declare that an injunction prohibiting the Commonwealth from conducting the 2002 election for Representatives in Congress in accordance with the redistricting plan in Act 1 of 2002 does not remain in effect. The 2002 General Primary will be held on May 21, 2002 for all federal and state offices previously designated to the county boards of elections. The 2002 General Election will be held on November 5, 2002 for all Federal and State offices previously designated.

This notice shall be effective on April 23, 2002, to coincide with the Order of the U.S. District Court for the Middle District of Pennsylvania.

C. MICHAEL WEAVER,
Acting Secretary of the Commonwealth

[Pa.B. Doc. No. 02-812. Filed for public inspection May 3, 2002, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Borough of Duncannon v. DEP; EHB Doc. No. 2002-082-C

Borough of Duncannon has appealed the issuance by the Department of Environmental Protection of an NPDES Permit No. PA-0021245 (March 5, 2002) to Borough of Duncannon for a facility in Duncannon Borough, Perry County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel

Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.62 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

GEORGE J. MILLER,
Chairperson

[Pa.B. Doc. No. 02-813. Filed for public inspection May 3, 2002, 9:00 a.m.]

HOUSING FINANCE AGENCY

Low Income Housing Tax Credit Program

The Housing Finance Agency (Agency), as the administrator of the Federal Low Income Housing Tax Credit Program for the Commonwealth, provides notice of a public hearing to obtain comment on the proposed Pennsylvania 2003 Low Income Housing Tax Credit Allocation Plan. This public hearing will be held on May 23, 2002, at 9 a.m., Housing Finance Agency, 2101 North Front Street, Harrisburg, PA 17105-8029. Copies of the proposed allocation plan are available upon written request at the address listed in this notice, by calling (717) 780-3948 or through the Agency's website at www.phfa.org. Individuals wishing to comment on the plan, but unable to attend the scheduled hearing, are invited to provide written comments no later than May 22, 2002, to the Manager, Tax Credit Program, Housing Finance Agency, P. O. Box 8029, Harrisburg, PA 17105-8029, TTY for the hearing impaired (717) 780-1869.

Written comments must be submitted prior to the date of the scheduled hearing or at the public hearing. Individuals who plan to attend the public hearing, should contact the Agency at (717) 780-3948.

WILLIAM C. BOSTIC,
Executive Director

[Pa.B. Doc. No. 02-814. Filed for public inspection May 3, 2002, 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., Friday, April 19, 2002, and took the following actions:

Regulations Deemed Approved under section 5(g) of the Regulatory Review Act—Effective April 16, 2002:

Environmental Quality Board #7-367: Coal Mine Permits/Road Requirements (amends existing provisions for approval/denial of coal mine permits and access roads)

Regulations Approved:

Environmental Quality Board #7-362A: Stream Redesignations, Little Bush Kill, et al. (amends 25 Pa. Code Chapter 93)

Environmental Quality Board #7-365: Heavy-Duty Diesel Emissions Control Program (amends 25 Pa. Code Chapters 121 and 126)

Approval Order

Public Meeting held
April 19, 2002

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

Environmental Quality Board—Stream Redesignations, Little Bush Kill, et al.; Regulation No. 7-362A

On April 23, 2001, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code Chapter 93. The proposed regulation was published in the May 5, 2001, *Pennsylvania Bulletin* with a 45-day public comment period. The final-form regulation was submitted to the Commission on March 26, 2002.

This final-form rulemaking evaluates four streams or stream segments for redesignation. Of the four streams, one, Smithtown Creek (Bucks County), will retain its current designation of "Trout Stocking." The EQB is revising the designations for the other three streams: Little Bush Kill (Pike County); Lizard Creek (Schuylkill County); and Owayo Creek (Potter County). Also included in this rulemaking is the addition of the "Migratory Fishes" designation for Buck Hill Creek, which was inadvertently omitted in a previous rulemaking.

We have determined this regulation is consistent with the statutory authority of the Environmental Quality Board (35 P. S. § 691.5, et seq.) 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.

Public Meeting held
April 19, 2002

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

Environmental Quality Board—Heavy-Duty Diesel Emissions Control Program; Regulation No. 7-365

On August 21, 2001, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code, Chapters

121 and 126. The proposed regulation was published in the September 1, 2001, *Pennsylvania Bulletin* with a 69-day public comment period. The final-form regulation was submitted to the Commission on March 26, 2002.

This final-form regulation adopts and incorporates by reference the heavy-duty diesel emission standards of the California Air Resource Board for vehicles greater than 14,000 lbs. Under the new standards, heavy-duty diesel engine manufacturers will be required to certify their engines using the Not-to-Exceed and Euro III European Stationary Cycle tests. These regulations will affect part of model year 2005 and each model year after that.

We have determined this regulation is consistent with the statutory authority of the Environmental Quality Board (35 P. S. § 4005) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 02-815. Filed for public inspection May 3, 2002, 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 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 sections 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 agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted by the date indicated.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Issued</i>	<i>Final-Form Submission Deadline</i>
#6-275	State Board of Education Academic Standards and Assessment for Civics and Government; Economics; Geography and History (32 Pa.B. 905 (February 16, 2002))	4/18/02	3/18/04
#6-276	State Board of Education Academic Standards and Assessment for Arts and Humanities; Health, Safety and Physical Education; and Family and Consumer Sciences (32 Pa.B. 882 (February 16, 2002))	4/18/02	3/18/04

**State Board of Education Regulation No. 6-275
Academic Standards and Assessment for Civics and
Government; Economics; Geography and History
April 18, 2002**

We submit for consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) which have not been met. The State Board of Education (Board) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by March 18, 2004, the regulation will be deemed withdrawn.

General

1. Structure and content of the Standards.—Reasonableness.

Commentators have stated that the content of the four standards is too detailed and cannot be covered in the time allotted for social studies. An alternative to the current structure would be one standard organized around themes that demonstrate the interrelationships between the four separate standards. In the final-form regulation, the Board could consider a more streamlined approach to the four standards.

2. Introductions.—Clarity.

The introduction to the History standards includes a concise explanation of the general format of the standard. It states that the standards are broken down into categories, statements, bulleted items (descriptors) and examples. For clarity and consistency, similar language should be included in the introductions to the Civics and Government, Economics and Geography standards.

3. Table of Contents.—Clarity.

We have identified two inconsistencies between the Table of Contents and the format of the four standards.

First, the format of the Tables of Contents for the four standards is not consistent with the Tables of Contents of the existing academic standards for Science and Technology and Environment and Ecology. The Tables of Contents for the existing standards list categories and identify statements under those categories with corresponding capital letters. In the final-form regulation, the format of the Tables of Contents for these new standards should match the format of the existing standards.

Second, the standards listed in the Tables of Contents do not match the standards contained in the text. For example:

- Under the Civics and Government standards § 5.1, the Table of Contents lists three standards, but the text of § 5.1 contains 13 standards.
- Conversely, under the Geography standards in § 7.1, the Table of Contents lists three standards, but the text of § 7.1 only contains two standards.

In the final-form regulation, the Board should ensure that the content of each of the standards is accurately reflected in the Tables of Contents.

Civics and Government

4. Section 5.2. Rights and Responsibilities of Citizenship.—Clarity.

In Standard 5.2.9.E, the word “the” should be inserted before the word “political.”

5. Section 5.3. How Government Works.—Clarity.

Standard 5.3.9.D lists the “Pennsylvania Utilities Commission” as an example of an independent State agency. The correct name of this agency is the “Pennsylvania Public Utilities Commission.”

6. XV. Glossary.—Clarity.

We have identified the following issues related to the terminology used in the Glossary and the text of standards:

- The following words and phrases are included in the Glossary, but are not used in the text of the Civics and Government standards: “Civil law,” “Civil liberties,” “Common law,” “Compromise,” “Concurrent powers,” “Confederation,” “Consent of the governed,” “Constitutionalism,” “Delegated powers,” “Diplomat,” “Judicial power” and “Political efficacy.” If the terms are not used within the text of the standards, then the Board should delete these terms from the Glossary.

- We have identified 34 words and phrases used in the text of the Civics and Government standards, but not included in the Glossary. See Appendix A. A commentator on these standards notes that many of the teachers may not have any experience with political science and are unfamiliar with much of the terminology. Therefore, we suggest that the final-form regulation define these words and phrases in the Glossary.

Economics

7. XVIII. Glossary.—Clarity

We have identified 37 technical words and phrases used in the text of the Economics standards, which are not included in the Glossary. See Appendix B. For clarity, the final-form regulation should define these words and phrases in the Glossary.

Geography

8. Section 7.1. Basic Geographic Literacy.—Clarity.

Standard 7.1.3.B uses “i.e.” in some of the descriptors as opposed to “e.g.” which is used throughout the standards. The appropriate abbreviation is “e.g.” and this standard should be changed to reflect the appropriate abbreviation.

9. Section 7.2. The Physical Characteristics of Places and Regions.—Clarity.

Standard 7.2.3.A requires students to identify “Earth’s basic physical systems” including “Lithosphere, Hydrosphere, Atmosphere, Biosphere.” In its comments, the House Education Committee Staff questioned the appropriateness of these terms for students up to third grade. We agree and suggest that these terms would be more appropriate under Standard 7.2.6.A.

10. Section 7.3. The Human Characteristics of Places and Regions.—Clarity.

Standard 7.3.12.C requires students to “Use models of the internal structure of cities (e.g., concentric zone model, sector theory, multiple nuclei theory).” The example should refer to “sector” and “multiple nuclei” models as opposed to theories. Further, the definition of the term “Sector model” in Section XXI, Glossary, should reflect the use of the term in the standards.

11. Section 7.4. The Interactions Between People and Places.—Clarity.

Standards 7.4.6.A and 7.4.9.A refer to “hazard-prone areas.” However, Section XXI, Glossary defines the term “natural hazard.” The defined term should be used in the standards.

12. XXI. Glossary.—Clarity.

We have identified the following issues related to the terminology used in the Glossary and the text of standards:

- The following terms are defined in the Glossary, but not used in the text of the standards: “Choropleth map,” “Climatic processes,” “Contour map,” “Demography,” “Cultural hearths,” “Equinox,” “Industrialization,” “Land degradation,” “Map projection,” “Regionalization” and “Urbanization.” If the terms are not used within the text of the standards, then the Board should delete these terms from the Glossary.

- The following technical terms are used in the text of the standards but not defined in the Glossary: “biomes,” “tertiary,” “legend” (that is, relating to a map), “NAFTA,” “NATO” and “OAS.” Defining these terms would add clarity.

- The following common terms are defined in the Glossary: “Distribution,” “Population size” and “Satellite image.” We question whether it is necessary to define these terms.

- The definition of the term “Absolute location” states “The position of a point on Earth’s surface that can usually be described by latitude and longitude but also including nine digit zip code and street address.” We question whether the phrase “but also including nine digit zip code and street address” is relevant to this definition.

- The term “Intervening opportunities” should be changed to “Intervening opportunity” to be consistent with the tense of the term used within the standards.

History**13. XXIII. Introduction.—Clarity.**

The Introduction preceding the History standards contains the following sentence: “Although different grade levels outline different chronological periods within the standards, it is intended, as any good teacher would do, that the specified chronological eras be linked to past learnings and that all eras be linked to the present.” Since the phrase “as any good teacher would do” is subjective, it should be removed from the final-form version of this rulemaking.

14. Section 8.3. United States History.—Clarity.

In Standard 8.3.3.A, there is a listing of “Individuals who are role models.” The examples listed include “. . . Tiger Woods, Cal Ripken, Jr., Sammy Sosa.” Why did the Board choose so many sports figures as examples of “role models” for United States history?

15. XXIV. Glossary.—Clarity.

We have identified the following issues related to the terminology used in the Glossary and the text of the standards:

- The following terms are defined in the Glossary, but not used in the text of the standards: “Archive,” “Legends,” “Monument” and “Timelines.” If the terms are not used within the text of the standards, then the Board should delete these terms from the Glossary.

- The term “Memorial” is defined as “An object or ceremony serving as remembrance for a person, group, day, site or event.” Because the meaning of this term is commonly understood, we question whether it is necessary for this term to be defined.

- “AME Church” is listed as an example of a social organization. A definition of “AME Church” should be included in the Glossary.

Appendix A

Terms to be defined in the Glossary for Civics and Government Standards

Constitutional Government
Political Leadership
Framers of documents
Civic Life
Constitutional Democracy
Double Jeopardy
Preamble
Executive Branch
Political Unit
Civil Disobedience
Legislative Branch
United Nations
Direct Democracy
Judicial Branch
World Court
Representative Democracy
Bill
International Red Cross
Limited Government
Regulation
Amnesty International
Unlimited Government
Primary Election
World Council of Churches
Personal Rights
General Election
Equal Protection
Political Rights
Caucuses
Right to Counsel
Economic Rights
Electoral College
Civic Responsibilities
Personal Responsibilities

Appendix B

Terms to be defined in the Glossary for Economics Standards

Output
Cartels
Inter-regional trade
Expansion
Limited resources scarcity
International trade
Contraction
Regional economy
Trade barrier
Recession
National economy
Renewable resources
Depression
International economy
Non-renewable resources
Market transaction
Limited resources
Flow resources
Non-competitive market
Unlimited wants
Labor market
Tariff
Capital resources
Stock

Quota
 Allocation of resources
 Bond
 Exchange rate
 Economic decision
 Mutual fund
 Trade balance Decision making (in the context of marginal analysis)
 Retirement savings
 Price control
 Import
 Export
 Monopoly

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State Board of Education Regulation No. 6-276

Academic Standards and Assessment for Arts and Humanities; Health, Safety and Physical Education; and Family and Consumer Sciences

April 18, 2002

We submit for consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) which have not been met. The State Board of Education (Board) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by March 18, 2004, the regulation will be deemed withdrawn.

Arts and Humanities

1. XXV. Table of Contents.—Clarity.

We have identified the following inconsistencies between the Table of Contents and the format of the standards:

- Under § 9.1, the Table of Contents lists standards A through H, but the text of § 9.1. contains standards A through K.
- Under § 9.2, the Table of Contents lists standards A through E, but the text of § 9.2 contains standards A through L.
- Under § 9.3, the Table of Contents lists standards A through E, but the text of § 9.3 contains standards A through G.

In the final-form regulation, the lettering in the Table of Contents should match the lettering in the text of the standards. Additionally, the Board should ensure that the identifying title associated with each letter in the Table of Contents reflects the content of the corresponding standards in the body of the regulation.

2. Section 9.1. Production, Performance and Exhibition of Dance, Music, Theatre and Visual Arts.—Clarity.

Standard 9.1 lists the elements and principles of art forms that are included in the proposed standards. In its comments, the House Education Committee Staff (Committee Staff) suggests adding “style” in the list of principles related to music. We agree, given that “style” is included as a principle for dance and theatre.

Standards 9.1.3.H, 9.1.5.H, 9.1.8.H and 9.1.12.H refer to “issues of cleanliness related to the arts.” The phrase “issues of cleanliness” is vague. Based upon discussion with the Board staff, it is our understanding that these standards refer to proper use and clean-up of artistic materials. Clarity would be improved if these descriptors

were rephrased to specifically identify the activities encompassed by these standards.

Standards 9.1.3.J and 9.1.3.K require students to “know and use traditional and contemporary technologies.” Standards 9.1.5.J and 9.1.5.K require students to “apply traditional and contemporary technologies.” The difference between these standards is unclear. The phrase “know and use” and the term “apply” could be interpreted as synonymous. Examples of the types of skills required in each of these standards would help clarify the Board’s intent.

3. Section 9.3. Critical Response.—Reasonableness.

Standards 9.3.3.A and 9.3.3.E require third graders to “recognize critical processes used in the examination of works in the arts and humanities” and “recognize and identify types of critical analyses in the arts and humanities.” In its comments, Committee Staff notes that these standards are higher-level processes and would be difficult for kindergarten through third grade students to achieve. Committee Staff states that these requirements are inappropriate. We agree and suggest that the Board reexamine inclusion of these standards at the third grade level.

4. Section 9.4. Aesthetic Response.—Clarity.

Standard 9.4.5.B requires fifth grade students to “investigate and communicate multiple philosophical views about works in the arts.” Committee Staff has suggested, and we agree, that this standard is confusing and should be reworded to clarify its intent.

5. XXVII. Glossary.—Clarity.

We have identified the following issues related to the terminology used in the Glossary and the text of the standards:

- The following terms are defined in the Glossary but are not used in the text of the standards: “arts criticism,” “arts integration,” “arts resources,” “assess,” “formal production,” “repertoire” and “synthesis.” If these terms are not included in the text of the standards, they should be deleted from the Glossary.
- The terms “aesthetic response” and “assessment” are used in the regulation, but not defined in the Glossary. Defining these terms would add clarity.

Health, Safety and Physical Education

6. Section 10.1. Concepts of Health.—Reasonableness; Protection of the Public Health; Clarity.

In its comments, the Pennsylvania Catholic Conference notes that education on sexually transmitted diseases is included in the sixth grade standards (Standard 10.1.6.E), but abstinence is not addressed until ninth grade (Standard 10.1.9.A). We agree that this apparent inconsistency is confusing.

Standard 10.1.6.E requires students to “identify and describe health problems that can occur throughout life.” It would appear that classroom discussion of any disease would logically include dialogue on how a disease is contracted and how it can be prevented. The Board should consider including disease prevention in both the sixth and ninth grade standards.

7. Section 10.2. Healthful Living.—Clarity.

Standard 10.2.3.A refers to “community helpers.” Clarity would be improved by defining this term in XXX. Glossary.

8. Section 10.3. Safety and Injury Prevention.—Reasonableness; Protection of the Public Health, Safety and Welfare.

The Pennsylvania Association for Safety Education commented that the proposed standards should be expanded to include driver education. It is reasonable to assume that most students will drive during their lifetime. Given the statistical significance of teenage motor vehicle accidents and fatalities, the Board should include a standard for classroom instruction of driver safety education.

9. Section 10.5. Concepts, Principles and Strategies of Movement.—Reasonableness.

Standards 10.5.3.B and 10.5.6.B address “the concepts of motor skill development.” In its comments, Committee Staff notes that these standards are highly analytical and would be difficult for third and sixth grade students to achieve. Committee Staff has suggested that the Board add clarifying language or delete these standards. We agree and suggest that the Board reexamine inclusion of these standards at the third and sixth grade level.

Standard 10.5.3.E. requires students to “know and describe scientific principles that affect movement. . . .” This standard lists gravity as an example of a scientific principle. We question whether this standard is too advanced for the third grade level. In the Board’s existing science standards, the concept of gravity is not addressed until seventh grade in Standard 3.4.7.D. The Board should reconsider inclusion of this standard at the third grade level.

Standard 10.5.6.E requires students to “identify and use scientific principles that affect basic movement. . . .” This standard lists Newton’s Laws of Motion as one of the scientific principles. Similar to our concern relating to the comparable third grade standard, we question whether this standard is too advanced for the sixth grade level. Newton’s Laws are not addressed until the tenth grade in Standard 3.4.10.C in the Board’s existing science standards. The Board should reconsider inclusion of this standard at the sixth grade level.

10. XXX. Glossary.—Clarity.

We have identified the following issues related to the terminology used in the Glossary and the text of the standards:

- The term “biomechanics” is defined, but the term used in Standard 10.5.12.E is “biomechanical principles.” The term defined in the Glossary should match the term used in the text of the standards.
- The terms “cardiorespiratory fitness” and “multi-media” are used in the standards, but are not defined in the Glossary. Defining these terms would improve clarity.
- The term “refusal strategies” is defined in the Glossary, but the term used in Standard 10.3.3.C is “refusal skills.” The term defined in the Glossary should match the term used in the text of the standards.

Family and Consumer Sciences

11. Section 11.1. Financial and Resource Management.—Reasonableness.

The Independent Insurance Agents of Pennsylvania, Inc. commented that the proposed standards should be amended to include a basic understanding of insurance concepts. We agree that every student will eventually be faced with purchasing an insurance policy of some type, such as car insurance, health insurance, or renter’s or

homeowner’s insurance. Therefore, it would be reasonable to include basic insurance concepts in the standards.

12. Section 11.4. Child Development.—Clarity.

Standard 11.4.3.A lists the stages of child development as: infancy; early childhood; middle childhood; late childhood; and adolescence. However, the definition of “child development stage” lists the stages as: infancy; toddler; preschool; school age; and adolescent. The discrepancy between Standard 11.4.3.A and the definition of “child development stage” should be resolved in the final-form regulation.

Standard 11.4.5.A contains a typographical error. The word “developmental” should be changed to “development.”

13. XXXIII. Glossary.—Clarity.

We have identified the following issues related to the terminology used in the Glossary and the text of the standards:

- The phrase “child-care provider considerations” is defined in the Glossary, but the phrase used in Standard 11.4.6.D is “considerations prior to selecting childcare providers.” The phrase defined in the Glossary should match the phrase used in the text of the standards.
- The phrase “child development stage” is defined in the Glossary, but the phrase used in Standard 11.4.3.A is “stage of child development.” The phrase defined in the Glossary should match the phrase used in the text of the standards. Additionally, clarity would be improved if the age ranges that correspond to the stages of development were defined.

[Pa.B. Doc. No. 02-816. Filed for public inspection May 3, 2002, 9:00 a.m.]

INSURANCE DEPARTMENT

Admissibility of Prepaid Premium Taxes in Financial Statements; Insurance Department Notice No. 2002-02

By Insurance Department Notice No. 1998-04, all domestic insurers were advised of the requirement to adhere to the codified *Accounting Practices and Procedures Manual* (Manual) adopted by the National Association of Insurance Commissioners (NAIC). Adherence to the Manual was required beginning with quarterly financial statements as of March 31, 2001. By Insurance Department Notice No. 2001-10, domestic insurers were further advised of certain laws, regulations or orders of the Insurance Commissioner that may require disclosures in notes to financial statements and CPA audit reports as departures from the Manual. The order of the Insurance Commissioner dated April 18, 1996, relating to the admissibility of prepaid premium taxes, was identified in Notice No. 2001-10 with a notation that the NAIC was reconsidering the nonadmissibility of prepaid premium taxes in the Manual.

During its National meeting on March 2002, the NAIC adopted a modification to the Manual (SSAP No. 10) to specifically allow for the admissibility of state premium taxes recoverable. SSAP No. 10 expands the admissibility provided for under the Insurance Commissioner’s order by allowing State tax recoverables, including prepayment and overpayment of State premium taxes, to be admitted

assets if the recoverables are reasonably expected to be recovered in a subsequent accounting period.

This notice is to advise domestic insurers that, because the Manual now provides for the admissibility of state premium taxes, the order dated April 18, 1996, has been revoked by order of the Insurance Commissioner, dated April 5, 2002. Therefore, prepayment and overpayment of State premium taxes will now be considered admitted assets in financial statements filed with the Insurance Department if insurers report these recoverables as prescribed by the Manual.

Questions concerning this notice may be directed to Stephen J. Johnson, CPA, Deputy Insurance Commissioner, Office of Regulation of Companies, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 783-2142, fax: (717) 787-8557, e-mail: stjohanson@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-817. Filed for public inspection May 3, 2002, 9:00 a.m.]

Capital Blue Cross and Capital Advantage Insurance Company; Certificate of Assumption CBC/CAIC Filing No. 02-C; Security 65 Medicare Supplement Policy

On April 17, 2002, Capital Blue Cross and Capital Advantage Insurance Company submitted Filing Number 02-C seeking approval of a certificate of assumption form for the nongroup Security 65 Medicare Supplement program offered in the 21 counties of central Pennsylvania and the Lehigh Valley that comprises the services area of Capital Blue Cross. Approval is requested for assumption coverage effective July 1, 2002.

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 Jeffrey Russell, Office of Rate and Policy Regulation, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 working days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-818. Filed for public inspection May 3, 2002, 9:00 a.m.]

Yusef A. Jamaladdin; Prehearing

License Denial; Doc. No. AG02-03-021

A prehearing telephone conference initiated by this office is scheduled for May 30, 2002, at 10:30 a.m. Each party shall send the Hearings Administrator a telephone number to be used for the telephone conference on or before April 30, 2002. A hearing shall occur on June 12, 2002, at 10:30 a.m. in Room 200, Administrative Hearings Office, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102. At the prehearing telephone conference, the parties shall be prepared to discuss settlement, stipulations, witnesses and the documents anticipated for use at the hearing, estimated time for the

hearing, special evidentiary or legal issues and other matters relevant to the orderly, efficient and just resolution of this matter.

On or before May 16, 2002, each party shall file with the Administrative Hearings Office a prehearing statement which shall contain: (1) a comprehensive statement of undisputed facts to be stipulated between the parties; (2) a statement of additional contended facts; (3) names and address of witnesses along with the specialties of experts to be called; (4) a list of documents to be used at the hearing; (5) special evidentiary or other legal issues; and (6) the estimated time for that party's case. Contemporaneously with service of the prehearing statement on the opposing party, each party shall supply the other with a copy of any report generated by an expert witness designated on the prehearing statement. A report subsequently received from a party's expert witness prior to hearing shall be supplied to the other party within 2 business days. Copies of expert reports need not be filed with the Administrative Hearings Office.

Except as established at the prehearing conference, both parties shall appear at the scheduled hearing prepared to offer all relevant testimony or other 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 for photographs into evidence shall bring enough copies for the record and for each opposing party.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before May 16, 2002, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any shall be filed on or before May 23, 2002.

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-819. Filed for public inspection May 3, 2002, 9:00 a.m.]

Keystone Health Plan West, Inc.; Rate Filing

On April 22, 2002, Keystone Health Plan West, Inc. submitted a rate filing for approval of Base Medical and Drug pure premiums and trends, age/sex adjustment factors, pooling charges and retentions for experience rated group clients with 51 or more contracts, enrolled with Highmark and Keystone combined. Keystone West also proposed retention factors for Demographically Rated Clients (1-50 contracts). This filing will be used with rating formula number 4-RATPROC-01-KHPW (PID# A55672001).

This filing is available for public inspection during normal working hours at the Insurance Department's regional offices in Harrisburg and Pittsburgh.

Interested parties are invited to submit written comments, suggestions or objections to Cherri Sanders-Jones, Actuary, Bureau of Accident and Health Insurance, Insurance Department, Strawberry Square, Harrisburg, PA

17120 within 30 days after the publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-820. Filed for public inspection May 3, 2002, 9:00 a.m.]

Stephen J. Mazzone, Jr.; Prehearing

License Denial; Doc. No. AG02-04-025

A prehearing telephone conference is scheduled for May 29, 2002, at 1 p.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before May 17, 2002. A date for a hearing shall be determined, if necessary, at the prehearing telephone conference. If an attorney or representative for a party attending the conference does not have complete settlement authority relative to this matter, the party or person with full settlement authority shall be available by telephone during the conference. At the prehearing telephone conference, the parties shall be prepared to discuss settlement, stipulations, witnesses and the documents anticipated for use at the hearing, estimated time for the hearing, special evidentiary or legal issues and other matters relevant to the orderly, efficient and just resolution of this matter.

On or before May 17, 2002, each party shall file with the Administrative Hearings Office via facsimile (717) 787-8781 and serve upon the other party via facsimile an entry of appearance designating the lead attorney or representative to receive service or orders, filings and communications in this matter, together with that person's address, telephone number and facsimile number. Each party shall similarly designate the lead attorney or representative who will attend the prehearing conference, if different than the person designated for service. No prehearing memoranda or other written submissions are required for the prehearing/settlement conference; however, the parties are encouraged to discuss settlement and possible stipulations pending the conference.

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-821. Filed for public inspection May 3, 2002, 9:00 a.m.]

Pennsylvania 2001 Private Passenger Automobile Data Calls

Each year the Insurance Department (Department) conducts routine "Data Calls" to companies licensed to write motor vehicle insurance in this Commonwealth. Data Calls are used to monitor the auto insurance marketplace and to collect data for statutory reports. On May 1, 2002, the Department forwarded Data Calls to be completed by companies who are licensed to write private passenger automobile insurance this Commonwealth. The company will receive only a cover letter by means of the United States Postal Service. The 2001 Data Call letter, instructions and data formats are available on the De-

partment's website and can be accessed at www.insurance.state.pa.us under the "What's New" section.

Companies with Pennsylvania private passenger automobile direct written premium in 2001 are required to complete Parts 1 and 2. Data for more than one insurance company may not be combined into a single Part 1 and a single Part 2. These parts should be submitted to the Department by September 16, 2002.

Insurance companies with no Pennsylvania private passenger automobile direct written premium in 2001 are required to complete only Part 2. This should be submitted to the Department by September 16, 2002.

Consistent with previous years, the Department will protect the proprietary interest of all companies with regards to the handling of the data that is submitted. See the instructions for additional information regarding the completion of the individual parts.

Submissions and inquires should be directed to Clinton Wright, Insurance Department, Office of Rate and Policy Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, e-mail: clwright@state.pa.us or (717) 783-0651.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-822. Filed for public inspection May 3, 2002, 9:00 a.m.]

Progressive Northern Insurance Company; Private Passenger Auto Rate Revision

On April 19, 2002, the Insurance Department (Department) received from Progressive Northern Insurance Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 0.1% decrease amounting to -\$251,000 annually, to be effective July 10, 2002, for new business and September 3, 2002, for renewal business.

Unless formal administrative action is taken prior to June 18, 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 Michael W. Burkett, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120 (e-mail at mburkett@state.pa.us) within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-823. Filed for public inspection May 3, 2002, 9:00 a.m.]

Prudential Property and Casualty Insurance Company; Homeowner Rate Revision

On April 15, 2002, the Insurance Department (Department) received from Prudential Property and Casualty

Insurance Company a filing for a proposed rate level change for homeowners insurance.

The company requests an overall 8.6% increase amounting to \$4.342 million annually, to be effective July 19, 2002, for new business and September 6, 2002, for renewal business.

Unless formal administrative action is taken prior to June 14, 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. 02-824. Filed for public inspection May 3, 2002, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

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

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

William and Nancy B. Cope; file no. 02-268-01502; AAA Mid-Atlantic Insurance Company; doc. no. PH02-04-031; June 4, 2002, 11 a.m.

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

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

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

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-825. Filed for public inspection May 3, 2002, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

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

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

Stephanie and Isiah Byrd, III; file no. 02-280-01172; Keystone Insurance Company; doc. no. PH02-04-030; June 3, 2002, 3 p.m.

Robert F. and Carole Meyer; file no. 02-280-01509; Harleysville Mutual Insurance Company; doc. no. PH01-04-029; June 4, 2002, 9 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 an administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-826. Filed for public inspection May 3, 2002, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The Liquor Control Board seeks the following new site:

Chester County, Wine & Spirits Shoppe #1522, Townships of North, South or East Coventry.

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space located between Route 724 on the north side and Pughtown Road on the south side in the townships of North, South or East Coventry.

Proposals due: May 24, 2002, at 12 noon

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: James M. Bradley, (215) 482-9671

The following Liquor Control Board lease will expire:

Montgomery County, Wine & Spirits Shoppe #4637, Audubon Village Shopping Center, 2812 Audubon Village Drive, Audubon, PA 19403-2211.

Lease Expiration Date: March 31, 2003

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 6,000 net useable square feet of new or existing retail commercial space located in a 1 mile radius of the intersection of Egypt and Pawling Road in Audubon.

Proposals due: May 24, 2002, at 12 noon

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: Robert Jolly, (215) 482-9671

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 02-827. Filed for public inspection May 3, 2002, 9:00 a.m.]

PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Meetings Scheduled

The Pennsylvania Infrastructure Investment Authority (PENNVEST) and the Department of Environmental Protection have scheduled public meetings for 2 p.m., July 17, 2002, November 13, 2002, and March 26, 2003, in the 2nd Floor Auditorium, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

The meetings are scheduled for the purpose of advising the public regarding revisions to the previously approved projects shown on the FY 2002-2003 CWSRF and DWSRF Project Priority List and Intended Use Plan and the impact of the PENNVEST Board decisions on the funding of these projects.

Persons requiring ADA accommodations should contact Tony Maisano at (717) 787-6744 or by e-mail at amaisano@state.pa.us.

PAUL K. MARCHETTI,
Executive Director,
Pennsylvania Infrastructure Investment Authority

DAVID E. HESS,
Secretary,
Department of Environmental Protection
Vice-Chairperson,
Pennsylvania Infrastructure Investment Authority

[Pa.B. Doc. No. 02-828. Filed for public inspection May 3, 2002, 9:00 a.m.]

PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY

Meetings Scheduled and Application Cut-Off Dates

The Fiscal Year 2002-03 regular meetings and application cut-off dates of the Pennsylvania Infrastructure Investment Authority (PENNVEST) have been scheduled. Meetings of the PENNVEST Board of Directors will begin at 10 a.m. on the stated meeting dates at the Governor's Residence, 2035 North Front Street, Harrisburg, PA 17102.

<i>Application Cut-Off Dates</i>	<i>Board Meeting Dates</i>
May 8, 2002	July 17, 2002
September 4, 2002	November 13, 2002
January 15, 2003	March 26, 2003

Funding applications must be received by 5 p.m. on the stated cut-off dates at the PENNVEST Office, 22 South Third Street, Harrisburg, PA 17101.

Persons requiring ADA accommodations at the meetings should contact Elaine Keisling (717) 783-4494 or by e-mail at akeisling@state.pa.us.

PAUL K. MARCHETTI,
Executive Director

[Pa.B. Doc. No. 02-829. Filed for public inspection May 3, 2002, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-310824F7002. The United Telephone Company of Pennsylvania d/b/a Sprint and DSLnet Communications, LLC d/b/a DSL.net. Joint Petition of The United Telephone Company of Pennsylvania d/b/a Sprint and DSLnet Communications, LLC d/b/a DSL.net for

approval of a master interconnection and resale agreement under section 252(e) of the Telecommunications Act of 1996.

The United Telephone Company of Pennsylvania d/b/a Sprint and DSLnet Communications, LLC d/b/a DSL.net filed on April 22, 2002, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of a master interconnection and resale agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of The United Telephone Company of Pennsylvania d/b/a Sprint and DSLnet Communications, LLC d/b/a DSL.net 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. 02-830. Filed for public inspection May 3, 2002, 9:00 a.m.]

Telecommunications

A-311087F7000. Verizon Pennsylvania Inc. and PaCLEC Corporation. Joint Petition of Verizon Pennsylvania Inc. and PaCLEC Corporation for approval of an adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and PaCLEC Corporation filed on April 11, 2002, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an interconnection agreement under section 251(i) 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 Verizon Pennsylvania Inc. and PaCLEC Corporation Joint Petition are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 02-831. Filed for public inspection May 3, 2002, 9:00 a.m.]

Wastewater

A-230093F0002. Monteforte Enterprises, Inc. Application of Monteforte Enterprises, Inc. for approval of the right to begin to offer, render, furnish or supply wastewater service to the McDonald's Restaurant located in New Milford Township, Gilmore, Exit I-81, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the

Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before May 20, 2002, under 52 Pa. Code (relating to public utilities).

Applicant: Monteforte Enterprises, Inc.

Through and by Counsel: Hassey Legal Services, Attorneys-at-Law, 342 Wilkes-Barre Township Boulevard, Wilkes-Barre, PA 18702

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 02-832. Filed for public inspection May 3, 2002, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept bids for Project #0230.P, Purchase of Roofing Materials until 2 p.m. on Tuesday, May 14, 2002. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available May 7, 2002. PRPA is an equal opportunity employer. The contractor must comply with all applicable equal employment opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.
Executive Director

[Pa.B. Doc. No. 02-833. Filed for public inspection May 3, 2002, 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 (System) 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:

June 3, 2002	Samuel A. Defazio (Disability Retirement)	1:30 p.m.
June 5, 2002	Jean Pinto Thorpe (Purchase of Service)	2:30 p.m.

June 12, 2002	Mary Kathleen Burns (Mandatory Membership)	1 p.m.
	Jane L. Keffer (Purchase of Service)	2:30 p.m.
July 8, 2002	Helen M. Kulp (Disability Retirement)	1:30 p.m.
July 10, 2002	James F. Bologa (Class T-D)	1 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 Executive Director, at (717) 720-4921 to discuss how the 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. 02-834. Filed for public inspection May 3, 2002, 9:00 a.m.]