

# NOTICES

## 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 September 3, 2002.

### BANKING INSTITUTIONS

#### Mutual Holding Company Reorganization

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-28-02	Keystone Savings Bank Bethlehem Northampton County	Bethlehem	Filed
	Application represents reorganization into a mutual holding company to be known as "Keystone Mutual Holding Company."		

#### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-26-02	Abington Savings Bank Jenkintown Montgomery County	Regency Towers 1001 Easton Road Willow Grove Montgomery County (Limited Service Facility)	Filed
8-26-02	Abington Savings Bank Jenkintown Montgomery County	12106-B Centennial Station Warminster Montgomery County (Limited Service Facility)	Filed
8-26-02	First Financial Bank Downingtown Chester County	300 Simpson Drive Chester Springs Chester County	Filed
8-28-02	Community Banks Millersburg Dauphin County	55 Wetzel Drive Hanover Conewago Township Adams County	Approved

#### Branch Relocations/Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-28-02	Pennview Savings Bank Souderton Montgomery County	<i>To:</i> Route 309 and Stump Road Montgomeryville Montgomery County  <i>From:</i> 706 N. Wales Road Montgomeryville Montgomery County	Approved
8-28-02	Northwest Savings Bank Warren Warren County	<i>Into:</i> 3805 Peach Street Erie Erie County  <i>From:</i> 121 West 26th Street Erie Erie County	Filed
8-28-02	Keystone Savings Bank Bethlehem Northampton County	<i>To:</i> Giant Store 301 Town Center Blvd. Forks Township Northampton County	Effective

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
		<i>From:</i> 1800 Sullivan Trail Forks Township Northampton County	
8-30-02	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	<i>To:</i> 2001 Market Street Philadelphia Philadelphia County	Filed
		<i>From:</i> 2200-2202 Market St. Philadelphia Philadelphia County	

**SAVINGS INSTITUTIONS**

No activity.

**CREDIT UNIONS**

No activity.

PAUL H. WENTZEL, Jr.,  
*Acting Secretary*

[Pa.B. Doc. No. 02-1635. Filed for public inspection September 20, 2002, 9:00 a.m.]

**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 September 10, 2002.

**BANKING INSTITUTIONS****Bank Holding Acquisitions**

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
9-7-02	S&T Bancorp, Inc., Indiana, to acquire 100% of the voting shares of Peoples Financial Corporation, Inc., Ford City	Indiana	Effective

**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-6-02	S&T Bank, Indiana, and PFC Bank, Ford City Surviving Institution— S&T Bank, Indiana	Indiana	Approved Effective 9-7-02

As a result of the merger, all branches of PFC Bank will become branches of S&T Bank, including the former main office located at:

323 Ford Street  
Ford City  
Armstrong County

**Branch Applications**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-12-02	Commonwealth Bank Norristown Montgomery County	Giant Supermarket 2910 Springfield Road Broomall Delaware County	Opened
8-22-02	Iron Workers Savings Bank Aston Delaware County	Old Ridge Village Wilmington Pike and Ridge Road Chadds Ford Delaware County	Opened

## NOTICES

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-5-02	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	2775 West Main St. Norristown Montgomery County	Approved
9-6-02	Community Banks Millersburg Dauphin County	16 N. George St. York York County	Approved
9-9-02	First American Bank of Pennsylvania Everett Bedford County	24 N. Cedar Street Lititz Lancaster County	Filed
9-10-02	HomeTowne Heritage Bank Intercourse Lancaster County	1298 Georgetown Road Quarryville Bart Township Lancaster County	Filed

**Branch Discontinuances**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-10-02	S&T Bank Indiana Indiana County	Route 119 Black Lick Burrell Township Indiana County	Filed
9-10-02	S&T Bank Indiana Indiana County	Chestnut Ridge Plaza Route 22 East Blairsville Indiana County	Filed

**SAVINGS INSTITUTIONS**

No activity.

**CREDIT UNIONS**

No activity.

PAUL H. WENTZEL, Jr.,  
*Acting Secretary*

[Pa.B. Doc. No. 02-1636. Filed for public inspection September 20, 2002, 9:00 a.m.]

# DEPARTMENT OF ENVIRONMENTAL PROTECTION

## Applications, Actions and Special Notices

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### APPLICATIONS

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### 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

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0062243 Minor Renewal	Borough of Nesquehoning 114 West Catawissa Street Nesquehoning, PA 18240-1511	Carbon County Borough of Nesquehoning	Nesquehoning Creek 2B	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0113824 Sewerage Nonpublic	GSP Management Company P. O. Box 677 Morgantown, PA 19543-0677	Lycoming County Upper Fairfield Township	Kaiser Hollow 10B	Y
PA0020699 Sewerage	Montgomery Water and Sewer Authority 35 South Main Street Montgomery, PA 17752-0125	Lycoming County Montgomery Borough	West Branch Susquehanna River 10C	Y

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

**PA0030104**, Sewage, **Polk Center**, P. O. Box 94, Polk, PA 16342. This proposed facility is located in Polk Borough, **Venango County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the Emlenton Water Company intake on the Allegheny River located at Emlenton, approximately 12 miles below point of discharge.

The receiving stream, Little Sandy Creek, is in watershed 16-G and classified for CWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 0.45 MGD.

#### *Interim Limit*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>			
(5-1 to 10-31)	15		30
(11-1 to 4-30)	25		50
Total Suspended Solids	30		60
NH <sub>3</sub> -N			
(5-1 to 10-31)	2		4
(11-1 to 4-30)	6		12
Fecal Coliform			
(5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		2,500/100 ml as a geometric average	
Dissolved Oxygen		minimum of 6 mg/l at all times	
Total Residual Chlorine	0.1		0.4

## NOTICES

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Copper (Total)			
(Interim)	0.046		0.092
(Final)	0.012		0.024
pH	6.0 to 9.0 standard units at all times		

The proposed effluent limits for Outfall 001 based on a design flow of 0.45 MGD.

*Final Limit*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>			
(5-1 to 10-31)	15		30
(11-1 to 4-30)	25		50
Total Suspended Solids	30		60
NH <sub>3</sub> -N			
(5-1 to 10-31)	2		4
(11-1 to 4-30)	6		12
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	2,500/100 ml as a geometric average		
Dissolved Oxygen	minimum of 6 mg/l at all times		
Total Residual Chlorine	0.1		0.4
Copper (Total)			
(Interim)	0.046		0.092
(Final)	0.012		0.024
Ultraviolet Light Intensity	Monitor and Report the average intensity from the UV intensity meter in microwatts/square centimeter for each bank of modules on the monthly DMRs.		
pH	6.0 to 9.0 standard units at all times		

The EPA Waiver is in effect.

**PA0102644**, Sewage, **Williams Mobile Home Park**, 320 Dinnerbell Road, Butler, PA 16002-8899. This proposed facility is located in Penn Township, **Butler County**.

Description of Proposed Activity: Permit renewal for the discharge of treated sewage.

The receiving stream, dry/intermittent tributary to Thorn Creek, is in watershed 20-C and classified for CWF, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the Zelienople Municipal Water Works intake on Connoquenessing Creek located at Zelienople, approximately 18 miles below the point of discharge.

The proposed effluent limits for Outfall 001 is based on a design flow of 0.0065 mgd.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
Total Suspended Solids	30	60
NH <sub>3</sub> -N		
(5-1 to 10-31)	5.5	11
(11-1 to 4-30)	16.5	33
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	
Total Phosphorus (as P)		
(4-1 to 10-31)	2	4
Total Residual Chlorine	1.5	3.5
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
pH	6.0 to 9.0 standard units at all times	

The EPA Waiver is in effect.

**PA0222101**, Sewage, **Joel Miller**, 6795 Honey Lane, Erie, PA 16509. This proposed facility is located in Summit Township, **Erie County**.

Description of Proposed Activity: Renewal of an NPDES permit for the discharge of treated sewage from the Honey Estates Association, Inc. sewage treatment plant.

The receiving stream, Walnut Creek, is in Lake Erie watershed and classified for CWF, migratory fishery, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply considered during the evaluation is the City of Erie municipal water plant, located approximately 20 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.0052 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25		50
Total Suspended Solids	30		60
Dissolved Oxygen		minimum of 3.0 mg/l at all times	
Total Residual Chlorine	0.50		0.75
Phosphorus	1.0		
Fecal Coliform (5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		94,000/100 ml as a geometric average	
pH		6.0 to 9.0 standard units at all times	

The EPA Waiver is in effect.

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

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

**No. PA0054909**, Industrial Waste, **North Penn and North Wales Water Authorities**, P. O. Box 317, Chalfont, PA 18914-0317. This application is for renewal of an NPDES permit to discharge untreated from Bradshaw Reservoir in Plumstead Township, **Bucks County**. This is existing discharge to North Branch Neshaminy Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 22.0 MGD, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Dissolved Oxygen (2-15 to 7-31)	6.0	5.0 Inst. Min.	
(8-1 to 2-14)	5.0	4.0 Inst. Min.	
Temperature	Monitor		
pH	Within limits of 6.0—9.0 Standard Units at all times		
Aluminum, Total	Monitor		
Cadmium, Total	Monitor		
Iron, Total	Monitor		
Iron, Dissolved	Monitor		
Mercury, Total	Monitor		
Phenolics, Total (4AAP)	Monitor		
Zinc, Total	Monitor		

The EPA Waiver is in effect.

**No. PA0032301**, Sewage, **American Water Services, Inc.**, 435 Booth Road, Downingtown, PA 19335. This application is for renewal of an NPDES permit to discharge treated sewage from an existing STP in Concord Township, **Delaware County**. This is an existing discharge to West Branch of Chester Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of .02 MGD, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
Suspended Solids	30	60
Ammonia (as N) (5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Total Residual Chlorine	0.5	1.2
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 2 mg/l at all times	
pH	Within limits of 6.0—9.0 Standard Units at all times	

The EPA Waiver is in effect.

**No. PA0057045**, Industrial Waste, **Shryock Brothers, Inc., Dorlans Paper Mill**, P. O. Box 415, Route 282 and Dorlans Mill Road, Downingtown, PA 19335-0415. This application is for renewal of an NPDES permit to discharge stormwater from the Dorlans Paper Mill in Downingtown Borough, **Chester County**. This is an existing discharge to East Branch Brandywine Creek.

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

The proposed effluent limits for Outfall 001, based on an average storm event, 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 <sub>5</sub>			Monitor Only
Chemical Oxygen Demand			Monitor Only
Total Suspended Solids			Monitor Only
Total Phosphorus (as P)			Monitor Only
Oil and Grease			Monitor Only
Dissolved Iron			Monitor Only
Total Kjeldahl Nitrogen			Monitor Only
pH	Within limits of 6.0—9.0 Standard Units at all times		

The EPA Waiver is in effect.

**No. PA0052965**, Industrial Waste, **Rex Heat Treat—Lansdale, Inc.**, P. O. Box 270, Lansdale, PA 19446. This application is for renewal of an NPDES permit to discharge treated groundwater from groundwater remediation system and stormwater from the facility in Lansdale Borough, **Montgomery County**. This is an existing discharge to an unnamed tributary to West Branch of Neshaminy Creek.

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

The proposed effluent limits for Outfall 003, based on an average flow of 60,000 gpd, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH	Within limits of 6.0—9.0 Standard Units at all times		
Tetrachloroethylene	Monitor and Report	Monitor and Report	
Trichloroethylene	Monitor and Report	Monitor and Report	
1, 1-Dichloroethylene	Monitor and Report	Monitor and Report	
Vinyl Chloride	Monitor and Report	Monitor and Report	

The proposed effluent limits for stormwater Outfalls 001—004 are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>			Monitor and Report
COD			Monitor and Report
Oil and Grease			Monitor and Report
pH			Monitor and Report
Total Suspended Solids			Monitor and Report
Total Kjeldahl Nitrogen			Monitor and Report
Total Phosphorus			Monitor and Report
Iron (Dissolved)			Monitor and Report

The EPA Waiver is in effect.

**No. PA0054704**, Sewage, **Tri County Respite**, 1096 Apple Road, Quakertown, PA 18951. This application is for renewal of an NPDES permit to discharge treated sewage from Tri County Respite STP in East Rockhill Township, **Bucks County**. This is an existing discharge to an unnamed tributary to Tohickon Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 0.0077 MGD, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
Total Suspended Solids	30	60
Ammonia (as N)		
(5-1 to 10-31)	2.0	4.0
(11-1 to 4-30)	6.0	12.0
Phosphorus (as P)	0.5	1.0
Total Residual Chlorine	0.05	0.12
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	Minimum of 6.0 mg/l at all times	
pH	Within limits of 6.0—9.0 Standard Units at all times	

The EPA Waiver is in effect.

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

**PA0044920**, Industrial Waste, **Lehighon Electronics, Inc.**, 208 Memorial Drive, Lehighon, PA 18235-0328. This proposed facility is located in Mahoning Township, **Carbon County**.

Description of Proposed Activity: Renew NPDES Permit.

The receiving stream, Mahoning Creek, is in the State Water Plan watershed #2B and is classified for CWF. The nearest downstream public water supply intake for Northampton Borough Authority is located on Lehigh River, over 20 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.010 MGD.

Parameter	Mass (lb/day)		Concentration (mg/l)	
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily
Trichloroethylene			50.0	78.0

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

**PA0246905**, CAFO, **Lauden Farms**, 2248 Back Road, Halifax, PA 17032. This proposed facility is located in Wayne Township, **Dauphin County**.

Description of Proposed Activity: Lauden Farms is an expanding dairy operation with a total AEU's of 1,493.3. An estimated quantity of total annual manure production is 31,858 tons. The operation consists of 800 mature Holstein cows, 325 heifers and 150 calves. The dairy will be expanding by adding an addition to the existing dairy barn. The expansion will be approximately 132 ft. x 112 ft. with a 10 foot deep below-house manure storage providing an additional 995,000 gallons of storage. The existing barn has two below-house pits each 45 ft. x 386 ft. x 8 ft. with a combined storage capacity of 1.819 million gallons. With the existing storage and the expansion, there will be a total of 2.814 million gallons of storage assuming 1 foot of freeboard. These pits will handle all of the manure from the milking herd and half of the dry cows as well as the milk house wash water. Shavings will be used as bedding in the free-stall. Confined heifers will be in an adjacent barn. The manure will be handled as a liquid stored in a steel slurry store 60 ft. x 15 ft. with a useable storage of 250,000 gallons assuming 2 feet of freeboard. Approximately 40 of the mature cows and the calves will be kept on a bedded pack. All of the manure generated on the farm will be used on the farm.

The receiving stream, Powell Creek, is in the State Water Plan watershed 6-C 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.

**PA0246948**, CAFO, **Donald M. Eckman**, 357 Black Barren Road, Peach Bottom, PA 17563. This proposed facility is located in Fulton Township, **Lancaster County**.

Description of Proposed Activity: The Eckman Farm is an existing swine and dairy operation with a total AEU's of 516.35. An estimated quantity of total annual manure production is 6,231 tons. The operation consists of 3,200 swine and 50 dairy cows. The swine manure storage system was designed and built by King Construction in 1997-1998. The barn dimensions are 101 feet x 294 feet with a 6 foot manure storage vault beneath the animal living area. There is no leak detection system around the perimeter of the storage structure. Manure is stored in the structure until it can be properly applied to the agricultural crop fields. There is no storage for the dairy manure at this time. Of the 1.262 million gallons of swine manure produced on the farm, 595,000 gallons is used on the farm with 667,000 gallons exported. All of the 1,284 tons of dairy manure produced is used on the farm.

The receiving streams, Conowingo Creek and Little Conowingo Creek, are in the State Water Plan watershed 7-K and is classified for HQ.

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.

**PAG123564**, CAFO, **Mike Buckwalter**, 350 Rock Point Road, Marietta, PA 17547. This proposed facility is located in East Donegal Township, **Lancaster County**.

Description of Proposed Activity: The Buckwalter Farm is an existing swine and steer operation with a total AEU's of 499. An estimated quantity of total annual manure production is 5,962 tons. The operation consists of 3,000 swine and 350 steers. The swine manure storage system was designed and built in 1993 and then rebuild in 1996. The barn dimensions are 100 feet x 240 feet with a 5 foot manure storage vault beneath the animal living area. There is no leak detection system around the perimeter of the storage structure. Manure is stored in the structure until it can be properly applied to the agricultural crop fields. The steer operation uses manure produced on the farm as bedding that is temporarily stacked until it can be applied to land according to the nutrient management plan. Of the 947,489 gallons of swine manure produced on the farm, 852,250 gallons is used on the farm with 95,239 gallons exported. All of the 2,015 tons of steer manure produced is used on the farm.



The receiving stream, UNT to Susquehanna River, is in the State Water Plan watershed 7-G and is classified for CWF.

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

**PAG123561**, CAFO, **Elvin Martin**, 980 Little Mountain Road, Myerstown, PA 17067. This proposed facility is located in Bethel Township, **Berks County**.

Description of Proposed Activity: The Martin Farm is an existing/expanding swine and beef cattle operation with a total AEU's of 422.63. An estimated quantity of total annual manure production is fattening hogs—945,172 gallons; beef cattle—204 tons; and piglets—288,605 gallons. The operation consists of 4,400 swine and 25 beef cattle. Their Nutrient Management Plan is based on the additional building for 2,200 head fattening barn. The old facility has an outside lagoon and the new structure will have its own storage under the building. The manure that is generated by the beef cattle will be spread on the pasture. Of the swine manure, 945,172 gallons is used on the farm and 661,277 gallons is exported. All the manure from the piglets is exported.

The receiving stream, Little Swatara Creek, is in the State Water Plan watershed 7-D and is classified for CWF.

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

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

**PA0228605**, Sewage, SIC 4952, **Lee R. Kaltenbach**, R. R. 6, Box 106A, Wellsboro, PA 16901. This proposed facility is located in Delmar Township, **Tioga County**.

Description of Proposed Activity: This is an application for a SFTF serving a bed and breakfast.

The receiving stream, UNT to Kelsey Creek, is in the State Water Plan watershed 9A and is classified for CWF. The nearest downstream public water supply intake is Jersey Shore Area Joint Water Authority, located on Pine Creek, 69.4 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0019 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	Monitor			
Fecal Coliforms	200/100 ml			
CBOD <sub>5</sub>	10			20
Total Suspended Solids	20			40
Total Chlorine Residual	Monitor and Report			
pH	Within the Range of 6.0 to 9.0			

The EPA waiver is in effect.

**PA0027553**, Sewerage SIC, 4952, **Pine Creek Municipal Authority**, P. O. Box 608, Avis, PA 17721. This existing facility is located in Pine Creek Township, **Clinton County**.

Description of Proposed Activity: This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage wastewater.

The receiving stream, West Branch Susquehanna River, is in the State Water Plan watershed 9B and classified for WWF. The nearest downstream public water supply intake for Pennsylvania-American Water Company is located on West Branch Susquehanna River, 51 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 1.3 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40		50
TSS	30	45		60
Total Cl <sub>2</sub> Residual	0.50			1.6
Fecal Coliform	200 col/100 ml as a geometric mean			
(5-1 to 9-30)	2,000 col/100 ml as a geometric mean			
(10-1 to 4-30)	6.0 to 9.0 at all times			
pH				

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

**PA0027618-A1**, Sewage, **Bethel Park Municipal Authority**, 5100 West Library Avenue, Bethel Park, PA 15102. This application is for amendment of an NPDES permit to discharge treated sewage from the Bethel Park Sewage Treatment Plant (Piney Fork STP) in South Park Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Piney Fork, 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 Pennsylvania-American Water Company.

*Outfall 001:* existing discharge, design flow of 4.92 mgd.

Based on the results of a water effects ratio, as published at 32 Pa.B. 3655 (July 27, 2002), a copper limit for this discharge is not necessary. Therefore, the copper limit was removed from the Bethel Park Municipal Authority's NPDES Permit.

The EPA waiver is not in effect.

**PA0098094**, Sewage, **Stonewood Family Limited Partnership**, 116 East Pittsburgh Street, Suite 200, Greensburg, PA 15601. This application is for renewal of an NPDES permit to discharge treated sewage from Pittsburgh Airport Park STP in Independence Township, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Raccoon 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 Midland Borough Water Works.

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

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 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.

**PA0098299**, Sewage, **Laurel Highlands Lodge/Donegal Inn, Inc.**, 4 Snyder Road, Donegal, PA 15628. This application is for renewal of an NPDES permit to discharge treated sewage from Laurel Highlands Lodge STP in Donegal Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as drainage swale tributary to Four Mile 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 Latrobe Municipal Authority.

*Outfall 001:* existing discharge, design flow of 0.022 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 <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	2.5			5.0
(11-1 to 4-30)	7.5			15.0
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 5 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA0205257**, Sewage, **Greensboro-Monongahela Township Joint Sewage Authority**, P. O. Box 342, Greensboro, PA 15338-0342. This application is for renewal of an NPDES permit to discharge treated sewage from Greensboro-Monongahela Township Sewage Treatment Plant in Monongahela Township, **Greene County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as back channel of the Monongahela 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 Dunkard Valley Joint Municipal Authority.

Outfall 001: existing discharge, design flow of 0.110 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>	25	37.5		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)	100,000/100 ml as a geometric mean			
Total Residual Chlorine	0.5			1.6
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

## WATER QUALITY MANAGEMENT PERMITS

### CONTROLLED INDUSTRIAL WASTE AND SEWAGE WASTEWATER

#### APPLICATIONS UNDER THE CLEAN STREAMS LAW

##### PART II PERMITS

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

Persons wishing to comment on any of the applications are invited to submit a statement to the office noted before the application within 15 days from the date of this public notice. Comments received within this 15-day comment period will be considered in making the final decision regarding the application. The comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

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

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

#### I. Industrial Waste and Sewerage Applications under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

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

**WQM Permit No. 4602411**, Sewerage, **New Hanover Township**, 2943 N. 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 Acorn Hills golf course and residential subdivision.

**WQM Permit No. 3502402**, **Scranton Sewer Authority**, 307 North Washington Avenue, Scranton, PA 18503. This proposed facility is located in the City of Scranton, **Lackawanna County**.

Description of Proposed Action/Activity: This project (Minooka interceptor upgrade) is to increase the size of existing sewer lines to accept additional peak flow and eliminate overflows.

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

**WQM Permit No. 2897402 (Transfer)**, Sewerage, **Sean W. and Monique B. White**, 8835 Iron Bridge Road, Chambersburg, PA 17201. This proposed facility is located in Letterkenny Township, **Franklin County**.

Description of Proposed Action/Activity: Permit transfer.

**WQM Permit No. 5095401, Amendment 02-1**, Sewerage, **Caldwell Development Company, Inc.**, P. O. Box 80, Lemoyne, PA 17043. This proposed facility is located in Howe Township, **Perry County**.

Description of Proposed Action/Activity: Addition/modification to the wastewater treatment facility serving the Newport Plaza.

**WQM Permit No. 0102406**, Sewerage, **Lutheran Camping Corporation of Central Pennsylvania**, P. O. Box 459, Arendtsville, PA 17303-0459. This proposed facility is located in Menallen Township, **Adams County**.

Description of Proposed Action/Activity: Construction/operation of a wastewater treatment facility with effluent disposal to a wooded spray field at Camp Nawakwa.

**WQM Permit No. 0602408**, Sewerage, **Borough of Lenhartsville**, P. O. Box 238, Lenhartsville, PA 19534. This proposed facility is located in Lenhartsville Borough, **Berks County**.

Description of Proposed Action/Activity: Construction/operation of a wastewater treatment facility to serve the Borough of Lenhartsville.

**WQM Permit No. 2202201**, CAFO Operation, **Lauden Farms**, 2248 Back Road, Halifax, PA 17032. This proposed facility is located in Wayne Township, **Dauphin County**.

Description of Proposed Action/Activity: Authorization for the expansion of manure storage facilities.

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

**WQM Permit No. 0802403**, Sewerage, **Smithfield Township Authority**, R. R. 2, Box 189, Columbia Cross

Roads, PA 16914. This proposed facility is located in Smithfield Township, **Bradford County**.

Description of Proposed Action/Activity: The project involves the construction of a conventional gravity and a low-pressure conveyance system, including a new pump station, to a new 60,000 gpd extended aeration wastewater treatment plant. The system will be owned and operated by the Smithfield Township Authority and will provide sanitary sewer collection and treatment for the area in and around the unincorporated Village of East Smithfield.

**WQM Permit No. 1402404**, Sewerage, **Huston Township Authority**, P. O. Box 40, Julian, PA 16844. This proposed facility is located in Huston Township, **Centre County**.

Description of Proposed Action/Activity: The project involves the construction of sewerage facilities to serve the Village of Julian and surrounding areas with public sewer service. The facilities will include gravity sewer lines and appurtenances, main pressure sewer lines plus laterals, individual residential grinder pumps, a sewage pump station with a force main and a 40,000 gpd package wastewater treatment plant.

**WQM Permit No. 5502401**, Sewerage, **Spring Township Municipal Authority**, P. O. Box 133, Beaver Springs, PA 17812. This proposed facility is located in Spring Township, **Snyder County**.

Description of Proposed Action/Activity: The Authority proposes to rerate the hydraulic and organic capacities of the contact stabilization process sewage treatment plant serving the Village of Beaver Springs.

**WQM Permit No. 1702403**, Sewerage, **Sandy Township Board of Supervisors**, 12th Street and Chestnut Avenue, DuBois, PA 15801.

Description of Proposed Action/Activity: This application covers two projects. A proposed collection facility is located in the West Liberty area of Sandy Township, **Clearfield County** with an interceptor sewer passing through Brady Township, Clearfield and Winslow Township, **Jefferson County** along US 119 to the Sykesville wastewater treatment plant. This application also covers the replacement of some existing 8- and 12-inch sewers southwest of the City of DuBois near US 219.

**WQM Permit No. 5302201**, CAFO SIC 0241, **Tor-View Farms**, 59 SR 244, Coudersport, PA 16915. This proposed facility is located in Hebron Township, **Potter County**.

Description of Proposed Action/Activity: Construction and operation of a 1,727,300 gallon liquid manure storage.

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

**Application No. 0202409**, Sewerage, **Neva and Joe Stanger**, 3823 Anderson Road, Gibsonia, PA 15044. Application for the construction and operation of a single residence sewage treatment plant to serve the Stanger Residence located in Richland Township, **Allegheny County**.

**Application No. 0302402**, Sewerage, **Leechburg Borough**, 260 Market Street, Leechburg, PA 15656. Application for the construction and operation of a sanitary sewer extension to serve the Kiski Valley Area in Leechburg Borough, **Armstrong County**.

The Pennsylvania Infrastructure Investment Authority (PennVEST), which administers the State Revolving

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

**Application No. 6502407**, Sewerage, **Mark and Carrie Hult**, P. O. Box 170 Main Street, Slickville, PA 15650. Application for the construction and operation of a single residence sewage treatment plant to serve Mark and Carrie Hult in Salem Township, **Westmoreland County**.

**Application No. 6502408**, Sewerage, **Washington Township Municipal Authority**, 283 Pine Run Church Road, Apollo, PA 15613. Application for the construction and operation of a sanitary sewer extension to be served by the Paulton Area of Washington Township, **Westmoreland County**.

PennVEST has been identified as a possible funding source. The Department's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

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

**WQM Permit No. 4202201**, Industrial Waste, **American Refining Group, Inc.**, 77 North Kendall Avenue, Bradford, PA 16701. This proposed facility is located in Bradford City, **McKean County**.

Description of Proposed Action/Activity: This project is to add additional wastewater treatment equipment to an existing wastewater treatment plant.

**WQM Permit No. 6202407**, Sewerage, **Frank J. Malena, Jr.**, 1811 West 8th Street, Erie, PA 16505. This proposed facility is located in Spring Creek Township, **Warren County**.

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

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#### **NPDES Stormwater Individual Permit**

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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 who 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 PAS10G541**, Stormwater, **David Nelson**, 960 Street Road, Oxford, PA 19363, has applied to discharge stormwater associated with a construction activity located in Upper Oxford Township, **Chester County** to West Branch Big Elk Creek (HQ-TSF-MF).

**NPDES Permit PAS10G542**, Stormwater, **All County Properties, Inc.**, Suite 610, 2500 East High Street,

Pottstown, PA 19464, has applied to discharge stormwater associated with a construction activity located in East Coventry Township, **Chester County** to unnamed tributary to Pigeon Creek (HQ-TSF).

**NPDES Permit PAS10G543**, Stormwater, **Valley View Property Development**, 180 Pumpkin Hill Road, Glenmoore, PA 19343, has applied to discharge stormwater associated with a construction activity located in East Coventry Township, **Chester County** to unnamed tributary to Pigeon Creek (HQ-TSF).

**NPDES Permit PAS10G544**, Stormwater, **Distinctive Contractors, Inc.**, 886 Vaughn Road, Pottstown, PA 19464-0886, has applied to discharge stormwater associated with a construction activity located in East Coventry Township, **Chester County** to unnamed tributary to Pigeon Creek (HQ-TSF).

**NPDES Permit PAS10J059**, Stormwater, **Henderson Group, Inc.**, 112 Chesley Drive, Suite 200, Media, PA 19063, has applied to discharge stormwater associated with a construction activity located in Middletown Township, **Delaware County** to Ridley Creek/Delaware River Basin (HQ-TSF).

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

*Lackawanna County Conservation District: 1300 Old Plank Road, Mayfield, PA 18433, (570) 281-9495.*

<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS10N023R-2	Jefferson Township Sewer Authority 487 Cortez Road Lake Ariel, PA 18436	Lackawanna County Jefferson Township and Olyphant Borough	Eddy Creek—WWF Little Roaring Brook—HQ-CWF Unnamed tributary to West Branch of Wallenpaupack Creek—HQ-CWF Unnamed tributary to Rock Bottom Creek—HQ-CWF

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

<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS10S115	Evergreen Estates Romec, Inc. P. O. Box 99 Pocono Lake, PA 18347	Monroe County Middle Smithfield Township	Bushkill Creek HQ-CWF

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

*Berks County Conservation District, P. O. Box 520, 1238 County Welfare Road, Leesport, PA 19533; (610) 372-4657.*

<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS10C052	PA SE Conf. of United Church of Christ 505 S. Second Street Collegetown, PA 19426	District and Hereford Townships	West Branch of Perkiomen EV

*Cumberland County Conservation District, 43 Brookwood Avenue, Suite 4, Carlisle, PA 17013; (717) 240-7812.*

<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS10H097	Silver Spring Township Paul Walter Mem. Park 6475 Carlisle Pike Mechanicsburg, PA 17050	Silver Spring Township Cumberland County	Trindle Spring Run HQ
PAS10H098	Michael Joseph Acquisition Corp. P. O. Box 1198 Wexford, PA 15090	Carlisle Borough Cumberland County	Letort Spring Run HQ-CWF

## PUBLIC WATER SUPPLY (PWS) PERMIT

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

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

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

The permit application and any related documents are on file at the office listed before the application and available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

Persons with a disability who 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).

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

##### Permit No. 2302502, Public Water Supply.

Applicant	<b>Pennsylvania Suburban Water Company</b>
Townships	Springfield and Nether Providence
Responsible Official	Morris Coulter 762 W. Lancaster Avenue Bryn Mawr, PA 19010
Type of Facility	PWS
Consulting Engineer	CET Engineering, Service 6240 N. Mountain Road Harrisburg, PA 17112-1788
Application Received Date	September 5, 2002
Description of Action	For the modifications to the Crum Water Treatment Plant. Proposed modifications include construction of a chlorine scrubber, residuals basin, raw water pumping station, flocculation/sedimentation basin and water lines.

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

##### Permit No. 3602509, Public Water Supply.

Applicant	<b>Timber Villa Inc.</b>
Municipality	West Donegal Township
County	<b>Lancaster</b>
Responsible Official	David G. Heisey, President Timber Villa Inc. 1898 North Market Street P. O. Box 408 Elizabethtown, PA 17022
Type of Facility	PWS
Consulting Engineer	David J. Gettle Kohl Bros., Inc. P. O. Box 350 Myerstown, PA 17067
Application Received Date	April 29, 2002
Description of Action	Addition of Well No. 2 to augment the existing source of supply. Water will be treated through the existing treatment system.

### 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	<b>Pennsylvania-American Water Company</b>
Township or Borough	Middle Smithfield Township
Responsible Official	Paul A. Zielinski, Director Water Quality Pennsylvania-American Water Company 800 West Hersheypark Drive Hershey, PA 17033
Type of Facility	PWS
Application Received Date	August 30, 2002
Description of Action	Transfer of PWS Permit No. 4594503

##### Application No. Minor Amendment.

Applicant	<b>Pennsylvania-American Water Company</b>
Township or Borough	Middle Smithfield Township
Responsible Official	Paul A. Zielinski, Director Water Quality Pennsylvania-American Water Company 800 West Hersheypark Drive Hershey, PA 17033
Type of Facility	PWS
Application Received Date	August 30, 2002

Description of Action	Transfer of PWS Permit No. 4594513
<b>Application No. Minor Amendment.</b>	
Applicant	<b>Pennsylvania-American Water Company</b>
Township or Borough	Middle Smithfield Township
Responsible Official	Paul A. Zielinski, Director Water Quality Pennsylvania-American Water Company 800 West Hersheypark Drive Hershey, PA 17033
Type of Facility	PWS
Application Received Date	August 30, 2002
Description of Action	Transfer of PWS Minor Permit Amendment originally issued on March 4, 2002, to the Mid-Monroe Development Corporation.

## 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:

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

**CFI Property**, Manheim Township, **Lancaster County**. Lancaster County Solid Waste Management Authority, 1299 Harrisburg Pike, P. O. Box 4425, Lancaster, PA 17604, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with BTEX, PHCs, PAHs and solvents. The applicant proposes to remediate the site to meet the Site-Specific standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Lancaster New Era* on August 26, 2002.

**Rite Aid Store No. 246**, Derry Township, **Dauphin County**. BL Companies, 830 Sir Thomas Court, Harrisburg, PA 17109, on behalf of Rite Aid Corporation, 451 South St. John's Church Road, Camp Hill, PA 17011, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with BTEX and PHCs. The applicant proposes to remediate the site to meet the Statewide Health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Hershey Chronicle* on July 5, 2002.

**Eric and Holly Stokes Residence**, Myerstown Borough, **Lebanon County**. Eric Stokes, 242 East Main Street, Myerstown, PA 17067 submitted a Notice of Intent to Remediate site soils contaminated with fuel oil No. 2. The applicant proposes to remediate the site to meet the Statewide Health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Lebanon Daily News* on August 7, 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. §§ 6019.1—6019.6) and regulations to transport infectious and chemotherapeutic waste.**

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

*Renewal Applications Received*

**Cole Care, Inc.**, 1001 E. Second Street, Coudersport, PA 16915. License No. **PA-HC 0178**. Received on September 4, 2002.

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**HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES**

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**Applications received under the Solid Waste Management Act (35 P. S. §§ 6018.101–6018.1003) and regulations to operate a hazardous waste treatment, storage or disposal facility.**

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*Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**PA5213820892, Tobyhanna Army Depot**, 11 Hap Arnold Boulevard, Tobyhanna, PA 18466-50866. An application to renew Tobyhanna Army Depot's hazardous waste storage permit. This facility is a United States military support and service facility located in Tobyhanna Township, **Monroe County**. Activities at the base include: fabrication and repair/rebuilding of military electronic and communication equipment, printed circuit board fabrication, metal surfaces preparation, painting, metal finishing and vehicle maintenance. Wastes generated as a result of these activities include spent plating solutions, alkalis, acids, sandblasting residues, waste stripper solvent and solid residues and sludges. The application was received in the Regional Office on June 26, 2002; on September 5, 2002, the application was found to be administratively complete.

Under 25 Pa. Code § 270a.80, the Department gives public notice of an application for a permit under 25 Pa. Code § 270a.41.

Persons wishing to comment on the permit renewal application should submit the comments in writing to the William Tomayko, Regional Solid Waste Manager, Department of Environmental Protection, Waste Management Program, 2 Public Square, Wilkes-Barre, PA 18722-0790. Copies of the permit renewal application may be reviewed at the Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18711-0790. Contact Robert C. Wallace at (570) 826-2511 for further information.

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**RESIDUAL WASTE GENERAL PERMITS**

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**Application Received under the Solid Waste Management Act (35 P. S. §§ 6018.101–6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101–4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.**

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

**General Permit Application No. WMGR084, Geo Specialty Chem. Inc.**, 2409 Cedar Crest Blvd., Allentown, PA 18104-9733. The application is for beneficial use of industrial wastewater treatment residual from the production of formaldehyde, trimethylolpropane, dimethylolpropionic acid and calcium formate. The proposed beneficial uses of the residual are as a soil additive for agricultural utilization and land reclamation and as an ingredient to produce other soil additives. The application was accepted by the Central Office on September 6, 2002.

Comments concerning the application should be directed to Ronald C. Hassinger, Chief, General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, 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. Public comments must be submitted within 60 days of this notice and may recommend revisions to and approval or denial of the application.

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

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

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

**Permit Application No. 100739, Western Berks Refuse Authority**, 455 Popular Neck Road, Birdsboro, PA 19508, Cumru Township, **Berks County**. Application received is for WBRA Municipal Waste Landfill. The application was determined to be administratively complete by Southcentral Regional Office on September 5, 2002.

Comments concerning the application should be directed to John Krueger, Program Manager, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Persons interested in obtaining more information about the general permit application may contact the Waste Management Program, (717) 705-4706. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to and approval or denial of the application.

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

**Permit Application No. 300837, Reliant Energy NE Management Company**, 1001 Broad Street, P. O. Box 1050, Johnstown, PA 15907-1050. Conemaugh Station Disposal Site, 1442 Power Plant Road, SR 2008, New Florence, PA 15944-9154. An application for a major permit modification to add six minor waste streams to the existing residual waste landfill in West Wheatfield, **Indiana County**, was received in the Regional Office on September 3, 2002.

Comments or information concerning the application should be directed to Michael Forbeck, Facilities Manager, Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to and approval or denial of the application.

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**AIR QUALITY**

**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. 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: Mark Wejkszner, Acting New Source Review Chief, (570) 826-2531.*

**54-399-033: Pine Grove Manufactured Homes, Inc.** (P. O. Box 128, Pine Grove, PA 17963) for construction of a cutting, adhesive and seal operation and associated air cleaning device in Pine Grove Township, **Schuylkill County**.

**39-399-054: Agere Systems, Inc.** (555 Union Boulevard, Allentown, PA 18109) for installation of an air cleaning device to control atmospheric emissions from a dielectric isolation operation in Allentown, **Lehigh County**.

**54-305-020: WPS Westwood Generation LLC** (1088 Springhurst Drive, Green Bay, WI 54304-5495) for installation of a coal crusher in Frailey and Porter Townships, **Schuylkill County**.

**40-302-147: Fairchild Semiconductor Corp.** (125 Crestwood Road, Mountaintop, PA 18707-2189) for installation of two 12.5 mmBtu Cleaver Brooks boilers fired on natural gas/#2 oil in Wright Township, **Luzerne County**.

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

**08-399-047B: OSRAM SYLVANIA Products, Inc.** (Hawes Street, Towanda, PA 18848) on August 13, 2002, for operation of four CVD phosphor coating reactors and associated air cleaning devices (a catalytic oxidizer and a selective catalytic reduction system) in North Towanda Township, **Bradford County**.

**41-318-047: Reynolds Iron Works, Inc.** (157 Palmer Industrial Road, Williamsport, PA 17701) on August 27, 2002, for operation of a steel parts surface coating operation in Woodward Township, **Lycoming County**.

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

**32-00365A: Rosebud Mining Co.** (301 Market Street, Kittanning, PA 16201) for installation of screen at Dutch Run/Parker Mine in Washington Township, **Indiana County**.

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

**25-069H: Engelhard Corp.** (1729 East Avenue, Erie, PA 16503) for installation of a new dust collector at the Sphere Plant (Catalyst Manufacturing Plant) in the City of Erie, **Erie County**.

*Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104; Contact: Thomas Barsley, Chief, (215) 685-9428.*

**02122: Calpine Philadelphia, Inc.** (Pilot House, 2nd Floor, Lewis Wharf, Boston, MA 02110) for installation of an 875 HP digester gas fired internal combustion engine to replace two existing 593 hp engines at Southwest Water Pollution Control Plant, 8200 Enterprise Avenue, City of Philadelphia, **Philadelphia County**. This is a Title V facility. With this plan approval, facility emission limit for NO<sub>x</sub> will change from 30 tons per year to 24 tons per year, CO emissions will change from 58.0 tons per year to 76.7 tons per year, VOC emissions will change from 15.0 tons per year to 13.4 tons per year, SO<sub>2</sub> emissions will change from 15.1 tons per year to 7.26 tons per year and PM/PM<sub>10</sub> emissions will change from 1.5 tons per year to 3.84 tons per year. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

**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.**

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

**39-318-111: Gateway Industrial Services** (805 Harrison Street, Allentown, PA 18103) for construction of two paint spray booths and associated air cleaning devices in the City of Allentown, **Lehigh County**. The manufacturing facility is a non-Title V facility. Annual VOC emissions from the spray booths will be 10.27 tons per year of which 9.16 tons per year will be HAPs. Particulate matter emissions from the process will be controlled through the use filter panels and will be less than 0.02 gr/dscf. The plan approval will include all appropriate monitoring, recordkeeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

**35-318-082: Gentex Corporation** (P. O. Box 315, Carbondale, PA 18407) for installation of an air cleaning device (regenerative thermal oxidizer) as a replacement to an existing oxidizer, to control atmospheric emissions from three coating lines in Fell Township, **Lackawanna County**. The volatile organic emissions from the facility shall never exceed 50 tons per any 12 consecutive month rolling sum. The thermal oxidizer will be operated at 1,400°F. The plan approval will include all appropriate monitoring, recordkeeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

**39-309-058: Lafarge North America** (5160 Main Street, Whitehall, PA 18052) for installation of an air cleaning device (fabric collector) for the loadout spouts of Nos. 2 and 6 clinker storage silos at the Whitehall Plant in Whitehall Township, **Lehigh County**. Only one loadout spout can be in operation at any given time. The particulate emissions from the fabric collector will not exceed the Best Available Technology standard of 0.015 grain/DSCFT (0.65 ton per year). The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The facility currently has a Title V Operating Permit No. 39-00011. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

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

**06-05121A: Williams Metal Finishing, Inc.** (P. O. Box 2029, Sinking Spring, PA 19608) for construction of a vapor degreaser controlled by a refrigerated chiller in the Borough of Sinking Spring, **Berks County**. The source is subject to 40 CFR Part 63, Subpart T—National Emission Standards for Halogenated Solvent Cleaning. This is a non-Title V (State only) facility at this time. This construction will result in no change in the potential to emit VOC. The applicant will be required to remove from service an existing degreaser. The applicant will be required to record the solvent usage and calculate the VOC emissions monthly. The approval will include monitoring, recordkeeping, work practices and reporting requirements designed to keep the source 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.*

**63-00016: Allegheny Energy Supply Co., LLC** (4350 Northern Pike, Monroeville, PA 15146-2841) administratively amended for correction of typographical errors and clarification of permit condition language for their facility in Monongahela Township, **Washington County**.

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

**24-083E: Carbone of America—Graphite Materials Division** (215 Stackpole Street, St. Marys, PA 15857) for installation of a scrubber to control sulfur oxide emissions from existing Car Kilns (Nos. 1—3 and CBH Kiln Nos. 29—32) in St. Marys, **Elk County**. This installation will result in approximately 90% reduction in sulfur oxide emissions from the kilns. The facility currently has a Title V Operating Permit (24-00083). This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

**37-248D: US Can Co.** (1902 Old Butler Road, New Castle, PA 16101) for construction of an ultraviolet lithographic press coating line in Shenango Township, **Lawrence County**. The facility currently has a Title V Operating Permit No. 37-00248. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date. This installation will result in no increase in air emissions.

**43-278B: Jones Performance Products, Inc.** (1 Jones Way, West Middlesex, PA 16159) for modification of the defined facility VOC limit from 25.0 tons/year to 35.0 tons/year for their plant in West Middlesex, **Mercer County**. The facility currently has a Title V Operating Permit No. 43-00287. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date. This installation will result in an increase in the facility potential to emit; however, the increase is the result of changing emission factors for this process type.

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

**02122: Calpine Philadelphia, Inc.** (Pilot House, 2nd Floor, Lewis Wharf, Boston, MA 02110) for installation of an 875 HP digester gas fired internal combustion engine to replace two existing 593 hp engines at Southwest Water Pollution Control Plant, 8200 Enterprise Avenue, City of Philadelphia, **Philadelphia County**. This is a Title V facility which will become a natural minor facility due to this change. With this plan approval, facility emission limit for NOx will change from 30 tons per year to 24 tons per year, CO emissions will change from 58.0 tons per year to 76.7 tons per year, VOC emissions will change from 15.0 tons per year to 13.4 tons per year, SO<sub>2</sub> emissions will change from 15.1 tons per year to 7.26 tons per year and PM/PM<sub>10</sub> emissions will change from 1.5 tons per year to 3.84 tons per year. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

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

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

**09-00083: Brinker's Fuels, Inc.** (445 West North Street, Doylestown, PA 18901) for operation of a bulk gasoline plant in Doylestown Township, **Bucks County**. The sources of emissions include a 30,000-gallon bulk

headed aboveground storage tank for regular and premium gasoline and two 10,000-gallon underground storage tanks for gasoline. The facility has the potential to emit 9.48 tons of VOCs per year. Emissions from the tanks are controlled by vapor recovery systems. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

**09-00093: Castrol Industrial North America, Inc.** (775 Louis Drive, Warminster, PA 18974) for operation of a manufacturing plant of sulfurized products for the automotive industry in Warminster Township, **Bucks County**. The sources of emissions include four batch reactors and 14 blow tanks with a potential to emit 121 tons of hydrogen sulfide gas per year and 0.7 ton of mercaptans per year. Emissions from the facility are controlled by a two-stage and a three-stage scrubber system. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

**23-00053: Delaware County Memorial Hospital** (501 North Lansdowne Avenue, Drexel Hill, PA 19026) for operation of boilers and emergency generators in Upper Darby Township, **Delaware County**. This facility has the potential to emit 24.9 tons per year of NOx. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the plant operating within all applicable air quality requirements

**46-00072: Department of the Air Force, Air Reserve Station** (2164 McGuire Street, Willow Grove, PA 19090) for operation of an aircraft repair facility in Horsham Township, **Montgomery County**. The sources of emissions include boilers, emergency generators, spray booths, degreasers and aboveground storage tanks. The facility has a potential to emit VOCs. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

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

**01-03024: Tucker Industrial Liquid Coatings, Inc.** (407 North Avenue, East Berlin, PA 17316) for operation of its miscellaneous metal parts job shop in East Berlin Borough, **Adams County**. The potential annual VOC emissions are approximately 25 tons. The Natural Minor Operating Permit will include testing, monitoring, recordkeeping and reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements.

**06-03056: Bodycote Lindberg Corp.** (41 Denis Drive, Reading, PA 19606) for operation of its metal heat treating facility in Exeter Township, **Berks County**. The facility has the potential to emit 22.6 tons per year of CO, 7.7 tons per year of NOx, 6.7 tons per year of particulate matter and 1.5 tons per year of SOx. The Natural Minor Operating Permit shall contain additional testing, monitoring, recordkeeping and reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements.

**21-03057: Pennsy Supply, Inc.** (P. O. Box 3331, Harrisburg, PA 17105) for operation of a crushing plant and concrete plant controlled by wet suppression and fabric collectors at the Silver Spring Quarry in Silver Spring Township, **Cumberland County**. Actual emissions for criteria pollutants will be below Title V thresholds. The operating permit will contain appropriate conditions de-

signed to keep the facility operating below Title V thresholds for criteria pollutants and within all other applicable air quality requirements.

**22-05023: ExxonMobil Oil Corp. (formerly Mobil Oil Corp.)** (5140 Paxton Street, Harrisburg, PA 17111) for a Synthetic Minor Operating Permit administrative amendment to operating permit No. 22-05023 to incorporate modifications to a loading rack controlled by a new vapor combustion unit as per Plan Approval 22-05023A at the Harrisburg Terminal in Swatara Township, **Dauphin County**. The sources primarily emit VOCs. The Synthetic Minor Operating Permit shall contain additional monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**22-05040: Pennsy Supply, Inc.** (P. O. Box 3331, Harrisburg, PA 17105) for operation of a drum mix asphalt plant controlled by a knockout box and fabric collector at the Fiddlers Elbow Quarry in Lower Swatara Township, **Dauphin County**. Actual emissions for criteria pollutants will be below Title V thresholds. This will be accomplished by limiting the production of drum mix asphalt. The operating permit will contain appropriate conditions designed to keep the facility operating below Title V thresholds for criteria pollutants and within all other applicable air quality requirements.

**36-03039: TYCO Electronics Corp.** (30 Kauffman Road, Landisville, PA 17538) for electroplating and connector component production and a gas-fired emergency generator in East Hempfield Township, **Lancaster County**. The annual emissions of VOCs, HAPs and NOx from the operation are approximately 3 tons, 2 tons and 2 tons respectively; and the annual emissions of the particulate matter and oxides of sulfur are less than a ton each. The Natural Minor Operating Permit shall contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

## 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, 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*

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

**17970106 and NPDES Permit No. PA0220612. Forcey Coal, Inc.,** P. O. Box 225, Madera, PA 16661. Renewal of an existing bituminous surface mine permit in Decatur Township, **Clearfield County** affecting 119.9 acres. Receiving streams: Big Run to Moshannon Creek, Moshannon Creek to the West Branch of the Susquehanna River. Application received July 17, 2002.

**17970101 and NPDES Permit No. PA0220167. Sky Haven Coal, Inc.,** R. D. 1, Box 180, Penfield, PA 15849. Renewal of an existing bituminous surface mine-auger permit in Lawrence Township, **Clearfield County** affecting 103.9 acres. Receiving streams: unnamed tributary to Pine Run, unnamed tributary to Clearfield Creek, Clearfield Creek, unnamed tributary to Flegals Run to Lick Run to West Branch of the Susquehanna River. Application received August 8, 2002.

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

**30743711. NPDES Permit PA0033511, RAG Cumberland Resources, L. P.** (158 Portal Rd., P. O. Box 1020, Waynesburg, PA 15370), to revise the permit for the Cumberland Coal Refuse Disposal Facility No. 1 in Whiteley Township, **Greene County** to increase the height of the slurry pond embankment and final reclamation plan, Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal

Acres Proposed N/A, no additional discharges, classified for the following uses: N/A. The first downstream potable water supply intake from the point of discharge is N/A. Application received August 1, 2002.

**32851601. NPDES Permit PA0095966, P & N Coal Company, Inc.** (240 Mahoning St., P. O. Box 331, Punxsutawney, PA 15767), to renew the permit for the Hillman Tipple in Banks Township, **Indiana County**, renewal, Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, no additional discharges, classified for the following uses: N/A. The first downstream potable water supply intake from the point of discharge is N/A. Application received August 28, 2002.

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

**16010103 and NPDES Permit No. PA0242021. RFI Energy, Inc.** (555 Philadelphia Street, Indiana, PA 15701). Revision to an existing bituminous and tipple refuse disposal operation in Perry Township, **Clarion County** affecting 136.5 acres. Receiving streams: unnamed tributaries to the Allegheny River, classified for WWF and unnamed tributaries to the Clarion River classified for CWF. The first downstream potable water supply intake from the point of discharge is the West Freedom Water Company. Revisions to include a land use change from cropland and pastureland to forestland on a tract owned by Frederick J. Dunlap et al., an insignificant boundary correction for an additional 3.5 acres and the addition of Module 27: Coal Ash Beneficial Use as a soil additive/substitute. Application received September 5, 2002.

**33970113 and NPDES Permit No. PA0227633. Falls Creek Energy Co., Inc.** (R. D. 6, Box 231, Kittanning, PA 16201). Renewal of an existing bituminous surface strip operation in Young Township, **Jefferson County** affecting 43.0 acres. Receiving streams: Elk Run, classified for CWF. There are no potable surface water supply intakes within 10 miles downstream. Application for reclamation only. Application received September 6, 2002.

**24870102 and NPDES Permit No. PA0107875. Black Oak Development, Inc.** (P. O. Box 205, Glen Campbell, PA 15742-0205). Renewal of an existing bituminous surface strip and tipple refuse disposal operation in Jay Township, **Elk County** affecting 94.5 acres. Receiving streams: unnamed tributary to Bennett Branch Sinnemahoning Creek, classified for CWF. There are no potable surface water supply intakes within 10 miles downstream. Application for reclamation only. Application received September 6, 2002.

#### *Noncoal Applications Received*

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

**39970301C and NPDES Permit PA0223786. Lafarge North America, Inc.** (5160 Main Street, Whitehall, PA 18052-1827), renewal of NPDES Permit in Whitehall Township, **Lehigh County**, receiving stream: Coplay Creek (CWF). First potable water supply intake from the point of discharge is the Allentown City Filtration Plant. Application received August 30, 2002.

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

**41990301 and NPDES Permit No. PA0238287. Glenn O. Hawbaker, Inc.,** P. O. Box 135, State College, PA 16803. Revision to an existing Large Industrial Miner-

als (Sandstone) permit for an extension of the permit to 97.56 acres. The permit is located in Armstrong Township, **Lycoming County**. Receiving streams: Hagersmans Run, tributary to the Susquehanna River. Application received August 8, 2002.

**18020803. Tom Evers Plumbing & Heating**, 113 N. Water Street, Mill Hall, PA 17751. Commencement, operation and restoration of a Small Industrial Minerals (Rock) permit in Wayne Township, **Clinton County** affecting 5 acres. Receiving streams: unnamed tributary, tributary to Susquehanna River. Application received August 9, 2002.

#### PROJECTS UNDER THE ENVIRONMENTAL GOOD SAMARITAN ACT

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

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

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

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

#### Project Proposals Received

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

**11970104 and NPDES Permit No. PA0234486. M. B. Energy, Inc.**, 175 McKnight Road, Blairsville, PA 15717-7960, permit renewal for reclamation only and for continued restoration of a bituminous surface and auger mine and for discharge of treated mine drainage in Blacklick Township, **Cambria County**, affecting 449.6 acres. Receiving streams: unnamed tributaries to/and South Branch Blacklick Creek classified for CWF. There are no potable water supply intakes within 10 miles downstream. Application received August 30, 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 object-

ing 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.*

**E09-841. Orleans Homebuilders**, One Greenwood Square, Suite 101, Bensalem, PA 19020, Newtown Township, **Bucks County**, ACOE Philadelphia District.

To construct and maintain 642 linear feet of twin 34-inch by 53-inch, elliptical reinforced concrete stream enclosure in and along an unnamed tributary of Core Creek (CWF, MF). The structure will replace several existing private enclosures and driveway crossings along the west side of Upper Silver Lake Road located within 700 feet of the intersection of Upper Silver Lake Road and Newtown Yardley Road. The project also proposes to construct and maintain approximately 69 linear feet of 18 inch high by 8 foot wide concrete box culvert crossing of an unnamed tributary of Core Creek to replace the existing culvert crossing of the Upper Silver Lake Road at the intersection with Newtown Yardley Road. The project site is located at the corner of Upper Silver Lake Road and Newtown Yardley Road (Langhorne, PA Quadrangle N: 19.5 inches; W: 4 inches).

**E09-842. Bucks County Chapter Trout Unlimited**, 507 Union Street, Perkasie, PA 18974, Durham Township, **Bucks County**, ACOE Philadelphia District.

To restore and stabilize 770 linear feet of stream banks along Cooks Creek (EV-CWF) using bioengineering and conventional structural methods. The work will involve grading, planting and seeding of the streambanks; the installation of flow deflectors, boulders and other habitat

enhancement devices; the placement of tree revetment, bush layering willow post and other related activities. The project site is located approximately 1,364 feet south of the intersection of Dogwood Lane and Durham Road (Riegelsville, PA Quadrangle N: 14.62 inches; W: 13.85 inches).

**E09-843. Richland Township**, 1328 California Road, P. O. Box 249, Richlandtown, PA 18955, Richland Township, **Bucks County**, ACOE Philadelphia District.

To replace, construct and maintain the Trumbauersville Road Bridge crossing Beaver Run. The project involves the removal of the existing 20 feet by 35 feet spanning bridge structure. The proposed structure is an 18-foot wide, 5-foot high, 39-foot long concrete box culvert and associated wing-walls. The bridge replacement is part of a larger project to widen a portion of Trumbauersville Road. The project site is located approximately 1,000 feet south of the intersection of Williams Street and Trumbauersville Road (Quakertown, PA Quadrangle N: 9.6 inches; W: 14.9 inches).

**E23-425. Pennsylvania Department of Transportation, District 6-0**, 7000 Geerdes Boulevard, King of Prussia, PA 19406-1525, Upper Chichester Township, **Delaware County**, ACOE Philadelphia District.

To remove an existing single span reinforced concrete frame bridge and to construct and maintain, in its place, a single cell precast reinforced concrete box culvert across Spring Run (WWF) associated with the roadway improvements for Bethel Road. The proposed culvert will have a clear span of 20.0 feet and an underclearance of 4.5 feet. This work also includes placement and maintenance of associated riprap protection at the inlet and outlet of the culvert. The site is located approximately 200 feet west of the intersection of Bethel Road (SR 3017, Sec. 31M) and Larkin Road (Marcus Hook, PA-NJ USGS Quadrangle N: 16.6 inches; W: 12.0 inches).

**E15-694. Chester County Parks and Recreation Department**, 601 Westtown Road, Suite 160, West Chester, PA 19380-0990, West Caln Township, **Chester County**, ACOE Philadelphia District.

To install and maintain 200 linear feet of streambank stabilization consisting of bio-logs and plantings along Birch Run (HQ-TSF-MF) at Hibernia County Park (Wagontown, PA Quadrangle N: 4.7 inches; W: 13.0 inches).

**E15-695. Chester County Parks and Recreation Department**, 601 Westtown Road, Suite 160, West Chester, PA 19380-0990, Warwick Township, **Chester County**, ACOE Philadelphia District.

To construct and maintain a 12-foot by 20-foot wood deck and an attached 5-foot by 144-foot boardwalk over existing riprap partially within the floodway of French Creek (HQ-TSF) at Warwick County Park (Pottstown, PA Quadrangle N: 8.25 inches; W: 13.35 inches).

**E23-426. Delaware County Council**, Government Services Center, 2nd and Orange Streets, Media, PA 19063, Springfield and Nether Providence Townships, **Delaware County**, ACOE Philadelphia District.

To modify and expand Smedley Park which involves the construction of a new 13-foot wide by 65-foot span new steel bridge and the replacement of an existing bridge across the Crum Creek (WWF); grading and construction work in the floodway, utility crossings and the construction of a stormwater basin and associated outlet piping. The project is located approximately 2,300 feet north of the Exit 3 interchange of Interstate Route 476 and Baltimore Pike (Lansdowne, PA Quadrangle N: 8.50 inches; W: 16.50 inches).

**E51-203. Summit Realty Advisors**, 621 Delaware Street, New Castle, DE 19720, City of Philadelphia, **Philadelphia County**, ACOE Philadelphia District.

To construct and maintain a CVS pharmacy building and associated parking areas in the floodway of the Tacony-Frankford Creek (WWF). The project consists of the demolition and removal of two existing buildings as well as grading activities. Proposed floodway encroachments consist of the placement of fill and a portion of the CVS building on the southern most corner of the property. The site is located at the corner of Vandyke Street and Torresdale Avenue (Frankford, PA Quadrangle N: 1.0 inch; W: 12.7 inches).

**E15-696. Valley Township Board of Supervisors**, P. O. Box 467, Coatesville, PA 19320, **Chester County**, ACOE Philadelphia District.

To reconstruct and maintain a damaged retaining wall structure and to construct and maintain approximately 100 linear feet of new retaining wall to improve the deteriorated section of Wagontown Road (T-230) for traffic safety. Total retaining rehabilitation is 300 feet long and about 25 feet high within the 100-year floodplain of West Branch Brandywine Creek (WWF-MF). The site is located approximately 1,000 feet northwest of the intersection of Glencrest East Road and Manor Road (Coatesville, PA-USGS Quadrangle, N: 20.20 inches; W: 10.90 inches).

**E23-422. County of Montgomery**, Court House, P. O. Box 311, Norristown, PA 19404-0311, Towamencin Township, **Montgomery County**, ACOE Philadelphia District.

To remove an existing deteriorated iron beam and truss bridge over Towamencin Creek (TSF) and to construct and maintain a single span composite prestressed box beam bridge having a span of 80 linear feet at the same location and with approximately the same horizontal alignment. The site is located between Metz and Kriebel Roads (Lansdale, PA Quadrangle, N: 18.8 inches; W: 16.0 inches).

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

**E40-611. Pennsylvania Department of Transportation, Engineering District 4-0**, P. O. Box 111, Scranton, PA 18501, in Slocum Township, **Luzerne County**, U. S. Army Corps of Engineers, Baltimore District.

To remove the existing structures and to construct and maintain two road crossings of a tributary to Pond Creek (known as Black Brook) (CWF), located approximately 1,000 feet apart. The upstream proposed structure is a 10.0-foot by 6.0-foot reinforced concrete box culvert with its invert depressed 1.0 foot and the downstream structure is a 14.0-foot by 6.0-foot reinforced concrete box culvert with its invert depressed 1.0 foot. Temporary culverts are proposed to divert flow during construction, bypassing approximately 160 linear feet of channel at the upstream structure and approximately 260 linear feet of channel at the downstream structure. The project is located along SR 3005, Sections 370 and 371, approximately 500 feet east of the Slocum Township/Conyngham Township boundary (Nanticoke, PA Quadrangle N: 0.8 inch; W: 10.3 inches).

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

**E06-574. Ronald Knepp, Centre Township**, 449 Bucks Hill Road, Mohrsville, PA 19541 in Centre Township, **Berks County**, ACOE Philadelphia District.

To remove the existing 17-foot, 9-inch span girder bridge and to construct and maintain a 24-foot span

concrete box culvert with a 6-foot, 6-inch rise at a point crossing Irish Creek (WWF) along Trolley Road (T-726) (Bernville, PA Quadrangle N: 18.5 inches; W: 14.1 inches) in Centre Township, Berks County.

**E21-344. Robert Kemper**, 31 N. Humer Street, Enola, PA 17025 in East Pennsboro Township, **Cumberland County**, ACOE Baltimore District.

To maintain fill placed within the floodway of an unnamed tributary to Conodoquinet Creek (WWF) at a point behind the residence at 31 Humer Street, Enola, PA (Harrisburg West, PA Quadrangle N: 7.5 inches; W: 9.1 inches) in East Pennsboro Township, Cumberland County.

**E22-443. George Zimmerman, Kendale Oaks Corp.**, 113 S. Market St., P. O. Box 151, Elizabethtown, PA 17022 in Lower Paxton Township, **Dauphin County**, ACOE Baltimore District.

To place fill and to a 36-inch culvert in approximately 0.21 acre of wetlands adjacent to Beaver Creek (WWF) and to construct a sewer line crossing and a temporary stream crossing in a tributary to Beaver Creek (Nyes Run) at a point near the intersection of Nyes Run and Beaver Creek (Harrisburg East, Quadrangle N: 5.0 inches; W: 0.5 inch) for the purpose of constructing the Kendale Oaks Residential Development in Lower Paxton Township, Dauphin County.

**E36-745. William Adams**, Lancaster Township, 1240 Maple Avenue, Lancaster, PA 17603 in Lancaster Township, **Lancaster County**, ACOE Baltimore District.

To construct the existing abutments and to construct and maintain: (1) two pedestrian footbridges crossing the Little Conestoga Creek (WWF) at points near the intersection of Columbia Avenue and Stonemill Road (Lancaster, PA Quadrangle N: 6.9 inches; W: 13.0 inches); and (2) a single pedestrian bridge with abutments across an unnamed tributary to Little Conestoga Creek (WWF) at a point approximately 1,000 feet south of the intersection of Columbia Avenue and Stonemill Road (Lancaster, PA Quadrangle N: 5.9 inches; W: 12.95 inches) in Lancaster Township, Lancaster County.

**E36-747. Ivan Smucker**, 6251 Division Highway, Narvon, PA 17555 in Caernarvon Township, **Lancaster County**, ACOE Baltimore District.

To construct and maintain: (1) a 16-foot by 80-foot concrete manure storage tank; (2) two 6-inch diameter outfall structures from downspouts; and (3) a 10-inch outfall from an existing 2-foot x 3-foot drop box all to be located within the floodway of an unnamed tributary to Conestoga Creek (WWF) at a point approximately 1,000 feet south of Beartown (Honeybrook, PA Quadrangle N: 20.0 inches; W: 14.8 inches) in Caernarvon Township, Lancaster County.

**E38-134. Kathleen Moe, Friends of Old Annville, Quittie Creek Nature Park Committee**, 308 E. Main Street, Annville, PA 17003 in Annville and South Annville Township, **Lebanon County**, ACOE Baltimore District.

To construct and maintain a 72-foot span pedestrian bridge crossing the Quittapahilla Creek (TSF) at a point along Bachman Road (Palmyra, PA Quadrangle N: 14.0 inches; W: 1.0 inch) in Annville and South Annville Township, Lebanon County.

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

**E02-012 A. Victor A. and Susan Sutey**, 1 River Road, Vic's Boat Park, McKees Rocks, PA 15136-2859. McKees Rocks Borough, **Allegheny County**, ACOE Pittsburgh District.

To reissue and amend Permit E02-012 to operate and maintain the existing boat docking facility and two mobile homes along with their associated fill, to place and maintain additional fill for a total distance of 226 feet and to construct and maintain a 6 foot high by 131 foot long precast concrete wall along the left bank of the Ohio River back channel near River Mile 2.7 (Pittsburgh West, PA Quadrangle N: 16.7 inches; W: 7.3 inches).

**E02-1394. Levin Furniture**, 301 Fitz Henry Road, Smithton, PA 15479. Municipality of Monroeville, **Allegheny County**, ACOE Pittsburgh District.

To place and maintain fill in 0.17 acre of wetlands, to construct and maintain a stormwater pond within a tributary to Thompson Run (WWF) and to construct and maintain various outfall structures to Thompson Run for a proposed Levin Furniture Store. The project is located in the northeast corner of the intersection of Old William Penn Highway and Elliott Road. To meet wetland replacement requirements the applicant proposes to pay into the wetland replacement fund. This project will also culvert approximately 665 feet of stream channel that qualifies for authorization under the Department's waiver 105.12(a)(2) (Murrysville, PA Quadrangle N: 16.7 inches; W: 14.9 inches).

**E02-1396. Township of Indiana**, 941 Route 910, P. O. Box 788, Indianola, PA 15051-0788. Township of Indiana, **Allegheny County**, ACOE Pittsburgh District.

To construct and maintain a pedestrian walking bridge having a span of 56.0 feet across the channel of Deer Creek (CWF) for the purpose of providing pedestrian access at Emmerling Park. The project is located at Emmerling Park, approximately 2,400 feet north from the intersection of Bull Run Road and SR 910 (New Kensington West, PA Quadrangle N: 14.3 inches; W: 16.1 inches).

**E03-410. Pennsylvania Department of Transportation, Engineering District 10-0**, 2550 Oakland Avenue, P. O. Box 429, Indiana, PA 15701. West Franklin Township, **Armstrong County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain a 1.0-foot depressed 8.0-foot x 9.0-foot reinforced concrete culvert in an unnamed tributary to Buffalo Creek (TSF) for the purpose of improving transportation safety and roadway standards. The project is located on SR 4033, Segment 0010, Offset 0605, Section 150, Station 5 + 85 (Kittanning, PA Quadrangle N: 18.3 inches; W: 17.2 inches).

**E03-411. North Buffalo Township**, R. D. 4, Box 331C, Kittanning, PA 16201. North Buffalo Township, **Armstrong County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain a 5.0-foot x 5.0-foot concrete box culvert in Sipes Run (HQ-TSF) for the purpose of improving transportation safety and roadway standards. The project is located on T-300, approximately 0.7 mile south of the intersection with SR 3015 (Worthington, PA Quadrangle N: 4.4 inches; W: 6.1 inches).

**E04-288. Cooper and Cooper Company**, 2703 US Route 30, Hookstown, PA 15050. Greene Township, **Beaver County**, ACOE Pittsburgh District.

To operate and maintain the existing fill along the right bank of an unnamed tributary to Mill Creek (TSF) and to

place and maintain fill along the right bank of said stream for a distance of approximately 250 feet for the purpose of constructing a truck garage and parking area and expanding a steel fabrication business. The project is located on the west side of Silver Slipper Road, approximately 600 feet southeast from the intersection of Silver Slipper Road and US Route 30 (Hookstown, PA Quadrangle N: 14.2 inches; W: 13.0 inches).

**E26-298. Indian Creek Valley Water Authority**, P. O. Box 486, 2068 Indian Health Road, Indian Head, PA 15446-0486. Stewart Township and Ohioyle Borough, **Fayette County**, ACOE Pittsburgh District.

To install and maintain an 8 inch waterline across Bear Run (EV) associated with a water system extension project. The project is located off of SR 0381 (Mill Run, PA Quadrangle N: 5.1 inches; W: 12.6 inches).

**E65-809. Westmoreland County Public Works Department**, R. D. 12, Box 203 Donohoe Road, Greensburg, PA 15601-9217. Mount Pleasant Township, **Westmoreland County**, ACOE Pittsburgh District.

To construct and maintain a single span pedestrian bridge having a normal span of 50.0 feet and an underclearance of 6.0 feet across Welty Run (HQ-CWF) for the purpose of serving a handicapped accessible walkway around Mammoth Lake. The project is located in Mammoth Park off of SR 982 south, 8 miles south of its intersection with Route 30 (Mammoth, PA Quadrangle N: 16.3 inches; W: 10.8 inches).

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## ACTIONS

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### 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.

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

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

**NPDES Permit No. PA0058530**, Industrial Waste, **Georgia-Pacific Corporation**, 133 Peachtree Street Northeast, P. O. Box 105605, Atlanta, GA 30303. This proposed facility is located in Lower Merion Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval is authorized to discharge from a facility located at 600 Righters Ferry Road, Bala Cynwyd, PA 19004 to receiving waters named Schuylkill River-Wissahickon-3F.

**NPDES Permit No. PA0058611**, Sewage, **Tom Helder**, 3260 Mink Road, Kintnersville, PA 18930. This proposed facility is located in Springfield Township, **Bucks County**.

Description of Proposed Action/Activity: Approval to discharge from an unnamed tributary of Haycock Creek-2D.

**NPDES Permit No. PA0030228**, Sewage, **East Brandywine Township Municipal Authority**, 1214 Horseshoe Pike, Downingtown, PA 19355 and **Delaware County Community College**, 901 South Media Line Road, Media, PA 19063. This proposed facility is located in East Brandywine Township, **Chester County**.

Description of Proposed Action/Activity: Renewal to discharge into an unnamed tributary to Beaver Creek.

**NPDES Permit No. PA0058491**, Sewage, **PECO Energy Company**, 300 Front Street, Building No. 1, Conshohocken, PA 19428. This proposed facility is located in Lower Merion Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval to discharge into Cobbs Creek via storm sewer and Dry Swale-3G.

**NPDES Permit No. PA0058505**, Sewage, **Kilcar House Inc.**, 199 Union Road, Quakertown, PA 18951. This proposed facility is located in Richland Township, **Bucks County**.

Description of Proposed Action/Activity: Approval to discharge into Tohickon Creek-2D-Three Mile.

**NPDES Permit No. PA0053279**, Sewage, **The McKee Group**, 1490 Durham Road, New Hope, PA 18938. This proposed facility is located in Buckingham Township, **Bucks County**.

Description of Proposed Action/Activity: Renewal to discharge into an unnamed tributary to Mill Creek.

**NPDES Permit No. PA0050458**, Sewage, **Little Washington Wastewater Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010. This proposed facility is located in East Brandywine Township, **Chester County**.

Description of Proposed Action/Activity: Renewal to discharge into Culbertson Run-3H Watershed.



**NPDES Permit No. PA0058513**, Sewage, **Greg Thompson**, P. O. Box 18, Ferndale, PA 18921. This proposed facility is located in Springfield Township, **Bucks County**.

Description of Proposed Action/Activity: Approval to discharge into an unnamed tributary to Haycock Creek-Three Mile-2D.

**WQM Permit No. 1500421 Amendment No. 1**, Sewerage, **Upper Uwchlan Township**, 140 Pottstown Pike, Chester Springs, PA 19425. This proposed facility is located in Upper Uwchlan Township, **Chester County**.

Description of Proposed Action/Activity: Approval to amend existing permit for the construction and operation of gravity sewers two pump stations, spray irrigation and drip disposal system to serve the proposed residential development known as the Reserve at Eagle.

**WQM Permit No. 2387434 Amendment No. 1**, Sewerage, **Springhill Farms Wastewater Treatment Facility**, P. O. Box 756, Chadds Ford, PA 19317. This proposed facility is located in Chadds Ford Township, **Delaware County**.

Description of Proposed Action/Activity: Amend existing permit to install a dechlorination system at the wastewater treatment facility.

**WQM Permit No. 4602402**, Sewerage, **Horsham Township Water and Sewer Authority**, 617B Horsham Road, Horsham, PA 19044. This proposed facility is located in Horsham Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the construction and operation of a new pump station a sanitary sewer line and a forcemain.

**WQM Permit No. 0902403**, Sewerage, **Greg Thompson**, P. O. Box 18, Ferndale, PA 18921. This proposed facility is located in Springfield Township, **Bucks County**.

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

**WQM Permit No. 1599201**, Industrial Waste, **Pennsylvania Suburban Water Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489. The proposed facility is located in Wallace Township, **Chester County**.

Description of Proposed Action/Activity: On March 19, 1999, the Pennsylvania Suburban Water Company submitted an application for construction and operation of two proposed sludge lagoons to handle residual materials resulting from the water treatment plant and to discharge lagoon supernatant to the Cornog Quarry. A flow of 38,440 gallons per day of wastewater will be directed from the water treatment plant to the sludge lagoons. The proposed facilities will be constructed and operated within Wallace, East Brandywine and West Brandywine Townships in a manner consistent with the franchise service areas authorized by and agreements filed with the Pennsylvania Public Utility Commission and with municipal zoning ordinances and zoning approvals concerning new or expanded development.

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

**NPDES Permit No. PA0013064**, Industrial Waste, **Elementis Pigments, Inc.**, 1525 Wood Avenue, Easton, PA 18042-1497. This proposed facility is located in City of Easton, **Northampton County**.

Description of Proposed Action/Activity: To renew NPDES Permit.

**NPDES Permit No. PA0023051**, Sewage, **Borough of Palmerton**, 443 Delaware Avenue, Palmerton, PA 18071. This proposed facility is located in Palmerton Borough, **Carbon County** and discharge to Aquashicola Creek.

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

**NPDES Permit No. PA0064190**, Sewage, **DSV, Inc.**, P. O. Box 87, Hamlin, PA 18427. This proposed facility is located in Salem Township, **Wayne County**.

Description of Proposed Action/Activity: To issue a new NPDES Permit.

**WQM Permit No. 3502401**, Sewerage, **Lackawanna River Basin Sewer Authority**, P. O. Box 9068, Dickson City, PA 18519. This proposed facility is located in Throop Borough, **Lackawanna County**.

Description of Proposed Action/Activity: Construction and operation of the Throop Borough Pump Station.

**WQM Permit No. 4502402**, Sewerage, **Coolbaugh Township Board of Supervisors**, 5550 Memorial Boulevard, Tobyhanna, PA 18466. This proposed facility is located in Coolbaugh Township, **Monroe County**.

Description of Proposed Action/Activity: Part II permit to construct a 16,000 gallon equalization tank at the Coolbaugh Township Wastewater Treatment Plant.

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

**NPDES Permit No. PA0084948**, Sewage, **Waynesboro Borough Authority**, 57 East Main Street, Waynesboro, PA 17320. This proposed facility is located in Quincy Township, **Franklin County**.

Description of Proposed Action/Activity: Authorization to discharge to East Branch Antietam Creek in Watershed 13-C.

**WQM Permit No. 3678402 Amendment 01-1**, Sewerage, **Mount Joy Borough Authority**, P. O. Box 25, Mount Joy, PA 17552. This proposed facility is located in East Donegal Township, **Lancaster County**.

Description of Proposed Action/Activity: Modifications to the construction/operation of sewage treatment facilities.

**NPDES Permit No. 6702404**, Sewerage, **Red Lion Municipal Authority**, P. O. Box 190, Red Lion, PA 17356-0190. This proposed facility is located in Red Lion Borough, **York County**.

Description of Proposed Action/Activity: Construction/operation of the High Street Pump Station.

**NPDES Permit No. PA0088935**, CAFO, **Mike Mul-lady, Harmony Farms, LLC**, P. O. Box 248, Camp Hill, PA 17001. This proposed facility is located in North Codorus Township, **York County**.

Description of Size and Scope of Proposed Operation/Activity: Authorization to operate a 1,717-AEU swine CAFO with a discharge in Watershed 7-H.

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

**PA0031283**, Sewage, SIC 4952, **West Branch Area School District**, R. R. 2, Box 194, Morrisdale, PA 16858-9312. This existing facility is located in Morris Township, **Clearfield County**.

Description of Proposed Activity: Renewal of an NPDES permit for the sewage treatment facility, which serves the junior/senior high and the elementary schools.

**NPDES Permit No. PA0044661**, Sewerage SIC 4952, **Lewisburg Area Joint Sewer Authority**, P. O. Box 305, Lewisburg, PA 17837. This proposed facility is located in East Buffalo Township, **Union County**.

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

**NPDES Permit No. PA0115053**, Sewerage 4952, **Nicholas Wolff Foundation**, R. D. 2 Box 180, Millville, PA 17846. This facility is located in Greenwood Township, **Columbia County**.

Description of Action/Activity: Renewal of NPDES permit for nonmunicipal wastewater treatment facilities.

**NPDES Permit No. PA0008443**, Industrial Waste SIC 4911, **PPL Montour LLC**, Two North Ninth Street, Allentown, PA 18101. This proposed facility is located in Derry Township, **Montour County**.

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

**NPDES Permit No. PA0113034**, Sewerage 4952, **Beaver Lake Sewer Company**, P. O. Box 1, Cambria, PA

18611. This facility is located in Penn Township, **Lycoming County**.

Description of Action/Activity: Renewal of NPDES permit for nonmunicipal wastewater treatment facilities.

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

**NPDES Permit No. PA0001287**, Industrial, **Armstrong World Industries, Inc.**, 1018 11th Street, Beaver Falls, PA 15010 is authorized to discharge from a facility located at the Beaver Falls Plant, Beaver Falls, **Beaver County** to receiving waters named Walnut Bottom Run (Outfalls 001, 005, 007—009, 011 and 012) and Brighton Alley Run (Outfalls 002—004 and 006).

**NPDES Permit No. PA0002933**, Industrial Waste, **West Penn Power Company d/b/a Allegheny Power**, South Seventh Street, Connellsville, PA 15425 is authorized to discharge from a facility located at the West Penn/Allegheny Power Connellsville West Side Facility, City of Connellsville, **Fayette County** to receiving waters named Youghiogheny River.

This notice reflects changes from the notice published at 31 Pa.B. 3780 (July 14, 2001).

*Internal Outfall 102*

Parameter	Average Monthly	Maximum Daily	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
Total PCB	Not Detectable				Not Detectable	

Also, Internal Outfalls 202 and 111 are eliminated because the direct discharge of wastewater has been eliminated.

**NPDES Permit No. PA0004740**, Sewerage, **Nautical Mile Marina, Inc.**, 206 Butler Road, Kittanning, PA 16201 is authorized to discharge from a facility located at The Nautical Mile Marina at Templeton Sewage Treatment Plant, Pine Township, **Armstrong County** to receiving waters named Allegheny River.

**NPDES Permit No. PA0021113**, Sewerage, **Borough of Glassport**, Fifth and Monongahela Avenues, Glassport, PA 15045 is authorized to discharge from a facility located at Glassport Sewage Treatment Plant, Borough of Glassport, **Allegheny County** to receiving waters named Monongahela River.

**NPDES Permit No. PA0026824**, Sewerage, **Clairton Municipal Authority**, One North State Street, Clairton, PA 15025 is authorized to discharge from a facility located at the Clairton Sewage Treatment Plant, City of Clairton, **Allegheny County** to receiving waters named Peters Creek.

**NPDES Permit No. PA0046671**, Sewerage, **United Steelworkers of America**, Five Gateway Center, Pittsburgh, PA 15222 is authorized to discharge from a facility located at Linden Hall United Steelworkers STP, Lower Tyrone Township, **Fayette County** to receiving waters named drainage swale tributary to Youghiogheny River.

**NPDES Permit No. PA0091243**, Sewerage, **Allegheny Trails Council (BSA)**, Flag Plaza, Pittsburgh, PA 15219-3699 is authorized to discharge from a facility located at Heritage Reservation Sewage Treatment Plant, Wharton

Township, **Fayette County** to receiving waters named drainage swale tributary to an unnamed tributary of Little Sandy Creek.

**NPDES Permit No. PA0096130**, Sewerage, **Nemacolin, Inc.**, 803 Pershing Boulevard, P. O. Box 117, Nemacolin, PA 15351 is authorized to discharge from a facility located at Nemacolin, Inc. Sewage Treatment Plant, Cumberland Township, **Greene County** to receiving waters named Monongahela River.

**NPDES Permit No. PA0204200**, Sewerage, **Joseph T. Naviglia, Jr.**, 1743 Wildlife Lodge Road, Lower Burrell, PA 15068 is authorized to discharge from a facility located at the Naviglia SR STP, Lower Burrell, **Westmoreland County** to receiving waters named unnamed tributary to Little Pucketa Creek.

**NPDES Permit No. PA0205681**, Sewerage, **Somerset Township Municipal Authority**, 2209 North Center Avenue, P. O. Box 247, Somerset, PA 15501-0247 is authorized to discharge from a facility located at Somerset Correctional Facility Sewage Treatment Plant, Black Township, **Somerset County** to receiving waters named unnamed tributary of Laurel Run.

**NPDES Permit No. PA0217727**, Sewerage, **Rices Landing Borough**, Main Street, P. O. Box 185, Rices Landing, PA 15357 is authorized to discharge from a facility located at the Rices Landfill STP, Borough of Rices Landing, **Greene County** to receiving waters named Monongahela River.

**NPDES Permit No. PA0219177**, Sewerage, **Dana Mining Company of PA, Inc.**, P. O. Box 1209, Morgantown, WV 26507 is authorized to discharge from a facility located at Titus Mine Sewage Treatment Plant, Dunkard

Township, **Greene County** to receiving waters named unnamed tributary of Dunkard Creek.

**NPDES Permit No. PA0219240**, Sewage, **Donald Andrick**, 3919 Constitution Boulevard, Darlington, PA 16115 is authorized to discharge from a facility located at Andrick Property, Bell Acres Borough, **Allegheny County** to receiving waters named unnamed tributary to Little Sewickley Creek.

**NPDES Permit No. PA0219258**, Sewage, **268 Center, Inc.**, R. D. 1, Box 290, Cowansville, PA 16218 is authorized to discharge from a facility located at Mechling-Shakley Veterans Center Sewage Treatment Plant, Sugarcreek Township, **Armstrong County** to receiving waters named drainage swale tributary to unnamed tributary of Patterson Creek.

**Permit No. 2685202-A1**, Industrial Waste, **West Penn Power d/b/a Allegheny Power**, 800 Cabin Hill Drive, Greensburg, PA 15601-1689. Construction of wastewater equipment at an electrical utility service and warehouse facility located in City of Connellsville, **Fayette County** to serve West Penn/Allegheny Power Connellsville West Side Facility.

**Permit No. 0202407**, Sewerage, **Donald Andrick**, 3919 Constitution Boulevard, Darlington, PA 16119. Construction of small flow sewage treatment plant—single residence located in Bell Acres Borough, **Allegheny County** to serve Andrick Property.

**Permit No. 3002401**, Sewerage, **Dana Mining Company of PA, Inc.**, P. O. Box 1209, Morgantown, WV 26507. Construction of a sewage treatment plant located in Dunkard Township, **Greene County** to serve Titus Mine Sewage Treatment Plant.

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

**NPDES Permit No. PA0238759**, Sewage, **Nancy Jane Oesterling**, 454 Keck Road, Butler, PA 16002. This proposed facility is located in Summit Township, **Butler County**.

Description of Proposed Action/Activity: This project is authorized to discharge to unnamed tributary to Bonnie Brook.

**WQM Permit No. 1002408**, Sewerage, **Nancy Jane Oesterling**, 454 Keck Road, Butler, PA 16002. This proposed facility is located in Summit Township, **Butler County**.

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

**WQM Permit No. 2502414**, Sewerage, **Paul L. and Esther V. Stewart**, 6832 Garfield Avenue, Harborcreek, PA 16421. This proposed facility is located in Harborcreek Township, **Erie County**.

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

**NPDES STORMWATER INDIVIDUAL PERMITS—(PAS)**

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

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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAR10D124	Ashley Development Company 559 Main Street, Suite 300 Bethlehem, PA 18018	Bucks	Springfield Township	Cooks Creek EV
PAS10G338	Pennsylvania Suburban Water Co. 762 Lancaster Avenue Bryn Mawr, PA 19010-3489	Chester	Wallace Township	East Branch Brandywine Creek HQ-TSF-MF
PAS10G467	Sandy Hill, LP 960 Pottstown Pike Chester Springs, PA 19425	Chester	West Caln Township	Birch Run HQ
PAS10G520	White Manor County Club 831 Providence Road Malvern, PA 19335	Chester	Willistown Township	Tributary to Crum Creek EV

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10Q234	R.A.B. Management 711 Frutchey Rd. Easton, PA 18040	Lehigh	Lower Macungie Township	Little Lehigh Creek HQ-CWF
PAS10Q242	Lehigh Career & Technical Institute 4500 Education Park Dr. Schnecksville, PA 18078	Lehigh	N. Whitehall Township	Unnamed tributaries to Jordan Creek HQ-CWF
PAS10S105	Price Township Development Corp. 1 Empire Plaza SR 611 Stroudsburg, PA 18360	Monroe	Price and Smithfield Townships	Michael Creek HQ-CWF
PAS10U175	Reen Development Co., LLC 5303 Cider Press Rd. Schnecksville, PA 18078	Northampton	Plainfield Township	Little Bushkill Creek HQ-CWF
PAS10U174	Muschlitz Excavating, Inc. 586 Moorestown Dr. Bath, PA 18014	Northampton	Moore Township	Bushkill 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.

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#### **List of NPDES and/or Other General Permit Types**

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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 and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Butler County Jackson Township	PAR10E194	Kenny Ross Chevrolet-Buick 5989 Penn Circle South Pittsburgh, PA 15206	Breakneck Creek WWF	Butler Conservation District (724) 284-5270
Butler County Washington Township	PAR10E179	Seneca Land Fill Inc. P. O. Box 1080 Mars, PA 16046	Hilliards Branch of Slippery Rock Creek CWF	Butler Conservation District (724) 284-5270
Washington Township Jefferson County	PAS103313	Robert W. Shaffer P. O. Box 229 Falls Creek, PA 15840	Kyle Run Tributary to Falls Creek	Jefferson County (814) 849-7463
Harborcreek Township Erie County	PAR10K202	The Pennsylvania State University Behrend College University Support Bldg. II Room 110 5091 Station Road Erie, PA 16553	Tributary to Four Mile Creek WWF; MF	Erie County Conservation District (814) 825-6403
Millcreek Township Erie County	PAR10K200	Eagles L. P. 3435 West Lake Road Erie, PA 16506	UNT to Walnut Creek WWF; CWF	Erie County Conservation District (814) 825-6403
City of Erie Erie County	PAR10K201	Pennsylvania Department of Transportation 255 Elm Street Oil City, PA 16301	Millcreek WWF; MF	Erie County Conservation District (814) 825-6403
City of Erie Erie County	PAR10K203	Erie-Western Pennsylvania Port Authority 100 State Street Suite 205 Erie, PA 16507	Millcreek WWF; MF	Erie County Conservation District (814) 825-6403
Scott Township Lawrence County	PAR103751	Samuel and Becky McCracken R. D. 3 Box 301 Slippery Rock, PA 16057	Slippery Rock Creek CWF	Lawrence County Conservation District (724) 652-4512
Hilltown Township Bucks County	PAR10D600	Frank McGowen P. O. Box 794 Uwchlan, PA 19480-0794	Neshaminy Creek WWF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Upper Makefield Township Bucks County	PAR10D606	John Lehman 1054 Creamery Road Upper Makefield, PA 18940	Delaware River WWF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Tullytown Borough Bucks County	PAR10D655	DLC Management Corp. 580 White Plains Road Tarrytown, NY 10591	Unnamed tributary to Delaware River WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Buckingham Township Bucks County	PAR10D661	DeLuca Enterprises 107 Floral Vale Boulevard Yardley, PA 19067	Neshaminy Creek WWF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Northampton Township Bucks County	PAR10D468-1	Site Development Inc. 1700 Horizon Way Mt. Laurel, PA 08054	Iron Works Creek TSF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Middletown Township Bucks County	PAR10D507-1	Pennswood Village 1382 Langhorne Road Newtown, PA 18940	Neshaminy Creek WWF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Newtown Township Bucks County	PAR10D578-1	Orleans Homebuilders, Inc. 3333 Street Road Suite 1 Bensalem, PA 19020	Core Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Upper Providence Township Delaware County	PAR10J233	Greenbriar LLP 347 East Conestoga Road Wayne, PA 19087	Crum Creek CWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lower Chichester Township Marcus Hook Borough Delaware County	PAR10J252	PECO Energy 405 Park Avenue Warminster, PA 18974	Unnamed tributary to Delaware River WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Worcester Township Montgomery County	PAR10T811	Cedars Hill, LLP 900 East 8th Avenue Suite 300 King of Prussia, PA 19406	Zacharias Creek WWF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Pottstown Borough Montgomery County	PAR10T859	Borough of Pottstown 100 East High Street Pottstown, PA 19464	Schuylkill River CWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Montgomery Township Montgomery County	PAR10T869	Montgomery Sq. Partnership 585 Skippack Pike Blue Bell, PA 19422	Little Neshaminy Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Towamencin Township Montgomery County	PAR10T843	Dock Woods Community 275 Dock Drive Lansdale, PA 19446	Unnamed tributary to Skippack Creek TSF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Montgomery Township Montgomery County	PAR10T892	United Stor-All Centers 1787 Sentrey Parkway West Blue Bell, PA 19422	Trewellyn Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Montgomery Township Montgomery County	PAR10T765	Integral Development Corp. 1809 Walnut Street Suite 425 Philadelphia, PA 19103	Tributary of Little Neshaminy Creek WWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Upper Pottsgrove Township Montgomery County	PAR10T356-R2	Rouse Chamberlin Homes 500 Exton Commons Exton, PA 19341	Manatawny Creek CWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Upper Providence Township Montgomery County	PAR10T704	The Sukonick Building 1250 Germantown Pk. Suite 100 Plymouth Meeting, PA 19462	Mingo Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Limerick Township Montgomery County	PAR10T736	40-44 High Street, Inc. 1030 Germantown Pk P. O. Box 19409 Fairview Village, PA 19409	Brook Evans Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lackawanna County City of Scranton	PAR10N116-1	Christopher J. Speicher Tripp CDC, Inc. 1710 Madison Ave. Dunmore, PA 18512	Lackawanna River TSF	Lackawanna County Conservation District (570) 281-9495
Northampton County Allen Township	PAR10U180	Louis Tepes, Jr. 3185 Center Rd. Northampton, PA 18067	Lehigh River WWF	Northampton County Conservation District (610) 746-1971
Silver Spring Township Cumberland County	PAR10H297	Robert Yentzer 6355 Basehore Road Mechanicsburg, PA 17055	Simmons Run WWF	Cumberland County Conservation District 43 Brookwood Avenue Carlisle, PA 17013 (717) 240-7812
Lancaster City Lancaster County	PAR10O459	High Steel Service Center Inc. 400 Steel Way Lancaster, PA 17604	UNT to Little Conestoga Creek WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Lancaster City Lancaster County	PAR10O526	Redevelopment Authority of Lancaster 120 N. Duke St. Box 1599 Lancaster, PA 17602	Conestoga Creek WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
East Lampeter Township Lancaster County	PAR10O577	Metzler/Hess Partnership 1172 Penn Grant Rd. Strasburg, PA 17579	Mill Creek WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601
Rapho Township Lancaster County	PAR10O580	Leroy G. Musser 1901 Cider Press Rd. Manheim, PA 17545	Little Chickies Creek TSF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
West Lampeter Township Lancaster County	PAR10O584	Scott H. Haverstick 1970 Water St. Washington Borough, PA 17582	UNT to Mill Creek WWF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Conoy Township Lancaster County	PAR10O587	Construction & Develop Solutions 1219 Willow Street Pike Lancaster, PA 17602	UNT to Conoy Creek TSF	Lancaster County Conservation District 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
York Township York County	PAR10Y598	Cider Ridge Clark Drenning Hantz Enterprises 2152 Bayberry Lane York, PA 17403	UNT to Codorus Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Richmond Township Berks County	PAR10C437	Daniel Dellicker, Director Environmental Affairs E. Penn Mfg. Co. Inc. Deka Rd. Lyon Station, PA 19536	Moselem Creek CWF	Berks County Conservation District P. O. Box 520 1238 Co. Welfare Rd. Leesport, PA 19533-0520 (610) 372-4657
Centre County Gregg Township	PAR10F169	Stonefield Subdivision Paul Zubler 3896 Penns Valley Pike Spring Mills, PA 16875	UNT to Penns and Sinking Creeks CWF	Centre County Conservation District 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817
Northumberland County Delaware Township	PAR104950	Revival Tabernacle Church Old Highway 15 New Columbia, PA 17856	UNT to Muddy Run WWF	Northumberland County Conservation District R. R. 3, Box 238C Sunbury, PA 17801 (570) 286-7114 Ext. 4
Allegheny County Kennedy Township	PAR10A585	Prestige Mortgage Services 1789 Pine Hollow Rd. McKees Rocks, PA 15136	Moon Run WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County O'Hara Township	PAR10A586	Thomson Properties, Inc. 9400 McKnight Rd. Suite 207 Pittsburgh, PA 15237	UNT to Allegheny River WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Findlay and Moon Townships	PAR10A591	Pennsylvania Department of Transportation 45 Thoms Run Rd. Bridgeville, PA 15017	Raccoon Creek WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Marshall Township	PAR10A594	Gary Herbert P. O. Box 297 Wexford, PA 15090	Pine Creek CWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Collier Township	PAR10A602	Collier Town Square 1370 Washington Pike Bridgeville, PA 15017	Chartiers Creek WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Collier Township	PAR10A602	O'Brien Construction Company 30685 Solon Industrial Parkway Solon, OH 44139	Chartiers Creek WWF	Allegheny County Conservation District (412) 241-7645
Beaver County Center Township	PAR100292	Gary Yoko TDS Group, LLC P. O. Box 477 Beaver, PA 15009	UNT to Raccoon Creek WWF Ohio River WWF	Beaver County Conservation District (724) 774-7090
Washington County North Strabane Township	PAR10W214	Canon-McMillan School District One North Jefferson Ave. Canonsburg, PA 15317-1305	Chartiers Creek WWF	Washington County Conservation District (724) 228-6774



*General Permit Type—PAG-3*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Bensalem Township Bucks County	PAR230062	Betz Dearborn Inc. 4636 Somerton Rd. Trevose, PA 19053	Poquessing Creek 2F Watershed	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131
City of Philadelphia Philadelphia County	PAR800085	Roadway Express Inc. 1077 Gorge Blvd. Akron, OH 44309	Frankford Creek 3J Watershed	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131
East Goshen Township Chester County	PAR110029	MEI/ISI/FLAVIA 1301 Wilson Dr. West Chester, PA 19380	Chester Creek 3G Watershed	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Middletown Township Bucks County	PAR230046	Betz Dearborn Inc. 4636 Somerton Rd. Trevose, PA 19053	Mill Creek 2F Watershed	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Lebanon County Lebanon City	PAR203598	Lancaster Aluminum Co., Ltd. 24 Keystone Drive Lebanon, PA 17042	Quittapahilla Creek TSF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Franklin Township Snyder County	PAR214824	Architectural Precast, LLC P. O. Box 157 Middleburg, PA 17824	UNT to Middle Creek CWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
City of Hermitage Mercer County	PAR808336	Con-Way Transportation Services c/o CNF, Inc. 3240 Hillview Avenue Palo Alto, CA 94304	Shenango River	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
City of St. Marys Elk County	PAR228301	Babcock Lumber Company P. O. Box 8348 Pittsburgh, PA 15218	Unnamed tributary of Iron Run and unnamed tributary of Elk Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Clinton Township Butler County	PAR608321	Saxonburg Boulevard Auto Parts, Inc. P. O. Box 152 Mars, PA 16046	Bull Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Clinton Township Butler County	PAR118320	II-IV Incorporated 375 Saxonburg Boulevard Saxonburg, PA 16056	Unnamed tributary to Thorn Creek and Lardintown Run Bull Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
City of Erie Erie County	PAR218306	A. Duchini, Inc. P. O. Box 10005 Erie, PA 16514-0005	Garrison Run to Lake Erie	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Conewango Township Warren County	PAR708318	West Penn Oil Company, Inc. P. O. Box 805 Warren, PA 16365	Jackson Run	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

*General Permit Type—PAG-4*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Franklin County Letterkenny Township	PAG043584 (Transfer)	Sean W. and Monique B. White 8835 Iron Bridge Road Chambersburg, PA 17201	Lehman Run WWF	DEP—SCRO 909 Elmerton Ave. Harrisburg, PA 17110 (717) 705-4707
Lewis Township Northumberland County	PAG045011	Frank A. Brown R. D. 3, Box 415A Muncy, PA 17765	UNT to Warrior Run WWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Harborcreek Township Erie County	PAG048824	Paul L. and Esther V. Stewart 6832 Garfield Avenue Harborcreek, PA 16421	Unnamed tributary to Sevenmile Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

**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.*

<b>Permit No. 1598513, Public Water Supply.</b>	
Applicant	<b>Pennsylvania Suburban Water Company</b> 762 W. Lancaster Avenue Bryn Mawr, PA 19101
Township	Wallace
County	<b>Chester</b>
Type of Facility	PWS
Consulting Engineer	CET Engineering Services 1240 N. Mountain Road Harrisburg, PA 17112-1788
Permit to Construct Issued	September 6, 2002

<b>Permit No. 0902505, Minor Amendment. Public Water Supply.</b>	
Applicant	<b>Newtown Artesian Water Company</b> P. O. Box 217 Newtown, PA 18940-0217
Borough	Newtown

County **Bucks**  
 Type of Facility PWS  
 Consulting Engineer Gannett Fleming, Inc.  
 P. O. Box 67100  
 Harrisburg, PA 17106-7100  
 Permit to Construct September 3, 2002  
 Issued

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

**Operations Permit** issued to **Huckleberry Land Water Association**, 705 South Mountain Estates Road, Shippensburg, PA 17257, 7210052, Southampton Township, **Cumberland County** on August 26, 2002, for the operation of facilities approved under Construction Permit No. 2100502.

**Operations Permit** issued to **Cavalry Heights, Inc.**, 2160 Hanover Road, Gettysburg, PA 17325, 7010039, Mt. Pleasant Township, **Adams County** on August 30, 2002, for the operation of facilities approved under Construction Permit No. 0101506.

**Operations Permit** issued to **Lincoln Utilities Incorporated**, P. O. Box 308, Greencastle, PA 17225 7280063, Antrim Township, **Franklin County** on July 5, 2002, for the operation of facilities approved under Construction Permit No. 2801507.

**Operations Permit** issued to **Pennsylvania American Water Company**, 800 West Hersheypark Drive, P. O. Box 888, Hershey, PA 16335, 7210029, Hampden Township, **Cumberland County** on August 26, 2002, for the operation of facilities approved under Construction Permit No. 2101505.

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

**Permit No. 1401506**, Public Water Supply.

Applicant **Aaronsburg Water Pipes, Inc.**  
 P. O. Box 254  
 Aaronsburg, PA 16820  
 Township Haines Township  
 County **Centre**  
 Type of Facility PWS  
 Consulting Engineer Jason Wert, P.E.  
 Herbert, Rowland & Grubic, Inc.  
 474 Windmere Drive  
 State College, PA 16801  
 Permit to Construct September 6, 2002  
 Issued

**Operations Permit** issued to **Williamsport Municipal Water Authority**, 253 West Fourth Street, Williamsport, PA 17701, Old Lycoming Township, **Lycoming County** on September 4, 2002, for the operation of the new Grimesville finished water storage tank.

**Operations Permit (Special Permit-by-Rule)** issued to **Harmony Brook d/b/a Culligan Store Solutions**, 1030 Lone Oak Road, Suite 110, Eagan, MN 55121-2251, on August 30, 2002, for the installing and operation of Culligan Store Solutions Fresh Drinking Water System at the Wal-Mart Supercenter #1640, PWS ID 4146363, 1640

North Atherton Place, State College, PA 16803-1417, Patton Township, **Centre County**.

**Operations Permit (Special Permit-by-Rule)** issued to **Harmony Brook d/b/a Culligan Store Solutions**, 1030 Lone Oak Road, Suite 110, Eagan, MN 55121-2251, on August 30, 2002, for the deactivation and removal of a vended water machine, entry point 103 located in Giant Food Store #68, PWS ID 414363, in the Borough of Shamokin Dam, **Snyder County**.

**Operations Permit (Special Permit-by-Rule)** issued to **Harmony Brook d/b/a Culligan Store Solutions**, 1030 Lone Oak Road, Suite 110, Eagan, MN 55121-2251, on August 30, 2002, for the deactivation and removal of a vended water machine, entry point 103 located in Giant Food Store #108, PWS ID 414363, in the Borough of Danville, **Montour County**.

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

**Permit No. 2402501**, Public Water Supply.

Applicant **Johnsonburg Municipal Authority**  
 520 A Market Street  
 Johnsonburg, PA 15845  
 Borough or Township Ridgway  
 County **Elk**  
 Type of Facility PWS  
 Consulting Engineer Uni-Tec Consulting Engineers, Inc.  
 2007 Cato Avenue  
 State College, PA 16801  
 Permit to Construct September 9, 2002  
 Issued

**Permit No. 1002502**, Public Water Supply.

Applicant **Petrolia Water Authority**  
 P. O. Box 222  
 Petrolia, PA 16050  
 Borough or Township Petrolia Borough  
 County **Butler**  
 Type of Facility PWS  
 Consulting Engineer Olsen Engineering  
 126 S. Main Street  
 Butler, PA 16991  
 Permit to Construct September 9, 2002  
 Issued

**Operation Permit** issued to **Foxburg Area Water and Sewer Authority**, P. O. Box 2, Foxburg, PA 16036-0002, PWS ID 6160004, Foxburg Borough, **Clarion County** on September 6, 2002, for the operation of facilities approved under Construction Permit #1601502.

**Operation Permit** issued to **Cedar Acres MHP**, 1650 Harlansburg Road, New Castle, PA 16101, PWS ID 6370910, Scott Township, **Lawrence County** on September 4, 2002, for the operation of facilities approved under Construction Permit #3702501.

**Operation Permit** issued to **Mars Borough**, P. O. Box 395, 598 Spring Street, Mars, PA 16046, PWS ID 5100049, Adams Township, **Butler County** on September 4, 2002, for the operation of facilities approved under Construction Permit #1095501.

## 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:

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

**Rite Aid Store No. 246, Derry Township, Dauphin County.** BL Companies, 830 Sir Thomas Court, Harrisburg, PA 17109, on behalf of Rite Aid Corporation, 451 South St. John's Church Road, Camp Hill, PA 17011, submitted a final report concerning remediation of site soils and groundwater contaminated with BTEX and PHCs. The report is intended to document remediation of the site to the Statewide Health standard.

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

**Lucas Brothers Garage, Westover Borough, Clearfield County.** Bolger Brothers, Inc., on behalf of Gene Hagens, 120 N. Main Street, Westover, PA 16692, has submitted a Work Plan concerning soil and groundwater contaminated with BTEX, PAHs and PHCs in partial fulfillment of the Special Industrial Area requirements.

## 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:

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

**Former Alcock Residence, Westfall Township, Pike County.** Salvatore Sciascia, President, S&M Management, Inc., P. O. Box 1429, 522 Routes 6 and 209, Milford, PA 18337 submitted a Final Report (on behalf of Thomas and Laureen Alcock, Cramer Drive, Chester, NJ 07930) concerning the remediation of site soils found or suspected to be contaminated with no. 2 fuel oil. The report demonstrated attainment of the Statewide health standard and was approved on September 3, 2002.

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

**Washington Square Phase II, Parcel 2, City of Harrisburg, Dauphin County.** EPSYS Corporation, 1414 North Cameron Street, Suite 1, Harrisburg, PA 17103, on behalf of UGI Utilities, Inc., 100 Kachel Blvd., Reading, PA 19612-2677 and Harristown Realty Improvement, P. O. Box 1224, Harrisburg, PA 17108, submitted a final report concerning the remediation of site soils and groundwater contaminated with BTEX and PAHs. The final report demonstrated attainment of the site-specific standard and was approved by the Department on September 6, 2002.

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

**Newberry Rail Yard—SEDA-COG**, City of Williamsport, **Lycoming County**. Converse Consultants, on behalf of SEDA-COG, R.R. 1, Box 372, Lewisburg, PA 17827, has submitted a Remedial Investigation Report and Final Report concerning remediation of soil and groundwater contaminated with lead, heavy metals, BTEX, PHCs and PAHs. The Remedial Investigation Report was approved by the Department and the Final Report demonstrated attainment of the Site-Specific Standards and was also approved by Department on August 13, 2002.

**Lucas Brothers Garage**, Westover Borough, **Clearfield County**. Bolger Brothers, Inc. on behalf of Gene Hagens, 120 N. Main Street, Westover, PA 16692, has submitted a Work Plan in partial fulfillment of the Special Industrial Area requirements. It was approved by the Department on September 5, 2002.

**Naftel Residence**, Valley Township, **Montour County**. Chambers Environmental Group, Inc., on behalf of Mr. and Mrs. Brian Naftel, 7 Breezy Court, Danville, PA 16821, has submitted a Final Report concerning soil contaminated with BTEX and PAHs. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on September 6, 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 Renewed*

**Chemclene Corporation**, 258 N. Phoenixville Pike, Malvern, PA 19355-1126. License No. **PA-AH 0150**. Effective September 10, 2002.

**S&M Management Incorporated**, P. O. Box 1429, Milford, PA 18337-1429. License No. **PA-AH 0412**. Effective September 10, 2002.

**Suttles Truck Leasing, Inc.**, P. O. Box 129, Demopolis, AL 36723. License No. **PA-AH 0332**. Effective September 5, 2002.

**Mid-State Trading Co.**, P. O. Box 3275, 2525 Trenton Avenue, Williamsport, PA 17701. License No. **PA-AH 0148**. Effective September 3, 2002.

### AIR QUALITY

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

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

**21-03006A: Nestlé Purina PetCare Co.** (6509 Brandy Lane, Mechanicsburg, PA 17055) on September 5, 2002, for installation of a boiler and pet food processing line in Hampden Township, **Cumberland County**. The boiler is

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

**28-03039: Warrior Roofing Manufacturing of Pennsylvania, LLC** (3050 Warrior Road, P. O. Box 40185, Tuscaloosa, AL 35404-0185) on September 5, 2002, for construction of an asphalt roofing manufacturing facility in Greene and Letterkenny Townships, **Franklin County**. This facility is subject to 40 CFR Part 60, Subpart UU—Standards of Performance for Asphalt Processing and Asphalt Roofing Manufacture and also 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.

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

**49-00019C: Sunoco Partners Marketing and Terminals, L. P.** (1801 Market Street, Philadelphia, PA 19103) on August 13, 2002, for installation of an air cleaning device (a John Zink vapor combustion unit) on two petroleum product loading racks in Point Township, **Northumberland County**.

**08-301-016A: Faithful Companions Pet Cemetery, Inc.** (R. R. 2, Box 210, Ulster, PA 18850) on August 20, 2002, for construction of an animal crematory incinerator in East Smithfield Township, **Bradford County**.

**14-313-042: Rutgers Organics Corporation** (201 Struble Road, State College, PA 16801) on August 20, 2002, for modification of a chemical process facility and associated air cleaning devices (various condensers and two packed tower scrubbers) to produce a new product, ROC-8, in College Township, **Centre County**.

**41-0010B: Andritz, Inc.** (35 Sherman Street, Muncy, PA 17756) on August 27, 2002, for construction of a 650 pound per hour steel-melting electric induction furnace in Muncy Borough, **Lycoming County**.

**41-00010B: Andritz, Inc.** (35 Sherman Street, Muncy, PA 17756) on August 27, 2002, for construction of a thermal foundry sand reclamation system and associated air cleaning devices (one fabric collector and two cartridge collectors) in Muncy Borough, **Lycoming County**.

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

**56-00011A: New Enterprise Stone and Lime Co., Inc.** (P. O. Box 77, New Enterprise, PA 16664) on September 3, 2002, for installation of screen at Central City Sand Plant in Shade Township, **Somerset County**.

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

**43-310F: Dufenco Farrell Corp.** (15 Roemer Boulevard, Farrell, PA 16121) on July 14, 2002, for reactivation of the No. 3 Slab Reheat Furnace in Farrell, **Mercer County**.

**25-197C: Erie Bronze and Aluminum Co.** (6300 West Ridge Road, Erie, PA 16505) on July 22, 2002, for modification of the electric induction furnace in Fairview, **Erie County**.

**25-025D: GE Transportation Systems, Inc.** (2901 East Lake Road, Erie, PA 16531) on August 28, 2002, for modifications to Boilers 1, 5 and 9 in Erie, **Erie County**.

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**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.**

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

**15-0108: Refractory Minerals Co., Inc.** (150 South Jennersville Road, West Grove, PA 19390) on September 3, 2002, for operation of a gas fired dryer in Penn Township, **Chester County**.

**46-0210: Cellco Partnership d/b/a Verizon** (5175 Campus Drive, Plymouth Meeting, PA 19462) on September 3, 2002, for operation of a 600 kW diesel generator in Whitmarsh Township, **Montgomery County**.

**46-0037E: Cabot Performance Materials** (County Line Road, Boyertown, PA 19512) on September 4, 2002, for operation of a sources building No. 49 in Douglass Township, **Montgomery County**.

**23-0001L: Sunoco, Inc.** (R and M) (Delaware Avenue and Green Street, Marcus Hook, PA 19061) on September 4, 2002, for operation of two racing fuel storage tanks in Marcus Hook Borough, **Delaware County**.

**15-0037: Oberthur Card Systems, Inc.** (523 James Hance Court, Exton, PA 19341) on September 5, 2002, for operation of a nonheatset lithographic press in West Whiteland Township, **Chester County**.

**15-0014C: Saint Gobain Performance Plastics Corp.** (57 Morehall Road, Malvern, PA 19355) on September 5, 2002, for operation of an air cleaning control device in East Whiteland Township, **Chester County**.

**09-0131: Pyramid Graphics, Inc.** (1021 Washington Avenue, Croydon, PA 19021) on September 9, 2002, for operation of a heatset web offset printing line in Bristol Township, **Bucks County**.

**09-0028A: FiberMark, Inc.** (45 North 4th Street, Quakertown, PA 18951) on September 6, 2002, for operation of Graphic Art Line No. 2 (DEP Source #302) in Quakertown Borough, **Bucks County**.

**09-0028: FiberMark, Inc.** (45 North 4th Street, Quakertown, PA 18951) on September 6, 2002, for operation of Graphic Art Line No. 1 (DEP Source #301) in Quakertown Borough, **Bucks County**.

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

**07-03034B: Fry Metals, Inc.** (4100 Sixth Avenue, Altoona, PA 16602) on August 18, 2002, for construction of a soft metal melting area controlled by a fabric filter in the City of Altoona, **Blair County**. This plan approval was extended.

**21-05021B: Arnold Fuel Oil, Inc.** (P. O. Box 2621, Harrisburg, PA 17105) on August 1, 2002, for construction of two gasoline (or distillate) storage tanks at its Mechanicsburg North Terminal in Silver Spring Township, **Cumberland County**. This facility is 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. This plan approval was extended.

**36-05067F: C and D Technologies, Inc.** (82 East Main Street, Leola, PA 17540) on August 29, 2002, for operation of a lead-acid battery manufacturing plant in Upper Leacock Township, **Lancaster County**. This facility is subject to 40 CFR Part 60, Subpart KK—Standards of Performance for Lead-Acid Battery Manufacturing Plants. This plan approval was extended.

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

**19-302-031: Dillon Floral Corporation** (P. O. Box 180, Bloomsburg, PA 17815-0180) on September 3, 2002, for operation of two natural gas, #4 oil, #6 oil and reprocessed oil-fired boilers on a temporary basis until January 1, 2003, in Bloomsburg, **Columbia County**. The plan approval was extended.

**49-317-003: Butter Krust Baking Co., Inc.** (249 North Eleventh Street, Sunbury, PA 17801) on September 4, 2002, for operation of a bread and roll baking line and associated air cleaning device (a catalytic oxidizer) on a temporary basis until January 2, 2003, in Northumberland Borough, **Northumberland County**. The 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.*

**63-00650A: Goldschmidt Industrial Chemical Corp.** (941 Robinson Highway, McDonald, PA 15057) on September 3, 2002, for installation of a hydrochloric acid storage tank venting to a packed column scrubber in Robinson Township, **Washington County**. This plan approval was extended.

**26-00288D: Better Materials Corp.** (P. O. Box 721, Berkeley Springs, WV 25411) on September 3, 2002, for installation of baghouse in Connellsville Township, **Fayette 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.*

**42-197A: M and M Royalty, LTD—Irishtown Plant** (Route 307, Lewis Run, PA 16738) on August 31, 2002, for a natural gas production facility in Lafayette Township, **McKean County**.

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

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

**62-00151: CB and I Water** (1420 Lexington Avenue, Warren, PA 16365) on September 3, 2002, for operation of several natural gas-fired heaters, a stress-relief furnace, steel fabrication, abrasive blasting, surface coating and several degreasers in Warren, **Warren County**. The initial Title V Operating Permit was issued on August 29, 1997 and revised on February 19, 2002. The facility, because of rulemaking, is a Title V facility and is therefore subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. This operating permit was reissued.

**62-00018: Warren State Hospital** (33 Main Drive, North Warren, PA 16365) for operation of combustion sources in Conewango Township, **Warren County**. This operating permit was reissued.

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

**01-005: PAID Steam Boiler Plant—Philadelphia Naval Business Center** (2000 Constitution Avenue, Philadelphia, PA 19112) on September 6, 2002, for operation of a facility that acquires, holds, constructs, improves, maintains, operates, owns, finances and leases, either in the capacity of lessor or lessee, industrial, commercial or specialized development projects in the City of Philadelphia, **Philadelphia County**. The Title V facility's air emission sources include a 100 HP diesel powered water pump and three 217/207 mmBtu/hr boilers that can burn natural gas, no. 6, no. 2 or waste oil controlled by low NOx burners with associated flue gas recirculation.

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**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.**

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*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) on September 3, 2002, for operation of a Synthetic Minor Operating Permit in Aston Township, **Delaware County**.

**09-00091: Columbia Lighting—LCA, Inc.** (1119 Beaver Street, Bristol, PA 19007) on September 5, 2002, for operation of a Natural Minor Operating Permit in Bristol Borough, **Bucks County**.

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

**06-05090: Chiyoda America, Inc.** (P. O. Box 470, Morgantown, PA 19543) on August 29, 2002, for operation of a graphic arts facility consisting of four rotogravure presses controlled by two thermal oxidizers in Caernarvon Township, **Berks County**.

**22-03036: Alfa-Laval, Inc.** (300 Chestnut Street, Lykens, PA 17048) on September 5, 2002, for operation of a fabricated metal products plant in Lykens Borough, **Dauphin County**.

**36-05006: Burle Industries, Inc.** (1000 New Holland Avenue, Lancaster, PA 17601) on September 5, 2002, for operation of an electronics manufacturing facility in the City of Lancaster, **Lancaster County**.

**38-03007: Con-O-Lite Burial Vault Co.** (P. O. Box 377, Schaefferstown, PA 17088) on September 5, 2002, for operation of a human crematorium in Heidelberg Township, **Lebanon County**.

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

**08-399-047B: OSRAM SYLVANIA Products, Inc.** (Hawes Street, Towanda, PA 18848) on August 13, 2002, for operation of four CVD phosphor coating reactors and associated air cleaning devices (a catalytic oxidizer and a selective catalytic reduction system) in North Towanda Township, **Bradford County**.

**41-318-047: Reynolds Iron Works, Inc.** (157 Palmer Industrial Road, Williamsport, PA 17701) on August 27,

2002, for operation of a steel parts surface coating operation in Woodward Township, **Lycoming County**.

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

**95-071: General Electric International, Inc.** (1040 East Erie Avenue, Philadelphia, PA 19124) on September 6, 2002, for repair of industrial transformers, retrofitting and refilling of railroad transformers, large motor repair and rental of energy producing and HVAC equipment in the City of Philadelphia, **Philadelphia County**. The synthetic minor facility's air emission sources include four paint booths, rail bay open coating, surface coating operations outside paint booths for a motor generator department, nine particulate sources, nine combustion units each rated at 2 mmBtu/hr or less and a generator test stand. The facility's air emission control devices include two dust collectors, a cyclone and surface coating filters for particulate capture.

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**ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

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**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).**

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*Coal Permits Actions*

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

**54860207R3. South Tamaqua Coal Pockets, Inc.** (804 West Penn Pike, Tamaqua, PA 18252), renewal of an existing coal refuse reprocessing operation in West Penn Township, **Schuylkill County** affecting 65.0 acres, receiving stream: none. Application received June 11, 2002. Renewal issued September 3, 2002.

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

**17970110 and NPDES Permit No. PA 0220655. Moravian Run Reclamation Company, Inc.**, 605 Sheridan Drive, Clearfield, PA 16830. Renewal of an existing bituminous surface mine-auger permit in Penn Township, **Clearfield County** affecting 256 acres. Receiving streams: unnamed tributaries to Bell Run to Bell Run to the West Branch of the Susquehanna River to the Susquehanna River. Application received June 19, 2002. Permit issued August 27, 2002.

**17010103 and NPDES Permit No. PA 0243051. Bell Resources, Inc.**, R. R. 2, Box 281, Curwensville, PA 16833. Commencement, operation and restoration of a bituminous surface mine-auger permit in Greenwood

Township, **Clearfield County** affecting 23.5 acres. Receiving streams: unnamed tributary to Susquehanna River. Application received June 11, 2001. Permit issued September 4, 2002.

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

**65970103 and NPDES Permit No. 0201898. Derry Stone & Lime Co., Inc.** (R. D. 5, Box 34, Latrobe, PA 15650-9624). Renewal permit for continuous operation and reclamation of a bituminous surface mine located in Derry Township, **Westmoreland County**, affecting 130.3 acres. Receiving stream: unnamed tributary to Stoney Run. Renewal application received July 1, 2002. Renewal permit issued September 3, 2002.

**03793072 and NPDES Permit No. 061237. Keystone Coal Mining Corp.** (P. O. Box 219, Shelocta, PA 15774). Name change from Kent Coal Mining Co. to continue operation and reclamation of a bituminous surface mine, located in Kiskiminetas and Young Townships, **Armstrong County**, affecting 302 acres. Receiving streams: unnamed tributary to Long Run and Big Run. Application received June 27, 2002. Permit issued September 3, 2002.

**65840119 and NPDES Permit No. PA0601047. Derry Stone & Lime Co., Inc.** (R. R. 5, Box 34, Latrobe, PA 15650). Permit renewal issued for continued operation and reclamation of a bituminous surface/auger mine and limestone removal/portable stone crushing operation located in Derry Township, **Westmoreland County**, affecting 643.7 acres. Receiving streams: unnamed tributaries to Stony Run and McGee Run. Application received June 28, 2002. Renewal issued September 4, 2002.

**65890104 and NPDES Permit No. PA0591734. Gary Gioia Coal Company** (319 Karen Drive, Elizabeth, PA 15037). Transfer of permit formerly issued to Purco Coal, Inc., for continued operation and reclamation of a bituminous surface/auger mine located in South Huntingdon Township, **Westmoreland County**, affecting 92.5 acres. Receiving stream: unnamed tributary to Barren Run. Application received April 25, 2002. Transfer permit issued September 4, 2002.

**65990104 and NPDES Permit No. PA0202568. Millwood Development, Inc.** (200 West Second Street, Derry, PA 15627). Permit issued for commencement, operation and reclamation of a bituminous surface mine located in Murrysville Borough, **Westmoreland County**, affecting 20 acres. Receiving streams: unnamed tributaries to Lyons Run to Turtle Creek to the Monongahela River. Application originally submitted by Daniel Visnic received July 6, 1999. Permit issued September 6, 2002.

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

**11970105 and NPDES Permit No. PA0234516. RJC Kohl, Inc.**, P. O. Box 299, Nicktown, PA 15762, permit renewal for reclamation only and for continued restoration of a bituminous surface mine in West Carroll and Susquehanna Townships, **Cambria County**, affecting 41.0 acres. Receiving streams: unnamed tributaries to Fox Run and Fox Run classified for CWF. There are no potable water supply intakes within 10 miles downstream. Application received August 14, 2002. Permit issued August 30, 2002.

**32920102 and NPDES Permit No. PA0599565. Keystone Coal Mining Corporation**, P. O. Box 219, Shelocta, PA 15774, permit renewal for reclamation only

and for continued restoration of a bituminous surface and auger mine and for discharge of treated mine drainage in Young Township, **Indiana County**, affecting 190.0 acres. Receiving streams: Marshall Run and unnamed tributaries to Marshall Run classified for CWF. The first downstream potable water supply intake from the point of discharge is Avonmore Kiskiminetas River intake. Application received August 22, 2002. Permit issued August 30, 2002.

**32970102 and NPDES Permit No. PA0234354. M. B. Energy, Inc.**, 175 McKnight Road, Blairsville, PA 15717-7961, permit renewal for reclamation only and for continued restoration of a bituminous surface mine in Blacklick Township, **Indiana County**, affecting 167.7 acres. Receiving streams: unnamed tributaries to Muddy Run; unnamed tributaries to Blacklick Creek classified for CWF. There are no potable water supply intakes within 10 miles downstream. Application received July 18, 2002. Permit issued August 30, 2002.

**32970107 and NPDES Permit No. PA0234478. Simpson Coal Company**, R. D. 1, Box 244, New Alexandria, PA 15670, permit renewal for reclamation only and for continued restoration of a bituminous surface mine in Young Township, **Indiana County**, affecting 5.7 acres. Receiving streams: unnamed tributaries to Blacklegs Creek classified for CWF. The first downstream potable water supply intake from the point of discharge is Avonmore—Kiskiminetas Intake. Application received July 15, 2002. Permit issued August 30, 2002.

**56870101 and NPDES Permit No. PA0597937. Hilltop Mining, Inc.**, 126 Bronco Drive, Berlin, PA 15530-9210, permit renewal for reclamation only and for continued restoration of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 15.8 acres. Receiving streams: unnamed tributary to Buffalo Creek classified for CWF. There are no potable water supply intakes within 10 miles downstream. Application received July 16, 2002. Permit issued August 30, 2002.

#### *Noncoal Permits Actions*

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

**08020805. Robert J. Johnson**, R. R. 4, Box 4066, Wyalusing, PA 18853. Commencement, operation and restoration of a Small Industrial Minerals (Bluestone) permit in Stevens Township, **Bradford County** affecting 2 acres. Receiving streams: Wyalusing Creek. Application received May 8, 2002. Permit issued August 21, 2002.

**41020802. Ronald L. Welshans**, 1268 Route 44 North Highway, Jersey Shore, PA 17740. Commencement, operation and restoration of a Small Industrial Minerals (Topsoil) permit in Porter Township, **Lycoming County** affecting 1 acre. Receiving streams: Pine Creek, tributary to the Susquehanna River. Application received June 28, 2002. Permit issued August 27, 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*

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

**08024003. Sear-Brown**, 261 Governor Park Road, Bellefonte, PA 16823, for construction blasting, located in Leroy Township, **Bradford County**, with an expected duration of 180 days. Permit issued August 28, 2002.

**17024001. Bungo Contracting**, 406 Curtin Street, Osceola Mills, PA 16666, for construction blasting, located in Boggs Township, **Clearfield County**, with an expected duration of 180 days. Permit issued August 29, 2002.

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

**04024001. Controlled Demolition, Inc.** (2737 Merymans Mill Road, Phoenix, MD 21131). Permit issued for a Valspar Polyurethane Residue Removal project located in Rochester Township, **Beaver County**, with an expected duration of 2 days. Permit issued August 8, 2002.

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

**29024002. P & W Excavating**, P. O. Box 712, McConnellsburg, PA 17233. Blasting activity permit issued for a building site project located in Todd Township, **Fulton County**, Licking-Tonoloway Creek Watershed. Expected duration of blasting is 45 days. Permit issued September 3, 2002.

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

**36024090. ABEL Construction Co., Inc.** (3925 Columbia Avenue, Mountville, PA 17554), construction blasting in Warwick Township, **Lancaster County** with an expiration date of September 15, 2003. Permit issued August 27, 2002.

**67024031. M & J Explosives, Inc.** (P. O. Box 608, Carlisle, PA 17013-0608), construction blasting in Washington Township, **York County** with an expiration date of September 19, 2007. Permit issued August 27, 2002.

**28024024. Marks Contracting, LTD.** (1718 Grace Avenue, Lebanon, PA 17046), construction blasting in Quincy Township, **Franklin County** with an expiration date of March 15, 2003. Permit issued August 27, 2002.

**21024046. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in East Pennsboro Township, **Cumberland County** with an expiration date of September 15, 2003. Permit issued August 27, 2002.

**36024091. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Manheim Township, **Lancaster County** with an expiration date of June 15, 2003. Permit issued August 27, 2002.

**36024092. 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 September 15, 2007. Permit issued August 27, 2002.

**36024093. Gerlach's Drilling & Blasting, Inc.** (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in Rapho Township, **Lancaster County** with an expiration date of September 19, 2007. Permit issued August 27, 2002.

**36024094. Keystone Blasting Service** (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting in Earl Township, **Lancaster County** with an expiration date of December 19, 2002. Permit issued August 27, 2002.

**06024038. J. Roy's, Inc.** (Box 125, Bowmansville, PA 17507), construction blasting in Cumru Township, **Berks County** with an expiration date of December 31, 2002. Permit issued August 28, 2002.

**35024020. Frank Beier** (2,08 Pond Road, Clarks Summit, PA 18411), construction blasting in Newton Township, **Lackawanna County** with an expiration date of October 31, 2002. Permit issued August 28, 2002.

**15024027. Allan A. Myers, L. P.** (P. O. Box 98, Worcester, PA 19490), construction blasting in Valley Township, **Chester County** with an expiration date of September 21, 2003. Permit issued August 28, 2002.

**48024022. M. F. Ronca & Sons** (179 Mikron Road, Bethlehem, PA 18020), construction blasting in Palmer Township, **Northampton County** with an expiration date of January 18, 2003. Permit issued August 28, 2002.

**48024021. Allan A. Myers, L. P.** (P. O. Box 98, Worcester, PA 19490), construction blasting in Williams Township, **Northampton County** with an expiration date of September 19, 2003. Permit issued August 29, 2002.

**45024060. Explosive Services, Inc.** (7 Pine Street, Bethany, PA 18431), construction blasting in Smithfield Township, **Monroe County** with an expiration date of August 6, 2003. Permit issued August 29, 2002.

**67024032. J. Roy's, Inc.** (Box 125, Bowmansville, PA 17507), construction blasting in Shrewsbury Borough, **York County** with an expiration date of December 31, 2002. Permit issued August 29, 2002.

**45024061. Charles R. Francis, Inc.** (R. D. 3 Box 3183, Stroudsburg, PA 18360), construction blasting in Barrett Township, **Monroe County** with an expiration date of October 31, 2002. Permit issued August 29, 2002.

**09024029. Explosive Services, Inc.** (7 Pine Street, Bethany, PA 18431), construction blasting in Newtown Township, **Bucks County** with an expiration date of August 7, 2003. Permit issued August 29, 2002.

**28024025. Fayetteville Contractors, Inc.** (P. O. Box FCI, Fayetteville, PA 17222), construction blasting in Washington Township, **Franklin County** with an expiration date of May 21, 2003. Permit issued August 29, 2002.

**45024062. Kenneth P. Hillard** (148 Leisure Lands, East Stroudsburg, PA 18301), construction blasting in Middle Smithfield Township, **Monroe County** with an expiration date of September 30, 2002. Permit issued August 29, 2002.

**38024027. Keystone Blasting Service** (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting in Union Township, **Lebanon County** with an expiration date of September 21, 2004. Permit issued August 29, 2002.

**38024026. Keystone Blasting Service** (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting in South Lebanon Township, **Lebanon County** with an expiration date of September 21, 2007. Permit issued August 29, 2002.

**35024022. Wayne Springer Excavating** (P. O. Box 92, Fleetville, PA 18420), construction blasting in Benton Township, **Lackawanna County** with an expiration date of October 31, 2002. Permit issued August 29, 2002.

**36024095. Gerlach's Drilling & Blasting, Inc.** (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in Ephrata Borough, **Lancaster County** with an expiration date of December 31, 2002. Permit issued August 29, 2002.

**15024028. J. Roy's, Inc.** (Box 125, Bowmansville, PA 17507), construction blasting in Lower Oxford Township, **Chester County** with an expiration date of December 31, 2003. Permit issued August 30, 2002.

**46024053. Rock Work, Inc.** (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting in Montgomery Township, **Montgomery County** with an expiration date of March 21, 2003. Permit issued August 30, 2002.

**23024009. Eastern Blasting Company, Inc.** (1292 Street Road, New Hope, PA 18938), construction blasting in Thornbury Township, **Delaware County** with an expiration date of March 21, 2003. Permit issued August 30, 2002.

**36024096. J. Roy's, Inc.** (Box 125 Bowmansville, PA 17507), construction blasting in Manheim Township, **Lancaster County** with an expiration date of December 31, 2003. Permit issued August 30, 2002.

**36024097. J. Roy's, Inc.** (Box 125, Bowmansville, PA 17507), construction blasting in Ephrata Township, **Lancaster County** with an expiration date of December 31, 2003. Permit issued August 30, 2002.

**36024098. Keystone Blasting Service** (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting in Elizabeth Township, **Lancaster County** with an expiration date of March 31, 2003. Permit issued August 30, 2002.

**36024099. Gerlach's Drilling & Blasting, Inc.** (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in East Donegal Township, **Lancaster County** with an expiration date of December 31, 2003. Permit issued August 30, 2002.

**360240100. Gerlach's Drilling & Blasting, Inc.** (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in Warwick Township, **Lancaster County** with an expiration date of September 27, 2007. Permit issued August 30, 2002.

**28024025. Howard Roberson, Inc.** (809 Stoney Battery Road, Landisville, PA 17538), construction blasting in Quincy Township, **Franklin County** with an expiration date of November 30, 2002. Permit issued August 30, 2002.

**21024048. Brubacher Excavating, Inc.** (825 Reading Road, P. O. Box 528, Bowmansville, PA 17507), construction blasting in Lemoyne Borough, **Cumberland County** with an expiration date of September 21, 2003. Permit issued August 30, 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 P. S. §§ 691.1—691.702) and Notice of Final Action for Certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).** (Note:

Water Obstruction and Encroachment Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description).

*Permits Issued and Actions on 401 Certifications*

**WATER OBSTRUCTIONS AND ENCROACHMENTS**

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

**E446-010SE. Cedars Hill LLP**, 900 E. Eighth Avenue, King of Prussia, PA 19406, Worcester Township, **Montgomery County**, ACOE Philadelphia District.

An approval for an environmental assessment for impacts associated with the construction, operation and maintenance of a nonjurisdictional dam across an unnamed tributary to the Zacharias Creek (TSF). The proposed dam will provide stormwater management for a residential subdivision. The application also includes a request for General Permit # 7, "Minor Road Crossing," for three crossings of Zacharias Creek and adjacent wetlands. The project will impact 324 linear feet of stream and 0.11 acre of wetlands (PEM/SS). The project is located about 700 feet southeast of the intersection of Skippack Pike and Bustard Road. (Lansdale, PA Quadrangle N: 16.00 inches; W: 16.00 inches).

**E15-589. Pennsylvania Suburban Water Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010, Wallace Township, **Chester County**, ACOE Philadelphia District.

To construct and maintain an approximately 23-foot wide raw water intake on the East Branch Brandywine Creek (HQ-TSF-MF) for transferring water from the creek to the Cornog Quarry during periods of elevated stream flows and a 48-inch intake tunnel to pump water from the quarry to the water treatment plant for treatment before distributing to customers of the Water Company. The permit also authorizes the construction and maintenance of a surface swale and 16-inch outfall structure to direct water into Cornog quarry, which shall be done in accordance with the conditions of General Permit No. 4. The site is located about 1,500 feet east of the intersection of Marshall Road and Creek Road (Downingtown USGS Quadrangle N: 13.70 inches, W: 17.50 inches).

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

**E39-409. Whitehall Township**, 3219 MacArthur Road, Whitehall, PA 18052. Whitehall Township, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a 352-foot concrete box stream enclosure, having cell dimensions of 17-foot by 4.5-foot; to construct and maintain six stormwater outfalls, varying in size from 4-inch diameter to 24-inch diameter; and to place fill in and along a tributary to Coplay Creek for the purpose of constructing the Whitehall Township Municipal Complex. The project is located immediately southeast of the intersection of SR 0145 (MacArthur Road) and Municipal Drive (Cementon, PA Quadrangle N: 5.7 inches; W: 1.0 inch).

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

To remove the existing structure and to construct and maintain a single-span concrete box-beam bridge having a normal span of 30 feet and an approximate underclearance of 6.5 feet across Quakake Creek. The project is

located on Grist Mill Drive, approximately 0.8 mile southeast of its intersection with SR 4010 (Hazleton, PA Quadrangle N: 4.2 inches; W: 2.1 inches).

**E40-599. Thomas Smith**, 972 Alberdeen Road, Mountaintop, PA 18707. Dorrance Township, **Luzerne County**, Army Corps of Engineers Baltimore District.

To maintain two road crossings of tributaries to Big Wapwallopen Creek and adjacent wetlands, consisting of: (1) a single-span concrete bridge having a span of approximately 21.4 feet and an underclearance of approximately 5 feet; and (2) a 24-inch PVC culvert, for the purpose of providing access to a 10.2-acre property for private, recreational use. 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, south of SR 3010 (Alberdeen Road) (Freeland, PA Quadrangle N: 19.7 inches; W: 11.7 inches).

**E40-595. Luzerne County Board of Commissioners**, Luzerne County Courthouse, 200 North River Street, Wilkes-Barre, PA 18711-1001. Sugarloaf Township, **Luzerne County**, Army Corps of Engineers, Baltimore District.

To remove the existing structure and to construct and maintain a single-span prestressed concrete adjacent box beam bridge, having a span of 34.0 feet and an underclearance of 6.4 feet, across Little Nescopeck Creek. The structure, known as County Bridge #57313, is located along T-338 (Center Hill Road), approximately 0.2 mile south of the intersection of T-338 and T-422 (Conyngham, PA Quadrangle N: 22.0 inches; W: 6.1 inches).

**E35-355. Pennsylvania Department of Transportation, Engineering District 4-0**, P. O. Box 111, Scranton, PA 18501. Spring Brook Township, **Lackawanna County**, Army Corps of Engineers Baltimore District.

To remove a portion of the existing structure; to construct and maintain a 184-foot long reinforced concrete box stream enclosure, depressed 1 foot below streambed elevation, having cell dimensions of 9 feet by 6 feet in Rattlesnake Creek; to construct and maintain three, 1-foot high rock dams in Rattlesnake Creek; to construct and maintain an 18-inch outfall pipe and rip-rap lined outfall channel in the floodway of Rattlesnake Creek; and to place fill in a de minimis area of wetlands equal to 0.025 acre. The project is located at the intersection of SR 0690, SR 2019 and Matthews Road (Moscow, PA Quadrangle N: 12.9 inches; W: 11.7 inches).

**E39-400. Pennsylvania Department of Transportation, Engineering District 5-0**, 1713 Lehigh Street, Allentown, PA 18103, Upper Saucon and Lower Milford Townships, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To authorize previously placed fill in 1.51 acres of wetlands within the Saucon Creek Watershed for the purpose of constructing a stormwater management basin associated with the construction of Interstate 78, Section 600 (Violation Site) and to authorize the placement of fill in 0.21 acre of wetlands within the same watershed for the purpose of constructing replacement wetlands (Hoffman Lane Site). The permittee is required to provide 3.80 acres of replacement wetlands at the Hoffman Lane Site. The Violation Site is located 700 feet west of the intersection of I-78 and Vera Cruz Road (Allentown East, PA Quadrangle N: 10.5 inches; W: 9.3 inches) in Upper Saucon Township, Lehigh County. The Hoffman Lane Site is located 900 feet southwest of the intersection of Hoffman Lane and Limeport Pike (Allentown East, PA

Quadrangle N: 0.9 inch; W: 10.2 inches) in Lower Milford Township, Lehigh County.

**E45-426. Price Township Development Corporation**, One Empire Plaza, Stroudsburg, PA 18360. Price Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To construct and maintain the following water obstructions: (1) a road crossing consisting of an open-bottom, CMP structural plate arch culvert having a single span of 35.4 feet and an underclearance of 11.5 feet and one 24-inch diameter HDPE culvert (Crossing No. 1) in Michael Creek, the floodway of Michael Creek and 0.23 acre of adjacent wetlands along Road A; (2) an open-bottom, CMP structural plate arch culvert (Crossing No. 2) having a single span of 9 feet and an underclearance of 4.7 feet in a tributary to Michael Creek and 0.04 acre of adjacent wetlands along Road B; (3) a 66-inch diameter CMP culvert (Crossing No. 3) in 0.08 acre of wetlands along Road B; and (4) a 48-inch diameter CMP culvert (Crossing No. 4) in 0.09 acre of wetlands along Road A for the purpose of providing access to a 137-acre planned residential development known as The Highlands at Rob Roy. The permittee is required to provide 0.45 acre of replacement wetlands. The project also includes electric, cable and communication utility line stream crossings at each of the four road crossings and is located southeast of the intersection of Township Road T556 (Wooddale Road) and SR 1005 (School House Road) (East Stroudsburg, PA Quadrangle N: 12.5 inches; W: 8.5 inches).

**E48-311. Wind Gap Borough**, 29 Mechanic Street, Wind Gap, PA 18091-1320. Wind Gap Borough, **Northampton County**, Army Corps of Engineers Philadelphia District.

To construct and maintain three stormwater outfall structures and associated energy dissipaters in a de minimis area of wetlands equal to 0.05 acre for the purpose of alleviating flooding of the intersection of East West Street and Fairview Street. The work also includes the construction of four 24-inch diameter CMP culverts in a tributary to Little Bushkill Creek for the purpose of providing access to Wind Gap Borough Park. The project is located south of East West Street, approximately 700 feet east of SR 0512 (Wind Gap, PA Quadrangle N: 17.2 inches; W: 5.7 inches).

**E52-178. Vincent C. Giampapa**, 67 Highland Avenue, Montclair, NJ 07042. Greene Township, **Pike County**, Army Corps of Engineers Philadelphia District.

To excavate in 0.51 acre of wetlands for the construction of a pond. Issuance of this permit also constitutes approval of the Environmental Assessment for a 0.25-acre wetland fill associated with the construction of a nonjurisdictional dam and a 0.2-acre secondary wetland impact associated with the impoundment of water over wetlands. This project was previously authorized by Permit E52-135. The permittee is required to provide 0.96 acre of replacement wetlands. The project is located approximately 1,400 feet east of the intersection of SR 0447 and T-370 (Newfoundland, PA Quadrangle N: 2.6 inches; W: 4.1 inches).

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

**E01-234. Biglerville Borough Authority**, 33 Musselman Avenue, Biglerville, PA 17307 in Butler Township, **Adams County**.

To construct and maintain a 30-foot by 40-foot pole-style building for storage of various equipment and

vehicles within the floodplain of an unnamed tributary to the Conewago Creek (WWF). The building will be located on the Biglerville Borough's Wastewater Treatment Facility's property approximately 25 miles south of Biglerville Borough (Biglerville, PA Quadrangle N: 8.05 inches; W: 16.90 inches) in Butler Township, Adams County.

**E07-358. New Enterprises Stone & Lime, Co., Inc.**, P. O. Box 77, New Enterprises, PA 16664 in Taylor Township, **Blair County**, ACOE Baltimore District.

To widen an existing bridge with a 24-foot span and a 5.3 foot underclearance by constructing an extension with a 39.4-foot span and a 5.3-foot underclearance across the channel of Halter Creek (WWF) at a point approximately 1,200 feet downstream of Route 36 (Roaring Spring, PA Quadrangle N: 17.4 inches; W: 3.9 inches) in Taylor Township, Blair County.

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

**E08-389. Clyde A. and Jeanne Applegate**, P. O. Box, Soper Drive, Burlington, PA 18814. Channel work, in Smithfield Township, **Bradford County**, ACOE Baltimore District (East Troy, PA Quadrangle N: 10.95 inches; W: 2.0 inches).

To construct and maintain approximately 50 feet of creek channel to eliminate an eroding 90 degree stream bank bend. This project is located about 200 feet north of the intersection of Soper Drive with the Berwick Turnpike (SR 4013) in Smithfield Township, Bradford County. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E08-392. Pennsylvania Department of Transportation, Engineering District 3-0**, 715 Jordan Avenue, Montoursville, PA 17754. Culvert replacement, in Sheshequin Township, **Bradford County**, ACOE Baltimore District (Towanda, PA Quadrangle N: 19.4 inches; W: 6.7 inches).

To remove the existing 54 inch diameter CIP culvert and to construct and maintain a 60 inch diameter by 40 foot long CMP culvert on SR 1020 approximately 1.2 miles from the intersection of SR 1020 with SR 1022 in Little Wysox Creek in Sheshequin Township, Bradford County. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E14-425. Walker Township Supervisors**, 816 Nitany Valley Drive, Bellefonte, PA 16823. Walker Township dry hydrants, in Walker Township, **Centre County**, ACOE Baltimore District (Madisonburg, PA Quadrangle N: 21.9 inches and 16.3 inches; W: 8.3 inches and 14.3 inches).

To construct and maintain two 6-inch PVC dry hydrants, labeled DH 9 and DH 10, in Little Fishing Creek located at: DH 9—the north corner of the intersection of SR 64 and Snyderstown Road; DH10—240 feet southeast of the intersection of Heckman Drive and Hublersburg Road at the Tice Farm (Madisonburg, PA Quadrangle N: 21.9 inches and 16.3 inches; W: 8.3 inches and 14.3 inches). Hydrant installation and maintenance will be the responsibility of the local township, with assistance from the local fire departments. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E17-373. Pennsylvania Department of Transportation, Engineering District 2-0**, P. O. Box 342, Clearfield, PA 16830. SR 4021 Bridge Replacement in

Sandy Township, **Clearfield County**, ACOE Baltimore District (Sabula, PA Quadrangle N: 14.31 inches; W: 6.06 inches).

To remove an existing bridge and construct, operate and maintain a single cell precast concrete box culvert to carry SR 4021 across Mountain Run to improve public highway safety. The single cell box culvert shall be constructed with a minimum span of 14-feet, rise of 5.5-feet, skew of 90-degrees and depressed 1.0-foot. The bridge replacement project is located on SR 1011 approximately 200-feet north of T-407 and SR 4021 intersection.

**E18-334. William Dittmar**, P. O. Box 308, West Milton, PA 17886. Dittmar Water Co. tract, in Lamar Township, **Clinton County**, ACOE Baltimore District (Beech Creek, PA Quadrangle N: 14.32 inches; W: 1.65 inches).

To construct and maintain a 6-foot diameter by 40-foot long corrugated metal pipe and the associated clean earthen approach fill in an unnamed tributary to Fishing Creek for timber harvesting access located 2 miles southwest of SR 64 from the Bald Eagle Mountain/SR 64 gap. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E18-340. Department of Conservation and Natural Resources, Bureau of Facility Design and Construction**, P. O. Box 8451, Harrisburg, PA 17105-8451. Right Branch-Hyner Run Road Rehabilitation, in Chapman Township, **Clinton County**, ACOE Baltimore District (Slate Run, PA Quadrangle N: 6.2 inches; W: 10.1 inches).

To operate and maintain nine roadways cross drains along Spring Run; and modify, operate and maintain three public road crossings to carry Right Branch-Hyner Run across Spring Run. The modification of the public road crossings shall consist of removing the three 36-inch diameter plastic culvert pipes; reinstalling culverts pipes with a minimum depression of 0.5 foot into the stream bed; and installing stream bank scour protection along culvert outlets. All instream activity shall be conducted during stream low flow. Culvert modification work shall be completed in dry work conditions by fluming or damming and pumping stream flow around work areas. Since Spring Run is a wild trout stream, no construction or future repair work shall be conducted in or along Spring Run between October 1 and December 31 without prior written approval of the Fish and Boat Commission. The project is located along the western right-of-way of SR 0044 approximately 1 mile west of Right Branch-Hyner Run Road and SR 0044 intersection. This permit also authorizes the construction, operation, maintenance and removal of temporary diversions and/or cofferdams; upon completion of the stream bank stabilization activities, all temporary structures shall be removed with the stream channel restored to pre-existing geometry, profile and pattern.

**E18-344. Clinton County Commissioners**, Garden Building, 232 East Main Street, Lock Haven, PA 17745. Clinton County Conservation District dry hydrant project, in Logan, Green, Crawford, Lamar and Porter Townships, **Clinton County**, ACOE Baltimore District.

<i>Hydrant No.</i>	<i>PA Quadrangle</i>	<i>North (inches)</i>	<i>West (inches)</i>
DH-1	Beech Creek	2.9	4.3
DH-2	Millheim	21.6	6.5
DH-3	Mill Hall	1.0	1.6

<i>Hydrant No.</i>	<i>PA Quadrangle</i>	<i>North (inches)</i>	<i>West (inches)</i>
DH-4	Carroll	7.2	13.0
DH-5	Carroll	14.3	7.6
DH-6	Mill Hall	10.4	12.9
DH-7	Mill Hall	15.7	12.9
DH-8	Beech Creek	10.1	2.2

To construct and maintain eight dry hydrants (DH) within the Fishing Creek Watershed for improved rural fire protection (hydrant installation and maintenance will be the responsibility of the local townships, with assistance from the local fire departments): DH-1 is located on the Nittany Water Company property along TR 341 Spring Run Road at the spring in Lamar in Porter Township; DH-2 is located on the Jeff Breon property along Summer Mountain Road at the eastern edge of Tylersville in Logan Township located at the northwestern corner of the bridge over Fishing Creek; DH-3 is located on the Edith Muthler property on Logan Mills Road in Logan Township located on the southwest corner of the bridge with no disturbance planned to the Logan Mills Covered Bridge; DH-4 is located on the Donnell Jefferies property on Winter Road in Greene Township located on the northwest abutment near the bridge over Fishing Creek; DH-5 is located at Shaffer Pond on 4th Gap Road in Crawford Township located along the southern edge of the pond near the township line; DH-6 is located on Keystone Central School District property near the intersection of Duck Run Road and Mackeyville Road in Lamar Township located near the southwest corner of the "Hump Bridge"; DH-7 is located on the Hanson Aggregates property off SR 477 in Lamar Township located on the southwest corner of Hanson's bridge over Long Run; and DH-8 is located on the Cedar Springs Trout Hatchery property along Jacksonville Road in Porter Township located at the southeastern corner of the hatchery access road over Cedar Run. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E41-508. Stephen and Patricia Dershem**, 1519 Torbert Lane, Jersey Shore, PA 17740. Small Projects Water Obstruction and Encroachment Joint Permit Application, in Watson Township, **Lycoming County**, ACOE Susquehanna River Basin District (Jersey Shore, PA Quadrangle N: 20.4 inches; W: 11.8 inches).

To remove an existing 1,500 square foot residence and construct and maintain a 2,150 square foot primary residence in the floodway of the Pine Creek, all of which is located 5 miles north of the intersection of SR 0044 and SR 0220 to Torbert Lane, in Watson Township, Lycoming County. This permit was issued under section 105.13(e) "Small Projects."

**E41-512. Candace R. Clark**, 92 Canal Lane, Linden, PA 17744. Small Projects Water Obstruction and Encroachment Joint Permit Application, in Piatt Township, **Lycoming County**, ACOE Susquehanna River Basin District (Linden, PA Quadrangle N: 13.35 inches; W: 9.28 inches).

To remove an existing at-grade 12-foot x 70-foot mobile home and construct and maintain a 28-foot by 48-foot modular home in the floodway of the West Branch of Susquehanna River, all of which is located 1/2 mile west of the intersection of SR 3007 and School House Road along Canal Lane, in Piatt Township, Lycoming County. This permit was issued under section 105.13(e) "Small Projects."

**E59-433. Richmond Township**, 536 Valley Road, Mansfield, PA 16933. Culvert construction in Richmond Township, **Tioga County**, ACOE Baltimore District (Mansfield, PA Quadrangle N: 12.8 inches; W: 14.1 inches).

To remove the existing steel bridge and to construct and maintain an 8.4 foot high by 12.8 foot wide by 50 foot long corrugated metal pipe arch culvert in Manns Creek on T-546 approximately 0.6 mile west of the intersection of T-546 with SR 1001. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

**E30-205. Greene County Board of Commissioners**, 93 East High Street, Waynesburg, PA 15370. Cumberland and Monongahela Townships, **Greene County**, ACOE Pittsburgh District.

To remove the Greene County Bridge No. 12 and to construct and maintain a bridge having a normal clear span of 40.0 feet and an underclearance of 6.7 feet across Little Whiteley Creek (WWF), a temporary cofferdam during construction and approximately 142.5 feet of gabion wall within the assumed floodway of an unnamed tributary to Little Whiteley Creek. The project will impact a de minimis (0.01 acre) amount of wetland. The project is located on T-688 at a point approximately 300 feet south of its intersection with SR 0021 (Masonstown, PA Quadrangle N: 19.8 inches; W: 11.8 inches).

**E32-441. Armstrong Township**, 977 Parkwood Road, Indiana, PA 15701. Armstrong Township, **Indiana County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain a twin cell box culvert in Curry Run (CWF). Both parallel cells will be depressed 10 inches and the high flow cell will have a 1.5 foot weir at its inlet. The low flow cell will have a normal span of 18.0 feet and an underclearance of 5.14 feet, the high flow cell will have a normal span of 18.0 feet and an underclearance of 4.5 feet. The project is located near the intersection of SR 0422 and Township Road T-410. Station 1 + 94.67 (Elderton, PA Quadrangle N: 4.9 inches; W: 3.1 inches).

**E32-442. Pennsylvania Department of Transportation, Engineering District 10-0**, P. O. Box 429, Indiana, PA 15701. Armstrong Township, **Indiana County**, ACOE Pittsburgh District.

To widen and maintain an existing multi-steel stringer bridge having three spans at 50.7 feet, 50.0 feet and 50.7 feet and an underclearance of 11.0 feet over Crooked Creek (WWF). Also to construct and maintain a temporary causeway and temporary cofferdams in Crooked Creek (WWF). Station 109+75.30 (Elderton, PA Quadrangle N: 5.4 inches; W: 5.8 inches).

To rehabilitate and maintain an existing reinforced concrete T-beam bridge having a span of 30.0 feet and an underclearance of 9.0 feet over Anthony Run (CWF). Station 120+60.41 (Elderton, PA Quadrangle N: 5.3 inches; W: 5.2 inches).

To rehabilitate and maintain an existing reinforced concrete T-beam bridge having a span of 32.0 feet and an underclearance of 6.0 feet over Curry Run (CWF). Station 138+17.43 (Elderton, PA Quadrangle N: 5.3 inches; W: 4.3 inches).

To remove the existing structure and to construct and maintain a precast concrete box culvert having a normal

span of 18.0 feet and an effective underclearance of 6.0 feet in Cheese Run (CWF). The invert of the box culvert will be depressed 1.0 foot and contain baffles. Also, to construct and maintain a temporary crossing consisting of two 5.5 foot diameter pipes in Cheese Run (CWF). Station 170+13.5 (Elderton, PA Quadrangle N: 4.8 inches; W: 2.9 inches).

**E56-315. Department of Conservation and Natural Resources, Bureau of Forestry**, Rachel Carson Office Building, P. O. Box 8451, Harrisburg, PA 17105-4892. Jefferson Township, **Somerset County**, ACOE Pittsburgh District.

To remove existing Bridge 4-0006 and to construct and maintain a 22.5-foot long box culvert having a normal clear span of 20 feet and an underclearance of 6 feet in Jones Mill Run (EV). Invert of the structure includes baffle and will be depressed 1 foot. The project includes construction and maintenance of bank stabilization with riprap along the right stream bank for 50 feet downstream of the culvert. The structure is located on Jones Mill Run Road in Forbes State Forest (Seven Springs, PA Quadrangle N: 7.3 inches; W: 2.0 inches).

**E63-533. Friendship Community Church**, P. O. Box J, Washington, PA 15301. Canton Township, **Washington County**, ACOE Pittsburgh District.

To construct and maintain a 60 foot x 110 foot expansion to an existing church within the floodway of a tributary to Log Pile Run (WWF). The project is located in the northeast corner of the intersection of Prigg Avenue and Weirich Avenue (Washington, PA Quadrangle N: 7.5 inches; W: 5.4 inches).

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

**E10-344. Landmark Properties, Inc.**, 4848 Route 8, Unit 2, Allison Park, PA 15101. Emeryville Drive Lots 1 and 2, in Cranberry Township, **Butler County**, ACOE Pittsburgh District (Mars, PA Quadrangle N: 9.3 inches; W: 14.1 inches).

To fill 0.13 acre of wetland on Emeryville Drive Lots 1 and 2 for construction of a five-story office building and associated parking area along Emeryville Drive approximately 0.25 mile east of Margarite Drive. Also to construct and maintain a 6-inch diameter PVC sanitary sewer pipeline crossing across an unnamed tributary to Brush Creek. Project includes contribution to the Pennsylvania Wetland Replacement fund for replacement of impacted wetland.

**E10-359. William F. and Christine E. Klink**, 418 Kriess Road, Renfrew, PA 16053. Klink Bridge across tributary to Connoquenessing Creek, in Connoquenessing Township, **Butler County**, ACOE Pittsburgh District (Butler, PA Quadrangle N: 14.4 inches; W: 14.8 inches).

To construct and maintain a single span bridge having a clear span of 16 feet with an underclearance of 3.3 feet across an unnamed tributary to Connoquenessing Creek for access from Reiber Road (T-830) to a new home site on the Klink property. The oak planks shall be placed on four 10-inch by 14-inch steel I-beams placed on concrete abutments. Also, to construct and maintain a 12-foot wide driveway of which approximately 150 foot of the driveway shall be constructed within 50 foot of the top of the bank of the unnamed tributary.

**E20-503. Titusville Redevelopment Authority**, P. O. Box 425, Titusville, PA 16354-0425. Titusville Opportunity Park, in the City of Titusville, **Crawford County**,

ACOE Pittsburgh District (Titusville North, PA Quadrangle N: 22.1 inches; W: 3.5 inches).

To perform site grading at five lots including impacts to a total of 5.51 acres of wetland for development of Titusville Opportunity Park industrial park project within the 100-year flood plain of Oil Creek on the former Cytemp Specialty Steel property south of SR 27 approximately 0.5 mile east of SR 8. Project includes creation of a total of 5.51 acres of replacement wetlands, restoration of 0.51 acre of impacted wetland and establishment of 43.22 acres of conservation easement within the 100-year flood plain of Oil Creek.

**E20-515, Conneaut Lake Borough**, North Third Street, Conneaut Lake, PA 16316. Fireman's Beach Shoreline Stabilization, in Sadsbury Township, **Crawford County**, ACOE Pittsburgh District (Conneaut Lake, PA Quadrangle N: 19.3 inches; W: 7.2 inches).

To install and maintain approximately 500 feet of shoreline protection using precast concrete barriers along the western shore of Conneaut Lake at Fireman's Beach east of Lakeview Avenue approximately 400 feet north of Water Street (SR 322).

**E24-220, Jones Township**, P. O. Box 25, Wilcox, PA 15870. Jones Township Ballfield Park, in Jones Township, **Elk County**, ACOE Pittsburgh District (Wilcox, PA Quadrangle N: 14.4 inches; W: 8.9 inches).

To construct and maintain a public park including a ball field, horseshoe pit, picnic pavilions, concession stand with restrooms, parking areas and other appurtenances within the 100-year flood plain near the confluence of West Branch Clarion River and Wilson Run and impacting a total of 0.15 acre of wetland south of T-631 (Old Kane Road) in the Village of Wilcox. Project includes creation of 0.16 acre of replacement wetland adjacent to existing wetlands onsite within the flood plain.

**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).

To remove the existing structure (Bridge 09-0006) and to construct and maintain a single span prestressed concrete spread box beam bridge having a clear span of 55.17 feet and an underclearance of 12.52 feet on an 85° skew across Laurel Run on Blackwell Road. Project includes replacement of the existing abutments.

**E24-223, Pennsylvania Department of Transportation, District 2-0**, 1924-30 Daisy Street, P. O. Box 342, Clearfield, PA 16830. SR 0948, Section A01, Segment 0070, Offset 0000 across 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 precast reinforced concrete box culvert having a 10-foot wide by 3.8-foot high waterway opening in an unnamed tributary to Daguscahonda Run on SR 0948, Section A01, Segment 0070, Offset 0000.

**E24-224, Jones Township**, P. O. Box 25, Wilcox, PA 15870. Jones Township Ball Field Park, in Jones Township, **Elk County**, ACOE Pittsburgh District (Wilcox, PA Quadrangle N: 14.4 inches; W: 8.9 inches).

To construct and maintain a public park including a ball field, horseshoe pit, picnic pavilions, concession stand with restrooms, parking areas and other appurtenances

within the 100-year flood plain near the confluence of West Branch Clarion River and Wilson Run and impacting a total of 0.15 acre of wetland south of T-631 (Old Kane Road) in the Village of Wilcox. Project includes creation of 0.16 acre of replacement wetland adjacent to existing wetlands onsite within the flood plain.

**E24-225, Steven W. and Coleen B. Kronenwetter**, R. R. 1, Box 84K, SR 555, Weedville, PA 15868. Wapiti Woods Driveway Construction, in Benezette Township, **Elk County**, ACOE Pittsburgh District (Weedville, PA Quadrangle N: 5.6 inches; W: 5.8 inches).

To construct and maintain a 12 foot wide driveway of which 350 foot of the driveway shall be constructed within 50 foot of the top of the bank of the Bennett Branch of Sinnemahoning Creek and over a de minimis wetland (0.002 acre) adjacent to the south side of SR 555 approximately 1 mile southwest of the intersection of SR 555 and SR 2004 to develop a rental cabin business on the property.

**E25-645, Amity Township Supervisors**, 15030 Casler Road, Union City, PA 16438. Lowe Road across Lake Pleasant Outlet, in Amity Township, **Erie County**, ACOE Pittsburgh District (Waterford, PA Quadrangle N: 20.6 inches; W: 2.2 inches.)

To remove the existing bridge superstructure, abutment stems and wingwalls and to construct and maintain three 33-foot long, 7-foot diameter culverts in the Lake Pleasant Outlet on Lowe Road (Township Road T-555) approximately 0.5 mile southwest of the intersection of Lowe Road (Township Road T-555) and Arbuckle Road. The project includes construction of stacked concrete block wingwalls with rip-rap protection and the impact of less than 0.01 acre of wetland.

**E25-646, Millcreek Township**, 3608 West 26th Street, Erie, PA 16508-2037. Channel cleaning of unnamed tributary to Marshall Run, in Millcreek Township, **Erie County**, ACOE Pittsburgh District (Swanville, PA Quadrangle N: 15.3 inches; W: 4.5 inches).

To excavate debris and sediment to the original stream contours and to maintain the contours of 1,600 feet of an unnamed tributary to Marshall Run starting west of Powell Avenue and extending downstream to the culvert under the existing tracks just east of Caughey Road to reduce flooding of nearby commercial properties.

**E25-650, Pennsylvania Department of Transportation, District 1-0**, 255 Elm Street, P. O. Box 398, Oil City, PA 16301-1412. SR 4034, Section A70 Erie East Side Access Highway, in City of Erie, **Erie County**, ACOE Pittsburgh District.

To construct and maintain the following in tributaries to Lake Erie as part of the construction of the East Side Access Highway, SR 4034, Section A70 (Erie South, PA Quadrangle N: 22.2 inches; W: 2.4 inches westward to Erie South, PA Quadrangle N: 22.4 inches; W: 5.8 inches): 1) a 320-foot long, 4-foot diameter reinforced concrete pipe extension to an existing stream enclosure in an unnamed tributary to McDaniel's Run; and (2) replacement of a portion of an existing stream enclosure with an approximately 35-foot long, 4.5-foot diameter reinforced concrete pipe and an approximately 35-foot long, 5-foot diameter reinforced concrete pipe in series in Cemetery Run. This project includes placement of fill in 0.58 acre of PFO wetland. Construction of replacement wetlands for this project was previously authorized under Permit E25-626.

**E25-651, City of Erie**, 626 State Street, Room 400, Erie, PA 16501-1128. Cascade Creek enclosure, in the

City of Erie, **Erie County**, ACOE Pittsburgh District (Erie South, PA Quadrangle N: 20.1 inches; W: 15.2 inches).

To partially remove the existing structure and to install and maintain, a 781 foot-long, 102 inch diameter centrifugally cast fiberglass reinforced polymer mortar stream enclosure in Cascade Creek (WWF; MF). The project is adjacent to the southeast corner of West 12th Street and Veshecco Drive. The project includes removal of the existing accumulated sediment from the existing the 75-foot long concrete open channel at the outlet of the existing structure.

**E42-289, Lafayette Township Board of Supervisors**, 7534 Route 59, Lewis Run, PA 16738. T-329 across East Branch Tunungwant Creek, in Lafayette Township, **McKean County**, ACOE Pittsburgh District (Lewis Run, PA Quadrangle N: 19.75 inches; W: 2.9 inches).

To remove the existing structure and to construct and maintain a composite P/S concrete spread box beam bridge having a clear span of 65 feet and an underclearance of 6.75 feet on a 70-degree skew across East Branch Tunungwant Creek on T-329 approximately 3 miles northwest of Lewis Run. This project includes placement of fill in a de minimis area of wetland (0.045 acre) with roadway approach widening.

#### ENVIRONMENTAL ASSESSMENTS

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

**D28-002EA. Department of Conservation and Natural Resources**, P. O. Box 8451, Harrisburg, PA 17105-8451. Southampton Township, **Franklin County**, ACOE Baltimore District.

To breach and remove the Stony Point Dam across Furnace Run (CWF) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 2,500 feet south of the intersection of Middle Ridge Road and Linsay Lot Road in Michaux State Forest (Scotland, PA Quadrangle N: 20.7 inches; W: 0.2 inch).

#### DAM SAFETY

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

**D10-113, D10-115 and D10-114. Slippery Rock University**, Slippery Rock, PA 16057-1326. Project proposes to remove accumulated silts and sediments from the reservoirs of three jurisdictional dams as follows: Stadium Drive Dam (D10-113) 0.05 acre; Founders Hall Bridge Dam (D10-114) 0.22 acre; Founders Hall Dam (D10-115) 0.21 acre. The dams are located across a tributary to Slippery Rock Creek (CWF) on the Slippery Rock University Campus (Slippery Rock, PA Quadrangle, N: 11.5 inches; W: 5.7 inches). Slippery Rock Township, **Butler County**.

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### SPECIAL NOTICES

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#### Public Comment Period Correction

#### Proposed Commercial Building Site in Unity Township, Westmoreland County

*E65-796. Colony Development Company, 8954 Hill Drive, North Huntingdon, PA 15642. Unity Township, Westmoreland County, ACOE Pittsburgh District.*

The Department of Environmental Protection (Department) held a public hearing on August 21, 2002, at Latrobe Elementary School Auditorium, Latrobe, Westmoreland County. The purpose of the hearing was to receive public comment on a water obstruction and encroachment permit to place and maintain fill in a 0.72 acre of wetlands and approximately 750 linear feet of an intermittent watercourse in the watershed of unnamed tributaries to Ninemile Run (WWF) for the purpose of a commercial site development for Wal-Mart and Lowe's Improvement Warehouse.

The site is located along SR 30, approximately 0.5 mile south of the intersection of Theater Drive (T-898) and SR 30 (Latrobe Quadrangle N: 6.9 inches; W: 1 inch), in Unity Township, Westmoreland County.

In addition to the water obstruction and encroachment permit, the Department also took comments on a notice of intent for coverage under the general NPDES permit for discharges of stormwater associated with construction activities.

At 32 Pa.B. 3557 (July 20, 2002), the Department incorrectly identified October 21, 2002, as the ending date for public comment on this application. The correct deadline for comments is September 22, 2002. Comments should be sent to Tim Dreier, Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222.

#### Public Hearing on Pennsylvania General Energy NPDES Permit Applications

##### Kingsley and Jenks Townships, Forest County

The Department of Environmental Protection (Department) will conduct a public hearing on October 23, 2002, at 7 p.m. in the Marienville Area Civic Association Building, adjacent to the Jenks Township Building, Marienville, PA. The hearing is in response to comments received on two applications from Pennsylvania General Energy, 208 Liberty Street, Warren, PA 16365 for discharges of stormwater associated with oil and gas developmental construction activities. The issues raised include, but are not limited to, potential impacts on threatened and endangered species, public resources and water quality. The permit applications were published as follows, on the dates indicated.

*NPDES Permit PAS102706, Stormwater, Pennsylvania General Energy Corporation, 208 Liberty Street, Warren, PA 16365 has applied to discharge stormwater associated with a construction activity located in Jenks Township, Forest County to Little Salmon Creek (HQ-CWF). (32 Pa.B. 2612 (May 25, 2002))*

*NPDES Permit PAS102707, Stormwater, Pennsylvania General Energy Corporation, 208 Liberty Street, Warren, PA 16365 has applied to discharge stormwater associated with a construction activity located in Jenks and Kingsley Townships, Forest County to Salmon Creek (HQ-CWF). (32 Pa.B. 3009 (June 22, 2002))*

Persons who wish to present testimony at the hearing should submit a written notice of intent, by October 21, 2002, to Robert Gleeson, Oil and Gas Management, Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494. The written notice should include the person's name, address, telephone number and a brief statement as to the nature of the testimony to be offered at the hearing. Testimony may be presented in either written or oral form. Testimony should be concise and relevant to the permit issue. Oral testimony will be limited to a maximum of 5 minutes per



speaker. Those presenting written testimony can submit a written copy of the comments and relevant documents at the hearing. Written testimony may also be sent to Robert Gleeson at the previous address either before the hearing or until November 2, 2002.

Following the hearing, the Department will prepare a document including a summary of the written and oral comments submitted at the hearing, the Department's responses to the comments and the reasons for the responses. The Department will make its decision on the applications following completion of this summary.

Interested persons may obtain further information or inspect and copy public forms and related documents at the Department Regional Office, 230 Chestnut Street, Meadville, PA between 8 a.m. and 4 p.m., Monday through Friday. To ensure adequate opportunity for all interested parties, appointments for file reviews should be made by calling (814) 332-6340.

## BUREAU OF DEEP MINE SAFETY

### Approval of Request for Variance

The Department of Environmental Protection (Department), Bureau of Deep Mine Safety (BDMS) has approved Dunkard Mining Company's request for a variance from the requirements of section 224(b) of the Pennsylvania Bituminous Coal Mine Act (act) at the Dunkard Mine. This notification contains a summary of this request and the basis for the Department's approval. A complete copy of the variance request may be obtained from Allison Gaida, (724) 439-7469 or from the BDMS website: <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

*Summary of the Request:* Dunkard Mining Company requested a variance from section 224(b) of the act to drill a horizontal borehole to the west of the Rosedale #8 Mine to protect miners against accidentally mining into the abandoned mine. The proposal accords protections to persons and property substantially equal to or greater than the requirements of section 224(b) of the act.

The basis for the Bureau's approval is summarized as follows:

1. The long horizontal borehole method proposed in lieu of the requirements set forth in section 224(b) of the act is a proven technology which has been used successfully in other underground mines in this Commonwealth.

2. The long horizontal borehole method proposed is much less labor intensive and provides much less exposure to lifting and strain type injuries by not having to handle and use hand-held drills and steels. By mining normal depth cuts, the work force will be subjected to less risk associated with equipment place changes, rather than mining the outside entry 8 feet at a time.

3. The long horizontal borehole proposed in lieu of the requirements set forth in section 224(b) of the act will provide a greater coal barrier than required by section 224(b) of the act.

4. The long horizontal boreholes will provide a quicker method to close the borehole in the event of contacting the abandoned mine by closing the valve located at the end of the pipe grouted in the rib and will be more suitable for grouting, if needed.

5. The long horizontal borehole will provide a much larger area of coverage for protecting the workers against accidentally mining into the abandoned mine.

This approval is limited to the alternate method to drill test holes as required in section 224(b) of the act. All other terms and requirements of section 224(b) of the act

shall remain in effect. Continued authorization for operation under the approval is contingent upon compliance with the measures described in Dunkard's approved variance proposal and the following stipulation. Upon completion of the horizontal borehole, and before mining starts, Dunkard Mine is required to provide a print to BDMS showing the vertical and horizontal view of the hole location, data logs and include the hole properly referenced on future Dunkard Mine maps. The roof and bottom shall be sufficiently tagged and the entire borehole plot is to be recorded on a map as the hole is drilled to ensure that the drilling occurs within the coal seam.

### Request for Comments for the Proposed Total Maximum Daily Load (TMDL) for the McGourvey Run Watershed

The Department of Environmental Protection (Department) is accepting comments on a proposed TMDL, established in accordance with the requirements of section 303(d) of The Clean Water Act. The Department held a public meeting on August 14, 2002, at the Holiday Inn in Clarion, PA, to discuss and accept comments on the proposed TMDL. The meeting was scheduled to coincide with the monthly meeting of the Mill Creek Coalition, a local group actively involved in watershed restoration. McGourvey Run has been identified as impaired on the 1996 and 1998 Pennsylvania 303(d) list due to depressed pH, high concentrations of metals and other inorganics. The listed segment and miles degraded are shown in the following table.

Stream Code	Stream Name	Miles Degraded
49796	McGourvey Run	2.17

The proposed plan provides calculations of stream's total capacity to accept metals (aluminum, iron, manganese and acidity), pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

Parameter	Criterion value (mg/l)	Total Recoverable/Dissolved
Aluminum	0.1 of the 96 hour LC 50	Total Recoverable
Iron	0.75	Total Recoverable
	1.5	Dissolved
Manganese	0.3	Total Recoverable
PH	1.00	NA
	6.0—9.0	

The primary pollutant source for the watershed is abandoned mine workings and abandoned gas well. This watershed was sporadically mined for coal in the late 19th to the mid 20th centuries. The effects of this are still present. All of the allocations made in the TMDL are load allocations (LA) which are made to nonpoint sources of pollution.

The TMDL was developed using Monte Carlo Simulation (MCS) to determine long term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. MCS allows for the expansion of a data set based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the TMDL.

The TMDL sets allowable loading rates for metals and acidity at specified points in the watershed. The basis of information used in the establishment of this TMDL is field data collected over the past 10 years.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact Joseph Tarantino, Knox District Mining Office, P. O. Box 669, Knox, PA 16232, (814) 797-1191, jtarantino@state.pa.us.

The TMDL can be viewed and printed at [www.dep.state.pa.us](http://www.dep.state.pa.us) direct link "TMDL" or [http://www.dep.state.pa.us/watermanagement\\_apps/tmdl/](http://www.dep.state.pa.us/watermanagement_apps/tmdl/)

Written comments will be accepted at the previously noted address and must be postmarked by October 20, 2002. The Department will consider all comments in developing the final TMDL which will be submitted to the EPA for approval.

**Request for Comments and Notice of Public Meeting for the Proposed TMDL for the Jones Run and Douglas Run Watersheds**

The Department is accepting comments on a proposed TMDL, established in accordance with the requirements of section 303(d) of The Clean Water Act. The Department held a public meeting on August 14, 2002, at the Holiday Inn in Clarion, PA, to discuss and accept comments on the proposed TMDL. The meeting was scheduled to coincide with the monthly meeting of the Mill Creek Coalition, a local group actively involved in watershed restoration. Seven stream segments in the Jones Run and Douglas Run watersheds have been identified as impaired on the 1996 and 1998 Pennsylvania 303(d) list due to depressed pH, high concentrations of metals and other inorganics. The listed segments and miles degraded are shown in the following table:

<i>Stream Code</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
49719	Douglass Run	3.23
49724	UNT to Douglass Run	0.44
49725	UNT to Douglass Run	0.85
49756	UNT to Douglass Run	0.83
49720	Jones Run	2.55
49722	UNT to Jones Run	0.96
49723	UNT to Jones Run	0.51

The proposed plan provides calculations of stream's total capacity to accept metals (aluminum, iron, manganese and acidity), pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/Dissolved</i>
Aluminum	0.1 of the 96 hour LC 50	Total Recoverable
	0.75	
Iron	1.5	Total Recoverable
	0.3	Dissolved
Manganese	1.00	Total Recoverable
PH	6.0—9.0	NA

The primary pollutant source for the watershed is abandoned mine workings. This watershed was heavily mined for coal in the late 19th to the mid 20th centuries. The effects of this are still present. All of the allocations made in the TMDL are LAs which are made to nonpoint sources of pollution.

The TMDL was developed using MCS to determine long term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. MCS allows for the expansion of a data set based on its statistical makeup. Since there was no

critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the TMDL.

The TMDL sets allowable loading rates for metals and acidity at specified points in the watershed. The basis of information used in the establishment of this TMDL is field data collected over the past 10 years.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact Joseph Tarantino, Knox District Mining Office, P. O. Box 669, Knox, PA 16232, (814) 797-1191, jtarantino@state.pa.us.

The TMDL can be viewed and printed at [www.dep.state.pa.us](http://www.dep.state.pa.us) direct link "TMDL" or at [http://www.dep.state.pa.us/watermanagement\\_apps/tmdl/](http://www.dep.state.pa.us/watermanagement_apps/tmdl/)

Written comments will be accepted at the previously noted address and must be postmarked by October 20, 2002. Persons who plan to make a presentation at the public meeting should notify the Department no later than 4 p.m. on September 24, 2002. The Department will consider all comments in developing the final TMDL which will be submitted to the EPA for approval.

**Request for Comments and Notice of Public Meeting for the Proposed TMDL for the Babb Creek Watershed**

The Department is holding a public meeting on October 1, 2002, at 6 p.m. at the Arnot Sportsmen's Club in Arnot, PA, to discuss and accept comments on a proposed TMDL, established in accordance with the requirements of section 303(d) of The Clean Water Act. Three stream segments in the Babb Creek Watershed have been identified as impaired on the 1996 and 1998 Pennsylvania 303(d) list due to depressed pH and/or high concentrations of metals. The listed segments and miles degraded are shown in the following table:

<i>Stream Code</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
21681	Babb Creek	0.99
21681	Babb Creek	12.85
21730	Wilson Creek	2.3

The proposed plan provides calculations of stream's total capacity to accept metals (aluminum, iron, manganese and acidity), pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/Dissolved</i>
Aluminum	0.1 of the 96 hour LC 50	Total Recoverable
	0.75	
Iron	1.5	Total Recoverable
	0.3	Dissolved
Manganese	1.00	Total Recoverable
PH	6.0—9.0	NA

The primary pollutant source for the watershed is abandoned mine workings. This watershed was heavily mined for coal in the late 19th to the mid 20th centuries. The effects of this are still present. All of the allocations made in the TMDL are LAs which are made to nonpoint sources of pollution.

The TMDL was developed using MCS to determine long term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. MCS allows for the expansion of a data set

based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the TMDL.

The TMDL sets allowable loading rates for metals and acidity at specified points in the watershed. The basis of information used in the establishment of this TMDL is field data collected over the past 10 years.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact John Mital, Hawk Run District Mining Office, P. O. Box 209, 792 Empire Road, Hawk Run, PA 16840-0209, (814) 342-8200, [jmital@state.pa.us](mailto:jmital@state.pa.us). Directions to the Arnot Sportsmen's Club meeting place can also be obtained by contacting this address.

The TMDL can be viewed and printed at [http://www.dep.state.pa.us/watermanagement\\_apps/tmdl/](http://www.dep.state.pa.us/watermanagement_apps/tmdl/)

Written comments will be accepted at the previously noted address and must be postmarked by November 6, 2002. Persons who plan to make a presentation at the public meeting should notify the Department no later than 4 p.m. on September 24, 2002. The Department will consider all comments in developing the final TMDL which will be submitted to the EPA for approval.

[Pa.B. Doc. No. 02-1637. Filed for public inspection September 20, 2002, 9:00 a.m.]

### **Air Quality Technical Advisory Committee Meeting Cancellation; Ad Hoc Committee on NO<sub>x</sub> Monitoring Issues Meeting**

The Air Quality Technical Advisory Committee (AQTAC) meeting scheduled for September 19, 2002, has been cancelled.

The AQTAC Ad Hoc Committee on NO<sub>x</sub> Monitoring Issues will meet on September 19, 2002, at 8:30 a.m. in the Second Floor Training Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

For further information, contact Terry Black at (717) 787-2030.

DAVID E. HESS,  
*Secretary*

[Pa.B. Doc. No. 02-1638. Filed for public inspection September 20, 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](http://www.dep.state.pa.us)) at the Public Participation Center page. The "July 2002 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*

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: 253-4500-606. Title: Applicable or Relevant and Appropriate Requirements (ARARs) for Cleanup Response and Remedial Actions in Pennsylvania. Description: This recently updated document contains a list of state standards and requirements for cleanup related activities at waste sites in this Commonwealth. The purpose of this document is to identify, in a general fashion, State standards and requirements that will serve as a guide for the determination of specific cleanup related criteria. Effective Date: August 24, 2002. Contact: Craig Olewiler at (717) 783-2388 or e-mail [colewiler@state.pa.us](mailto:colewiler@state.pa.us).

#### *Final Technical Guidance—Minor Revision*

DEP ID: 273-4130-003. Title: Guidance for Application of Regional Civil Penalty Procedure. Description: This policy establishes uniform criteria for assessing monetary penalties for Clean Air Act violations. The Department adopted this policy in May 1996. Since that time, there have been minor changes made to this policy. These changes included consolidating tables, which resulted in reducing the length of the policy. In addition, some policy language and procedures were updated for clarification purposes. Effective Date: September 21, 2002. Contact: Scott Kepner at (717) 772-2330 or e-mail [skepner@state.pa.us](mailto:skepner@state.pa.us).

DAVID E. HESS,  
*Secretary*

[Pa.B. Doc. No. 02-1639. Filed for public inspection September 20, 2002, 9:00 a.m.]

## **DEPARTMENT OF HEALTH**

### **Infant Hearing Screening Advisory Committee Meeting**

The Infant Hearing Screening Advisory Committee, established under the Infant Hearing Education, Assessment, Reporting and Referral Act (11 P. S. §§ 876-1—876-9) will hold a public meeting on Friday, September 27, 2002, in Conference Room 812, Department of Health, 7th and Forster Streets, Harrisburg, PA from 1 p.m. to 4 p.m.

For additional information, contact Karl Hoffman, Program Administrator, Hearing Program, Division of Newborn Disease Prevention and Identification, (717) 783-8143.

Persons with a disability who wish to attend the meeting and require auxiliary aid, service or other accommodation to do so, should contact the Newborn Hearing Screening Program at (717) 783-8143. Speech and/or hearing impaired persons can use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
Secretary

[Pa.B. Doc. No. 02-1640. Filed for public inspection September 20, 2002, 9:00 a.m.]

## DEPARTMENT OF PUBLIC WELFARE

### Payments to Nursing Facilities; July 1, 2002 Proposed Rates

This notice announces proposed changes in payment rates for nursing facilities beginning July 1, 2002, and to identify the methodology and justification for these proposed rates. Under 42 U.S.C.A. § 1902(a)(13)(A), as amended by section 4711 of the Balanced Budget Act of 1997 (Pub. L. No. 105-33), a state must use a public process when it proposes to make changes in payment rates or payment methodologies for nursing facility services under its approved Title XIX State Plan.

The Department of Public Welfare (Department) is not proposing to amend its State Plan or to change its regulations, 55 Pa. Code Chapter 1187 (relating to nursing facility services). Rather, the Department is proposing to make changes in its nursing facility payment rates because those rate changes are required by the rate-setting methodology contained in its approved State Plan and regulations.

#### Rates

The proposed July 1, 2002, rates are available at the local county assistance offices throughout this Commonwealth, on the Office of Medical Assistance Programs' (OMAP) website at [www.dpw.state.pa.us/omap](http://www.dpw.state.pa.us/omap) or by con-

tacting Tom Jayson, Policy Unit of the Bureau of Long Term Care Programs, (717) 705-3705.

#### Methodology

The methodology the Department used to set the proposed rates is contained in 55 Pa. Code Chapter 1187, Subchapter G (relating to rate setting) and the Commonwealth's Title XIX State Plan. The criteria used to determine the appropriate adjustments is available on the OMAP website or by contacting Tom Jayson. The database used for rate setting is available on the OMAP website.

#### Justification

The justification for the proposed rates is that they were set under the rate-setting methodology required by the Commonwealth's regulations and approved State Plan.

The estimated increase in annual aggregate expenditures for Medical Assistance nursing facility services for FY 2002-2003 is \$70.427 million (\$31.918 million in State funds).

Interested persons are invited to submit written comments about the proposed rates to the Department within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Comments should be addressed to Department of Public Welfare, Attention: Suzanne Love, P.O. Box 2675, Harrisburg, PA 17105. Persons with a disability may use the AT&T Relay Services, (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

FEATHER O. HOUSTOUN,  
Secretary

**Fiscal Note:** 14-NOT-335. (1) General Fund; (2) Implementing Year 2002-03 is \$31,918,000; (3) 1st Succeeding Year 2003-04 is \$34,820,000; 2nd Succeeding Year 2004-05 is \$34,820,000; 3rd Succeeding Year 2005-06 is \$34,820,000; 4th Succeeding Year 2006-07 is \$34,820,000; 5th Succeeding Year 2007-08 is \$34,820,000; (4) 2001-02 Program—\$761,877,000; 2000-01 Program—\$722,565,000; 1999-00—\$693,625,000; (7) Medical Assistance—Long Term Care; (8) recommends adoption. Funding for these changes is included in the 2002-03 budget.

[Pa.B. Doc. No. 02-1641. Filed for public inspection September 20, 2002, 9:00 a.m.]

### 2002 Group One Exception Requests; Medical Assistance Long Term Care Participation Review

The Department of Public Welfare (Department), by statement of policy effective December 18, 1996, adopted an interim policy announcing that, as a general matter, it intended to exercise its discretion to refuse to enter into new Medical Assistance (MA) provider agreements and to terminate any provider of MA nursing facility services that sought to increase the number of MA certified nursing facility beds through expansion, unless the Department granted an exception on a case-by-case basis to permit that provider to enroll or expand. A statement of policy that sets forth the guidelines the Department will use when making its case-by-case exception request decisions was published at 28 Pa.B. 138 (January 10, 1998) and is codified in 55 Pa. Code § 1187.21a (relating to nursing facility exception requests—statement of policy).

By this notice, published under 55 Pa. Code § 1187.21a(e)(4), the Department announces the 2002 Group One Exception Requests covering the submission period of January 1, 2002, through June 30, 2002.

#### Expansion Projects

Number	Facility	Address	County	Beds
JJ02001	Homeland Center	1901 North Fifth Street Harrisburg, PA 17102	Dauphin	2

A copy of the previously listed exception request is available for review by the public during regular business hours. To schedule an appointment to review the request, call (717) 705-3705.

The Department will accept written comments related to the request for a 30-day period following the date of this publication. Written comments may be submitted to Department of Public Welfare, Bureau of LTC Programs, Attention:

Policy Section, P. O. Box 2675, Harrisburg, PA 17105. Persons with a disability may use the AT&T Relay Service, (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

FEATHER O. HOUSTOUN,  
*Secretary*

**Fiscal Note:** 14-NOT-336. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 02-1642. Filed for public inspection September 20, 2002, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Addendum and Revision of the Listing of Approved Speed-Timing Devices and Appointment of Maintenance and Calibration Stations

The Department of Transportation (Department), Bureau of Motor Vehicles, under the authority of 75 Pa.C.S. § 3368 (relating to speed timing devices), published at 31 Pa.B. 7078 (December 29, 2001), a notice of approved speed-timing devices and maintenance and calibration stations for use until the next comprehensive list is published.

#### *Change of Ownership and Name*

As an addendum to the listing of approved official maintenance and calibration stations, the Department hereby gives notice of the change of ownership and name of station number S48:

Reading Mack Distributors Inc., 4226 Pottsville Pike, Reading, Berks County, PA 15063.

The new station name will be:

Mack Enterprises of Reading, 4226 Pottsville Pike, Reading, Berks County, PA 15063.

As a result of the change in ownership, the new station number will be S1.

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

Other approved speed-timing devices and appointment of maintenance and calibration stations appear at 31 Pa.B. 7078 and addenda at 32 Pa.B. 669 (February 2, 2002), 32 Pa.B. 1145 (February 23, 2002), 32 Pa.B. 1589 (March 23, 2002), 32 Pa.B. 1778 (April 6, 2002), 32 Pa.B. 2170 (April 27, 2002) and 32 Pa.B. 2828 (June 8, 2002).

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 02-1643. Filed for public inspection September 20, 2002, 9:00 a.m.]

### Receipt of Applications for Section 5310 Program

The Department of Transportation, Bureau of Public Transportation, under the authority contained in 49 U.S.C.A. § 5310, gives notice that it will receive applications for the State-administered Section 5310 Program (formerly known as Section 16 Program). Under this program, private nonprofit organizations and designated public bodies may apply for Federal capital assistance to pay up to 80% of the purchase cost of new wheelchair

accessible small transit vehicles and other equipment used to provide needed transportation services for senior citizens and persons with disabilities who cannot be reasonably accommodated by existing transportation providers.

A guidelines and procedures package containing application forms can be obtained by calling the Bureau of Public Transportation at (717) 787-7540. The initial filing deadline for the program is November 1, 2002. Questions, comments or suggestions may be directed to Ben Brosius, Section 5310 Program Manager, P. O. Box 3151, Harrisburg, PA 17105-3151, (717) 787-1211.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 02-1644. Filed for public inspection September 20, 2002, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Notice of Comments Issued

Section 5(d) of the Regulatory Review Act (71 P. S. § 745.5(d)) provides that the designated standing Committees may issue comments within 20 days of the close of the public comment period, and the Independent Regulatory Review Commission (Commission) may issue comments within 10 days of the close of the Committee comment period. The Commission's comments are based upon the criteria contained in section 5.1(h) and (i) of the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)).

The Commission has 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 within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
10-165	Department of Health Hearing Aid Sales and Registration 32 Pa.B. 3223 (July 6, 2002)	8/5/02	9/5/02
7B-4	Department of Conservation and Natural Resources State Forest Picnic Areas 32 Pa.B. 2851 (June 8, 2002)	8/7/02	9/6/02

**Department of Health Regulation**  
**No. 10-165**  
**Hearing Aid Sales and Registration**  
**September 5, 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 Department of Health (Department) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered within 2 years of the close of the public comment period, the regulation will be deemed withdrawn.

**1. General.—Clarity.**

The terms “prospective hearing aid user,” “purchaser” and “hearing aid user” are used throughout the regulation. To avoid confusion, these terms should be defined in § 25.202.

**2. Section 25.202. Definitions.—Clarity; Reasonableness.**

The definition of “physician” includes the phrase, “An individual who has a currently registered license to practice medicine or osteopathic medicine in this Commonwealth.” For the purpose of obtaining a medical recommendation under § 25.212, will Commonwealth residents be permitted to seek medical treatment for hearing problems from out-of-State physicians? If so, the definition should be revised to reflect this. If residents will not be permitted to seek treatment from out-of-State physicians under this regulation, the Department should explain why.

**3. Section 25.204. Application for and renewal of registration.—Clarity; Reasonableness.**

*Subsection (d)*

The Preamble states that “all registration certificates expire on the same date—April 15 of each year.” Subsection (d) contains the phrase “At least 30 days before the expiration of a registration certificate, . . .” For increased clarity, the Department should replace the language cited above with “By March 16 of each year.”

*Subsection (f)*

This subsection contains language barring issuance of more than two renewals of a fitter’s temporary registration certificate. It includes the phrase, “except upon petition of an applicant for good and sufficient cause shown.” How is the petition submitted? The Department should insert language that clearly sets forth the process that will be followed to petition for good and sufficient cause.

*Subsection (g)*

This subsection contains the phrase “the expiration of the registration certificate.” The Preamble states that this expiration occurs on April 15 of each year. For clarity, the Department should replace this phrase with “April 15,” or provide examples of when this would not apply.

**4. Section 25.205. Additional registration requirements.—Clarity; Reasonableness.**

*Subsection (d)(3)*

In this subsection, the word “affirmed” is used twice. For clarity, the Department should explain how affirmation is accomplished.

*Subsection (d)(3) and (4)*

These paragraphs state that an apprentice hearing aid fitter or a sponsor of an apprentice may terminate the mentor/apprentice relationship. In this situation, would either party have to show good cause for termination of the relationship? The Department should explain this in the final-form regulation.

**5. Section 25.206. Examinations.—Clarity.**

Subsection (b) states, “The date of an examination may be obtained by writing to the Department.” For clarity, the Department should provide the actual address in this section of the final-form regulation or a citation to the applicable address.

Further, is it possible to request the date of an examination by e-mail or telephone? If so, the Department should put these methods in the final-form regulation.

**6. Section 25.207. Categories of registrations; fee schedule.—Clarity; Reasonableness.**

Subsection (h) is unclear. To improve clarity, the Department should reword subsection (h) to make it more understandable to the reader. For example, the Department could say, “The fee to retake the fitter’s examination for an applicant who has previously failed the examination is \$50.”

**7. Section 25.208. Display of registration certificates; offices.—Clarity.**

Subsection (d) states, “a registrant shall file notice of a change in the registrant’s place of business.” It is unclear where the registrant is required to send this notice. The Department should explain the process for filing the required notice.

**8. Section 25.209. Facilities, procedures and instrumentation.—Clarity.**

*Subsection (b)(1)*

The Department has deleted the following language from this section, “a physician, surgeon, audiologist, or registered fitter or by an individual supervised by any of the aforementioned persons.” In its place, the phrase “an individual authorized by law” had been added. To facilitate compliance and an understanding of who the Department considers “an individual authorized by law,” the Department should restore the previously mentioned language to the final-form regulation or define the phrase.

*Subsection (c)(1)*

This subsection makes reference to the American National Standards Institute standards for pure tone speech and audiometry as identified by A.N.S.I. S 3.6-1969. The Department has indicated that “1969” should be “1996.” This typographical error should be fixed in the final-form regulation.

**9. Section 25.210. Receipt, disclosure agreement and money back guarantee to purchaser—purchaser protection.—Need; Reasonableness.**

We have an issue and two questions pertaining to subsection (b).

First, commentators indicate that an initial screening and further testing are necessary to determine if a patient will need a hearing device. However, the regulation requires the entire disclosure form to be completed prior to any services being provided. Given the variety of

hearing aids available, it will be difficult to accurately estimate costs for a hearing aid without first completing an examination.

The Department should restructure this form to require the completion of Part A on the disclosure form with the patient's signature, date and time prior to testing. Once the testing is finished, and it has been determined that a hearing aid is needed, Part B on the disclosure form should be completed.

Second, the "HEARING AID DISCLOSURE AGREEMENT/MONEY BACK GUARANTEE" form in this subsection includes a space for the time that the form was completed. If the entire form must be completed prior to rendering any services, what is the purpose of requiring the time of completion?

Finally, licensees may want to use forms other than those provided by the Department. Has the Department considered also including language, "or on a form approved by the Department," in this subsection?

**10. Section 25.211. Medical recommendations; waiver forms.—Clarity.**

*Subsection (a)*

This subsection contains the phrase ". . . is 18 years of age. . . ." However, the Department has indicated that this phrase should be "is at least 18 years of age." (Emphasis added.) This change should be made in the final-form regulation.

*Subsection (b)*

The phrase, "a legally proper waiver" is used in this subsection. This phrase is unclear. Does this include both the Federal and State waiver forms? The Department should clarify what constitutes a "legally proper waiver" in this subsection.

**11. Section 25.213. Consumer review.—Clarity; Reasonableness.**

We have two concerns with subsection (b). First, it states that the notice of rescission is effective "when deposited" in the mail. The phrase "when deposited" is unclear. When would a piece of mail be considered officially "deposited," when it is postmarked?

Second, the phrase, "when service is made in another manner which gives the registrant notice of rescission" is included. What other ways are acceptable to give notice of rescission? If there are other ways in which notice of rescission may be given, they should be included in the final-form regulation.

**12. Section 25.216. Continuing education requirements.—Clarity.**

Subsection (d) states that the continuing education requirements will become effective on April 15, 2003. However, the version printed in the *Pennsylvania Bulletin* uses the date "April 15, 2002." This discrepancy should be corrected in the final-form regulation.

**13. Section 25.217. Approval of continuing education programs.—Clarity.**

*Subsection (a)(1)*

This subsection is not needed and should be deleted. Its contents are adequately covered in subsection (a)(2).

*Subsection (a)(4)*

This subsection contains the phrase "materials shall be well written." How will the Department enforce this standard?

*Subsection (a)(5)*

This subsection stipulates that a "qualified" instructor shall present a program. Who is a qualified instructor? How does one become qualified? How will it be determined that an instructor is qualified?

This subsection also contains the phrase "suitable setting." Who makes this determination? What will qualify as a suitable setting?

**14. Section 25.218. Credit for continuing education.—Clarity; Reasonableness.**

*Subsection (e)*

The Department requires the submission of "materials" prior to the preapproval of the continuing education course. What materials are to be provided to the Department? Also, what is the procedure if the necessary materials are not available until after the course registration? Can a registrant request approval after taking the course? If the Department will consider approving a course after completion, the final-form regulation should include that provision.

*Subsections (c) and (g)*

These two subsections deal with similar issues and should be combined in the final-form regulation.

**Department of Conservation and Natural Resources  
Regulation No. 7B-4**

**State Forest Picnic Areas**

**September 6, 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 Department of Conservation and Natural Resources (Department) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered within years of the close of the public comment period, the regulation will be deemed withdrawn.

**1. Written permission of the Department.—Reasonableness; Implementation procedures; Clarity.**

Sections 23.11(c)(1) and 23.22 include the phrases "written permission of the Department" or "written authorization of the Department." This regulation also references § 21.62(b) regarding authorization from the District Forester or a designee. The final-form regulation should describe how to apply for "approval" or indicate where this information is available.

**2. Section 23.11. Schedule.—Implementation procedures; Clarity.**

Subsection (b) states: "A State forest picnic area may be closed by the Department to public use." The final-form regulation should identify how the public will be notified of a closure.

**3. Section 23.15. Litter.—Reasonableness; Clarity; Protection of the Commonwealth's natural resources.**

This section states that trash accumulated during the use of a picnic area can be placed in trash containers

found in those areas. This revised section does not address litter. It addresses trash and garbage accumulated while in a picnic area. We recommend that the title of this section be changed to more accurately reflect the subject matter addressed.

**4. Section 23.16. Fires.—Need; Clarity.**

Under subsection (a), “open fires” are permitted in “designated facilities,” but neither term is defined. The Department should either define or provide examples of these terms in the final-form regulation.

Subsection (d) refers to § 21.62(b) that prohibits “open fires” in picnic areas from March 1 through May 25 and from October 1 through December 1 without written authorization from a District Forester. Is this prohibition needed since subsection (a) only allows fires in designated facilities? If the reference is retained, the term “open fires” needs to be used consistently in both §§ 23.16 and 21.62.

**5. Section 23.22. Organized Events.—Reasonableness; Implementation procedures; Clarity.**

This section requires written authorization from the Department for an “instruction, exhibition, competition, demonstration or other organized or special event” but does not define these events or indicate a minimum number of participants. The section should clearly state what specific activities require a permit. It should also specify the minimum number of people that constitute a group or event.

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 02-1645. Filed for public inspection September 20, 2002, 9:00 a.m.]

**Notice of Filing of Final Rulemakings**

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

*Final-Form*

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
#11-204	Insurance Department Safeguarding Insurer Securities	09/05/02

*Final-Omit*

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
#15-421	Department of Revenue Cash 5, Super 6 Lotto and Powerball	09/09/02

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 02-1646. Filed for public inspection September 20, 2002, 9:00 a.m.]

**INSURANCE DEPARTMENT**

**Agency Contract Termination of Adlen-O’Brien Insurance Agency under Act 143; National Grange Mutual Insurance Company; Doc. No. AT02-09-002**

A prereview telephone conference initiated by this office is scheduled for October 10, 2002, at 10 a.m. A review shall occur on October 31, 2002, at 10:30 a.m. in the Administrative Hearings Office, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. At the prereview conference, the parties shall be prepared to discuss settlement, stipulations, witnesses and the documents anticipated for use at the hearing, estimated time for the review, special evidentiary or legal issues and other matters relevant to the orderly, efficient and just resolution of this matter. Pending the review in this matter, parties shall exchange proposed exhibits, the names of witnesses and provide an offer of proof with respect to each witness and informally attempt to resolve undisputed facts by stipulation.

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 October 17, 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 shall be filed on or before October 29, 2002.

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

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1647. Filed for public inspection September 20, 2002, 9:00 a.m.]

**Alleged Violation of Insurance Laws; Paul R. Bender; Doc. No. SC02-09-001**

Notice is hereby given of the Order to Show Cause issued on September 4, 2002, by the Deputy Insurance Commissioner of this Commonwealth in the previously referenced matter. Violation of the following is alleged: sections 604, 622, 633 and 639 of the Insurance Department Act of 1921 (40 P. S. §§ 234, 252, 273 and 279); and (31 Pa. Code §§ 37.46 and 37.47).

Respondent shall file a written answer to the Order to Show Cause within 30 days of the date of issue. If respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law); 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); 31



Pa. Code Chapter 56 (relating to special rules of administrative practice and procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

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

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1648. Filed for public inspection September 20, 2002, 9:00 a.m.]

### Federal Employees Health Benefits Program

The United States Office of Personnel Management (OPM) has requested the publication of the following notice regarding the Federal Employees Health Benefits (FEHB) Program for the 2004 calendar year.

The FEHB Program is the Nation's largest employer-sponsored health insurance program. Almost 9 million people, including Federal employees, retirees and eligible dependents, are members of the FEHB Program. The OPM is now accepting applications from prospective HMOs to participate in the FEHB Program.

Applicants must submit their applications to OPM by January 31, 2003. Approved applicants will begin participation in the FEHB Program on January 1, 2004. OPM is seeking applications from plans that can process enrollments electronically and that have some form of health plan accreditation from a National accreditation organization.

Application materials for the FEHB Program are available on OPM's website at [www.opm.gov/insure/carriers/index.htm](http://www.opm.gov/insure/carriers/index.htm) or may be obtained by calling (202) 606-0755 or (202) 606-0737.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1649. Filed for public inspection September 20, 2002, 9:00 a.m.]

### Highmark Inc. d/b/a Pennsylvania Blue Shield and d/b/a Highmark Blue Cross Blue Shield; Increases in UCR and PremierBlue Shield Allowances; Filing No. 200220

Highmark Inc. d/b/a Pennsylvania Blue Shield and d/b/a Highmark Blue Cross Blue Shield submitted a request to increase the customary (Level II) UCR allowance and the PremierBlue Shield preferred provider program fee schedule for certain evaluation and management, consultations, anesthesia, inpatient hospital visits, intensive care, preventative visits and select diagnostic and surgical services. Highmark Inc. requests the approval without a corresponding increase in rates for the programs affected by these codes.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's regional office in Harrisburg, PA.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 15 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1650. Filed for public inspection September 20, 2002, 9:00 a.m.]

### Keystone Health Plan West; Rate Filing

On August 30, 2002, Keystone Health Plan West submitted Filing No. 2-RATPROC-02-KHPW (Department ID A63079001) requesting approval to experience rate prospective group clients that have not been enrolled in Keystone and do not have claims experience with Keystone. The proposed effective date is for prospective client's rates issued with a notification date on or after the first day of the calendar month following approval by the Insurance Department (Department).

This filing is available for public inspection during normal working hours at the Department's regional offices in Harrisburg and Pittsburgh, PA.

Interested parties are invited to submit written comments, suggestions or objections to Cherri Sanders-Jones, Actuary, Insurance Department, Bureau of Accident and Health Insurance, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1651. Filed for public inspection September 20, 2002, 9:00 a.m.]

### Medical Care Availability and Reduction of Error Fund's Assessment; Notice 2002-09

The Medical Professional Liability Catastrophe Loss Fund (Fund), under the Medical Care Availability and Reduction of Error Act (40 P. S. §§ 1303.101—1303.5108), has proposed a 43% assessment for use in calendar year 2003 by the Fund.

The proposed assessment indicates the following:

This year's percentage calculation is premised on the Joint Underwriting Association's rates approved as of September 6, 2002, and effective January 1, 2003.

The proposed assessment applies to policies effective on or after January 1, 2003.

Copies of the proposed assessment are available for public inspection during normal working hours at the Insurance Department's regional offices in Harrisburg, Philadelphia, Pittsburgh and Erie, PA.

Interested parties are invited to submit written comments, suggestions or objections to Sarah Lawhorne, Special Assistant to the Insurance Commissioner, P. O.

Box 12030, Harrisburg, PA 17108, e-mail at mcslawhorne@state.pa.us, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1652. Filed for public inspection September 20, 2002, 9:00 a.m.]

### **Pennsylvania Compensation Rating Bureau; F-Classification and USL&HW Rating Value Filing**

On September 3, 2002, the Insurance Department (Department) received from the Pennsylvania Compensation Rating Bureau (PCRB) proposed revisions to rates and rating values pertaining to F-classification and United States Longshore and Harbor Workers (USL&HW) Compensation Act coverages to be effective February 1, 2003. The filing proposes the following:

An overall average increase in collectible F-classification rates of 10.52%.

An overall average increase in manual rates for F-classifications of 9.75% consistent with the proposed overall average change in collectible rates. The proposed changes in manual rates for individual F-classifications range from increases of 4.5% to 16.5%.

A change in the USL&HW compensation coverage percentage from 78.7% to 79.3%. The filing will be available for review on the PCRB website at www.pcrb.com in the "Filings" section.

Interested parties are invited to submit written comments, suggestions or objections to Ken Creighton, ACAS, Insurance Department, Bureau of Regulation of Rates and Policies, 1311 Strawberry Square, Harrisburg, PA 17120, e-mail at kcreighton@state.pa.us.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 02-1653. Filed for public inspection September 20, 2002, 9:00 a.m.]

### **Review Procedure Hearings; Cancellation or Refusal of Insurance**

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68), in connection with the termination of the insured's automobile policy. The hearings 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 hearings will be held in the Philadelphia Regional Office, Room 1701 State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of David and Ingrid Kaplan; file no. 02-210-03549; Travelers Insurance Company; doc. no. PH02-08-036; October 17, 2002, at 10 a.m.

Appeal of Frances R. Taylor; file no. 02-210-03658; Deerbrook Insurance Company; doc. no. PH02-08-038; October 17, 2002, at 11:30 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. 02-1654. Filed for public inspection September 20, 2002, 9:00 a.m.]

### **Review Procedure Hearings under the Unfair Insurance Practices Act**

The following insurer has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with the company's termination of the insured's policy. The administrative hearing will be held in the Insurance Department's regional office in Harrisburg, 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 Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Millville Mutual Insurance Company; file no. 02-124-04827; Kevin J. and Annette Carrico; doc. no. P02-08-037; October 9, 2002, at 10 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. 02-1655. Filed for public inspection September 20, 2002, 9:00 a.m.]

## LEGISLATIVE REFERENCE BUREAU

### Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of Bulletin). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

#### *Executive Board*

Resolution #CB-02-225, Dated August 27, 2002. This resolution authorizes the collective bargaining agreement between the Commonwealth and the United Food and Commercial Worker—Liquor Store Clerk (M1) Unit, effective August 5, 2002, through June 30, 2003. This agreement encompasses approximately 2,517 employees in the nonsupervisory unit who did not have a labor agreement with the Commonwealth since July 1, 1996.

Resolution #CB-02-238, Dated August 30, 2002. Authorizes the side letter between the Commonwealth and AFSCME concerning a monthly stipend of \$50 to be provided to certain L & I employment security employees for using their home to conduct Commonwealth business.

#### *Governor's Office*

Manual M110.1—2003-04 Budget Instructions, Dated August 2002.

Manual M210.3—Index of Issuances—Directives Management System, Amended July 23, 2002.

Management Directive No. 505.30—Prohibition of Sexual Harassment in Commonwealth Work Settings, Revision No. 1, Dated August 2, 2002.

Administrative Circular No. 02-21—Availability—Commonwealth Telephone Directory, Dated July 29, 2002.

Administrative Circular No. 02-22—Revenue Estimates, 2003-04 Fiscal Year, Dated August 5, 2002.

Administrative Circular No. 02-23—2003-04 Budget Instructions, Dated August 15, 2002.

MARY JANE PHELPS,  
*Acting Director*  
*Pennsylvania Bulletin*

[Pa.B. Doc. No. 02-1656. Filed for public inspection September 20, 2002, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board lease will expire:

Bradford County, Wine & Spirits Shoppe #0803, 49 Canton Street, Troy, PA 16947-1417.

*Lease Expiration Date:* August 31, 2003

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 1,300 net useable square feet of new or existing retail commercial space within 3 miles of the intersection of US Route 6 and SR 14, Troy.

*Proposals due:* October 11, 2002, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Charles D. Mooney, (717) 657-4228

JOHN E. JONES, III,  
*Chairperson*

[Pa.B. Doc. No. 02-1657. Filed for public inspection September 20, 2002, 9:00 a.m.]

## MEDICAL PROFESSIONAL LIABILITY CATASTROPHE LOSS FUND

### Medical Care Availability and Reduction of Error Fund's Assessment; Notice 2002-09

The Medical Professional Liability Catastrophe Loss Fund (Fund), under the Medical Care Availability and Reduction of Error Act (40 P. S. §§ 1303.101—1303.5108), has proposed a 43% assessment for use in calendar year 2003 by the Fund.

The proposed assessment indicates the following:

This year's percentage calculation is premised on the Joint Underwriting Association's rates approved as of September 6, 2002, and effective January 1, 2003.

The proposed assessment applies to policies effective on or after January 1, 2003.

Copies of the proposed assessment are available for public inspection during normal working hours at the Insurance Department's regional offices in Harrisburg, Philadelphia, Pittsburgh and Erie, PA.

Interested parties are invited to submit written comments, suggestions or objections to Sarah Lawhorne, Special Assistant to the Insurance Commissioner, P. O.

Box 12030, Harrisburg, PA 17108, e-mail at mcslawhorne@state.pa.us, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 02-1658. Filed for public inspection September 20, 2002, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

Railroad  
With Hearing

**I-00020091. Pennsylvania Public Utility Commission.** Investigation upon the Pennsylvania Public Utility Commission's own motion into matters pertaining to the proper service, accommodation, convenience and safety of the traveling public using the bridge carrying Ridge Road (AAR 472 753 H, T-599) over the tracks of the Wheeling and Lake Erie Railroad Company in Carroll Township, Washington County.

An initial hearing on this matter will be held on Thursday, November 7, 2002, at 10 a.m. in an 11th floor hearing room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, PA, when and where all persons in interest may appear and be heard, if they so desire.

JAMES J. MCNULTY  
Secretary

[Pa.B. Doc. No. 02-1659. Filed for public inspection September 20, 2002, 9:00 a.m.]

Railroad  
With Hearing

**A-00109901. South Lebanon Township.** Application of South Lebanon Township for the approval of the alteration of the crossing (AAR 591 537 S) where Township Road 705 (Wilhelm Avenue) crosses below grade of the tracks of the Consolidated Rail Corporation in South Lebanon Township, Lebanon County.

An initial hearing on this matter will be held on Wednesday, October 30, 2002, at 10 a.m. in Hearing Room 2, Plaza Level, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA, when and where all persons in interest may appear and be heard, if they so desire.

JAMES J. MCNULTY,  
Secretary

[Pa.B. Doc. No. 02-1660. Filed for public inspection September 20, 2002, 9:00 a.m.]

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a

common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (Commission). Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before October 15, 2002, as set forth at 52 Pa. Code § 3.381 (relating to the applications for transportation of property, household goods in use and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

**Application of the following for approval to *begin* operating as *common carriers* for transportation of *persons* as described under the application.**

**A-00119247. Road Scholar Limousine Service, Inc.** (600 West Forth Street, Williamsport, Lycoming County, PA 17701), a Pennsylvania corporation—persons in limousine service, between points in the Counties of Centre, Clinton and Lycoming, and from points in said counties, to points in Pennsylvania, and return.

**Application of the following for approval of the *additional right* and *privilege* of operating motor vehicles as *common carriers* for transportation of *persons* as described under the application.**

**A-00116949, F.2. Queue Business Systems, Inc. t/d/ b/a Raystown Transportation Service.** (R. D. 1, Box 268, Huntingdon, Huntingdon County, PA 16652), a Pennsylvania corporation—additional right—persons in paratransit service, between points in the Counties of Blair, Fulton, Huntingdon and Mifflin, and from points in said counties, to points in Pennsylvania, and return.

**Application of the following for approval of the *beginning* of the exercise of the right and *privilege* of operating motor vehicles as contract carriers for the transportation of *household goods* by transfer as described under each application.**

**A-00119235. A+ Family Movers, Inc.** (5301 Tacony Street, Box 134, Philadelphia, PA 19137), a Pennsylvania corporation—transfer—(1) household goods in use, between points in the Counties of Philadelphia, Delaware, Chester, Montgomery and Bucks, included within a line which connects the municipal boundaries of Chester, West Chester, Paoli, Norristown, Doylestown and Morrisville but not including said places, and from points in said territory to other points in Pennsylvania and vice versa; limited to the operation of six trucks, two tractors and two trailers, the total maximum gross weight of which, with loads, shall not exceed 78,000 pounds; (2) property, excluding household goods in use, between points in Pennsylvania; which is to be a transfer of the rights authorized under the certificate issued at A-00033323, F.2 to Morroney Transportation Company, subject to the same limitations and conditions. *Attorney:* Erik B. Jensen, Suite 1401, 1528 Walnut Street, Philadelphia, PA 19103.

JAMES J. MCNULTY,  
Secretary

[Pa.B. Doc. No. 02-1661. Filed for public inspection September 20, 2002, 9:00 a.m.]

# PHILADELPHIA REGIONAL PORT AUTHORITY

## Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #0271.4, Emergency Lighting, Building #7, Packer Avenue Marine Terminal (PAMT), until 2 p.m. on October 10, 2002. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Avenue, 2nd Fl., Philadelphia, PA 19134, (215) 426-2600 and will be available September 24, 2002. The cost of the bid document is \$35 (includes 7% PA Sales Tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Contractor must comply with all applicable equal opportunity laws and regulations.

A mandatory prebid job site meeting will be held October 3, 2002, at 10 a.m. at PAMT, Columbus Blvd. and Packer Ave., Philadelphia, PA 19148.

JAMES T. MCDERMOTT, Jr.  
*Executive Director*

[Pa.B. Doc. No. 02-1662. Filed for public inspection September 20, 2002, 9:00 a.m.]

## Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #0275.4, Lighting Renovations, Pier 82 South, until 2 p.m. on October 10, 2002. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Avenue, 2nd Fl., Philadelphia, PA 19134, (215) 426-2600 and will be available September 24, 2002. The cost of the bid docu-

ment is \$35 (includes 7% PA Sales Tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Contractor must comply with all applicable equal opportunity laws and regulations.

A mandatory prebid job site meeting will be held October 3, 2002, at 11 a.m. at Pier 82 S., Columbus Blvd. and Wolf St., Philadelphia, PA 19148.

JAMES T. MCDERMOTT, Jr.  
*Executive Director*

[Pa.B. Doc. No. 02-1663. Filed for public inspection September 20, 2002, 9:00 a.m.]

## Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #0287.1, Installation of a Frame Supported Membrane Structure at Tioga Marine Terminal until 2 p.m. on October 3, 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 September 24, 2002. The cost of the bid document is \$35 (includes 7% PA Sales Tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Contractor must comply with all applicable equal opportunity laws and regulations.

A mandatory prebid job site meeting will be held September 26, 2002, at 10 a.m. at the Guard House at the foot of Tioga Street on Delaware Ave., Philadelphia, PA 19134.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 02-1664. Filed for public inspection September 20, 2002, 9:00 a.m.]