

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 24, 2002.

BANKING INSTITUTIONS

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-18-02	Abington Savings Bank Jenkintown Montgomery County	Regency Towers 1001 East Road Willow Grove Montgomery County (Limited Service Facility)	Approved
9-18-02	Abington Savings Bank Jenkintown Montgomery County	12106-B Centennial Station Warminster Bucks County (Limited Service Facility)	Approved
9-23-02	Bank of Hanover and Trust Company Hanover York County	1 West Market Street York York County	Filed
9-23-02	Community Banks Millersburg Dauphin County	4501 Hanover Pike Manchester Carroll County Maryland	Filed

Branch Relocations/Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-18-02	Northwest Savings Bank Warren Warren County	<i>Into:</i> 121 West 26th St. Erie Erie County <i>From:</i> 3805 Peach Street Erie Erie County	Approved
9-18-02	Parkvale Savings Bank Monroeville Allegheny County	<i>To:</i> Brentwood Town Station Pittsburgh Allegheny County <i>From:</i> 4128 Brownsville Road Pittsburgh Allegheny County	Approved
9-23-02	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	<i>To:</i> 2001 Market Street Philadelphia Philadelphia County <i>From:</i> 2200-2202 Market Street Philadelphia Philadelphia County	Approved

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-18-02	Allegheny Valley Bank of Pittsburgh Pittsburgh Allegheny County	St. Francis Medical Parking Complex 4401 Penn Avenue Pittsburgh Allegheny County	Filed
9-24-02	S & T Bank Indiana Indiana County	Chestnut Ridge Plaza Route 22 East Blairsville Indiana County	Approved
9-24-02	S & T Bank Indiana Indiana County	Route 119 Black Lick Burrell Township Indiana County	Approved

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS**Branch Applications**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
9-24-02	Diamond Credit Union Pottstown Montgomery County	Corners at Broadcasting Ridge Wyomissing Berks County	Approved

PAUL H. WENTZEL, Jr.,
Acting Secretary

[Pa.B. Doc. No. 02-1741. Filed for public inspection October 4, 2002, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Emergency Shelter Grant Program

The Department of Community and Economic Development (Department), Center for Community Building, is anticipating applying for funding through the United States Department of Housing and Urban Development.

The Emergency Shelter Grant Program (program) is established under subtitle B of Title IV of the Stewart B. McKinney-Vento Homeless Assistance Act (42 U.S.C.A. §§ 11371—11378). The program authorizes grants for the rehabilitation or conversion of buildings for use as emergency shelters for the homeless, for the payment of certain operating expenses and essential services in connection with emergency shelters for the homeless and for homeless prevention activities. The program is designed to be the first step in a continuum of assistance to enable homeless individuals and families to move toward independent living as well as to prevent homelessness.

Local government entities must submit one copy of the application to the Customer Service Center, DCED, 4th Floor, Commonwealth Keystone Building, Harrisburg, PA 17120, in accordance with the Department's Single Application requirements. A copy of the application must also be sent to the appropriate regional office. The application window will open on October 14, 2002, and close at 5 p.m. on December 20, 2002. Applications received prior to or after these dates may not be considered for funding.

Application guidelines and instructions may be obtained by contacting the Center for Community Building in Harrisburg, (717) 787-5327 or the Department's regional offices. Persons with a disability who wish to submit an application in accordance with the provisions stated herein and who require assistance with the application and persons who require copies of this notice in an alternate format (large type, Braille and the like) should contact Edward Geiger, 4th Floor, Commonwealth Keystone Building, Harrisburg, PA 17120, (717) 787-5327 to discuss how the Department may best accommodate their needs.

The following is the listing of the Department's regional offices and the counties they serve:

Department of Community and Economic Development Regional Offices

Southeast
Bucks, Chester, Delaware, Montgomery and Philadelphia Counties

Department of Community and Economic Development
908 State Office Building
Broad and Spring Garden Streets
Philadelphia, PA 19130
(215) 560-2256

Northeast
Berks, Bradford, Carbon, Lackawanna, Lehigh, Luzerne, Monroe, Northampton, Pike, Schuylkill, Sullivan, Susquehanna, Tioga, Wayne and Wyoming Counties

Department of Community and Economic Development
Suite 201, Samters Building
101 Penn Avenue
Scranton, PA 18503-2025
(570) 963-4571

Central

Adams, Cumberland, Dauphin, Franklin, Lancaster, Lebanon, Perry, York, Bedford, Blair, Cambria, Centre, Clinton, Columbia, Fulton, Huntingdon, Juniata, Lycoming, Mifflin, Montour, Northumberland, Snyder, Somerset and Union Counties.

Department of Community and Economic Development
4th Floor, Commonwealth Keystone Building
Harrisburg, PA 17120
(717) 720-7300

Southwest

Allegheny, Armstrong, Beaver, Butler, Fayette, Greene, Indiana, Washington and Westmoreland Counties

Department of Community and Economic Development
1405 State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222
(412) 565-5002

Northwest

Cameron, Clarion, Clearfield, Crawford, Elk, Erie, Forest, Jefferson, Lawrence, McKean, Mercer, Potter, Venango and Warren Counties

Department of Community and Economic
Development

1200 Lovell Place
Erie, PA 16503
(814) 871-4241

Main Office

Center for Community Building
Office of Community Development
4th Floor, Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120
(717) 787-5327

SAMUEL A. MCCULLOUGH,
Secretary

[Pa.B. Doc. No. 02-1742. Filed for public inspection October 4, 2002, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS

NPDES APPLICATIONS

PART I PERMITS

Under the Federal Clean Water Act and The Clean Streams Law, the following parties have applied for an NPDES permit or to renew their current permit to discharge controlled wastewaters into the waters of this Commonwealth or to conduct other activities required by the NPDES permit. For renewal applications listed in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements. For all new permit applications, renewal application with major changes or applications for permits not waived by EPA, the Department, based upon preliminary reviews, also made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications listed in Section II. These determinations are published as proposed actions for comments prior to taking final actions.

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

Persons wishing to comment on the proposed permit are invited to submit a statement, to the office noted before the application within 30 days from the date of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding this application. The comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant. Following the comment period, the Department's Water Management Program Manager will make a final determination regarding these applications. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The renewal application, including proposed effluent limitations and special conditions, is available on file. For new permit applications, information submitted with the applications is available on file. The information may be inspected and arrangements made for copying at the office indicated before the application.

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0070246	Parkland School District Kernsville Elementary School 2219 N. Cedar Crest Boulevard Allentown, PA 18104	North Whitehall Township Lehigh County	Jordan Creek 2-C	Y
PA0070491	Mahoning Valley Nursing and Rehabilitation Center 397 Hemlock Drive Lehighon, PA 18235-9640	Carbon County Mahoning Township	Stewart Creek 2B	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0113778 Sewerage Nonpublic	Brookside Manor Associates 215 West Church Road Suite 105 King of Prussia, PA 19406-3207	Columbia South Centre Township	UNT to Susquehanna River 5D	Y
PA0112631 Sewerage	Allen Wargo 1746 Old Reading Rd. Catawissa, PA 17820	Roaring Creek Township Columbia County	UNT to Roaring Creek 5E	Y
PA0039241 Sewerage	United States Department of Justice P. O. Box 3500 White Deer, PA 17887-3500	Gregg Township Union County	UNT to Black Run 10C	Y

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

PA0044041, Industrial Waste, **Fish and Boat Commission, Corry Fish Culture Station**, 1225 Shiloh Road, State College, PA 16801-8495. This proposed facility is located in Wayne Township, **Erie County**.

Description of Proposed Activity: treated fish hatchery wastewater.

The receiving streams, South Branch of French Creek and Spencer Creek, are in watershed 16 (French Creek) and classified for CWF.

For the purpose of evaluating effluent requirements for TDS, NO₂—NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Borough of Cambridge Springs, located 38 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 1.78 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10		20
Total Suspended Solids	30		60
NH ₃ -N			
(5-1 to 10-31)	1.5		3.0
(11-1 to 4-30)	4.5		9.0
Hydrogen Peroxide	0.132		0.264
Diquat Dibromide	0.039		0.078
Formaldehyde	0.58		1.16
Chloramine-T	0.021		0.042
pH	6.0 to 9.0 standard units at all times		

The proposed effluent limits for Outfall 002 based on a design flow of 0.382 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10		20
Total Suspended Solids	30		60

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
NH ₃ -N (5-1 to 10-31)	2.0		4.0
(11-1 to 4-30)	6.0		12.0
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

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

PA0062821, Industrial, **Schuylkill County Municipal Authority**, 221 South Centre Street, P. O. Box 960, Pottsville, PA 17901. This proposed facility is located in Branch Township, **Schuylkill County**.

Description of Proposed Activity: Renewal of an NPDES Permit.

The receiving stream, West Branch of the Schuylkill River, is in the State Water Plan watershed #3A and is classified for CWF. The nearest downstream public water supply intake for Pottstown Borough Water Authority is located on Schuylkill River, 61 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.068 MGD.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>
Total Suspended Solids			30.0	60.0
Total Iron			2.0	4.0
Total Aluminum			4.0	8.0
Total Manganese			1.0	2.0
Total Residual Chlorine			0.5	1.0

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

PAG123562, CAFO, **Noah Sauder, Jr.**, 401 Elco Drive, Myerstown, PA 17067. This proposed facility is located in Jackson Township, **Lebanon County**.

Description of Proposed Activity: The Noah Sauder Jr. farm is an existing swine operation with a total AEUs of 330. An estimated quantity of total annual manure production is 1,347,000 gallons. The operation consists of 4,000 swine. The swine manure storage system includes a back-up system of a concrete tank with open top 52' diameter 12' depth with a holding capacity of 175,000 gallons. Each of the two barns have an individual 562,000 gallon capacity storage. Of the 1,424,000 gallons of manure produced on the farm, 70,000 gallons will be used on the farm with 1,354,000 gallons exported from the farm.

The receiving stream, UNT to Tulpehocken, is in the State Water Plan watershed 3-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.

Application No. PA 0024708, Amendment No. 1, Sewage, **Municipal Authority of Union Township**, P. O. Box 5625, Belleville, PA 17004-9701. This application is for the amendment of an NPDES permit for an existing discharge of treated sewage to Kishacoquillas Creek in Watershed 12-A (Kishacoquillas—Jacks Creeks), in Union Township, **Mifflin County**.

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

The proposed effluent limits for Outfall 001 for a design flow of 0.65 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	28	45	56
Total Suspended Solids	33	50	66
NH ₃ -N (5-1 to 10-31)	5.4	XXX	10.8
(11-1 to 4-30)	14.1	XXX	28.2

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Phosphorus	Monitor and Report	XXX	XXX
Total Residual Chlorine	0.7	XXX	2.3
Dissolved Oxygen		Minimum of 5.0 at all times	
pH		From 6.0 to 9.0 inclusive	
Fecal Coliform		200/100 ml as a geometric average	
(5-1 to 9-30)		6,600/100 ml as a geometric average	
(10-1 to 4-30)			

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

The EPA waiver is not in effect.

Application No. PA 0080322, Industrial Waste SIC 4953, **Greater Lebanon Refuse Authority**, 1610 Russell Road, Lebanon, PA 17046-1437. This facility is located in North Lebanon Township, **Lebanon County**.

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

The receiving stream, unnamed tributary of Swatara Creek, is in Watershed 7-D and classified for WWF, water supply and recreation and fish consumption. The nearest downstream public water supply intake for Pennsylvania American Water Company is located on the Swatara Creek, approximately 20 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 based on a design flow of 0.144 MGD are:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
pH			From 6.0 to 9.0 inclusive		
Total Suspended Solids			30	60	75
Dissolved Oxygen			Minimum of 5.0 mg/l at all times		
CBOD ₅			20	40	50
NH ₃ -N					
(5-1 to 10-31)			2.5	5.0	6.2
(11-1 to 4-30)			7.5	15.0	22.5
Total Phosphorus			2.0	4.0	5.0
Total Aluminum			3.5	7.0	8.7
Total Iron			1.9	3.8	4.7
Total Manganese			1.2	2.4	3.0
Total Selenium					
(Using Method 270.2)			0.006	0.012	0.015
Total Thallium					
(Using Method 279.2)			0.002	0.004	0.005
Total Mercury					
(Using Method 245.1)			0.000064	0.000128	0.000160
Acrolein					
(Using Method 603)			0.0012	0.0024	0.0030
Acrylonitrile					
(Using Method 603)			0.0002	0.0004	0.0005

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

1. Requirements for stormwater outfalls.
2. Requirements for limits at or below detection limits.

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

The EPA waiver is in effect.

Application No. PA 0246867, Sewage, **Allen McCormack**, 500 North Lockwillow Avenue, Harrisburg, PA 17112. This facility is located in Reed Township, **Dauphin County**.

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

The receiving stream, Susquehanna River, is in Watershed 6-C and classified for WWF, water supply and recreation and fish consumption. The nearest downstream public water supply intake for United Water Company is located on Susquehanna River, approximately 10 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.0018 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Suspended Solids	30	60
Total Residual Chlorine	1.5	2.5
Dissolved Oxygen	Minimum of 5.0 at all times	
pH	From 6.0 to 9.0 inclusive	
Fecal Coliform	200/100 ml as a geometric average	
(5-1 to 9-30)	100,000/100 ml as a geometric average	
(10-1 to 4-30)		

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

The EPA waiver is in effect.

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

PA0228541, Industrial Waste, **The Pennsylvania State University**, 101-P Physical Plant Building, University Park, PA 16802-2116. This proposed facility is located in College Township, **Centre County**.

Description of Proposed Activity: Groundwater remediation system for the Alpha Fire Training Site. System consists of groundwater extraction wells, an equalization tank and an air stripper.

The receiving stream, Big Hollow, is in the State Water Plan watershed 9C and is classified for CWF. Downstream waters, Spring Creek, are classified for HQ-CWF. The nearest existing downstream public water supply intake for Pennsylvania American Water Company, located on West Branch Susquehanna River at Milton, PA, is 98.2 river miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0072 MGD.

<i>Parameter</i>	<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Total Suspended Solids	10	15	25
Total Iron	1.5	2.3	3.7
Oil and Grease	10	15	25
Benzene	0.001	0.0015	0.0025
Toluene	0.001	0.0015	0.0025
Ethyl Benzene	0.001	0.0015	0.0025
Total Xylenes	0.001	0.0015	0.0025
Cis-1,2-dichloroethene	0.001	0.0015	0.0025
Trans-1,2-dichloroethene	0.001	0.0015	0.0025
Methylene Chloride	0.001	0.0015	0.0025
Naphthalene	0.001	0.0015	0.0025
Tetrachloroethene	0.001	0.0015	0.0025
Trichloroethene	0.001	0.0015	0.0025
Vinyl chloride	0.0001	0.00015	0.00025
pH	6.5 to 9.0 (standard units)		

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

1. Compliance schedules for effluent limits and monitoring requirements.
2. Submission of Discharge Monitoring Reports.
3. Changes to discharge requirements.
4. Dry stream discharge requirements.
5. Solids waste disposal requirements.
6. Requirements for other generated wastewaters.
7. Results less than detection levels.
8. Air quality requirements.
9. Easement requirements.

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

PA0000647, Industrial Waste, SIC 8731, **Crucible Research, Division of Crucible Materials Corporation**, 6003 Campbells Run Road, Pittsburgh, PA 15205-1022. This application is for renewal of an NPDES permit to discharge treated process water and untreated cooling water and stormwater from the Crucible Research facility in Robinson Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Campbells Run, classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is West View Water Company, located on the Ohio River, over 15 miles below the discharge point.

Outfall 001: existing discharge, design flow of 0.0096 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Oil and Grease			15		30
Temperature (°F)					110
pH	not less than 6.0 nor greater than 9.0				

Other Conditions: No net addition of pollutants to cooling water, thermal conditions for cooling water, priority pollutant analysis, chemical additives, solids disposal, control floating solids, stormwater conditions, Part II limits superseded, control of dilution and specific waste streams and biannual sampling or training.

Outfall 101: existing discharge, design flow of 0.0052 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Total Suspended Solids			20		50
Copper			1.0		2.5
Cyanide			0.12		0.30
Lead			0.20		0.50
Chromium, Total			0.5		1.25
Iron, Total			4.0		10.0
Oil and Grease			12		30
Mercury	Monitor and Report				
pH	not less than 7.5 nor greater than 10.0				

Outfall 201: existing discharge, design flow of 0.0044 MGD.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
pH	Flow to consist solely of uncontaminated noncontact cooling water. not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

PA0034185, Sewage, **Kenneth Hurlbut**, 4751 Kendor Drive, Lower Burrell, PA 15068. This application is for amendment of an NPDES permit to discharge treated sewage from High Meadows MHP STP in Allegheny Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary of the Allegheny River, which are classified as a WWF existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Clearview Water Supply Company.

Outfall 001: Existing discharge, new design flow of 0.0265 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60

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

The EPA waiver is in effect.

PA0092487, Sewage, **Nino Barsotti**, Star Route, Mt. Pleasant, PA 15666. This application is for renewal of an NPDES permit to discharge treated sewage from the Nino Barsotti Restaurant STP in Bullsken Township, **Fayette County**.

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

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

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	10.0			20.0
(11-1 to 4-30)	20.0			40.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			3.3
(10-1 to 4-30)	10,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0094838, Sewage, **Glades Pike Estates**, 1247 Trent Road, Somerset, PA 15501. This application is for renewal of an NPDES permit to discharge treated sewage from Glades Pike Estates STP in Somerset Township, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as West Branch of Coxes 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 Ohiopyle Borough Municipal Water Works.

Outfall 001: existing discharge, design flow of 0.015 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	15.0			30
(11-1 to 4-30)	25.0			50
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			1.9
(10-1 to 4-30)	17,000/100 ml as a geometric mean			
Total Residual Chlorine	.8			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0097195, Sewage, **Kiski Area School District**, 200 Poplar Street, Vandergrift, PA 15690-1491. This application is for renewal of an NPDES permit to discharge treated sewage from the Bell Avon formerly Bell Elementary School STP in Bell Township, **Westmoreland County**.

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

Outfall 001: existing discharge, design flow of 0.005 mgd.

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

PA0219282, Sewage, **Oak Grove Church of Christ**, 169 Ashwood Drive, Industry, PA 15052-1929. This application is for issuance of an NPDES permit to discharge treated sewage from the Oak Grove Church STP in Ohioville Borough, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary to South Branch Brady 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 Arco Chemical Company BV Plant.

Outfall 001: new discharge, design flow of 0.0019 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	5.5			11.0
(11-1 to 4-30)	16.5			33.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	5,000/100 ml as a geometric mean			
Total Residual Chlorine	1.2			2.9
Dissolved Oxygen	not less than 4 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

PA0238864, Sewage, **Dean Meyer**, 5502 Lunger Road, Erie, PA 16510. This proposed facility is located in Harborcreek Township, **Erie County**.

Description of Proposed Activity: A small flow treatment facility serving two proposed single residence dwellings.

The receiving stream, an unnamed tributary of Six Mile Creek, is in the Lake Erie watershed and classified for CWF, MF, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂—NO₃, fluoride and phenolics. There is no downstream public water supply affected by this discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.0008 MGD.

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
CBOD ₅	10		20
Total Suspended Solids	20		40
Phosphorus	1.0		
Total Residual Chlorine	1.4		3.3
Dissolved Oxygen	greater than 3.0 mg/l at all times		
Fecal Coliform	200/100 ml as a geometric average		
pH	6.0 to 9.0 standard units at all times		

The EPA Waiver is in effect.

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. 1502416, Sewerage, **West Grove Borough**, 117 Rosehill Avenue, P. O. Box 61 West Grove, PA 19390. This proposed facility is located in West Grove Borough, **Chester County**.

Description of Proposed Action/Activity: Construction and operation to make modifications to existing sewage pump station.

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

WQM Permit No. 0602410, Sewerage, **Exeter Township Berks County Authority**, 4975 DeMoss Road, Reading, PA 19606. This proposed facility is located in Exeter Township, **Berks County**.

Description of Proposed Action/Activity: Approval for the construction of a wastewater pump station to serve 30 proposed EDUs in the Glen Oley Farm development.

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

Application No. 465S81-A2, Sewerage, **Connellsville Area School District**, 125 North Seventh Street, Connellsville, PA 15425. Application for the construction and modification of the Springfield Township Elementary School Sewage Treatment Plant located in Springfield Township, **Fayette County**.

Application No. 2602404, Sewerage, **Menallen Township Supervisors**, 427 Searights Herbert Road, Uniontown, PA 15401. Application for the construction and operation of a sewerage extension and pump station to serve the Smock Hill area located in Menallen Township, **Fayette County**.

Application No. 2698401-A1, Sewerage, **Redstone Township Sewer Authority**, P. O. Box 751, Republic, PA 15475. Application for the expansion and modification of the existing wastewater facility and Merrittstown Pump Station to serve the areas of Luzerne Township located in Redstone Township, **Fayette County**.

Application No. 6302403, Sewerage, **Peters Township Sanitary Authority**, 3244 Washington Road, McMurray, PA 15317. Application for the construction and operation of a sewerage extension and pump station to serve Hidden Brook Manor located in Peters Township, **Washington County**.

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

WQM Permit No 2002413, Sewerage, **Jason E. and Lisa M. Carr**, 5759 Beaver Street, Springboro, PA 16435. This proposed facility is located in Conneaut Township, **Crawford County**.

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

WQM Permit No 1002410, Sewerage, **Jeffrey L. and Lorraine Domhoff**, 105 Ziegler Street, Zelenople, PA 16063. This proposed facility is located in Connoquenessing Township, **Butler County**.

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

WQM Permit No 4302415, Sewerage, **Dennis J. Downie**, 936 Excelsior Street, Pittsburgh, PA 15210. This proposed facility is located in Worth Township, **Mercer County**.

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

WQM Permit No 4302416, Sewerage, **Michael A. Sloan**, 6899 Dermond Road, Hermitage, PA 16148. This proposed facility is located in Lackawannock Township, **Mercer County**.

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

WQM Permit No 4302417, Sewerage, **Kimberly A. Burns**, 680 Stockbridge Drive, Erie, PA 16505. This proposed facility is located in Liberty Township, **Mercer County**.

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

WQM Permit No 2002421, Sewerage, **Webster A. and Cynthia C. Jones**, 776 Washington Street, Meadville, PA 16335. This proposed facility is located in Union Township, **Crawford County**.

WQM Permit No 2002419, Sewerage, **El-Ameen Majied**, 2122 Philadelphia Road, Springboro, PA 16435. This proposed facility is located in Beaver Township, **Crawford County**.

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

NPDES Stormwater Individual Permit

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

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

Persons wishing to comment on the proposed permit are invited to submit a statement to the appropriate Department Regional Office noted before the application within 30 days from the date of this public notice. Comments reviewed within this 30-day period will be

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

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

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

Persons with a disability 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.

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

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

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10S116	The Great Lakes Co. 122 W. Washington Ave. 10th Floor Madison, WI 53703	Monroe County Pocono Township	Scot Run HQ-CWF

Northampton County Conservation District: Greystone Building, Gracedale Complex, Nazareth, PA 18064-9211, (610) 746-1971.

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10U180	Moravian Academy 7 E. Market St. Bethlehem, PA 18018	Northampton County Bethlehem Township	Monocacy Creek HQ-CWF

PUBLIC WATER SUPPLY (PWS) PERMIT

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

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

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

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

Persons with a disability 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).

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

Permit No. 4502501, Public Water Supply.

Applicant **Stroudsburg Municipal Authority**
 Township or Borough Pocono and Paradise Townships
 Responsible Official Ken Brown, Manager
 Stroudsburg Municipal Authority
 410 Stokes Avenue
 East Stroudsburg, PA 18301
 Type of Facility PWS
 Consulting Engineer Russell D. Scott, P. E.
 R.K.R. Hess Associates, Inc.
 P. O. Box 268
 East Stroudsburg, PA 18301
 Application Received Date September 13, 2002
 Description of Action Construction of a waterline extension project is proposed and includes the construction of a regional booster pump station, finished water storage tank, an interconnecting transmission/distribution main and appurtenances.

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

Permit No. 3602516, Public Water Supply.

Applicant **Borough of Lititz**
 Municipality Lititz Borough
 County **Lancaster**
 Responsible Official Sue Ann Barry, Borough Manager
 7 South Broad Street
 Lititz, PA 17543
 Type of Facility PWS
 Consulting Engineer David T. Lewis, P. E.
 ARRO Consulting Inc.
 270 Granite Run Drive
 Lancaster, PA 17601
 Application Received Date September 9, 2002
 Description of Action Addition of two 1-mg storage tanks, a new wastewater holding tank, new filters and building, new pump station and related piping and upgrading existing filters.

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

Application No. Minor Amendment, Public Water Supply.

Applicant **Houtzdale Municipal Authority**
 Borough Houtzdale Borough

Responsible Official John W. Fudrow, Manager
 Houtzdale Municipal Authority
 731-I Kirk Street
 Houtzdale, PA 16651

Type of Facility PWS

Consulting Engineer Jeffrey Garrigan
 Uni-Tec Consulting Engineers, Inc.
 2007 Cato Avenue
 State College, PA 16801

Application Received Date July 23, 2002

Description of Action Change primary coagulant from alum to polyaluminum chloride.

Application No. Minor Amendment, Public Water Supply.

Applicant **East Haines Township Water Company**

Township Haines Township

Responsible Official Dwight Orndorf
 East Haines Township Water
 P. O. Box 46
 Woodward, PA 16882

Type of Facility PWS

Consulting Engineer Jason D. Wert, P. E.
 Herbert, Rowland & Grubic Inc.
 474 Windmere Drive
 State College, PA 16801

Application Received Date August 29, 2002

Description of Action Construction of a 0.05 million gallon water storage tank and appurtenances treatment

Application No. Minor Amendment, Public Water Supply.

Applicant **Pennsylvania-American Water Company**

Township Rush Township

Responsible Official Steven J. Seidl
 Pennsylvania-American Water Company
 800 West Hersheypark Drive
 Hershey, PA 17033

Type of Facility PWS

Consulting Engineer Bruce E. Juergens
 Pennsylvania-American Water Company
 800 W. Hersheypark Drive
 Hershey, PA 17033

Application Received Date September 19, 2002

Description of Action Replacement of the existing pumps in the Moshannon Valley Industrial Development Park Booster Station to provide water service to additional customers in Rush Township.

Application No. Minor Amendment, Public Water Supply.

Applicant **Irvona Municipal Authority**
 Borough Irvona Borough
 Responsible Official Donald Morrison
 Irvona Municipal Authority
 P. O. Box 247 Berwind Street
 Irvona, PA 16656

Type of Facility PWS
 Consulting Engineer Leo J. Drass, Jr.
 Gwin, Dobson & Foreman, Inc.
 3121 Fairway Drive
 Altoona, PA 16602

Application Received September 20, 2002
 Date

Description of Action Interconnect between Irvona Municipal Authority System and BCI Municipal Authority System

Application No. WA-17-593 B Water Allocation, Public Water Supply.

Applicant **Irvona Municipal Authority**
 Borough Irvona Borough
 Responsible Official Donald Morrison
 Irvona Municipal Authority
 P. O. Box 247 Berwind Street
 Irvona, PA 16656

Type of Facility PWS
 Consulting Engineer Leo J. Drass, Jr.
 Gwin, Dobson & Foreman, Inc.
 3121 Fairway Drive
 Altoona, PA 16602

Application Received September 20, 2002
 Date

Description of Action Subsidiary Water Allocation Permit for Irvona Municipal Authority system to purchase 1,000 gallons per day from BCI Municipal Authority System.

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

Permit No. 3302503, Public Water Supply.

Applicant **Falls Creek Borough**
 117 Taylor Avenue
 Falls Creek, PA 15840

Township or Borough Falls Creek Borough and Washington Township, **Jefferson County**

Responsible Official Vance Oakes, Borough Manager

Type of Facility PWS
 Consulting Engineer Keller Engineers, Inc.
 420 Allegheny Street
 Hollidaysburg, PA 16648

Application Received September 4, 2002
 Date

Description of Action Extension of existing system to serve the Red Mill area including tank and booster station.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1**Acknowledgment of Notices of Intent to Remediate Submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908)**

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the background standard, Statewide health standard, the site-specific standard, or who intend to remediate a site as a special industrial area, must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one, or a combination of the cleanup standards, or who receives approval of a special industrial area remediation identified under the Act, will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

Pennsylvania Department of Transportation Doylestown Maintenance Facility, Doylestown Borough, **Bucks County**. Peter R. Chronowski, Apex Environmental, Inc., 220 N. Park Rd., Reading, PA 19610, on behalf of Pennsylvania Department of Transportation, Lou Porrini, Maintenance Coordinator, 7000 Geerdes Blvd., King of Prussia, PA 19406, has submitted a Notice of Intent to Remediate soil contaminated with arsenic and lead. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate is anticipated to be published in *The Intelligencer* on October 1, 2002.

PECO Energy Company—Former Darby MGP Plant, Darby and Sharon Hills Borough, **Delaware County**. Ronald F. Carper, Jr., P. G., ENSR International, 2005 Cabot Blvd., Suite 100, Langhorne, PA 19047, on behalf of PECO Energy Co., Attn: Jennifer Sowers, 300 Front St., Bldg. 1, West Conshohocken, PA 19428, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with inorganics, other organics and PAH. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in *The County Press* on September 23, 2002.

Holmesburg Shopping Center, City of Philadelphia, **Philadelphia County**. Nancy R. Repetto, Powell-Harpstead, Inc., 800 E. Washington St., West Chester, PA 19380, on behalf of Leon Silverman, Esq., Stein & Silverman, PC, 230 S. Broad St., Philadelphia, PA 19102, has submitted a Notice of Intent to Remediate soil contaminated with Fuel Oil No. 2. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on September 16, 2002.

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

Former BOC Gases Site, East Petersburg Borough, **Lancaster County**. ENSR Corporation, 2005 Cabot Boulevard West, Suite 100, Langhorne, PA 19047, on behalf of BOC Gases, 575 Mountain Avenue, Murray Hill, NJ 07974, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with Fuel Oil No. 2 and PAHs. 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 Intelligencer Journal—New Era* on August 31, 2002.

Former Mobil Service Station AN788, Lower Paxton Township, **Dauphin County**. B & B Diversified Enterprises, Inc., 125 Analomink Street, East Stroudsburg, PA 18301, on behalf of Corner Associates, LLC, 4800 Linglestown Road, Harrisburg, PA 17112, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with MTBE and unleaded gasoline. 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 *Harrisburg Patriot* on August 24, 2002.

Reese Property, Myerstown Borough, **Lebanon County**. Onesky Engineering, Inc., 210 Carter Drive, Suite 8, West Chester, PA 19382, on behalf of Reese's Auto Sales, 422 West Lincoln Avenue, 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 a combination of requirements for the statewide health and site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Lebanon Daily News* on September 16, 2002.

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

Pennsylvania Department of Transportation Columbia County Maintenance Facility, Town of Bloomsburg, **Columbia County**. Apex Environmental, Inc., on behalf of Pennsylvania Department of Transportation District 3-0, 715 Jordan Avenue, Montoursville, PA 17754 has submitted a Revised Notice of Intent to Remediate site soil contaminated with MTBE, lead, leaded gasoline and unleaded gasoline. The applicant proposes to meet the Site-Specific Standard. A summary of the Revised Notice of Intent to Remediate was reported to have been published in the *Williamsport Sun-Gazette* on September 24, 2002.

MUNICIPAL WASTE GENERAL PERMITS

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 Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and the Beneficial Use of Municipal Waste.

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

General Permit Application No. WMGM019. Valley Forge Inc., 462 Glennie Circle, King of Prussia, PA 19406. The application is for the beneficial use and processing of municipal waste including: concrete crushing, mulch and wood processing, asphalt crushing, soil processing and leaf composting. Central Office received the application on April 5, 2002, and it was determined administratively complete on September 20, 2002.

Comments concerning the application should be directed to Ronald C. Hassinger, Chief, General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472. Persons interested in obtaining more information about the general permit application may contact the Division at (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.

RESIDUAL WASTE GENERAL PERMITS

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.

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. WMGR087. Process Recovery Corp., 2909 Windmill Rd., Sinking Spring, PA 19608-1681. The application is for beneficial use of manufactured topsoil made from spent foundry sand and slag. The application was accepted by Central Office on September 18, 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.

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.

48-318-134: Bethlehem Contracting Co. (P. O. Box 40, Bath, PA 18014) for modification of paint spraying operations and associated air cleaning device in East Allen Township, **Northampton County**.

48-399-052: Bethlehem Contracting Co. (P. O. Box 40, Bath, PA 18014) for construction of a steel shot blast operation and associated air cleaning device in East Allen Township, **Northampton County**.

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

36-05119A: Signature Custom Cabinetry, Inc. (434 Springville Road, Ephrata, PA 17522) for construction of a paint booth for coating wood furniture parts in Ephrata Township, **Lancaster County**.

36-05124: Guyon Industries, Inc. (1344 North Penryn Road, Manheim, PA 17545) for construction of a roll coater at its lumber prefinishing facility in Penn Township, **Lancaster County**.

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

55-310-002A: National Limestone Quarry, Inc. (P. O. Box 397, Middleburg, PA 17842) for construction of several pieces of crushing, screening and similar equipment in an existing stone crushing plant in Franklin Township, **Snyder County**. The equipment is subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources.

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

02156: Bro-Tech Corp. (150 Monument Road, Bala Cynwyd, PA 19004) for installation of an acid diluter at Puro-lite Co., 3620 G Street, City of Philadelphia, **Philadelphia County**.

02163: Naval Surface Warfare Center (5001 South Broad Street, Code 3501, Philadelphia, PA 10112) for installation of a 1,448 HP diesel engine in the City of Philadelphia, **Philadelphia County**.

02162: Defense Energy Support Center (8725 John J. Kingman Road, Fort Belvoir, VA 22060) for operating a skid mounted soil vapor treatment system with two 250 HP internal combustion engines at 2800 South 20th Street, City of Philadelphia, **Philadelphia County**.

02165: Sunoco, Inc. (R and M) (3144 Passyunk Avenue, Philadelphia, PA 19145) for installation of a boiler in the City of Philadelphia, **Philadelphia County**.

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

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

46-0191C: Merck and Co., Inc. (351 North Sumneytown Pike, West Point, PA 19486) for modification of several combustion sources permitted under Plan Approval 46-0191A to reflect actual equipment that was installed, versus what the facility received approval for at the Upper Gwynedd Office Complex in Upper Gwynedd Township, **Montgomery County**. This facility is a Non-Title V facility. Modifications will result in an increase of NOx emissions of 3.47 tons per year. Increases of all other criteria pollutants will be less than 1.0 ton per year. The plan approval will contain monitoring/recordkeeping and operating requirements designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

09-0106A: UNIVAR USA, Inc. (previously Vopak USA, Inc.) (200 Dean Sievers Place, Morrisville, PA 19067) for installation and modification of nine organic liquids storage tanks at the chemical distribution facility in Morrisville, **Bucks County**. Organic liquids that will be stored include HAPs or VOCs. This installation and modification will result in the total emissions from the facility of less than: 25 tons per year of VOCs; 10 tons per year of individual HAPs; 25 tons per year of a combination of HAPs. 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.

46-0005T: Merck and Co., Inc. (770 Sumneytown Pike, P. O. Box 4, West Point, PA 19486-0004) for installation of two 1,300 kW natural gas fired emergency generators at their West Point Plant in Upper Gwynedd Township, **Montgomery County**. The plan approval will subsequently be incorporated into the facility's Title V Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Based on the information provided by the applicant and the Department's own analysis, the two emergency generators will emit 1.0 ton per year of NOx, 2.6 tons per year of carbon monoxide and 0.65 ton per year of VOCs.

To assure compliance with the applicable standards, the Department has placed the following conditions in the proposed Plan Approval:

A. The company shall limit the hours of operation of each emergency generator to 500 hours per year, calculated as a 12 month rolling sum.

B. The company shall install, operate and maintain the emergency generator in accordance with the manufacturer's specifications as well as good air pollution control practices.

C. The emergency generator shall only be used during electrical failures or to perform preventative maintenance.

The emergency generator shall not be used to supplement the primary power supply to the facility.

D. The company shall only combust natural gas in each generator.

E. The following air contaminant emission limits are approved for the 1,300 kW emergency generator.

i. NOx: 1.0 ton per year calculated as a 12 month rolling sum.

ii. CO: 2.6 tons per year calculated as a 12 month rolling sum.

iii. VOCs: 0.65 ton per year calculated as a 12 month rolling sum.

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

48-399-051: Elementis Pigments, Inc. (1525 Wood Avenue, Easton, PA 18042-3186) for construction and operation of a product packing facility and associated air cleaning device in Wilson Borough, **Northampton County**. The particulate emissions from the fabric collector will not exceed the best available technology standard of 0.02 grain/DSCFT (0.75 ton per year). The 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. 48-00018. 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.

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

55-399-005: Professional Building Systems, Inc. (72 East Market Street, Middleburg, PA 17842) for construction of a modular home manufacturing facility including adhesive, surface coating and solvent usage operations in Middleburg Borough, **Snyder County**.

The modular home manufacturing facility is expected to result in actual emissions of 9.5 tons per year VOCs of which 6.0 tons per year will be HAPs and less than 1 ton per year of particulate matter.

The Department has determined that the modular home manufacturing facility will comply with all applicable regulatory requirements pertaining to air contaminant sources and the emission of air contaminants including the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12. The Department consequently intends to issue a plan approval for the respective modular home manufacturing facility.

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

1. The use of all surface coatings (primers, stains, sealers, topcoats and the like), with the exception of "Duron Spray Enamel—Interior—Exterior" spray paint used for serial number marking and "Pro Kote Supreme Interior Latex Flat 901 White," shall not exceed a total of 310 gallons in any 12 consecutive month period.

2. The use of the surface coating "Pro Kote Supreme Interior Latex Flat 901 White" shall not exceed 22,000 gallons in any 12 consecutive month period.
 3. The use of adhesive "SFA-66" shall not exceed 17,800 pounds in any 12 consecutive month period.
 4. The use of adhesive "DCP-30" shall not exceed 9,150 pounds in any 12 consecutive month period.
 5. The use of all PVC cement adhesive shall not exceed 300 gallons in any 12 consecutive month period.
 6. The use of all caulk adhesives shall not exceed a total of 4,950 pounds in any 12 consecutive month period.
 7. The use of adhesive "Accusil 100" shall not exceed 860 pounds in any 12 consecutive month period.
 8. The use of "American Stone-Mix, Inc. Roof Cement" adhesive shall not exceed 60 gallons in any 12 consecutive month period.
 9. The use of PVC primer shall not exceed 100 gallons in any 12 consecutive month period.
 10. The use of "Duron Spray Enamel—Interior—Exterior" spray paint used for serial number marking and the like shall not exceed 90 gallons in any 12 consecutive month period.
 11. The use of all cleaning solvents (with the exceptions of water and "Simple Green" solvent) shall not exceed 30 gallons in any 12 consecutive month period.
 12. The VOC content of all surface coatings (primers, stains, sealers, topcoats and the like), with the exception of the spray paint used for serial number marking and "Pro Kote Supreme Interior Latex Flat 901 White," shall not exceed 0.1 pound VOC per pounds coating solids as applied and the HAP content shall not exceed 2.8% by weight as applied.
 13. The VOC content of the surface coating "Pro Kote Supreme Interior Latex Flat 901 White" shall not exceed 2.0% by weight (0.021 pound VOC per pounds coating solids) as applied and the HAP content shall not exceed 0.0% by weight as applied.
 14. The VOC content of "Duron Spray Enamel—Interior—Exterior" spray paint used for serial number marking shall not exceed 45.0% by weight as applied and the HAP content shall not exceed 45.0% by weight as applied.
 15. The VOC content of adhesive "Macroplast UR-8225 BH" shall not exceed 0.0% by weight as applied and the HAP content shall not exceed 0.0% by weight as applied.
 16. The VOC content of adhesive "Foamseal F2100A" shall not exceed 0.0% by weight as applied and the HAP content shall not exceed 0.0% by weight as applied.
 17. The VOC content of "Draft Stop" compound shall not exceed 0.0% by weight as applied and the HAP content shall not exceed 0.0% by weight as applied.
 18. The VOC content of "Accusil 100" adhesive shall not exceed 4% by weight as applied and the HAP content shall not exceed 0.0% by weight as applied.
 19. The VOC content of adhesive "Speed Demon Acrylic Caulk—White" shall not exceed 8.4% by weight as applied and the HAP content shall not exceed 1.9% by weight as applied.
 20. The VOC content of adhesive "Polyseamseal Paintable Acrylic with Silicone Caulk" shall not exceed 4.0% by weight as applied and the HAP content shall not exceed 4.0% by weight as applied.
 21. The VOC content of adhesive "SFA-66" shall not exceed 38% by weight as applied and the HAP content shall not exceed 38% by weight as applied.
 22. The VOC content of adhesive "DCP-30" shall not exceed 38% by weight, as applied and the HAP content shall not exceed 38% by weight as applied.
 23. The VOC content of adhesive "Oatey Flowguard PVC Cement" shall not exceed 80% by weight as applied and the HAP content shall not exceed 5% by weight as applied.
 24. The VOC content of adhesive "Oatey H.D. PVC Cement" shall not exceed 81% by weight as applied and the HAP content shall not exceed 1% by weight as applied.
 25. The HAP content of the solvent "Whitlam PVC Primer" shall not exceed 72% by weight, as applied.
 26. The VOC content of adhesive "Whitlam PVC Heavy Cement" shall not exceed 82% by weight as applied and the HAP content shall not exceed 32% by weight as applied.
 27. The VOC content of adhesive "Whitlam PVC Transition Cement" shall not exceed 81% by weight as applied and the HAP content shall not exceed 37% by weight as applied.
 28. The VOC content of "American Stone-Mix, Inc. Roof Cement" adhesive shall not exceed 30% by weight and the HAP content shall not exceed 30% by weight.
 29. The VOC content of "Simple Green" solvent shall not exceed 1% by weight as applied and the HAP content shall not exceed 0.0% by weight as applied.
 30. Only the following materials used in the subject operations shall contain acetone: "Oatey All-Purpose Cement," "Whitlam PVC Medium Cement" and "Duron Spray Enamel—Interior—Exterior." Use of acetone in any other materials shall require prior written approval from the Department.
 31. No compounds (adhesives, surface coatings, solvents and the like) used at the facility shall contain formaldehyde.
 32. The company shall obtain prior written approval from the Department before any VOC-and/or HAP-containing compounds not specifically identified in the application and supplemental materials submitted for plan approval are used at the facility.
 33. The total facility-wide VOC emissions shall not exceed 10.0 tons in any 12 consecutive month period.
 34. The total facility-wide HAP emissions shall not exceed 6.4 tons in any 12 consecutive month period.
 35. All spray guns employed in surface coating operations shall be of either an airless or HVLP design.
- Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Eric Gustafson, Facilities Permitting Chief, (814) 332-6940.*
- 42-158F: Temple Inland Forest Products Corp.** (Hutchins Road, Mt. Jewett, PA 16740) for modification of the particleboard flaking system for their Particleboard/MDF Plant in Sergeant Township, **McKean County**. The facility is a Title V Facility. 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.
- The facility will remove the chip silo form at the MDF plant and install it at the particleboard plant. In addition

the applicant will construct two new PZ Flakers. The sources will be controlled by a new baghouse. Potential particulate matter emissions from the combined plants will increase by approximately 6.78 TPY based on the changes. 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.

24-016B: Keystone Powdered Metal Co. (1933 State Street, St. Marys, PA 15857) for modification of afterburner temperature requirements for Steam Treating Furnaces No. 2149 and No. 3202 in St. Marys, **Elk County**. The facility currently has a Title V Operating Permit (24-00016). 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. The installation will result in no increase in air emissions.

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

01169: Purolite Co. (3620 G Street, Philadelphia, PA 19134) for installation of the following processes: cyclers, Glatt Dryer, caustic and acidic wastewater tanks, Iso-Butyl Alcohol (IBA) Condenser with IBA recovery tanks and an electric chiller system and copolymer wastewater at their facility in the City of Philadelphia, **Philadelphia County**. Purolite has also requested approval for the acceptance of facility-wide limits for VOC emission limits of 20 tons per rolling 12-month period and HAP emissions of 10 tons per rolling 12-month period. Purolite has also requested approval for the acceptance of facility-wide production limits.

OPERATING PERMITS

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

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

22-05013: M. I. Metals, Inc. (1517 Route 209, Millersburg, PA 17061) for operation of a surface coating facility in Millersburg Borough, **Dauphin County**. This action is a renewal of the Title V Operating Permit issued in 1997.

28-05017: Hess-Armaclad Inc. (P. O. Box 127, Quincy, PA 17247) for operation of its Quincy Plant in Quincy Township, **Franklin County**. This action is a renewal of the facility's operating permit that was issued in 1997.

28-05028: Allegheny Energy Supply Co., LLC (4350 Northern Pike, Monroeville, PA 15146) for operation of two combustion turbines to be used as a peaking station in Guilford Township, **Franklin County**.

The plant is a major facility and is subject to the operating permit requirements of Title V of the Federal Clean Air Act and 25 Pa. Code Chapter 127, Subchapters F and G. Furthermore, the facility is subject to 40 CFR Part 60, Subparts GG and Kb, 40 CFR Parts 72, 73, 75 and 77 and 25 Pa. Code §§ 123.102—123.120 and Chapter 145.

Facility emissions shall be limited to 98 tons/year of NO_x, 135.8 tons/year of CO, 10.2 tons/year of SO₂, 11.9 tons/year of VOCs, 11.6 tons/year of PM₁₀ and 1 ton/year of HAPs. The Title V Operating Permit contains monitor-

ing, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

09-00086: Neshaminy High School (2001 Old Lincoln Highway, Langhorne, PA 19047) for operation of a high school in Middletown Borough, **Bucks County**. The permit is for a Non-Title V facility. The high school has the potential to emit 24.9 TPY of NO_x. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

48-309-112: ESSROC Cement Corp. (3251 Bath Pike, Nazareth, PA 18064) for operation of the No. 3 Cement Load-Out Station and associated air cleaning device at the Nazareth Plant No. 1 in Lower Nazareth Township, **Northampton County**.

48-309-115: ESSROC Cement Corp. (3251 Bath Pike, Nazareth, PA 18064) for operation of an unloading hopper and associated air cleaning device at the Nazareth Plant No. 1 in Lower Nazareth Township, **Northampton County**.

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

05-03003: Chestnut Ridge School District (P. O. Box 80, Fishertown, PA 15539) for operation of two bituminous coal fired boilers, which primarily emit sulfur oxides at the Chestnut Ridge Middle School in East Saint Clair Township, **Bedford County**. The State Only Operating Permit will contain fuel restrictions, monitoring and recordkeeping requirements to keep the facility operating within all applicable requirements.

22-05037: Pennsy Supply, Inc. (P. O. Box 3331, Harrisburg, PA 17105) for operation of an asphalt plant controlled by a knockout box and fabric collector at the Paxton Street Asphalt Plant in the City of Harrisburg, **Dauphin County**. Actual emissions for criteria pollutants will be below Title V thresholds. This will be accomplished by limiting the production of asphalt produced. 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.

36-05003: Armstrong World Industries, Inc. (313 West Liberty Street, Lancaster, PA 17603) for operation of its Innovation Center for research and development in Manor Township, **Lancaster County**. The emissions sources are a collection of small-scale units operated as pilot lines for the company's various production lines. The facility has the potential to emit 10 tons per year of HAPs. The Synthetic Minor Operating Permit will include emission limits along with work practice standards, monitoring, recordkeeping and reporting requirements.

67-03104: Industrial Polishing and Grinding, Inc. (50 North Harrison Street, York, PA 17403) for operation

of its metal parts grinding and polishing facility in the City of York, **York County**. The facility has the potential to emit 8 tons of trichloroethylene annually. The Natural Minor Operating Permit will include testing, monitoring and recordkeeping requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements.

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

17-00002: Dominion Transmission, Inc. (625 Liberty Avenue, Pittsburgh, PA 15222-3197) for operation of their natural gas production facility (Helvetia Station) in Brady Township, **Clearfield County**. The facility's main sources include one natural gas fired reciprocating engine and a natural gas fired dehydration system. The facility has the potential to emit SO_x, CO, NO_x, PM₁₀, VOCs and HAPs below the major emission thresholds.

PUBLIC HEARING

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

25-0179: Erie Sewer Authority—Waste Water Treatment Plant (68 Port Access Road, Erie, PA 16507) to accept testimony concerning the Department's decision to approve, with conditions, the revised Reasonably Available Control Technology (RACT) plans for their facility in Erie, **Erie County**.

The public hearing will be held from 1 p.m. to 3 p.m. on November 7, 2002, in the Air Quality Conference Room, Meadville Regional Office, 230 Chestnut Street, Erie, PA.

The hearing is being held to meet the requirements under 25 Pa. Code §§ 129.91—129.95 concerning the emissions of NO_x and VOCs from various air contamination sources. The final RACT proposal will be submitted to the Environmental Protection Agency (EPA) as a revision to the Commonwealth's State Implementation Plan (SIP).

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

The preliminary RACT determination, if finally approved, will be incorporated into a Plan Approval and/or Operating Permit for the facility and will be submitted to the EPA as a revision to the Commonwealth's State Implementation Plan.

The following is a summary of the preliminary NO_x determination for the Erie Sewer Authority:

Source	Control
65 kW Nat Gas Fired Onan	Presumptive RACT
65GGHB Emergency Generator	129.93(c)(5)
150 kW Natural Gas fired Onan	Presumptive RACT
150GGKD Emergency Generator	129.93(c)(5)
275 kW Diesel Fired Onan	Presumptive RACT
275DFBF Emergency Generator	129.93(c)(5)
60 kW Diesel Fired Kohler	Presumptive RACT
60ROZ271 Emergency Generator	129.93(c)(5)
One 0.4 mmBtu/hr Space Heater	Presumptive RACT
	129.93(c)(1)

Source	Control
Two 0.195 mmBtu/hr Space Heaters	Presumptive RACT 129.93(c)(1)
Three 0.095 mmBtu/hr Space Heaters	Presumptive RACT 129.93(c)(1)
One 0.080 mmBtu/hr Space Heater	Presumptive RACT 129.93(c)(1)
Sewage Sludge Incinerator 1	Additional controls not feasible
Sewage Sludge Incinerator 2	Additional controls not feasible

Persons wishing to present testimony at the hearing should contact Matthew Williams, New Source Review, at the previous address or telephone number at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes and two written copies of the oral testimony are required. Each organization is requested to designate one witness to present testimony in its own behalf.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Matthew Williams at (814) 332-6940 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Those unable to attend the hearing but wishing to comment should provide written comments to Matthew Williams, New Source Review at the previous address. Comments should be submitted within 30 days of the date of this publication notice.

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

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

54851336R3 and NPDES PA0223328. Summit Anthracite, Inc. (R. R. 1 Box 12A, Klingerstown, PA 17941), renewal of an existing underground mine operation in Porter and Frailey Townships, **Schuylkill County**, affecting 13.8 acres. Receiving stream: Good Spring Creek. Application received September 12, 2002.

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

65020103 and NPDES Permit No. PA0250236. Opal Industries, Inc. (P. O. Box 980, Latrobe, PA 15650). Application for commencement, operation and reclamation of a bituminous surface mine located in Bell Township, **Westmoreland County**, affecting 168.2 acres. Receiving streams: unnamed tributaries to Wolford Run and Kiskiminetas River, classified for WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received September 11, 2001.

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

26961601. NPDES Permit PA0214779, Matt Canestrals Contracting, Inc. (P. O. Box 234, Belle Vernon, PA 15012), to renew the permit for the LaBelle Site in Luzerne and East Bethlehem Townships, **Fayette and Washington Counties**, 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 June 25, 2002.

11743703. NPDES Permit PA0214671, RNS Services, Inc. (P. O. Box 38, Blossburg, PA 16912), to revise the permit for the #25 Refuse Pile in Barr and West Carroll Townships, **Cambria County** to add 16.2 acres, Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed 16.2, CRDP Refuse Disposal Acres Proposed N/A, unnamed tributary to the Susquehanna River and West Branch of Susquehanna River, classified for the following uses: CWF and CWF. The first downstream potable water supply intake from the point of discharge is N/A. Application received August 7, 2002.

30841313. Consol Pennsylvania Coal Company. (P. O. Box 100, Osage, WV 26543), to revise the permit for the Dillworth Mine in Jefferson Township, **Greene County**, ACOE Pittsburgh District (from Mather, PA Quadrangle N: 11.85 inches; W: 4.95 inches to Mather, PA Quadrangle N: 12.2 inches; W: 5.1 inches).

This is a Chapter 105 Water Obstruction and Encroachment permit application (Stream Module 15) and 401 Water Quality Certification request, if applicable, submitted as part of the mining permit revision application to authorize the construction of unnamed tributary to South Fork of Tenmile Creek.

Written comments or objections on the request for section 401 Water Quality Certification or to the issuance of the Water Obstruction and Encroachment Permit (Stream Module 15) may be submitted to the Department within 30 days of the date of this notice to the District Mining Office previously identified. Comments should contain the name, address and telephone number of the person commenting, identification of the request for 401 Water Quality Certification and Chapter 105 permit application (Stream Module 15) to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including relevant facts upon which they are based.

The Water Obstruction and Encroachment permit application is available for review at the McMurray District Mining Office, by appointment, at the address previously listed. Application received August 16, 2002.

63971701. NPDES Permit PA0215058, LTV Steel Co., Inc. (6801 Brecksville Rd., Independence, OH 44131, to renew the permit for the Clyde Mine Wastewater Treatment Plant in East Bethlehem Township, **Washington 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 19, 2002.

17743702. NPDES Permit PA0215490, Pennfield Collieries, LLC (1088 Springhurst Drive, Green Bay, WI 54304), to revise the permit for the Stott No. 1—Coal Refuse in Huston Township, **Clearfield County** to transfer the additional acres from the Stott No. 1—Prep Plant and allow the beneficial use of coal ash, Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed 3.4, 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 26, 2002.

30841316. Consol Pennsylvania Coal Company (172 Route 519, Eighty-Four, PA 15330), to revise the permit for the Bailey Mine in Richhill Township, **Greene County**, ACOE Pittsburgh District (Windridge, PA Quadrangle N: 6.3 inches; W: 7.4 inches to N: 7.1 inches; W: 7.1 inches and N: 5.9 inches; W: 5.7 inches to N: 4.65 inches; W: 8.05 inches).

This is a Chapter 105 Water Obstruction and Encroachment permit application (Stream Module 15) and 401 Water Quality Certification request, if applicable, submitted as part of the mining permit revision application to authorize the mitigation of any impacts to the streams over the 19A and 20A longwall panels.

Written comments or objections on the request for section 401 Water Quality Certification or to the issuance of the Water Obstruction and Encroachment Permit (Stream Module 15) may be submitted to the Department within 30 days of the date of this notice to the District Mining Office identified. Comments should contain the name, address and telephone number of the person commenting, identification of the request for 401 Water Quality Certification and Chapter 105 permit application (Stream Module 15) to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including relevant facts upon which they are based.

The Water Obstruction and Encroachment permit application is available for review at the McMurray District Mining Office, by appointment, at the address previously listed. Application received August 30, 2002.

03841305. NPDES Permit PA0002275, Keystone Coal Mining Corp. (P. O. Box 219, 400 Overview Dr., Shelocta, PA 15774), to renew the permit for the Emilie No. 1 and No. 2 Mine in Plumcreek Township, **Armstrong 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 September 11, 2002.

63831302. Eighty-Four Mining Company (172 Route 519, Eighty-Four, PA 15330), to revise the permit for the Mine 84 in North Strabane and South Strabane Townships, **Washington County**, ACOE Pittsburgh District (Washington East, PA Quadrangle N: 11.1 inches; W: 5.75 inches to N: 11.55 inches; W: 5.95 inches and N: 11.85 inches; W: 6.05 inches to N: 12.4 inches; W: 6.3 inches).

This is a Chapter 105 Water Obstruction and Encroachment permit application (Stream Module 15) and 401 Water Quality Certification request, if applicable, submitted as part of the mining permit revision application to authorize the Mitigation of subsidence effects on unnamed tributary to Little Chartiers Creek.

Written comments or objections on the request for section 401 Water Quality Certification or to the issuance of the Water Obstruction and Encroachment Permit (Stream Module 15) may be submitted to the Department within 30 days of the date of this notice to the District Mining Office identified. Comments should contain the name, address and telephone number of the person commenting, identification of the request for 401 Water

Quality Certification and Chapter 105 permit application (Stream Module 15) to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including relevant facts upon which they are based.

The Water Obstruction and Encroachment permit application is available for review at the McMurray District Mining Office, by appointment, at the address previously listed.

Application received September 11, 2002.

32971303. NPDES Permit PA0215066, Penn View Mining, Inc. (R. D. 1, Box 260D, Shelocta, PA 15774), to renew the permit for the Penn View Mine in West Wheatfield 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 September 16, 2002.

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

16970103 and NPDES Permit No. PA 0227421. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767). Renewal of an existing bituminous surface strip operation in Clarion Township, **Clarion County** affecting 104.2 acres. Receiving streams: unnamed tributaries to Brush Run, classified for CWF. There are no potable surface water supply intakes within 10 miles downstream. Application for reclamation only. Application received September 20, 2002.

Noncoal Applications Received

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

8274SM6C5 and NPDES PA0595349. Binkley & Ober, Inc. (P. O. Box 7, East Petersburg, PA 17520), renewal of NPDES Permit in East Hempfield Township, **Lancaster County**, receiving stream: Little Conestoga Creek, classified for TSF. Application received September 16, 2002.

ABANDONED MINE RECLAMATION

Under Act 181 of 1984, the Department solicits letters of interest from the landowners and/or licensed mine operators for the reclamation of the following abandoned strip mine project:

Project No. BF 488-101.1, Forward Township, Allegheny County, 7 acres.

Letters of interest must be received by Roderick A. Fletcher, P. E., Director, Bureau of Abandoned Mine Reclamation, Department of Environmental Protection, 400 Market Street, P. O. Box 8476, Harrisburg, PA 17105-8476, by 4 p.m. on November 4, 2002, to be considered. Telephone inquiries should be directed to Chuck Siders, Division of Mine Hazards, (717) 783-0474.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications and requests for Environmental Assessment approval and requests for Water Quality Certification have been received by the Department of Environmental Protection (Department). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341(a)), requires the State to certify that the involved projects will not violate the

applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Initial requests for 401 Water Quality Certification will be published concurrently with the permit application. Persons objecting to approval of a request for certification under section 401 or to the issuance of a Dam Permit or Water Obstruction and Encroachment Permit, or the approval of an Environmental Assessment must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted before the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

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

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E46-924. Macoby Run Limited Partnership, 404 Summertown Pike, Suite 200, North Wales, PA 19454, Upper Hanover Township, **Montgomery County**, ACOE Philadelphia District.

To construct and maintain approximately 550 linear feet of 36-inch diameter reinforced concrete pipe stream enclosure along an unnamed tributary to Macoby Run (TSF) associated with the widening of Woodbridge Lane at the proposed Reserve at Macoby Run Residential Subdivision. This project also includes the installation and maintenance of an 8-inch DIP water main and a temporary cofferdam across Macoby Run (TSF). The site is located at the intersection of Saint Pauls Church Road and 6th Street (Milford Square, PA USGS Quadrangle N: 1.4 inches; W: 14.2 inches).

E15-697. Pennsylvania Department of Transportation, District 6, 7000 Geerdes Boulevard, King of Prussia, PA 19406-1525, West Nantmeal and Honeybrook Townships, **Chester County**, ACOE Philadelphia District.

To remove, replace and maintain an existing single span steel girder bridge with a 100-foot single span

prestressed concrete spread box beam bridge with superstructure depth of 4.7 feet and hydraulic opening of 98.4-foot span and 5.6-foot underclearance over the East Branch of Brandywine Creek (HQ-TSF-MF) on Chestnut Tree Road (SR 4025). Work will also include:

1. Improvement of approximately 220 linear feet of vertical roadway alignment.
2. Installation of the stormwater facilities associated with the roadway improvement.
3. Installation of the temporary access, consisting of causeways crossings the creek.

This site is located just south of intersection of Cupola Road and Chestnut Tree Road (Wagontown, PA Quadrangle N: 17.5 inches; W: 13.4 inches).

E46-925. Borough of Pottstown, Pottstown Borough Hall, 100 E. High Street, Pottstown, PA 19464, Pottstown Borough, **Montgomery County**, ACOE Philadelphia District.

To construct and maintain an approximately 300-foot long proposed road (Keystone Boulevard) and a multi-use trail situated along the floodway and floodplain of the Schuylkill River (WWF-MF) to provide access for the future industrial and commercial development. Limit of the work will begin just west of College Drive and Manatawny Creek (Pottstown, PA Quadrangle N: 21.6 inches; W: 5.0 inches) and will extend 3,000 feet along the existing PECO right-of-way running parallel to the Schuylkill River and will end (Pottstown, PA Quadrangle N: 21.6 inches; W: 6.6 inches).

Work will consist of:

1. Construction of two 12-foot lanes with a 3-foot wide shoulder on both sides and a 12-foot wide multi-use trail between the river and the proposed road.
2. Construction of a drainage channel and associated outfall along the north and south side of the multi-use trail.
3. Extension of an existing stream enclosure in and along a tributary to the Schuylkill River by installing 35 linear feet of 31 5/8 inch by 51 1/8-inch arch pipe to the downstream end at station 103 + 50.

Extension of an existing stream enclosure in and along a tributary to Schuylkill River by installing 40 linear feet of 24-inch by 38-inch elliptical pipe to the downstream end at station 123 + 50.

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

E05-305. Ardeth Facciani, 221 Station Street, Johnstown, PA 15905 in Bedford Township, **Bedford County**, ACOE Baltimore District.

To construct and maintain a 30-inch corrugated plastic pipe stormwater outfall and a 12-foot by 13-foot rock apron in the channel of Shobers Run (HQ-CWF) at a point approximately 1,200 feet upstream of its confluence of the Raystown Branch of the Juniata all for the purpose of constructing the proposed 44-Lot Church Hill Manor Subdivision (Everrett West, PA Quadrangle N: 2.95 inches; W: 16.08 inches) in Bedford Township, Bedford County.

E06-577. Earl Township, 19 Schoolhouse Road, Boyertown, PA 19512 in Earl Township, **Berks County** ACOE Philadelphia District.

To construct and maintain a 3-inch low pressure sewer crossing under Trout Run (EV) at a point approximately

200 feet south of the intersection of Manatawny and Longview Roads (Boyertown, PA Quadrangle N: 13.6 inches; W: 14.8 inches) in Earl Township, Berks County.

E07-362. The Pennsylvania State University—Altoona, 3000 Ivyside Park, Altoona, PA 16601 in Logan Township, **Blair County**, ACOE Baltimore District.

To construct and maintain a 69-lot parking area in 0.04 acre of emergent wetlands adjacent to Spring Run (WWF) on the Pennsylvania State University—Altoona Campus (Altoona, PA Quadrangle N: 7.38 inches; W: 5.38 inches) in Logan Township, Blair County. The wetland impacts are considered de minimis and mitigation is not required.

E07-363. David Birchfield, Allegheny Township, 3131 Old Sixth Avenue Road, North Duncansville, PA 16635 in Allegheny Township, **Blair County**, ACOE Baltimore District.

To remove the existing bridge and to construct and maintain a single span concrete bridge having a normal span of 35 feet with an underclearance of 3 feet on T-406 (Willowbrooke Road) across Gillans Run (CWF) and to fill in a 0.007 acre of de minimis wetlands (Hollidaysburg, PA Quadrangle N: 10.4 inches; W: 10.3 inches) in Allegheny Township, Blair County.

E22-445. Doc Fritchey Chapter Trout Unlimited, 2319 Valley Road, Harrisburg, PA 17104 in Swatara Township, **Dauphin County**, ACOE Baltimore District.

To construct and maintain a stream restoration project within the Spring Creek (WWF) watercourse and its tributaries for the purposes of stream bank stabilization, improved sediment transport, establishment of riparian buffers and improved aquatic habitat while implementing a natural stream channel design approach consisting of the following construction activities: stream and floodway excavation and filling, installation of rock vanes, cross vanes, J-hooks and riprap, placement of random boulders, root wads, stormwater best management practices, invasive plant species removal and riparian planting. The initial phase of the project consists of realigning and stabilizing approximately 1,850 feet of Spring Creek (WWF) beginning at a point approximately 250 feet downstream of Paxton Street and continuing 850 feet downstream (Harrisburg East, PA Quadrangle N: 0.8 inch; W: 11.7 inches) in Swatara Township, Dauphin County. The applicant is proposing to stabilize severely eroded stream banks, bank grading and the installation of in-stream rock and root wad habitat structures.

E28-307. Lisa Myers, Pennsylvania Department of Transportation 8-0, 2140 Herr Street, Harrisburg, PA 17103 in Antrim Township, **Franklin County**, ACOE Baltimore District.

To remove the existing structure and to construct and maintain a concrete box culvert at the channel of Muddy Run (HQ-CWF) on SR 2001, Section 003, Segment 0110, Offset 0086 located in the Village of Brown's Mills (Greencastle, PA Quadrangle N: 14.4 inches; W: 10.9 inches) in Antrim Township, Franklin County.

E29-084. Mason Dixon Boy Scout Council of America, 677 Boy Scout Road, Fort Littleton, PA 17223 in Dublin Township, **Fulton County**, ACOE Baltimore District.

To construct a 1,600-foot stream restoration including stream relocation, creation and enhancement of floodplain wetlands, excavation of floodplain fill and placement of in-stream structures and to replace an existing twin 36-inch culvert crossing with an 11-foot by 3 1/2-foot arch culvert in the channel of a tributary to Plum Run (Dry

Run) (TSF) at a point upstream of the Camp Snoquipe Lake extending 1,600 feet (Burnt Cabins, PA Quadrangle N: 16.0 inches; W: 13.6 inches) in Dublin Township, Fulton County.

E36-730. Ward Oberholtzer, Chiques Creek Watershed Association, 971 N. Colebrook Road, Manheim, PA 17545 in Rapho Township and Manheim Borough, **Lancaster County**, ACOE Baltimore District.

To construct and maintain a stream restoration project within the Chickies Creek (TSF) watercourse and its tributaries for the purposes of: stream bank stabilization, improved sediment transport, establishment of riparian buffers and improved aquatic habitat while implementing a natural stream channel design approach consisting of the following construction activities: channel relocation, stream and floodway excavation and filling, installation of rock vanes, cross vanes, J-hooks and riprap, placement of random boulders, root wads and log spurs, ford improvements and cattle crossing installations.

The initial phase of the project consists of realigning and stabilizing approximately 1,000 feet of Rife Run (WWF) just north of SR 772 within Mummua Park (Manheim, PA Quadrangle N: 6.2 inches; W: 4.2 inches) in Rapho Township and Manheim Borough, Lancaster County. The applicant is proposing to construct and stabilize the channel using cross vanes, log vanes or rock vanes, plantings of native grasses, trees and shrubs. The existing channel will be abandoned and filled with excavated material from the proposed channel.

E38-135. Lisa Myers, Pennsylvania Department of Transportation 8-0, 2140 Herr Street, Harrisburg, PA 17103 in South Londonderry Township, **Lebanon County**, ACOE Baltimore District.

To remove the existing structure and to construct and maintain a 20-foot by 7-foot concrete box culvert at the channel of Conewago Creek (TSF) on SR 0241, Section 005, Segment 0060, Offset 0000 located about 0.75 mile north of the Village of Lawn (Elizabethtown, PA Quadrangle N: 19.3 inches; W: 4.8 inches) in South Londonderry Township, Lebanon County.

E67-726. Lisa Myers, Pennsylvania Department of Transportation 8-0, 2140 Herr Street, Harrisburg, PA 17103 in York Township, **York County**, ACOE Baltimore District.

To remove and construct an 18-inch reinforced concrete pipe, relocate approximately 50 feet of stream, 45 feet of culvert removal/channel restoration and 222 feet of culvert extension of existing 226-foot long culvert across tributary to Tyler Run (WWF) and place fill material in a wetland located along SR 0083 Section 025 (York, PA Quadrangle N: 5.3 inches; W: 11.1 inches) in York Township, York County. The amount of wetland impact is considered a de minimis impact of 0.01 acre and wetland mitigation is not required.

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

E49-264. Pennsylvania Department of Transportation, Engineering District 3-0, P. O. Box 218, Montoursville, PA 17754-0218. Benny's Run bridge replacement, in Shamokin Township, **Northumberland County**, ACOE Susquehanna River Basin District (Treverton, PA Quadrangle N: 10.7 inches; W: 0.75 inch).

To remove an existing structure and construct and maintain a 15-foot long by 5.5-foot high by 30-foot wide reinforced concrete box culvert in Benny's Run (CWF).

The project is located along SR 4026 approximately 2.5 miles west of SR 4026 and SR 61 intersection in Jordan Township, Northumberland County. The bridge replacement will not impact any jurisdictional wetlands while permanently impacting 40 feet of waterway.

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

E02-1397. Leetsdale Borough, 85 Broad Street, Leetsdale, PA 15056. Leetsdale Borough, **Allegheny County**, ACOE Pittsburgh District.

To construct and maintain a boat dock and to operate and maintain the existing boat launching ramp in the channel of and on the right bank of the Ohio River (WWF) for the purpose of providing public access to the river. The project is located at River Mile Marker 15, approximately 9,000 feet downstream from the Dashields Dam (Ambridge, PA Quadrangle N: 12.7 inches; W: 13.7 inches).

E26-297. Fayette County Commissioners, Courthouse, 61 East Main Street, Uniontown, PA 15401. Luzerne and Redstone Townships, **Fayette County**, ACOE Pittsburgh District.

To remove the existing structure (Fayette County Bridge No. 147) and to construct and maintain a reinforced concrete box beam bridge having a normal span of 46.0 feet and an underclearance of 12.0 feet over Dunlap Creek (WWF). Also to construct and maintain two 18 inch diameter stormwater outfalls in Dunlap Creek (WWF). The project is located on Township Road 326 (Merrittstown Road) near its intersection with Thompson No. 2 Road and Main Street (Carmichaels, PA Quadrangle N: 16.8 inches; W: 1.6 inches).

E56-318. Pennsylvania Department of Transportation, District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648. Lower Turkeyfoot Township, **Somerset County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain a prestressed concrete spread box beam bridge having a normal span of 45.15 feet and an underclearance of 5.83 feet over Drake Run (HQ-CWF). Also to construct and maintain a temporary crossing consisting of three 36 inch diameter pipes in Drake Run (HQ-CWF) and to temporarily place and maintain fill in 0.037 acre of PEM wetland. The project is located on SR 3003 just south of Drake (Confluence, PA Quadrangle N: 17.9 inches; W: 17.0 inches).

E56-321. Summit Township Supervisors, Industrial Park Road, P. O. Box 27, Meyersdale, PA 15552. Summit Township, **Somerset County**, ACOE Pittsburgh District.

To operate and maintain an 80-foot long pipe culvert having two 6-foot diameter steel pipes in Miller Run (CWF) located on T-363 (Fi-Hoff Lane) at a point approximately 200 feet south of SR 219. The project was constructed under Emergency Permit No. EP5602201 (Meyersdale, PA Quadrangle N: 8.4 inches; W: 5.4 inches).

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

E10-363. James Austin Company, 115 Downieville Road, Mars, PA 16046-0827. Austin Bridge and Building Addition, in Adams Township, **Butler County**, ACOE Pittsburgh District (Mars, PA Quadrangle N: 10.3 inches; W: 0.1 inch).

To construct and maintain a single span pedestrian bridge having a clear span of approximately 80 feet and

an underclearance of 8.4 feet across Breakneck Creek (WWF) approximately 300 feet northeast of the intersection of SR 3015 (Mars Valencia Road) and Downieville Road. Project includes excavation a 160-foot long and 15-foot wide area along the left bank of Breakneck Creek. Also, to construct and maintain an addition for label storage onto the west side of the existing James Austin Company main building with the addition measuring approximately 30 feet wide by 100 feet long and partially within the 100-year floodway of Breakneck Creek.

E20-522. Pennsylvania Department of Transportation, District 1-0, 255 Elm Street, P. O. Box 398 Oil City, PA 16301. SR 1019, Segment 0050, Offset 0142 Across Boles Run, in Venango Township, **Crawford County**, ACOE Pittsburgh District (Cambridge Springs, PA Quadrangle N: 11.0 inches; W: 15.3 inches).

To remove the existing structure and to construct and maintain a prestressed concrete bridge having a clear span of 76.0 feet and an underclearance of 10.8 feet on a 90 degree skew across Boles Run on SR 1019, Segment 0050, Offset 0142 approximately 1.1 miles north of Venango.

E24-226. St. Marys Municipal Authority, 808 S. Michael Road, P. O. Box 1994, St. Marys, PA 15857. City of St. Marys Wastewater Treatment Plant Expansion, in City of St. Marys, **Elk County**, ACOE Pittsburgh District (Saint Marys, PA Quadrangle N: 8.5 inches; W: 10.6 inches).

To expand and maintain the existing City of St. Marys Wastewater Treatment Plant within the 100-year flood plain and floodway of Elk Creek north of SR 120 approximately 0.75 mile west of SR 255. Project includes the construction of an outfall and headwall along the right bank, a new headworks building, SBR tanks, chlorinator, piping and fill for roadways and around structures impacting a total of approximately 1 acre within the floodplain and floodway extending downstream from the existing access road. Construction was started prior to obtaining this permit.

E25-657. Conneaut Township Supervisors, 12500 U. S. Route 6N, Albion, PA 16401. T-352 Culvert Replacement, in Conneaut Township, **Crawford County**, ACOE Pittsburgh District (Beaver Center, PA Quadrangle N: 18.7 inches; W: 3.7 inches).

To maintain a 65-foot long, 15-foot wide by 8-foot high corrugated metal pipe arch culvert in a unnamed tributary to Conneaut Creek (CWF, MF) in Conneaut Township, Erie County on T-352 (Keepville Road/Railroad Road) approximately 0.1 mile north of the intersection of T-352 (Keepville Road/Railroad Road) and SR 3011 (Pennside Road). This application was the result of an Emergency Permit (EP2502605) issued on June 18, 2002, to replace an existing collapsing culvert. Construction was completed in August 2002.

E25-658. Amity Township Supervisors, 15030 Casler Road, Union City, PA 16438. Messenger Road (T-788) Culvert Project, in Amity Township, **Erie County**, ACOE Pittsburgh District (Union City, PA Quadrangle N: 13.2 inches; W: 2.4 inches).

To remove the existing structure and to construct and maintain a 40-foot long, 8-foot wide by 5.6-foot high corrugated metal plate pipe arch culvert with concrete block headwall and endwall in Beaver Run (EV) on Messenger Road (T-788) approximately 500 feet south of

the intersection of Fenno Road and Messenger Road (T-788). The project included repositioning the inlet of the culvert approximately 5 feet upstream of the existing superstructure inlet and minor realignment of 25 feet of the channel. This application was the result of an Emergency Permit (EP2502604) issued on April 23, 2002. Construction was completed in June 2002.

E37-145, Pulaski Township Municipal Authority, R. D. 1 Box 1043, Pulaski, PA 16102. Pulaski Township Municipal Authority Sewage Facilities, in Pulaski Township, **Lawrence County**, ACOE Pittsburgh District.

To conduct the following activities associated with the construction of sewage collection and treatment system servicing New Bedford, Pine Glenn, Frizzleburg and the Village of Pulaski in Pulaski Township, Lawrence County:

1. Construct and maintain an outfall and endwall along the left (east) bank of the Shenango River from the Pulaski Wastewater Treatment Plant approximately 900 feet upstream of the SR 208 bridge.

2. Construct and maintain an outfall and endwall along the right (south) bank of Deer Creek from the New Bedford Wastewater Treatment Plant approximately 950 feet downstream of Valley View Road.

3. Construct and maintain the New Bedford Wastewater Treatment Plant partially within the 100-year flood plain of Deer Creek and impacting 0.076 acre of wetland approximately 700 feet east of Valley View Road south of Deer Creek.

4. Fill 0.0592 acre of wetland for an access roadway to the Pulaski Wastewater Treatment Plant.

5. Fill 0.0394 acre of wetland for access to a pump station in the Frizzleburg Service Area south of Maple Lane.

6. Construct and maintain sanitary sewer gravity lines and force mains across 15 wetland areas totaling 0.81 acre of temporary impact. Of these impacts, two are within the Pulaski Service Area, one is within the Frizzleburg Service Area, seven are within the Pine Glenn Service Area and four are within the New Bedford Service Area.

7. Construct and maintain a sanitary sewer force main across the Shenango River approximately 470 feet downstream of the SR 208 bridge.

8. Construct and maintain four sanitary sewer line crossings of tributaries to the Shenango River in the Frizzleburg Service Area.

9. Construct and maintain a sanitary sewer line crossing Deer Creek two times in the New Bedford service, one approximately 800 feet east of Valley View Road and another approximately 200 feet west of Valley View Road.

10. Construct and maintain 23 sanitary sewer line crossings of tributaries to Deer Creek of which 12 are within the Pine Glenn Service Area and 11 are within the New Bedford Service Area.

Project proposes contribution to the Pennsylvania Wetland Replacement Fund for replacement of a total of 0.175 acre of permanent wetland impact.

ACTIONS

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

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

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

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

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

NPDES Permit No. PA0011649, Industrial Waste, **Exelon Generation Company**, 200 Exelon Way, Suite 140, KSA1E, Kennett Square, PA 19348. This proposed facility is located in City of Philadelphia, **Philadelphia County**.

Description of Proposed Action/Activity: Renewal to discharge into Delaware River Estuary Zone 3.

NPDES Permit No. PA0050377, Industrial Waste, **Lonza Inc.**, 900 River Road, Conshohocken, PA 19428. This proposed facility is located in Upper Merion Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval to amend existing permit to use two new chemical additives in the cooling tower to discharge into Schuylkill River via Matsunk Creek.

NPDES Permit No. PA0058556, Industrial Waste, **Downingtown Municipal Water Authority**, 100 Water Plant Way, Downingtown, PA 19335. This proposed facility is located in Downingtown Borough, **Chester County**.

Description of Proposed Action/Activity: Approval to discharge into an unnamed tributary to Beaver creek-3H-Watershed.

NPDES Permit No. PA0036978 Amendment No. 4, Sewage, **Telford Borough Authority**, 122 Penn Avenue, P. O. Box 209, Telford, PA 18969-0209. This proposed facility is located in Franconia Township, **Montgomery County**.

Description of Proposed Action/Activity: Amend existing permit to reroute the wastewater treatment plant to handle maximum monthly of 1.23 mgd into Indian Creek-3E Watershed.

NPDES Permit No. PA0056961, Sewage, **Ronald J. Stralkowski**, 2973 Artmar Road Norristown, PA 19403. This proposed facility is located in Worcester Township, **Montgomery County**.

Description of Proposed Action/Activity: Renewal to discharge into a tributary to Stony Creek-3F Watershed.

NPDES Permit No. PA0054151, Sewage, **Joseph L. Kennedy**, 7 College View Road, Malvern, PA 1935. This proposed facility is located in East Whiteland Township, **Chester County**.

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

WQM Permit No. 1502405, Sewerage, **New Garden Township Sewer Authority**, 8934 Gap Newport Pike, Landenberg, PA 19350. This proposed facility is located in New Garden Township, **Chester County**.

Description of Proposed Action/Activity: Construction and operation of a forcemain and sewer extension located along Candlewyck Drive.

WQM Permit No. 1502413, Sewerage, **Department of General Services**, 18th and Herr Streets, Harrisburg, PA 17125. This proposed facility is located in Lower Oxford Township, **Chester County**.

Description of Proposed Action/Activity: Approval to replace the existing Lincoln University Campus Sewage treatment plant with a new oxidation ditch type sewage treatment plant to handle existing 0.180 mgd of flow.

WQM Permit No. 1500410, Amendment No. 1, Sewerage, **East Goshen Municipal Authority**, 1580 Paoli Pike, West Chester, PA 19380. This proposed facility is located in East Goshen Township, **Chester County**.

Description of Proposed Action/Activity: Approval to amend existing permit to include a spray irrigation system to the previous approved pump station and force main project serving Applebrook Golf Course.

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

NPDES Permit No. 2202404, Sewage, **Derry Township Municipal Authority**, 670 Clearwater Road, Hershey, PA 17033. This proposed facility is located in Derry Township, **Dauphin County**.

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

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

NPDES Permit No. PA0008575, Industrial Waste SIC 3315, **Williamsport Wire Rope Works Inc.**, P. O. Box 3188, Williamsport, PA 17701. This proposed facility is located in City of Williamsport, **Lycoming County**.

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

WQM Permit No. 0802402, Sewerage SIC 4952, **Wysox Municipal Authority**, 724 Main Street, Towanda, PA 18848. This proposed facility is located in Wysox Township, **Bradford County**.

Description of Proposed Action/Activity: Amend permit for design change.

NPDES Permit No. PA0028681, Sewerage SIC 4952, **Kelly Township Municipal Authority**, 299 River Road, Lewisburg, PA 17837. This proposed facility is located in Kelly Township, **Union County**.

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

WQM Permit No. 1702402, Sewerage SIC 4952, **Matthew and Tabitha Bennett**, 3259 Mahaffey-Grampian Road, Mahaffey, PA 15757. This proposed facility is located in Greenwood Township, **Clearfield County**.

Description of Proposed Action/Activity: Issuance of a water quality management permit for construction and operation of single residence sewage plant.

NPDES Permit No. PA0228567, Sewage 4952, **Louise McCarthy and Joyce Steele**, R. D. 2 Box 93, New Albany, PA 18833. This facility is located in Colley Township, **Sullivan County**.

Description of Action/Activity: Issuance of NPDES permit for small flow wastewater treatment facilities serving the Colley Valley Pub.

WQM Permit No. 5702401, Sewage 4952, **Louise McCarthy and Joyce Steele**, R. D. 2 Box 93, New Albany, PA 18833. This facility is located in Colley Township, **Sullivan County**.

Description of Action/Activity: Issuance of WQM permit for small flow wastewater treatment facilities serving the Colley Valley Pub.

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

NPDES Permit No. PA0002054-A1, Industrial, **Reliant Energy**, 1001 Broad Street, Johnstown, PA 15907 is authorized to discharge from a facility located at Seward Generating Station, East Wheatfield Township, **Indiana County** to receiving waters named unnamed tributary to the Conemaugh River.

NPDES Permit No. PA0002437, Industrial Waste, **Shenango, Inc.**, 200 Neville Road, Pittsburgh, PA 15225-1690 is authorized to discharge from a facility located at Coke Facility, Neville Township, **Allegheny County** to receiving waters named Ohio River.

NPDES Permit No. PA0092037, Sewage, **James Bender**, 57 Woodland Drive, Apt. 101, Vero Beach, FL 32962 is authorized to discharge from a facility located at the Woodlawn Mobile Home Court STP, Unity Township, **Westmoreland County** to receiving waters named Little Crabtree Creek.

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

NPDES Permit No. PA0003247, Industrial Waste, **ESSROC Cement Corp.**, P. O. Box 779, Bessemer, PA

16112-0779. This proposed facility is located in Bessemer Borough, **Lawrence County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to Hickory Run.

NPDES Permit No. 0000345, Industrial Waste, Amendment No. 1, **Pennsylvania-American Water Company—Clarion Filter Plant**, 1073 E. Main Street, Clarion, PA 16214. This proposed facility is located in Clarion Township, **Clarion County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to Clarion River and an unnamed tributary to the Clarion River.

NPDES Permit No. PA0103241, Sewage, **Moniteau School District, Marion Township Elementary School**, 1810 West Sunbury Road, West Sunbury, PA 16061. This proposed facility is located in Marion Township, **Butler County**.

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

NPDES Permit No. PA0034720, Sewage, **Lakeview Manor Estates, LLC**, 9 Corporate Center, Broadview Heights, OH 44147. This proposed facility is located in Union Township, **Crawford County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to Kebort Run.

NPDES Permit No. PA0101745, Sewage, **Clarview Rest Home, Inc. d/b/a Clarview Nursing & Rehabilitation Center**, 14663 Route 68, Sligo, PA 16255. This proposed facility is located in Piney Township, **Clarion County**.

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

NPDES Permit No. PA0035513, Sewage, **Pennsylvania Department of Transportation, Welcome Center Site E**, P. O. Box 3060, Harrisburg, PA 17105-3060. This proposed facility is located in Shenango Township, **Mercer County**.

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

NPDES Permit No. PA0222283, Sewage, **Corsica Borough**, P. O. Box 176, Corsica, PA 15829-0176. This proposed facility is located in Corsica Borough, **Jefferson County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to Welch Run.

WQM Permit No. 2001415, Sewerage, **University of Pittsburgh**, 3400 Forbes Avenue, Pittsburgh, PA 15260. This proposed facility is located in South Shenango Township, **Crawford County**.

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

WQM Permit No. 3302401, Sewerage, **Reynoldsville Sewage Authority**, 400 North Fifth Street, Reynoldsville, PA 15851. This proposed facility is located in Reynoldsville Borough, **Jefferson County**.

Description of Proposed Action/Activity: This project is for West Side Lift Station modifications.

WQM Permit No. 3302402, Sewerage, **Frank A. Varischetti**, R. R. 1, Box 94, Brockway, PA 15824. This proposed facility is located in Snyder Township, **Jefferson County**.

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

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 this Commonwealth; (4) Notification for First Use Application of Sewage Sludge.

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

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

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

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application

PAG-8	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)

General Permit Type—PAG-2

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Windsor Township York County	PAR10Y581	Chatham Creek LLC Jeff Rutt 214A Willow Valley Lakes Drive Willow Street, PA 17584	Fishing Creek TSF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
West Manchester Township York County	PAR10Y633	Jana Bean Target Corporation 1000 Nicollet Mall Minneapolis, MN 55403	Codorus Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Monaghan Township York County	PAR10Y621	Dennis Burd 5120 Ravenwood Drive Mechanicsburg, PA 17055	Fishers Run CWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Bradford County Athens Borough	PAR100830	Athens Borough 2 South River St. Athens, PA 18810	Susquehanna River WWF Chemung River WWF	Bradford County Conservation District R. R. 5, Box 5030C Stoll Natural Resource Center Towanda, PA 18848 (570) 265-5539 Ext. 205
Snyder County Penn Township	PAR105925	Meadowview Estates— Phase III John Fogarty Quarry Road 7 Old Colony Rd. Selinsgrove, PA 17870	Tributary to Penns Creek CWF	Snyder County Conservation District 403 West Market St. Middleburg, PA 17842 (570) 837-0007 Ext. 112
Tioga County Blossburg Borough Covington and Rich- mond Townships	PAR106636-1	Pennsylvania Depart- ment of Transportation District 3-0 715 Jordan Ave. Montoursville, PA 17754	Tioga River CWF	Tioga County Conservation District 29 East Avenue Wellsboro, PA 16901 (570) 724-1801
Somerset County Summit Township	PAR106150	Department of Environ- mental Protection Bureau of Abandoned Mine Reclamation 286 Industrial Park Rd. Ebensburg, PA 15931	Cranberry, Spook Run to Elk Lick Creek CWF	Somerset County Conservation District (814) 445-4652
Washington County Peters Township	PAR10W202	Victor Dosse 80 Center Church Rd. McMurray, PA 15317	Peters Creek CWF	Washington County Conservation District (724) 228-6774

General Permit Type—PAG-3

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Berks County Reading City	PAR803621	Norfolk Southern Railway Company Spring Street Yard 110 Franklin Road SE Box 13 Roanoke, VA 24042	Schuylkill River WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Unity Township Westmoreland County	PAR206136	Industrial Process Equipment Corp. R. D. 2 Box 318A Donahue Road Latrobe, PA 15650	UNT to Fourmile Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Leetsdale Township Allegheny County	PAR236124	Consolidated Container Co. LLC 5605 N MacArthur Boulevard Suite 360 Irving, TX 75038	Ohio River	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Wayne Township Greene County	PAR506115	WSPA Inc. P. O. Box 58 Spraggs, PA 15362	UNT to Dunkard Creek	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Clearfield Township Cambria County	PAR606186	Warefield Auto Wreckers 211 Warefield Lane Patton, PA 16668	Unnamed feeder to Burgoon Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-4

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Berks County Caernarvon Township	PAG043585	Ellsworth F. Moore 1499 Elverson Road Elverson, PA 19520	Conestoga Creek WWF	Department of Environmental Protection Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Clinton Township Lycoming County	PAG044999	Carl L. Pfitzenmayer 1214 Brouse Road Montgomery, PA 17752	UNT to West Branch Susquehanna River WWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Cummings Township Lycoming County	PAG044884	Tom Jaskolski 306 Park Avenue Maple Shade, NJ 8052	Little Pine Creek TSF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Greenwood Township Clearfield County	PAG045146	Matthew and Tabitha Bennett 3259 Mahaffey-Grampian Road Mahaffey, PA 15757	UNT to West Branch Susquehanna River WWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Snyder Township Jefferson County	PAG048827	Frank A. Varischetti R. R. 1, Box 94 Brockway, PA 15824	McEwen Run	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Foster Township McKean County	PAG048456	James Moore Rob Roy Road Derrick City, PA 16727	Unnamed tributary to Foster Brook Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-5

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Menallen Township Fayette County	PAG056183	United Refining Co. of PA 9 Bradley Street P. O. Box 688 Warren, PA 16365	Jennings Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-8

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Contact Office & Telephone No.</i>
McVeytown Borough Mifflin County	PAG083571	McVeytown Borough Authority 10 N. Queen St. McVeytown, PA 17051	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 Eric Laur (717) 705-4773

PUBLIC WATER SUPPLY PERMITS

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

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the

Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

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

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

Permit No. 1502506, Minor Amendment. Public Water Supply.

Applicant **Pennsylvania Suburban Water Company**
762 W. Lancaster Avenue
Bryn Mawr, PA 19010

Township Schuylkill

County **Chester**

Type of Facility PWS

Consulting Engineer CET Engineering Services
1240 N. Mountain Road
Harrisburg, PA 17112

Permit to Construct Issued September 17, 2002

Permit No. 0902506, Minor Amendment. Public Water Supply.

Applicant **Milford Township Water Authority**
1845 Rosenberger Road
Spinnerstown, PA 18968

Township Milford

County **Bucks**

Type of Facility PWS

Consulting Engineer Andersen Engineering Associates, Inc.
306 N. Fifth Street, 2nd floor
Perkasie, PA 18944

Permit to Operate Issued September 17, 2002

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

Operations Permit issued to **Fox Ledge, Inc.**, R. R. 1, Box 555, Honesdale, PA 18431, PWS ID 2646395, Mount Pleasant Township, **Wayne County**, on August 30, 2002, for the operation of facilities approved under Construction Permit 6401501.

Operations Permit issued to **Pennsylvania American Water Co.**, 800 West Hersheypark Drive, Hershey, PA 17033, PWS ID 2450119, Middle Smithfield Township, **Monroe County**, on September 6, 2002, for the operation of facilities approved under Construction Permit 4590513.

Operations Permit issued to **Kline Township Municipal Authority**, 76 South Kennedy Drive, P. O. Box 160, McAdoo, PA 18237, PWS ID 3540014, Borough of McAdoo, **Schuylkill County**, on September 9, 2002, for the operation of facilities approved under Construction Permit No. 5401502.

Operations Permit issued to **Tuscan/Lehigh Dairies, LP**, 110 Manheim Road, Schuylkill Haven, PA 17972, PWS ID 3546501, North Manheim Township, **Schuylkill County**, on September 12, 2002, for the operation of facilities approved under Construction Permit No. 3546501.

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

Operations Permit No. Minor Amendment issued to **State College Borough Water Authority**, 1201 West Branch Road, State College, PA 16801, Harris Township, **Centre County**, on September 24, 2002, for the operation of the operation of the new finished water storage tank and emergency power generation station located at the Woodside Drive Filtration Plant.

Operations Permit No. 4902501 issued to **Merck and Company, Inc.**, Cherokee Plant, P. O. Box 600, Danville, PA 17821, Riverside Borough, **Northumberland County**, on September 24, 2002, for the operation of clarifier #2 and sand filter #2 at the Cherokee Plant.

WATER ALLOCATIONS

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

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

WA 10-1003, Water Allocation, **Pennsylvania American Water Company—Butler District**, 2736 Ellwood Road, New Castle, PA 16101, **Butler County**. Water Allocation Permit issued, granting the right to purchase up to 216,000 gpd from the Pennsylvania American Water Company—Ellwood District. The purchase from the Ellwood plant is to augment the volume of water allowed to be withdrawn from Lake Oneida and the Thorn Run Reservoir. Permit issued September 23, 2002.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Altoona City	1301 12th Street Suite 100 Altoona, PA 16601-3491	Blair County

Plan Description: The approved plan provides for installation of a sanitary sewer line to connect four existing single-family homes that are currently serviced by existing onlot sewage systems. The 2,000 lineal foot sanitary sewer line extension will be constructed from N. 7th Ave. to N. 10th Ave. between N. 18th St. and N. 20th St. The sanitary sewer line will tie into an existing sewer line in the Keystone area of the city. The sewage will be treated at the Easterly Sewage Treatment Plant, which is operated and maintained by the Altoona City Authority. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Warwick Township	315 Clay Rd. Lititz, PA 17543	Lancaster County

Plan Description: The approved plan provides for development of a hospital and medical offices to generate 58,725 gallons per day in sewage flows tributary to the Warwick Township Municipal Authority sewage collection system and Lititz Borough Wastewater Treatment Plant. The project ID number is A3-36955-240-3. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Required NPDES Permits or

WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Warwick Township	315 Clay Rd. Lititz, PA 17543	Lancaster County

Plan Description: The project is located on the west side of Highland Drive and the north side of West Millport Road in Warwick Township, Lancaster County. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Rapho Township	971 North Colebrook Rd. Manheim, PA 17545	Lancaster County

Plan Description: The approved plan provides for a church addition for 9,000 total persons per weekend to generate peak daily flows of 6,390 gpd equalized to 3,506 gpd in average daily sewage flows tributary to a sewage treatment facility providing denitrification with discharge to a drip irrigation system. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate. The Department module number is A3-36948-391-2.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Rapho Township	971 North Colebrook Rd. Manheim, PA 17545	Lancaster County

Plan Description: The site is located at the corner of Mount Joy Road and Esbenshade Road (2392 Mt. Joy Road) in Rapho Township, Lancaster County. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Union Township	3904 Finleyville Elrama Rd. Finleyville, PA 15332	Washington County

Plan Description: The approved plan provides for construction of an 800 gallon per day small flow sewage treatment plant to serve the Patricia Iams existing single family home and a second proposed single family home on the same lot. The property is located at 4124 Finleyville Elrama Road. The proposed discharge point is Lobbs Run classified as a WWF. Required NPDES permits or WQM permits must be obtained in the name of the applicant as

appropriate. The Department's review of the sewage facilities revision has not identified significant impacts resulting from this proposal.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Pulaski Township	R. R. 1 Pulaski, PA 16143	Lawrence

Plan Description: The approved plan provides for modification by eliminating the Frizzleburg Sewage Treatment Plant and replacing it with a pump station and forcemain which will convey Frizzleburg's sewage to the New Bedford system. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Required NPDES Permits or WQM permits must be obtained in the name of the municipality or authority as appropriate.

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

Proposed Consent Order and Agreement

C. G. Wood Site

Jamestown Borough, Mercer County

Under section 1113 of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305) (HSCA), the Department of Environmental Protection (Department) has entered into a Consent Order and Agreement (Agreement) with Jamestown Holding Corporation (JHC) concerning its liability at the C. G. Wood Site (site).

In the past, wastes containing hazardous substances were released at the site and these substances contaminated the environment at the site. The Department and the Environmental Protection Agency (EPA) conducted response actions at the site between 1986 and 1998. These response actions included removal of containerized wastes and excavation and wastes and soils/sediments contaminated by hazardous substances. All wastes and contaminated soils/sediments were disposed offsite at proper, permitted disposal facilities.

JHC and site predecessors owned and/or operated the manufacturing facility at the site from at least from 1951 to the present. Because of its ownership of the site during a time when hazardous substances were released into the environment, JHC is a "responsible party" as defined in section 103 of the HSCA (35 P. S. § 6020.103).

Under the terms of this Agreement, JHC will give the Department a conservation easement on several parcels of property at the site. This conservation easement will run with the land as to all successive owners and that will extend into perpetuity.

The specific terms of this settlement are set forth in the Agreement between the Department and JHC. The Department will receive and consider comments relating to the Agreement for 60 days from the date of this public notice. The Department has the right to withdraw its consent to the Agreement if the comments disclose facts or considerations that indicate that the Agreement is inappropriate, improper or not in the public interest. After the public comment period, the Department's settlement with JHC shall be effective upon the date that the

Department notifies JHC, in writing, that this Agreement is final and effective in its present form and that the Department has filed a response to significant written comments to the Agreement, or that no comments were received.

Copies of the Agreement are available for inspection at the Department's Northwest Regional Office. Comments may be submitted to Gary Mechtly, Project Manager, Hazardous Sites Cleanup, Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6648. TDD users may contact the Department through the Pennsylvania Relay Services at 800-645-5984.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

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

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

The Department has received the following final reports:

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

Conrail Parcel, Marcus Hook Borough, **Delaware County**. Bruce R. Cushing, P.G., ST Environmental Professionals, Inc., P. O. Box 1055, Oaks, PA 19456, on behalf of Conrail, 510 Thornall St., Suite 390, Edison, NJ 08837, has submitted a Final Report concerning remediation of site soil contaminated with lead and heavy metals. The report is intended to document remediation of the site to meet Site-Specific Standards.

Former Murata-Wiedemann Facility, Upper Merion Township, **Montgomery County**. Craig Herr, RT Environmental Services, Inc., 215 W. Church Rd., King of Prussia, PA 19406, on behalf of 211 Gulroad Associates, LP, 1200 River Rd. Suite 1303, Conshohocken, PA 19428, has submitted a Final Report concerning remediation of

site groundwater contaminated with solvents. The report is intended to document remediation of the site to meet Site-Specific Standards.

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

Crown American Logan Valley Mall, Logan Township, **Blair County**. Mountain Research, Inc., 825 25th Street, Altoona, PA 16601 (on behalf of Crown American Properties, LP, Pasquerilla Plaza, Johnstown, PA 15901 and J.C. Penney Company, P. O. Box 10001, Dallas, TX 75301-001) has submitted a revised combined Remedial Investigation and Final Report concerning remediation of site soils and groundwater contaminated with lead, PAHs, benzene and VOCs. The report is intended to document remediation of the site to a combination of the Statewide Health and Site-Specific standards.

Harrisburg International Airport Industrial Area, Lower Swatara Township and Middletown Borough, **Dauphin County**. Rhoads & Sinon LLP, P. O. Box 1146, Harrisburg, PA 17108-1146, on behalf of Susquehanna Area Regional Airport Authority, 513 Airport Authority, 513 Airport Drive, Middletown, PA 17057, submitted a combined Remedial Investigation and Final Report concerning remediation of site soils and groundwater contaminated with PCBs, heavy metals and solvents. The report is intended to document remediation of the site to the Site-Specific standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following final reports:

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

Former Dial Property, Bristol Borough, Bucks County. Michael A. Christie, P.G., Penn Environmental & Remediation, Inc., 2755 Bergey Rd., Hatfield, PA 19440, on behalf of Redevelopment Authority of Bucks County, One N. Wilson Ave., Bristol, PA 19007, has submitted a combined Remedial Investigation and Cleanup Plan concerning the remediation of site soil contaminated with lead, heavy metals, BTEX, PAH and solvents; and groundwater contaminated with heavy metals, BTEX, PAH and solvents. The combined report was approved by the Department on September 18, 2002.

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

Thomas Nardi Residence, Lower Paxton Township, Dauphin County. Marshall Miller & Associates, 3913 Hartzdale Drive, Suite 1306, Camp Hill, PA 17011 on behalf of Thomas Nardi, 2219 Blue Mountain Parkway, Linglestown, PA 17112 and Kreiser Fuel Service, Inc., R. D. 3, Box 7065, Jonestown, PA 17038, submitted a final report concerning the remediation of site soils contaminated with BTEX and PAHs. The final report demonstrated attainment of the Statewide Health standard and was approved by the Department on September 17, 2002.

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

Smith Meter, Inc., 1602 Wagner Avenue, Erie, PA 16514-0428, **Erie County,** Environmental Remediation and Recovery (on behalf of Smith Meter, Inc.) has submitted a Final Report concerning the remediation of soil contaminated with lubricating oil. The Final Report was approved. Final report demonstrated attainment of the Statewide Health and Residential Standards and was approved by the Department on September 16, 2002.

HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

Permit intent to release a bond 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.

Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17111.

Permit No. PAD000796334. FCI USA, Inc., 320 Busser Road, Emigsville, PA 17318-0248, Manchester Township, **York County.** On April 1, 2002, the Department received a request for a bond release for the closure of its permitted hazardous waste container storage area and hazardous waste tank storage area. The Department

has reviewed the request and has determined that it is consistent with 25 Pa. Code § 264a.165.

Persons wishing to comment on the proposed action are invited to submit a statement to the Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110 within 45 days from the date of this public notice. Comments received within this 45-day period will be considered in the formulation of the final determination regarding this application. Responses should include the name, address and telephone number of the writer; and a concise statement to inform the Southcentral Regional Office of the exact basis of any comment and the relevant facts upon which it is based. A public hearing may be held if the Southcentral Regional Office considers the public response significant.

Following the 45-day comment period and/or public hearing the Department will make a final determination regarding the proposed permit action. Notice of this action will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

AIR QUALITY

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

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

09-310-064GP: Mangiatore Monte, Inc. (365 Newbold Road, Fairless Hills, PA 19030) on September 17, 2002, for a mobile concrete crusher in Falls Township, **Bucks County.**

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

48-321-005GP: Suburban Cleaners (3202 Freemansburg Road, Easton, PA 18045) for construction and operation of a petroleum dry-cleaning operation in Palmer Township, **Northampton County.**

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

GP4-36-03025: Krimes Automotive (302 Ridge Avenue, Ephrata, PA 17522) on September 20, 2002, for operation of a burn off oven under GP4 in Ephrata Township, **Lancaster County.**

GP7-67-03009: The Relizon Co. (P. O. Box 128, York County Industrial Park, Emigsville, PA 17318) on September 20, 2002, for operation of a sheetfed offset lithographic printing press under GP7 in Manchester Township, **York County.**

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

02212: Cramco, Inc. (2200 East Ann Street, Philadelphia, PA 19134) for installation of a #2 oil and natural gas fired boiler in the City of Philadelphia, **Philadelphia County.**

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

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

23-0017A: Exelon Generation Co. (1 Industrial Highway, Eddystone, PA 19022) on September 18, 2002, for operation of Boilers No. 1 and 2 in Eddystone Borough, **Delaware County**.

46-0005Q: Merck and Co., Inc. (770 Sumneytown Pike, West Point, PA 19486) on September 19, 2002, for operation of a 750 and 1,500 kW emergency generator in Upper Gwynedd Township, **Montgomery County**.

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

35-317-003: Preferred Meal Systems, Inc. (4135 Birney Avenue, Moosic, PA 18507) on September 12, 2002, for construction of a convection cooking oven and associated air cleaning device in Moosic Borough, **Lackawanna County**.

39-318-110: Prior Coated Metals, Inc. (2233 26th Street Southwest, Allentown, PA 18103) on September 16, 2002, for modification of a coil coating line, coating room and associated air cleaning device in Allentown, **Lehigh County**.

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.

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

65-00943A: Duke Energy Yukon, LLC (5400 Westheimer Court, Houston, TX 77056) on September 17, 2002, for construction of a nominal 640 MW peaking electric generating facility in Sewickley Township, **Westmoreland County**. The facility will consist of eight combustion turbines and one fire water-pump engine.

63-00915A: Mulligan Mining, Inc. (5945 Pudding Stone Lane, Bethel Park, PA 15102) on September 18, 2002, for construction of a coal preparation plant at the Gamelands NW Surface Mine operated by Mulligan Mining, Inc. in Smith Township, **Washington County**. The plant consists of a single, Norket Maxigrid, Model 9200, Portable Coal Crusher/Conveyor unit that is powered by a 177 BHP, Cummings, Model 5.96 BTF, diesel engine.

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

37-181A: New Castle Industries, Inc. (925 Industrial Street, New Castle, PA 16107) on September 23, 2002, for installation of chrome plating tanks in New Castle, **Lawrence County**.

37-248D: US Can Co. (1902 Old Butler Road, New Castle, PA 16107) on September 17, 2002, for construction of a UV Press Coating Line in New Castle, **Lawrence County**.

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

02083: Cardone Industries, Inc. (5501 Whitaker Avenue, Philadelphia, PA 19124) for a declining VOC plant-wide applicability limit of 100 tons per year in 2002 to 88 tons per year in 2007 for their 4443 North American Street Facility in the City of Philadelphia, **Philadelphia County**.

02084: Cardone Industries Inc. (5501 Whitaker Avenue, Philadelphia, PA 19124) for a declining VOC plant-wide applicability limit of 360 tons per year in 2002 to 316.8 tons per year in 2007 for their 5660 Rising Sun Avenue and 321 Chew Street Facility in the City of Philadelphia, **Philadelphia County**.

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

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

46-0202A: Elan (3000 Horizon Drive, King of Prussia, PA 19406) on September 18, 2002, for operation of an emergency electric generator in Upper Merion Township, **Montgomery County**.

15-0066: Nutra-Soil, Inc. (324 East Baltimore Pike, Avondale, PA 19311) on September 19, 2002, for operation of a mushroom compost dryer in London Grove Township, **Chester County**.

46-0037G: Cabot Performance Materials (County Line Road, Boyertown, PA 19512) on September 20, 2002, for operation of a boiler house in Douglass Township, **Montgomery County**.

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

17-309-024: Mount Savage Refractories Co. (P. O. Box 60, Curwensville, PA 16833) on September 10, 2002, for operation of a refractories manufacturing facility and associated air cleaning devices (a scrubber and nine fabric

collectors) on a temporary basis until January 8, 2003, in Pike Township, **Clearfield County**. This plan approval has been extended.

49-307-003A: Istil (USA) Milton, Inc. (P. O. Box 298, Milton, PA 17847) on September 13, 2002, for operation of a steel billet reheat furnace and bar rolling mill until April 30, 2003, in Milton Borough, **Northumberland County**. The deadline for reactivation has been extended.

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

63-906A: Lane Construction Corp. (1 Rutgers Road, Second Floor, Pittsburgh, PA 15205) for installation of a cyclone fabric collector in Donora Borough, **Washington County**. This plan approval was extended.

65-235A: Alcoa, Inc. (100 Technical Drive, Alcoa Center, PA 15069) for installation of a mold filling dust collector and pilot tunnel kiln in Upper Burrell Township, **Washington County**. This plan approval was extended.

30-131A: Foree Oil Co. (8235 Douglas Avenue, Suite 402 LB27, Dallas TX 75225) for installation of combustion engines and gas heated dehydrator at the Foree Compressor Station in Franklin Township, **Green County**. This plan approval was extended.

04-00708A: Arrow Terminals (2701 Route 68, Industry, PA 15052) for modification to their screening operation to remove the requirement to keep daily records of the hours of screen operation, since they are limited to 80,000 tpy of material processed and keep daily records of the amount of material processed at Lot No. 2 in Industry, **Beaver County**. Plan Approval Special Condition #8 has been rewritten as follows: "Daily records of the weight of material screened shall be kept on site for a period of two years and be made available to the Department upon request." The plan approval was modified.

Plan Approvals Denied, Terminated, Modified, Suspended or Revoked under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and the provisions of 25 Pa. Code §§ 127.13b and 127.13c.

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.

15-0016E: Worthington Steel Co. (45 N. Morehall Rd., Malvern, PA 19355) on September 18, 2002, for operation of a thermal oxidizer in East Whiteland Township, **Chester County**. This plan approval was revoked.

46-0020A: Superior Tube Co. (3900 Germantown Pike, Collegeville, PA 19426) on September 19, 2002, for Radiac cut off saws in Lower Providence Township, **Montgomery County**. This plan approval was revoked.

46-0020: Superior Tube Co. (3900 Germantown Pike, Collegeville, PA 19426) on September 19, 2002, for three fabric filters and one rotoclove in Lower Providence Township, **Montgomery County**. This plan approval was revoked.

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

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

05-05001: Cannondale Corp. (172 Friendship Village Road, Bedford, PA 15522-6600) on September 13, 2002, for operation of a bicycle manufacturing facility in Bedford Township, **Bedford County**.

06-05001: Adelphi Kitchens, Inc. (P. O. Box 10, Robeson, PA 19551) on September 17, 2002, for operation of a wood kitchen cabinet manufacturing facility in Robeson Borough, **Berks County**.

36-05023: F and M Hat Co., Inc. (103 Walnut Street, Denver, PA 17517) on September 18, 2002, for operation of a hat manufacturing facility in Denver Borough, **Lancaster County**.

67-03099: Bituminous Paving Materials of York, Inc. (1300 Zinn's Quarry Road, York, PA 17404-3599) on September 1, 2002, for operation of a natural gas-fired batch asphalt plant in West Manchester Township, **York County**.

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

53-00010: National Fuel Gas Supply Corp. (P. O. Box 2061, Erie, PA 16512) on September 4, 2002, for operation of their natural gas storage and transmission facility (Costello Station) in Portage Township, **Potter County**. This State Only Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

18-00022: Autoline Industries East, Inc. (P. O. Box 210 McElhattan, PA 17748) on August 29, 2002, for operation of their automotive parts remanufacturing facility in Wayne Township, **Clinton County**. This State Only Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

59-00006: Dominion Transmission, Inc. (625 Liberty Avenue Pittsburgh, PA 15222) on July 26, 2002, for operation of their natural gas storage and transmission facility (Boom Station) in Portage Township, **Potter County**. This State Only Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

20-00034: Weyerhaeuser ChoiceWood—Titusville Yard Operation (Campbell Road, Titusville, PA 16354) for operation of a lumber processing plant with a wood-fired boiler in Oil Creek Township, **Crawford County**.

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

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

23-00014: Kimberly-Clark Corp. (Front and Avenue of the States, Chester, PA 19103) for modification to their permit to incorporate a change in the maximum temperature allowable for the water flowing into a scrubber at their facility in the City of Chester, **Delaware County**. This change does not result in an increase of emissions.

15-00055: Highway Materials (850 Quarry Road, Downingtown, PA 19335) for modification to their permit to incorporate a change of responsible official and permit contact person for their facility in East Caln Township, **Chester County**. The facility is a Synthetic Minor facility, with emission points at the Hot Mix Asphalt Batch Plant.

23-0003: Tosco Corp. (4101 Post Road, Trainer, PA 19061) on September 19, 2002, for facility major NOx and VOC in Trainer Borough, **Delaware County**.

15-00027: Johnson Matthey, Inc.—Catalytic Systems Division (456 Devon Park Drive, Wayne, PA 19087-1816) administratively amended to incorporate changes based on the appeal of their Title V Operating Permit for their facility in Tredyffrin Township, **Chester County**. The facility's major emission points include six engine test cells, emergency generators, product wash coaters and dryers. The amended Title V Operating Permit will contain additional monitoring, recordkeeping, reporting and work practice standards to kept the facility operating within all applicable air quality requirements.

46-0172: Gemplus Corp. (101 Park Drive, Montgomeryville, PA 18936) on September 5, 2002, for three printing presses in Montgomery Township, **Montgomery County**.

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

21-05001: Lear Operations Corp. (P. O. Box 40, Carlisle, PA 17013) administratively amended on September 16, 2002, to reflect a name change of its facility in Carlisle Borough, **Cumberland County**. This is Revision No. 2 of the operating permit.

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

55-00001: Sunbury Generation LLC (1088 Springhurst Drive Green Bay, WI 54304-5495) on August 14, 2002, for operation of Lo NOx retrofit burners on four 525 mmBtu/hr pulverized coal/coke fired utility boilers installed under Plan Approval 55-00001A in Shamokin Dam Borough, **Snyder County**. This Title V Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions. The Title V Operating Permit was revised to include the terms and conditions of Plan Approval 55-00001A.

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

10-00285: Waste Management Disposal Services of PA, Inc.—Northwest Sanitary Landfill (1436 West Sunbury Road, West Sunbury, PA 16061) administratively amended on September 20, 2002, to incorporate the conditions of Plan Approval 10-00285B for downsizing the design capacity of the enclosed flare at their landfill in Clay Township, **Butler County**. The original Title V Operating Permit was issued on March 24, 1999.

25-00025: General Electric Transportation System (2901 East Lake Road, Erie, PA 16531) administratively amended on September 23, 2002, to incorporate the conditions from Plan Approval 25-00025C for installation

of a new vacuum impregnation system (Source 943) at their Erie Plant in Lawrence Park Township, **Erie County**. The original Title V Operating Permit was issued on November 2, 2000, and revised on January 15, 2002.

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

96-039: Baum Printing Co. (9985 Gantry Road, Philadelphia, PA 19115) administratively amended on September 23, 2002, to change the facility contact, permit contact and responsible official for their facility in the City of Philadelphia, **Philadelphia County**. The Synthetic Minor Operating Permit was originally issued on December 14, 1999, and amended on February 28, 2002.

Operating Permits Denied, Terminated, Suspended or Revoked under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.431 and 127.461.

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

46-323-018: Superior Tube Co. (3900 Germantown Pike, Collegeville, PA 19426) on September 19, 2002, for a cut off saw in Lower Providence Township, **Montgomery County**. This operating permit was revoked.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 Water Quality Certification and the NPDES permit application. Mining activity permits issued in response to the applications will also address the application permitting requirements of the following statutes; the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

Coal Permits Actions

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

40663026R3. Pacton Corporation (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine operation in Hazle Township, **Luzerne County** affecting 285.0 acres, receiving stream: none. Application received January 11, 2001. Renewal issued September 17, 2002.

19960101R and NPDES Permit PA0223719. City of Philadelphia, Trustee, Acting by the Board of Directors of City Trusts for Girard Estate (21 South 12th Street, Philadelphia, PA 19107-3684), renewal of an existing anthracite surface mine operation in Union, Butler and Conyngham Townships, **Columbia and Schuylkill Counties** affecting 876.0 acres, receiving stream: Mahanoy Creek. Application received March 25, 2002. Renewal issued September 20, 2002.

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

30341314. NPDES Permit PA0215368, Eberhart Coal Co. (258 Woodside-Old Frame Rd., Smithfield, PA 15478), to revise the permit for the Titus Mine in Dunkard Township, **Somerset County** to add additional surface acres, Surface Acres Proposed 2.64 acres, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, no additional discharges, classified for the following uses: N/A. The first downstream potable water supply intake from the point of discharge is N/A. Permit issued August 27, 2002.

56961302. NPDES Permit PA0214639, K.B. Coal, Inc. (P. O. Box 4091, Hidden Valley, PA 15502), to revise the permit for the Miller Mine in Jenner and Lincoln Townships, **Somerset County** to renew the permit and related NPDES permit, Surface Acres Proposed N/A, Underground Acres Proposed 236.8, SCP Acres Proposed 236.8, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, no additional discharges, classified for the following uses: N/A. The first downstream potable water supply intake from the point of discharge is N/A. Permit issued September 3, 2002.

Noncoal Permits Actions

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

52020801. Gerard Barnes (R. R. 2 Box 212, Hawley, PA 18428), commencement, operation and restoration of a small bluestone quarry operation in Lackawaxen Township, **Pike County**, affecting 3.0 acres; receiving stream: tributary to Grassy Island Creek. Application received April 29, 2002. Permit issued September 16, 2002.

7876SM1C4 and NPDES Permit PA0595721. ES-SROC Cement Corp. (Rt. 248 and Easton Road, Nazareth, PA 18064), renewal of NPDES Permit in Whitehall Township, **Lehigh County**, receiving stream: Copley Creek. Application received August 2, 2002. Renewal issued September 16, 2002.

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

16970802. Rankin & Sons Excavating (R. D. 1, Box 53, Fairmont City, PA 16224). Final bond release for a small noncoal mining operation in Paint Township, **Clarion County**. Restoration of 1.0 acre completed. Receiving streams: unnamed tributary to Paint Creek. Application received July 3, 2002. Final bond release approved: August 28, 2002.

33960803. Lyle B. Kniseley (R. D. 2, Box 6, Reynoldsville, PA 15851). Final bond release for a small noncoal mining operation in Winslow Township, **Jefferson County**. Restoration of 1.0 acre completed. Receiving streams: unnamed tributary to Sandy Lick Creek. Application received May 22, 2002. Final bond release approved: July 30, 2002.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

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

Blasting Permits Actions

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

45024064. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting in Middle Smithfield Township, **Monroe County** with an expiration date of August 17, 2003. Permit issued September 18, 2002.

21024047. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Lemoyne Borough, **Cumberland County** with an expiration date of September 29, 2003. Permit issued September 18, 2002.

360240102. Keystone Blasting Service (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting in Mount Joy Township, **Lancaster County** with an expiration date of August 29, 2007. Permit issued September 18, 2002.

52024020. Joseph Zamborsky (107 Glen Combe Circle, Milford, PA 18337), construction blasting in Dingmans Township, **Pike County**, with an expiration date of December 31, 2002. Permit issued September 18, 2002.

45024063. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting in Smithfield Township, **Monroe County** with an expiration date of August 16, 2003. Permit issued September 19, 2002.

06024040. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting in Robeson Township, **Berks County** with an expiration date of December 12, 2003. Permit issued September 19, 2002.

360240101. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting in Paradise Township, **Lancaster County** with an expiration date of December 31, 2003. Permit issued September 19, 2002.

40024019. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting in White Haven Borough, **Luzerne County** with an expiration date of August 16, 2003. Permit issued September 19, 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.

E51-186. Delaware River Port Authority, One Port Center, Suite 1101, 2 Riverside Drive, Camden, NJ 08101-1949, City and **County of Philadelphia**, ACOE Philadelphia District.

To construct and maintain an Intermodal Terminal Facility within the 100-year floodplain of the Delaware River (WWF-MF). Work also includes the excavation of two longitudinal channels along the proposed tracks for the collection of stormwater from the site. The site is located on a portion of the Philadelphia Naval Base (the former Mustin Field) at the Philadelphia Naval Business Center, now East End Commerce Park in South Philadelphia (Philadelphia, PA-NJ Quadrangle N: 3.25 inches; W: 2.75 inches).

E09-816. Opus East, LLC, 620 West Germantown Pike, Suite 150, Plymouth Meeting, PA 19462, Bristol Township, **Bucks County**, ACOE Philadelphia District.

To place and maintain fill in 1.41 acres of wetlands (PFO-PEM) at four different locations to facilitate the construction of four warehouse buildings and associated parking facilities at the Keystone Industrial Park Phase (111). The site work also includes the modification of an existing culvert, which carries Newportville Road across an unnamed tributary of Neshaminy Creek (WWF-MF), the work authorized by a General Permit (GP070902312) to Pennsylvania Department of Transportation. This site is located at the southeast corner of the Newportville and Ford Roads (Beverly, PA-NJ Quadrangle N: 20.65 inches; W: 3.25 inches).

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

E48-314. Department of Conservation and Natural Resources, Jacobsburg State Park, 836 Jacobsburg Road, Wind Gap, PA 18091. Bushkill Township, **Northampton County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a streambank stabilization and habitat improvement project consisting of structural and soil bioengineering stabilization measures and two rock vanes in and along a 680 LF section of Bushkill Creek. The project is located in Jacobsburg State Park, approximately 0.5 mile west of the Belfast Exit on SR 0033 (Wind Gap, PA Quadrangle N: 4.5 inches; W: 4.1 inches).

E35-349. Pennsylvania Department of Transportation, Engineering District 4-0, P. O. Box 111, Scranton, PA 18501. Jefferson Township, **Lackawanna County**, Army Corps of Engineers Philadelphia District.

To remove the existing structure and to construct and maintain a concrete arch bridge having a clear span of 36.6 feet and an underclearance of approximately 11.7 feet across West Branch Wallenpaupack Creek; to construct and maintain a temporary road crossing consisting of twin 54-inch diameter corrugated metal pipes across West Branch Wallenpaupack Creek; and to place fill in 0.01 acre of wetlands within the West Branch Wallenpaupack Creek Watershed. The project is located along SR 2003 approximately 1.7 miles north of SR 0348 (Lake Ariel, PA Quadrangle N: 10.9 inches; W: 15.2 inches).

E52-170. Cablevision of Warwick, LCC, 19 South Street, Warwick, NY 10990. Matamoras Borough, **Pike County**, Army Corps of Engineers Philadelphia District.

To install and maintain the Commonwealth portion of a fiber optics/coaxial cable within a 4-inch diameter conduit attached to the SR 0006 Bridge across the Delaware River. The project is located along Pennsylvania Avenue (SR 0006) (Port Jervis South, NY-NJ-PA Quadrangle N: 22.0 inches; W: 10.0 inches).

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

E01-235. Dennis Bishop, 980 New Road, Ortanna, PA 17320 in Hamiltonban Township, **Adams County**, ACOE Baltimore District.

To construct and maintain a 12-foot by 18-foot residential dwelling addition in the floodway of Middle Creek (HQ-CWF). The site is located on Mount Hope Road approximately 3.0 miles from the intersection of Mount Hope and Carrolls Tract Road (Iron Springs, PA Quadrangle N: 9.45 inches; W: 4.9 inches) in Hamiltonban Township, Adams County.

E06-560. Spring Township, 7800 Shillington Road, Reading, PA 19608 in Spring and Lower Heidelberg Townships, **Berks County**, ACOE Philadelphia District.

To remove the existing structures and to construct and maintain: (1) a 10-foot by 6-foot concrete box culvert at the channel of an unnamed tributary to Cacoosing Creek on Reedy Road located about 900 feet south of its intersection with Evans Hill Road; (2) a new bridge with a clear span of 70.7 feet on a 55 degree skew and an average underclearance of 5.85 feet across Cacoosing Creek to realign Evans Hill Road; and (3) an 18-inch diameter outfall pipe within the 100-year floodway of Cacoosing Creek (Sinking Spring, PA Quadrangle N: 16.5 inches; W: 2.38 inches; N: 17.0 inches; W: 2.06 inches and N: 17.15 inches; W: 2.05 inches respectively) in Spring and Lower Heidelberg Townships, Berks County.

E06-570. Michael Rhodes (Village Commons), 813 South Reading Avenue, Boyertown, PA 19512 in Washington Township, **Berks County**, ACOE Philadelphia District.

To place fill within 0.25 acre of wetlands to construct and maintain: (1) Encroachment (#1a) road crossing an unnamed tributary to Swamp Creek (CWF-MF) with a 45-inch by 29-inch RCPE pipe, a 15-inch storm sewer and an 8-inch sanitary sewer line along Road T at Station 9+47.5 (East Greenville, PA Quadrangle N: 0.9 inch; W: 15.6 inches); (2) Encroachment (#1b) sanitary sewer line crossing an unnamed tributary to Swamp Creek (CWF-MF) 75 feet southeast of Encroachment #1a; (3) Encroachment (#1c) road crossing an unnamed tributary to Swamp Creek (CWF-MF) with a 36-inch diameter ADS-N12 pipe and an 8-inch waterline along Road U at Station 6+60 (East Greenville, PA Quadrangle N: 0.9 inch; W: 15.55 inches); (4) Encroachment (#2d) a road

crossing an unnamed tributary to Swamp Creek (CWF-MF) with a 42-inch by 27-inch RCPE pipe and an 8-inch waterline along Road S at Station 0+00 (East Greenville, PA Quadrangle N: 0.5 inch; W: 15.9 inches); (5) Encroachments (#2a, #2b, #2c and #2e) a culvert extension, a sewer and waterline crossing and a pedestrian bridge crossing an unnamed tributary to Swamp Creek (CWF-MF) approximately 275 feet west of Encroachment #2d; (6) Encroachment (#3) relocate 1547 feet of an unnamed tributary to Swamp Creek (CWF-MF) and construct two road crossings consisting of 70 feet of 18-inch RCP between enwalls 123 and 124 and 2 38-inch by 24-inch RCPE pipes between enwalls 127 and 128 (East Greenville, PA Quadrangle N: 0.9 inch; W: 16.2 inches); (7) Encroachment (#4a) a road crossing an unnamed tributary to Swamp Creek (CWF-MF) with a 4-foot by 11.5-foot concrete box culvert along Eagles Watch South Road at Station 10+00 (East Greenville, PA Quadrangle N: 1.1 inches; W: 16.7 inches); (8) Encroachment (#4b) a road crossing an unnamed tributary to Swamp Creek (CWF-MF) with a 4-foot by 11.5-foot concrete box culvert along Eagles Watch South Road at station 28+75 (East Greenville, PA Quadrangle N: 0.9 inch; W: 16.7 inches); (9) Encroachment (#5) a sewer line crossing an unnamed tributary to Swamp Creek (CWF-MF) approximately 350 feet south of encroachment 4b; (10) Encroachment (#6) road crossing an unnamed tributary to Swamp Creek (CWF-MF) with a 29-inch by 18-inch CMPA pipe at station 22+50 and an 18-inch ADS pipe at station 24+52.5 along Eagles Watch South Road (East Greenville, PA Quadrangle N: 0.7 inch; W: 16.8 inch); (11) Encroachment (#7) sewer line crossing Swamp Creek (CWF-MF) and wetland area (East Greenville, PA Quadrangle N: 0.3 inch; W: 16.1 inches); all for the purpose of developing the Village Commons Subdivision in Washington Township, Berks County.

The applicant is required to provide 0.72 acre of wetland replacement as a part of this project.

E07-351. Altoona Blair County Development Corporation, 4500 Sixth Avenue, Altoona, PA 16602 in Antis Township, **Blair County**, ACOE Baltimore District.

To: (1) relocate 760 feet of a concrete stream channel; (2) construct and maintain a 40-foot long 9-foot by 5-foot concrete box culvert and a 16-foot long, 9-foot by 5-foot concrete box culvert on an unnamed tributary to the Little Juniata River (WWF); (3) eliminate 136 feet of two unnamed tributaries; (4) permanently impact 0.19 acre of forested wetlands and 0.06 acre of emergent wetlands associated with an unnamed tributary to the Little Juniata River; and (5) temporarily impact 0.04 acre of scrub shrub wetlands and 0.03 acre of emergent wetlands associated with an unnamed tributary to the Little Juniata River at a point on the east side of SR 1001 (Old US Route 220) for the purpose of constructing a light industrial park (Bellwood, PA Quadrangle N: 22.2 inches; W: 6.7 inches) in Antis Township, Blair County. Permanent wetland impacts will be mitigated through the construction of 0.27 acre of onsite replacement wetlands. The placement of fill in 344 feet of two unnamed tributaries has been waived under 105.12(a)(2).

E22-440. Pennsylvania Department of Transportation, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103 in Lower Paxton Township, **Dauphin County**, ACOE Baltimore District.

To fill in 0.096 acre of wetland and to construct and maintain: (1) a concrete bridge having a normal clear span of 85.7 feet with a 70 degree skew and a minimum underclearance of 10.7 feet across an unnamed tributary

to Beaver Creek (Nyes Run) (WWF); and (2) a concrete box culvert having a normal clear span of 20 feet with a 61.8 degrees skew and a minimum underclearance of 9 feet at the channel of an adjacent unnamed tributary to relocate Union Deposit Road (SR 3020) located near its intersection with Nye Road (Harrisburg East, PA Quadrangle N: 6.95 inches; W: 1.9 inches) in Lower Paxton Township, Dauphin County. The applicant is required to provide 0.096 acre of replacement wetlands.

E28-300. Donald Martin, 3346 White Church Road, Chambersburg, PA 17201 in Greene Township, **Franklin County**, ACOE Baltimore District.

To construct and maintain a home built within the floodway of Pillman Run (WWF) located approximately 120 feet upstream from White Church Road (Scotland, PA Quadrangle N: 14.5 inches; W: 7.75 inches) in Greene Township, Franklin County.

E28-303. Samuel Yoder, 6275 Maxheimer Road, St. Thomas, PA 17252 in St. Thomas Township, **Franklin County**, ACOE Baltimore District.

To construct and maintain a 16-foot by 56-foot concrete storage tank along an unnamed tributary to Back Creek (WWF) (St. Thomas, PA Quadrangle N: 10.9 inches; W: 2.49 inches) in St. Thomas Township, Franklin County.

E28-304. All-Side, Incorporated, 20 E. Burd Street, Shippensburg, PA 17257 in Greene Township, **Franklin County**, ACOE Baltimore District.

To maintain 90 feet at riprap bank stabilization along the Conococheague Creek (CWF) located upstream of Route 11 bridge (Chambersburg, PA Quadrangle N: 15.5 inches; W: 1.85 inches) in Greene Township, Franklin County.

E31-183. Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110 in Carbon Township, **Huntingdon County**, ACOE Baltimore District.

To remove an existing structure and to construct and maintain an 16-foot by 9-foot reinforced concrete box culvert in the channel of Shoup Run (WWF) at a point adjacent to Route 913 approximately 1 mile upstream of Coalment (Saxton, PA Quadrangle N: 16.65 inches; W: 8.10 inches) in Carbon Township, Huntingdon County.

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

E02-1375. Dominion Transmission, Inc., 445 West Main Street, Clarksburg, PA 26301. Plum Borough, **Allegheny County**, ACOE Pittsburgh District.

To operate and maintain approximately 4.5 miles of an existing 20-inch natural gas pipeline (LN 25). The pipeline crosses six tributaries to Little Plum Creek (WWF) and a tributary to Bodies Run (WWF). The project starts in Plum Borough at the Allegheny County and Westmoreland border and ends in Plum on the east side of the Allegheny River (the project starts at Murrysville, PA Quadrangle N: 21.7 inches; W: 10.7 inches and ends at New Kensington West, PA Quadrangle N: 6.5 inches; W: 2.1 inches).

E04-285. Dominion Transmission, Inc., 445 West Main Street, Clarksburg, WV 26301. South Beaver Township, Big Beaver Borough and Chippewa Township, **Beaver County**, ACOE Pittsburgh District.

To operate and maintain approximately 12 miles of an existing 30 inch natural gas pipeline (TL-400). The pipeline crosses four tributaries to the North Fork Little Beaver Creek (HQ-CWF), six tributaries to Brush Run

(HQ-CWF), Brush Run (HQ-CWF), Painters Run (HQ-CWF), two tributaries to Clarks Run (tributary to the Beaver River, WWF), one tributary to Clarks Run (tributary to the North Fork Little Beaver Creek, HQ-CWF), Clarks Run (tributary to the Beaver River, WWF) and Stockman Run (WWF). The pipeline also crosses two wetlands: one is in the Brush Run Watershed and the other is in the Clarks Run Watershed. The project starts at the Pennsylvania and Ohio border and ends at the Big Beaver Borough and Koppel Borough border (the project starts at East Liverpool North PA-WVA Quadrangle N: 20.8 inches; W: 2.7 inches and ends at Beaver Falls, PA N: 15.1 inches; W: 11.1 inches).

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

E25-656. Todd M. Benjamin, 3619 Brierwood Drive, Erie, PA 16510. Benjamin Channel Cleaning of tributary to Lake Erie, in Harborcreek Township, **Erie County**, ACOE Pittsburgh District (Harborcreek, PA Quadrangle N: 2.2 inches; W: 16.8 inches).

To excavate and maintain approximately 165 feet of the channel of a tributary to Lake Erie between Brierwood Drive and Crestwood Drive west of Nagle Road.

E33-208. Clearfield-Jefferson Counties Regional Airport Authority, P. O. Box 299, Falls Creek, PA 15840. DuBois-Jefferson County Airport Runway Expansion, in Washington Township, **Jefferson County**, ACOE Pittsburgh District (Hazen, PA Quadrangle N: 10.1 inches; W: 2.3 inches).

To fill 0.21 acre of wetlands for the extension of the existing runway at the DuBois-Jefferson County Airport approximately 1.7 miles southeast of the intersection of SR 310 and SR 830. Project includes creation of 0.21 acre of replacement wetland on site adjacent to Kyle Run.

ENVIRONMENTAL ASSESSMENTS

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

EA36-005. Thomas E. Smith, King & Queen Farm, 1600 West Route 897, Denver, PA 17517 in West Cocalico Township, **Lancaster County**, ACOE Baltimore District.

To the installation and maintenance of a footer drain outfall within the floodway of an unnamed tributary to Cocalico Creek (HQ-WWF) (Womelsdorf, PA Quadrangle N: 6.5 inches; W: 5.9 inches) in West Cocalico Township, Lancaster County.

DAM SAFETY

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

D45-275. Camelback Ski Corporation, P. O. Box 168, Tannersville, PA 18372. To remove approximately 2 acres of accumulated silts and sediments from the reservoir of Barney's Pond Dam. The dam is located across a tributary to Pocono Creek (HQ-CWF) at the Camelback Ski Resort (Mount Pocono, PA Quadrangle, N: 9.80 inches; W: 14.35 inches), Pocono Township, **Monroe County**.

D45-182. Paradise Falls Lutheran Association, 1320 Paradise Falls, Cresco, PA 18326. Paradise Township, **Monroe County**, ACOE Philadelphia District.

Project proposes to remove approximately 7 acres of accumulated silts and sediments from the reservoir of Lake Crawford Dam. The dam is located across Paradise Creek (HQ-CWF) at the Paradise Falls Lutheran Association Center (Mount Pocono, PA Quadrangle, N: 20.1 inches; W: 2.4 inches).

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101 and 6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Land Recycling and Waste Management, Director, P. O. Box 8763, Harrisburg, PA 17105-8763.

<i>SSIP Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
02-24-002	Andrew M. Redmond Weyerhaeuser—Johnsonburg Mill 100 Center Street Johnsonburg, PA 15848	Elk	Johnsonburg	1 AST storing sodium hydroxide	34,000 gallons

[Pa.B. Doc. No. 02-1743. Filed for public inspection October 4, 2002, 9:00 a.m.]

Extension of General NPDES Permit for Stormwater Discharges Associated with Construction (PAG-2)

Under the authority of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and sections 1905-A, 1917-A and 1920-A of The Administrative Code of 1929 (71 P. S. §§ 510-5, 510-17 and 510-20), the Department of Environmental Protection (Department) is extending for 3 months the availability of the current General NPDES Permit for Stormwater Discharges Associated with Construction Activities (PAG-2). The current general permit is scheduled to expire at 12 p.m. on October 9, 2002. The extension will be effective on October 10, 2002. The Department is extending the availability of this permit to adequately address public comments received by the Department regarding the renewal of PAG-2, the draft PAG-14 permit and the Department's Comprehensive Stormwater Management Policy.

The existing PAG-2 permit documents will continue to be available from the Department's regional offices and local County Conservation Districts until they are replaced or updated. In addition, the permit documents are on file at the Department of Environmental Protection, Bureau of Water Watershed Management, 10th Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101. The package is also available on the Department's website (www.dep.state.pa.us).

The permit documents can also be obtained by contacting Shirley Rodrock, (717) 787-6827, e-mail at srodrock@state.pa.us. Persons with a disability may use the AT&T Relay Service (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

DAVID E. HESS,
Secretary

[Pa.B. Doc. No. 02-1744. Filed for public inspection October 4, 2002, 9:00 a.m.]

DEPARTMENT OF HEALTH

Decisions on Requests for Exceptions to Health Care Facility Regulations

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

Section 51.33(d) provides that the Department will publish notice of all approved exceptions on a periodic basis. The Department has determined that it will publish notice of all exceptions, both approved and denied. The following list contains the decisions made on exception requests published in the *Pennsylvania Bulletin* from May 1, 2002, through August 31, 2002. Future publications of decisions on exception requests will appear on a quarterly basis.

Requests for additional information on the exception requests and the Department's decisions should be made to the relevant division of the Department. Inquiries regarding hospitals and ambulatory surgical facilities should be addressed to Sandra Knoble, Director, Division of Acute and Ambulatory Care, P. O. Box 90, Harrisburg, PA 17108. Inquiries regarding long-term care facilities should be addressed to Susan Getgen, Director, Division of Nursing Care Facilities, P. O. Box 90, Harrisburg, PA 17108.

Persons with a disability who want additional information or who require an alternative format of this document (for example, large print, audiotope, Braille) should contact the relevant division of the Department as listed previously, V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Services at (800) 654-5984.

Exception Requests—Hospitals

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Req Published</i>	<i>Decision</i>
Armstrong County Memorial Hospital	28 Pa. Code § 51.3(a)	notification		granted
Chambersburg Hospital	28 Pa. Code § 51.3(c)	notification	7/20/02	granted
Grandview Hospital	28 Pa. Code § 51.6	identification of personnel	6/9/01	granted
Holy Spirit Hospital	28 Pa. Code § 51.6(b)	identification of personnel	5/18/02	granted
Armstrong County Memorial Hospital	28 Pa. Code § 51.23	PET scanning services	4/27/02	granted
Clearfield Hospital	28 Pa. Code § 51.23	PET scanning services	4/27/02	granted
Alle-Kiski Med Ctr	28 Pa. Code § 51.23	PET scanning services	5/18/02	granted
Greene County Memorial Hospital	28 Pa. Code § 51.23	PET scanning services	5/18/02	granted
Phoenixville Hospital	28 Pa. Code § 51.23	PET scanning services	7/6/02	granted
Doylestown Hospital	28 Pa. Code § 51.23	PET scanning services	7/20/02	granted
Doylestown Hospital	28 Pa. Code § 51.33(c)	public comment period	4/6/02	granted
Semper Care Hospital	28 Pa. Code § 107.2	medical staff membership	8/18/01	granted
Jeanes Hospital	28 Pa. Code § 107.2	medical staff membership	4/6/02	granted
Clearfield Hospital	28 Pa. Code § 107.2	medical staff membership	4/27/02	granted
Temple University Children's Medical Center	28 Pa. Code § 107.2	medical staff membership	5/11/02	granted
Temple University Hospital	28 Pa. Code § 107.2	medical staff membership	5/11/02	granted
Ashland Regional MC	28 Pa. Code § 107.2	medical staff membership	5/18/02	granted
Tenet Healthcare Graudate Hospital	28 Pa. Code § 107.2	medical staff membership	8/17/02	granted
Tenet Healthcare MCP Hospital	28 Pa. Code § 107.2	medical staff membership	8/17/02	granted
Tenet Healthcare Parkview Hospital	28 Pa. Code § 107.2	medical staff membership	8/17/02	granted
Tenet Healthcare Graudate Hospital	28 Pa. Code § 107.2	medical staff membership	8/17/02	granted
Tenet Healthcare MCP Hospital	28 Pa. Code § 107.2	medical staff membership	8/17/02	granted
Tenet Healthcare Parkview Hospital	28 Pa. Code § 107.2	medical staff membership	8/17/02	granted
Tenet Healthcare Warminster Hospital	28 Pa. Code § 107.2	medical staff membership	8/17/02	granted
North Phila. Health System	28 Pa. Code § 107.4(a)	medical staff status	7/20/02	granted
Gettysburg Hospital	28 Pa. Code § 107.26(b)(2)	tissue committee meetings	7/6/02	denied
Jefferson Regional Medical Center	28 Pa. Code § 107.61	written orders	8/17/02	granted

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Req Published</i>	<i>Decision</i>
Sharon Regional Health System	28 Pa. Code § 107.62	oral orders	4/6/02	denied
Carlisle Reg Med Center	28 Pa. Code § 107.62	oral orders	8/17/02	denied
Jefferson Regional Medical Center	28 Pa. Code § 107.62	oral orders	8/17/02	granted
Saint Vincent Health Ctr	28 Pa. Code § 107.62(b)	oral orders	5/11/02	granted
Monongahela Valley Hospital	28 Pa. Code § 107.64	administration of drugs	5/18/02	granted in part
Holy Spirit Hospital	28 Pa. Code § 107.64	administration of drugs	7/20/02	granted
Jameson Memorial Hospital	28 Pa. Code § 125.14(a)	phy. pronouncement of death	9/14/02	granted
Nason Hospital	28 Pa. Code § 137.21(b)(5)	policies and procedures for obstetrics	8/17/02	granted
Graduate Hospital	28 Pa. Code § 143.4	med. appraisal of podiatric patients	8/18/01	denied
Nason Hospital	28 Pa. Code § 153.1	minimum construction stds (7.4.A6)	1/19/02	granted
Doylestown Hospital	28 Pa. Code § 153.1	minimum construction stds 10.8—personal care unit for inpatients, 10.15.A5—patient rooms handwashing stations, 10.24.A22—minimum ceiling height, 10.31.E2.d—bedpan flushing devices	4/6/02	granted
Hamot Medical Center	28 Pa. Code § 153.1	minimum construction stds 7.7.B2—PACU bed space, 7.3.A3—ICU patient space	4/13/02	not necessary
Kane Community Hospital	28 Pa. Code § 153.1	minimum construction stds 7.2.B10—exam/treatment room	4/13/02	granted
Shamokin Area Community	28 Pa. Code § 153.1	minimum construction stds 7.7.A2—OR size, 7.7.C6—soiled workroom	4/20/02	granted
Bariatric Care Center of Pa	28 Pa. Code § 153.1	minimum construction stds 7.31.E2.d—bedpan flushing devices	4/20/02	granted
Shamokin Area Community Hospital	28 Pa. Code § 153.1	minimum construction stds Hospital 7.2.A3—window in each patient room, 7.28.A10—operable windows in patient rooms and 12-3.8.1—special features of windows in patient rooms	5/11/02	denied
Good Samaritan Regional MC	28 Pa. Code § 153.1	minimum construction stds 10.9—ADL Unit	5/18/02	granted
Abington Mem Hosp	28 Pa. Code § 153.1	minimum construction stds 7.3.E9	7/6/02	denied
Jeanes Hosp	28 Pa. Code § 153.1	minimum construction stds 10.6.A—dining/recreation/day space, 10.15.A2—pt room size, 10.15.A6—bathroom size, 10.15.A7—wardrobe/closet/locker size	7/6/02	granted
Sacred Heart	28 Pa. Code § 153.1	minimum construction stds 7.6.C—seclusion treatment room	7/6/02	granted

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Req Published</i>	<i>Decision</i>
Abington Memorial Hosp	28 Pa. Code § 153.1	minimum construction stds 7.2.A4, 7.3.A8, 7.8.A2(5)—handwashing stations	7/20/02	granted
Barnes Kasson County Hospital	28 Pa. Code § 153.1	minimum construction stds 7.13.C7—pt dressings areas, showers, lockers, 7.13.D4—activities of daily living teaching area	7/20/02	granted
Coordinated Health System—Orthopedic Specialty Center	28 Pa. Code § 153.1	minimum construction stds 7.7.A1—general OR size, 7.7.A2—special procedures OR size, 7.7.A3—sink with plaster trap, 7.7.B1—pre-op holding bay size, 7.7.B2—PACU handwashing stations	7/20/02	denied
Coordinated Health System—Orthopedic Specialty Ctr	28 Pa. Code § 153.1	minimum construction stds 7.7.B2—PACU pt bed space, 7.7.C10—equipment storage room, 7.7.C14—phase II recovery pt space, pt toilet, staff toilet, 7.7.C17—pt holding area	7/20/02	denied
Coordinated Health System—Orthopedic Specialty Ctr	28 Pa. Code § 153.1	minimum construction stds 7.7.C20—area for prep & exam of frozen sections, 7.32.E—electrical standards/receptacles, Table 7.5—medical gases	7/20/02	denied
Community Hospital of Lancaster	28 Pa. Code § 153.1	minimum construction stds 7.7.A1—general OR size	7/20/02	not necessary
Holy Spirit Hospital	28 Pa. Code § 153.1	minimum construction stds 7.7.A4—room for cystoscopic & other endo-urologic procedures	7/20/02	granted
Lifecare Hospitals of Pittsburgh	28 Pa. Code § 153.1	minimum construction stds 7.6.B5 (relating to bathroom facilities in psychiatric care unit) 7.6.C (relating to seclusion treatment rooms in psychiatric	9/7/02	granted
Abington Memorial Hospital	28 Pa. Code § 153.1	minimum construction stds 7.3.E9—aisle width	9/14/02	granted
St. Luke's Hospital Quakertown	28 Pa. Code § 153.1	minimum construction stds 7.33—hyperbaric suite	9/14/02	not necessary

Exception Requests—Ambulatory Surgical Facilities

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Req Published</i>	<i>Decision</i>
Mercy Surgery Ctr	28 Pa. Code § 551.21(a)(2)	recovery time	7/20/02	denied
Jeanette District Memorial Hospital	28 Pa. Code § 553.2	ownership	8/17/02	granted
Gettysburg Hospital	28 Pa. Code § 553.2	ownership	5/18/02	denied
Gettysburg Hospital	28 Pa. Code § 553.3	governing body resp.	5/18/02	denied
Jeanette District Memorial Hospital	28 Pa. Code § 553.3	governing body resp.	8/17/02	granted
Gettysburg Hospital	28 Pa. Code § 553.4	other functions	5/18/02	denied
Sal P. Calabro, MD, Cosmetic Surgery	28 Pa. Code § 553.4(h)	medical director	5/18/02	granted
Gettysburg Hospital	28 Pa. Code § 553.12	Patient Bill of Rights	5/18/02	denied

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Req Published</i>	<i>Decision</i>
Gettysburg Hospital	28 Pa. Code § 553.31	Implementation administrative resp.	5/18/02	denied
Gettysburg Hospital	28 Pa. Code § 555.1	medical staff	5/18/02	denied
Jeanette District Memorial Hospital	28 Pa. Code § 555.2	medical staff membership	8/17/02	granted
Jeanette District Memorial Hospital	28 Pa. Code § 555.3	req. for membership and privileges	8/17/02	granted
Jeanette District Memorial Hospital	28 Pa. Code § 555.4	clinical activities & duties of PAs and CRNPs	8/17/02	granted
Jeanette District Memorial Hospital	28 Pa. Code § 555.11	written orders	8/17/02	granted
Jeanette District Memorial Hospital	28 Pa. Code § 555.12	oral orders	8/17/02	granted
Jeanette District Memorial Hospital	28 Pa. Code § 555.13	administration of drugs	8/17/02	granted
Laurel Laser & Surgery Center	28 Pa. Code § 565.11	radiology services	4/20/02	granted
Lancaster NeuroScience & Spine Assoc	28 Pa. Code § 571.1	minimum construction stds 9.5.F5.h—equipment Storage room	4/20/02	granted
Mahoning Valley ASC	28 Pa. Code § 571.1	minimum construction stds 9.5.F2—OR size for laser procedures, 9.5.F4—convenient patient access to toilets	5/18/02	granted
Pittsburgh Specialty Hospital	28 Pa. Code § 571.1	minimum construction stds 9.5.D1—covered entrance, 9.5.H2.a(3)—ceiling finishes, 9.5.F2.d—minimum OR size	5/18/02	granted
	28 Pa. Code § 51.33(c)	exceptions—waiver of comment period	5/18/02	granted
Grandview Surgery & Laser Center	28 Pa. Code § 571.1	minimum construction stds 9.5.F2.d—Class C OR size	8/17/02	granted
HealthSouth Surgery Center of Lancaster	28 Pa. Code § 571.1	minimum construction stds 9.5.F2.d—Class C OR size	8/17/02	granted
Image Associates	28 Pa. Code § 571.1	minimum construction stds 9.5.E1—soiled workroom	9/14/02	granted
Gettysburg Hospital	28 Pa. Code § 557.1	QA policy	5/18/02	denied
Gettysburg Hospital	28 Pa. Code § 557.2	QA plan	5/18/02	denied
Gettysburg Hospital	28 Pa. Code § 557.3	QA program	5/18/02	denied
Gettysburg Hospital	28 Pa. Code § 557.4	QA committee	5/18/02	denied
Gettysburg Hospital	28 Pa. Code § 559.2	director of nursing	5/18/02	denied
Gettysburg Hospital	28 Pa. Code § 563.2	med records, organization and staffing	5/18/02	denied
Gettysburg Hospital	28 Pa. Code § 563.12	medical records, form and content		
Gettysburg Hospital	28 Pa. Code § 565.12	radiology, service policy	5/18/02	denied
Gettysburg Hospital	28 Pa. Code § 565.14	radiology policies	5/18/02	denied
Gettysburg Hospital	28 Pa. Code § 567.2	infection control, comm.	5/18/02	denied

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<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Req Published</i>	<i>Decision</i>
Gettysburg Hospital	28 Pa. Code § 569.11	internal disaster plan, firefighting service	5/18/02	denied

Exception Requests—Birthing Centers

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Req Published</i>	<i>Decision</i>
The Midwife Center	28 Pa. Code § 501.81(a)(2)	fire safety standards	7/27/02	granted

Exception Requests—Nursing Care Facilities

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Req Published</i>	<i>Decision</i>
Progressive Care Center	28 Pa. Code § 201.18(e)	management	6/8/02	temp approval
RMH-HB/SNF	28 Pa. Code § 201.18(e)	management	6/8/02	temp approval
Saint Luke Manor	28 Pa. Code § 205.6(a)	function of building	3/23/02	granted
Sugar Creek Station Skilled Nsng & Rehab Center	28 Pa. Code § 205.6(a)	function of building	4/6/02	granted
Pine Run Health Center	28 Pa. Code § 205.6(a)	function of building	4/6/02	rescinded
Jewish Home of Greater Hbg	28 Pa. Code § 205.10(c)	doors	4/6/02	temp app for private rooms/ permanent app for semi private
Countryside Conv. Home Limited Partnership	28 Pa. Code § 205.6(a)	function of building	4/13/02	granted
Mercy Center Nsng Unit, Inc.	28 Pa. Code § 205.6(a)	function of building	4/27/02	granted
Health Care Center at White Horse Village	28 Pa. Code § 205.6(a)	function of building	5/18/02	granted
St. Anne's Home	28 Pa. Code § 205.6(a)	function of building	6/8/02	granted
The Williamsport Home	28 Pa. Code § 205.6(a)	function of building	6/8/02	granted
Rydal Park of Phila. Presbytery	28 Pa. Code § 205.6(a)	function of building	6/15/02	granted
Beacon Ridge, A Choice Comm.	28 Pa. Code § 205.6(a)	function of building	6/22/02	granted
Village at Penn State Hlth Care Ctr	28 Pa. Code § 205.6(a)	function of building	7/20/02	granted
Garden Spot Village	28 Pa. Code § 205.6(a)	function of building	8/3/02	granted
Manatawny Manor	28 Pa. Code § 205.6(a)	function of building	8/3/02	granted
Ohesson Manor	28 Pa. Code § 205.69(a)	function of building	8/3/02	denied
Luther Crest Nursing Care Center	28 Pa. Code § 205.6(a)	function of building	8/3/02	granted
Westminster Village	28 Pa. Code § 205.6(a)	function of building	8/3/02	granted
The Lutheran Home at Topton	28 Pa. Code § 205.6(a)	function of building	8/3/02	granted
ManorCare Health Services—Easton	28 Pa. Code § 205.6(a)	function of building	8/3/02	granted
Frey Village	28 Pa. Code § 205.6(a)	function of building	8/17/02	granted

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Req Published</i>	<i>Decision</i>
Susquehanna Lutheran Village	28 Pa. Code § 205.6(a)	function of building	8/17/02	granted
Dock Terrace	28 Pa. Code § 205.9(a)	corridors	4/27/02	denied
Fox Subacute Center	28 Pa. Code § 205.19(b)	windows and windowsills	8/3/02	granted
The Communities at Indian Haven	28 Pa. Code § 205.32(a)	janitor's closet	8/3/02	no longer req
The Communities at Indian Haven	28 Pa. Code § 205.33(a)	utility room	8/3/02	no longer req
The Communities at Indian Haven	28 Pa. Code § 205.36(a)	bathing facilities	8/3/02	no longer req

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 02-1745. Filed for public inspection October 4, 2002, 9:00 a.m.]

Request for Exceptions; Long-Term Care Nursing Facilities

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

The Springs at the Fountains
Two Franklin Town Boulevard
Philadelphia, PA 19103

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.25(b) (relating to kitchen):

Valley View Haven, Inc.
4702 E. Main Street
Bellville, PA 17004-9251

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

Persons who wish to comment on these exception requests may do so by sending a letter by mail, e-mail or facsimile to the Department at the address previously listed.

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

Persons with a disability who require an alternative format of this document or who wish to comment in an alternative format (for example, large print, audiotope, Braille), should contact the Division of Nursing Care Facilities at the previously listed address or phone number or for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 02-1746. Filed for public inspection October 4, 2002, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Innovation and Expansion Grant to Provide Job Creation Assistance on Behalf of Persons with Significant Disabilities in Armstrong and Butler Counties; OVR RFP 2002-12

The Department of Labor and Industry, Office of Vocational Rehabilitation (OVR), under the Rehabilitation Act of 1973, as amended in 1992, announces that competing applications to establish, expand or improve community rehabilitation programs serving persons with the most significant disabilities will be accepted. This competition is authorized under the Rehabilitation Act of 1973, as amended.

Funding for this competition is under the auspice of the State Board of Vocational Rehabilitation and the OVR, which will serve as administrator and fiscal agent for the grant awarded under this competition. Applications will be written to accomplish the following areas of emphasis:

- To increase employment and career opportunities for persons with significant disabilities in mainstream industry jobs in Armstrong and Butler Counties.
- To stimulate development, retention and growth of commerce and industry in Armstrong and Butler Counties.

Service Information

This competition will result in one award and funding for a 4-year period beginning February 1, 2003. Activities allowable under this grant competition include disbursement and management of project moneys through the OVR grantee to qualified local businesses for purchase of equipment. This equipment must create jobs for and be operated by persons with significant disabilities.

The successful applicant will enter a contract with OVR to serve as the Commonwealth's agent administering a job creation project budget of no more than \$300,000 during the first year of the award. Job creation project budgets will vary during subsequent contract years during the life of the award.

Eligible applicants are recognized Economic Development Groups (EDG), defined as any group, corporation or

consortium which exists for the purpose of providing economic development funding, including capital equipment purchases, in the region for which the EDG has been designed.

For purposes of this competition, an eligible applicant may also be another nonprofit or governmental organization experienced in successfully collaborating with business and industry located in Armstrong and Butler Counties. The collaboration must have been in regard to development of employment, employment opportunities, placement of hard-to-place populations, workforce development or comparable areas of endeavor.

An applicant must have operated in this capacity for a minimum of 3 years in order for the application to be considered for this competition.

An applicant must demonstrate an understanding of the economy, market characteristics and market potential in the service area of Armstrong and Butler Counties.

For purposes of this competition, Job Creation Assistance on Behalf of Persons with Significant Disabilities services focus upon activities that result in increased competitive employment of OVR-eligible persons with significant disabilities.

The grantee funded under this competition must comply with the following:

- Individuals placed in employment through this program must be eligible OVR persons.
- Job creation services must be implemented with the close coordination of the OVR New Castle District Office functioning in a leadership capacity. Proposals submitted for consideration under this grant competition must reflect this ongoing joint effort.
- The OVR District Administrator, OVR New Castle District Office, or that person's designee, must personally be involved in all decisions regarding provision of equipment to applicant businesses. The District Administrator must cosign all disbursements made by the grantee to qualifying businesses.

Application Information

Applications received by 5 p.m. on November 15, 2002, which are complete and conform to established specifications, will be accepted for review. Applications submitted after this date and time will be ineligible for consideration.

Applications will be evaluated by a panel of reviewers convened for that purpose.

The effective dates for the contract will be February 1, 2003, through January 31, 2004. Final awards made through this competition are subject to the approval of the Executive Director of the OVR.

A complete application package which includes more detailed information is available by contacting Jacqueline B. Lucas, Office of Vocational Rehabilitation, Contracts and Grants Management Section, 1521 North Sixth Street, Harrisburg, PA 17102, (717) 787-7016, fax (717) 705-9345, TDD (717) 783-8917.

Preproposal Conference

A preproposal conference to deal specifically with technical questions regarding applications will be held for applicants on Wednesday, October 16, 2002, 9 a.m. at the New Castle OVR District Office, 100 Margaret Street, New Castle, PA. Copies of the application package will also be available at this conference.

Persons planning to attend the conference who have special needs to participate fully should contact Jacqueline B. Lucas at (717) 787-7016 no later than 1 week in advance of the conference date.

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 02-1747. Filed for public inspection October 4, 2002, 9:00 a.m.]

Innovation and Expansion Grant to Provide Job Creation Assistance on Behalf of Persons with Significant Disabilities in Beaver and Lawrence Counties; OVR RFP 2002-11

The Department of Labor and Industry, Office of Vocational Rehabilitation (OVR), under the Rehabilitation Act of 1973, as amended in 1992, announces that competing applications to establish, expand or improve community rehabilitation programs serving persons with the most significant disabilities will be accepted. This competition is authorized under the Rehabilitation Act of 1973, as amended.

Funding for this competition is under the auspice of the State Board of Vocational Rehabilitation and the OVR, which will serve as administrator and fiscal agent for the grant awarded under this competition. Applications will be written to accomplish the following area of emphasis:

- To increase employment and career opportunities for persons with significant disabilities in mainstream industry jobs in Beaver and Lawrence Counties.
- To stimulate development, retention and growth of commerce and industry in Beaver and Lawrence Counties.

Service Information

This competition will result in one award and funding for a 4-year period, beginning February 1, 2003. Activities allowable under this grant competition include disbursement and management of project moneys through the OVR grantee to qualified local businesses for purchase of equipment. The equipment must create jobs for, and be operated by, persons with significant disabilities.

The successful applicant will enter a contract with the OVR to serve as the Commonwealth's agent administering a job creation project budget of no more than \$300,000 during the first year of the award. Job creation project budgets will vary during subsequent contract years during the life of the award.

Eligible applicants are recognized Economic Development Groups (EDG), defined as any group, corporation or consortium which exists for the purpose of providing economic development funding, including capital equipment purchases, in the region for which the EDG has been designed.

For purposes of this competition, an eligible applicant may also be another nonprofit or governmental organization experienced in successfully collaborating with business and industry located in Beaver and Lawrence Counties. The collaboration must have been in regard to development of employment, employment opportunities, placement of hard-to-place populations, workforce development or comparable areas of endeavor.

An applicant must have operated in these capacities for a minimum of 3 years for its application to be considered for this competition.

An applicant must demonstrate an understanding of the economy, market characteristics and market potential in the service area that encompasses Beaver and Lawrence Counties.

For purposes of this competition, Job Creation Assistance on Behalf of Persons with Significant Disabilities services focus upon activities that result in increased competitive employment of OVR-eligible persons with significant disabilities.

The grantee funded under this competition must comply with the following:

- Individuals placed in employment through this program must be eligible OVR customers.
- Job Creation services must be implemented with the close coordination of the OVR New Castle District Office functioning in a leadership capacity. Proposals submitted for consideration under this grant competition must reflect this ongoing joint effort.
- The OVR District Administrator, OVR New Castle District Office, or that person's designee, must personally be involved in all decisions regarding provision of equipment to applicant businesses. The District Administrator must cosign all disbursements made by the grantee to qualifying businesses.

Application Information

Applications received by 5 p.m. on November 15, 2002, which are complete and conform to established specifications, will be accepted for review. Applications submitted after this date and time will be ineligible for consideration.

Applications will be evaluated by a panel of reviewers convened for that purpose.

The effective dates for the contract will be February 1, 2003, through January 31, 2004. Final awards made through this competition are subject to the approval of the Executive Director of the OVR.

A complete application package, which includes more detailed information, is available by contacting Jacqueline Lucas, Office of Vocational Rehabilitation, Contracts and Grants Management Section, 1521 North Sixth Street, Harrisburg, PA 17102, (717) 787-7016, fax (717) 705-9345, TDD (717) 783-8917.

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Copies of the application package will also be available at this conference. Persons planning to attend the Conference who have special needs to be considered to participate fully in the conference, should contact Jacqueline B. Lucas at (717) 787-7016 no later than 1 week in advance of the conference date.

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 02-1748. Filed for public inspection October 4, 2002, 9:00 a.m.]

[Correction]

Pennsylvania Conservation Corps; Grants for Projects

An error occurred in a Department of Labor and Industry notice published at 32 Pa.B. 4780, 4781 (September 28, 2002). The Pennsylvania Conservation Corps' e-mail address was printed incorrectly. The correct e-mail address is pcc@state.pa.us.

[Pa.B. Doc. No. 02-1697. Filed for public inspection September 27, 2002, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

EME Homer City Generation L.P. v. DEP; EHB Doc. No. 2002-058-L

The Department of Environmental Protection (Department) and EME Homer City Generation L.P. (EME) have agreed to a settlement of the previous matter. The Department issued NPDES Permit No. PA0043648 (Permit) to EME on January 29, 2002, which authorized EME to discharge wastewater from its coal cleaning plant in Center Township, Indiana County. The Permit included conditions that, inter alia, imposed preliminary water quality-based effluent limitations for selenium and sulfates and required EME to conduct a Toxics Reduction Evaluation (TRE) and 3 month study of total dissolved solids (TDS) and osmotic pressure. EME appealed the issuance of the Permit on March 1, 2002.

The Department and EME have agreed to settlement of the appeal. Under the terms of the settlement, the Department will modify the Permit to delete the requirement to conduct a study of osmotic pressure and TDS, delete the TRE condition, add a new condition which includes elimination of any discharge from Outfall 001, except under emergency overflow conditions, change the description of Outfall 001 and revise the periods during which the interim and final effluent limitations for Outfall 001 will be in effect. The Department agrees that EME has satisfied its obligation to perform a Phase I TRE by notifying the Department that it will pursue source reduction at Outfall 001. EME agrees to accept the water quality-based effluent limitations for selenium and sulfates as final. The Department also agrees, upon request of EME, to modify the final water quality-based effluent limitation for sulfates in the discharge from Outfall 001 when the Environmental Quality Board adopts amendments to 25 Pa. Code § 96.3 (relating to water quality protection requirements).

Copies of the full agreement are held by Zelda Curtiss, Southwest Region, Office of Chief Counsel, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4262; and Maxine M. Woelfling, Morgan, Lewis & Bockius LLP, One Commerce Square, 417 Walnut Street, Harrisburg, PA 17101-1904, (717) 237-4000. A copy of the agreement has also been filed with the Environmental Hearing Board and may be reviewed during normal business hours upon request.

GEORGE J. MILLER,
Chairperson

[Pa.B. Doc. No. 02-1749. Filed for public inspection October 4, 2002, 9:00 a.m.]

ENVIRONMENTAL QUALITY BOARD

Cancellation of October and November Meetings

The October 15 and November 19, 2002, Environmental Quality Board (Board) meetings have been canceled. The next meeting of the Board is scheduled for Tuesday, December 17, 2002, at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

DAVID E. HESS,
Chairperson

[Pa.B. Doc. No. 02-1750. Filed for public inspection October 4, 2002, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemakings

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

<i>Final-Form Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
7B-3	Department of Conservation and Natural Resources State Parks; General Provisions	09/20/02
12-61	Department of Labor and Industry Special Rules of Administrative Practice and Procedure Before the Workers' Compensation Appeal Board and the Workers' Compensation Judges	09/24/02

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 02-1751. Filed for public inspection October 4, 2002, 9:00 a.m.]

INSURANCE DEPARTMENT

Alleged Violation of Insurance Laws; Michael L. Kempiski; Doc. No. SC02-09-015

Notice is hereby given of the Order to Show Cause issued on September 20, 2002, by the Deputy Insurance Commissioner in the previously referenced matter. Violation of the following is alleged: sections 604 and 639 of the Insurance Department Act of 1921 (40 P. S. §§ 234 and 279, and section 5(a)(2) of the Unfair Insurance Practices Act (40 P. S. § 1171.5).

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. 02-1752. Filed for public inspection October 4, 2002, 9:00 a.m.]

Hartford Insurance Company of the Midwest; Private Passenger Auto Insurance Rate Revision

On September 17, 2002, the Insurance Department received from Hartford Insurance Company of the Midwest a filing for a proposed rate level change for private passenger auto insurance.

The company requests an overall 7.2% increase amounting to \$3.554 million annually, to be effective December 3, 2002.

Unless formal administrative action is taken prior to November 16, 2002, the subject filing may be deemed approved by operation of law.

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, e-mail: xlu@state.pa.us, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-1753. Filed for public inspection October 4, 2002, 9:00 a.m.]

Life Investors Insurance Company of America; Rate Filing

Life Investors Insurance Company is requesting approval to increase the premium 35.0% for the long term care policy forms GCPLUS 1290 (PA), GCPLUS 2 1290 (PA), GCPRO (PA) 193, GCPRO (PA) 995, GCPRO-II (PA) 794, GCPRO-II (PA) 995 and the associated riders. A second increase of 25.0% is requested effective 2 years after the first rate increase. These forms were originally

issued by the Bankers United Life Assurance Company. The increases will affect 114 Pennsylvania policyholders.

The average premium would increase from \$1,306 to \$1,763 after the initial rate increase and to \$2,204 after the subsequent increase for GCPLUS 1290 (PA) and GCPLUS 2 1290 (PA). The average premium will increase from \$1,146 to \$1,547 after the initial rate increase and to \$1,934 after the subsequent increase for GCPRO (PA) 193 and GCPRO (PA) 995. The average premium will increase from \$1,167 to \$1,575 after the initial rate increase and to \$1,969 after the subsequent increase for GCPRO-II (PA) 794 and GCPRO-II (PA) 995.

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 James Laverty, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-1754. Filed for public inspection October 4, 2002, 9:00 a.m.]

**Daniel J. Reardon, The Wyomissing Group, Ltd.
and S.E.C.U.R.E. Insurance Company, Ltd.;
Prehearing**

Order to Show Cause; Doc. No. SC02-08-007

A prehearing telephone conference initiated by this office is scheduled for October 31, 2002, at 1 p.m. A date for a hearing shall be determined, if necessary, at the prehearing telephone conference.

If an attorney or representative for a party attending the conference does not have complete settlement authority relative to this matter, the party or persons with full settlement authority shall be available by telephone during the conference.

At the prehearing conference/telephone conference, the parties shall be prepared to discuss settlement, stipulations, witnesses and the documents anticipated for use at the hearing, estimated time for the hearing, special evidentiary or legal issues and other matters relevant to the orderly, efficient and just resolution of this matter.

No prehearing memoranda or other written submissions are required for the prehearing/settlement conference; however, the parties are encouraged to discuss settlement and possible stipulations pending the conference.

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. Answers to petitions to intervene, if any, shall be filed on or before October 24, 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, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-1755. Filed for public inspection October 4, 2002, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

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

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

Appeal of David Lourenco; file no. 02-265-04295; Flagship City Insurance Company; doc. no. PH02-09-008; October 17, 2002, at 1:30 p.m.

Parties 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.

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

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

Persons with a disability who wish to attend the previously referenced administrative hearing and require

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-1756. Filed for public inspection October 4, 2002, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their company's termination of the insureds' policies. The administrative 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 James and Diane Knowles; file no. 02-265-04176; American International Insurance Company; doc. no. PH02-09-007; October 30, 2002, at 9 a.m.

Appeal of James G. Cardinal; file no. 02-280-04312; Nationwide Mutual Fire Insurance Company; doc. no. PH02-09-006; October 30, 2002, at 11 a.m.

Appeal of Michael and Mimi Potoka; file no. 02-267-04269; Nationwide Mutual Fire Insurance; doc. no. PH02-09-009; October 30, 2002, at 1 p.m.

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

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

Persons with a disability who wish to attend 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. 02-1757. Filed for public inspection October 4, 2002, 9:00 a.m.]

Lloyd Shelton; Prehearing

License Denial; Doc. No. AG02-09-005

A prehearing telephone conference initiated by this office is scheduled for October 24, 2002, at 1:30 p.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before October 10, 2002. A date for a hearing shall be determined, if necessary, at the prehearing telephone conference. If an attorney or a representative for a party attending the conference does not have complete settlement authority relative to this matter, the party or persons with full settlement authority shall be available by telephone during the conference.

At the prehearing telephone conference, the parties shall be prepared to discuss settlement, stipulations, witnesses and the documents anticipated for use at the hearing, estimated time for the hearing, special evidentiary or legal issues and other matters relevant to the orderly, efficient and just resolution of this matter.

No prehearing memoranda or other written submissions are required for the prehearing telephone/settlement conference; however, the parties are encouraged to discuss settlement and possible stipulations pending the conference.

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-1758. Filed for public inspection October 4, 2002, 9:00 a.m.]

Standard Fire Insurance Company and Phoenix Insurance Company; Private Passenger Auto Insurance Rate and Rule Revisions

On September 23, 2002, the Insurance Department (Department) received from Standard Fire Insurance Company and Phoenix Insurance Company a filing for a proposed rate level and rule change for private passenger auto insurance.

Standard Fire Insurance Company requests an overall 3.6% increase amounting to \$1.697 million annually, to be effective December 26, 2002.

Phoenix Insurance Company requests an overall 4.1% increase amounting to \$1.936 million annually, to be effective December 26, 2002.

Unless formal administrative action is taken prior to November 22, 2002, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Department's regional offices in Harrisburg, Philadelphia, Pittsburgh and Erie, PA.

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA

17120, e-mail: xlu@state.pa.us, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-1759. Filed for public inspection October 4, 2002, 9:00 a.m.]

Gary Stephen Woodring; Prehearing

Order to Show Cause; Doc. No. SC02-08-023

A prehearing conference is scheduled for November 13, 2002, at 10 a.m. in Room 200, Administrative Hearings Office, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102. A hearing is scheduled for December 10, 2002, at 10 a.m. in Room 200, Administrative Hearings Office, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102.

If an attorney or representative for a party attending the conference does not have complete authority relative to this matter, the party or person with full settlement authority shall be available by telephone during the conference.

At the prehearing conference/telephone conference, the parties shall be prepared to discuss settlement, stipulations, witnesses and the documents anticipated for use at the hearing, estimated time for the hearing, special evidentiary or legal issues and other matters relevant to the orderly, efficient and just resolution of this matter. Pending hearing, parties shall exchange proposed exhibits and the names of witnesses, provide an offer of proof with respect to each witness and informally attempt to resolve undisputed facts by stipulation.

On or before October 30, 2002, each party shall file with the Administrative Hearings Office a prehearing statement which shall contain: (1) a comprehensive statement of undisputed facts to be stipulated between the parties; (2) a statement of additional contended facts; (3) names and address of witnesses along with the specialties of experts to be called; (4) a list of documents to be used at the hearing; (5) special evidentiary or other legal issues; and (6) the estimated time for that party's case. Along with service of the prehearing statement on the opposing party, each party shall supply the other with a copy of all listed documents and any report generated by an expert witness designated on the prehearing statement. Any report subsequently received from a party's expert witness prior to hearing shall be supplied to the other party within 2 business days. Copies of documents and expert reports need not be filed with the Administrative Hearings Office.

On or before November 9, 2002, each party shall file with the Administrative Hearings Office a list of specific objections, if any, to the documents supplied with the other party's prehearing statement. Objections not raised shall be deemed waived at hearing. 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 November 26, 2002, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answers to petitions to intervene, if any, shall be filed on or before December 3, 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, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-1760. Filed for public inspection October 4, 2002, 9:00 a.m.]

UPMC; Demographic Rating Methodology; Rate Filing

On September 12, 2002, UPMC submitted to the Insurance Department (Department) a Demographic Rating Methodology Filing (filing no. A63467001, 2-DEM2002-UPMCHP) for all new and renewing groups with 50 or fewer employees in the health plan commencing December 1, 2002. The proposed demographic rating classes are age, gender and rating tier. This filing revises, and will be used in conjunction with, the currently approved CRC methodology.

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. 02-1761. Filed for public inspection October 4, 2002, 9:00 a.m.]

United Services Automobile Association; Homeowners Rate/Rule Revisions

On September 20, 2002, the Insurance Department (Department) received from United Services Automobile Association a filing for a rate level change for homeowners insurance.

The company requests an overall 4.0% increase amounting to \$853,000 annually, to be effective February 1, 2003.

Unless formal administrative action is taken prior to November 19, 2002, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Department's regional offices in Harrisburg, Philadelphia, Pittsburgh and Erie, PA.

Interested parties are invited to submit written comments, suggestions or objections to Michael W. Burkett, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, e-mail mburkett@state.pa.us, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-1762. Filed for public inspection October 4, 2002, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Allegheny County, Wine & Spirits Shoppe #9211, Village Square Mall, Suite 100, 5000 Oxford Drive, Bethel Park, PA 15102.

Lease Expiration Date: November 30, 2006

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 12,000 net useable square feet of new or existing retail commercial space in a shopping center environment with free parking and convenient loading in the South Hills area near the intersection of Washington (Route 19) and Fort Couch Roads.

Proposals due: October 25, 2002, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, State Office Building, Room 408 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: George Danis, (412) 565-5130

Northampton County, Wine & Spirits Shoppe #4801, Walnutport Shopping Center, 200 Southbest Avenue, Walnutport, PA 18088.

Lease Expiration Date: January 31, 2005

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 3,826 net useable square feet of new or existing retail commercial space on South Best Avenue (Route 145) within 1/4 mile of the intersection of Main Street (Route 873), Walnutport Borough.

Proposals due: October 25, 2002, at 12 p.m.

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

Philadelphia County, Wine & Spirits Shoppe #5140, 3000 Richmond Street, Philadelphia, PA 19134-5807.

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,500 net useable square feet of new or existing retail commercial space between Aramingo Avenue and Lehigh Avenue in Philadelphia.

Proposals due: October 25, 2002, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue Philadelphia, PA 19128-2113
Contact: Robert Jolly, (215) 482-9671

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 02-1763. Filed for public inspection October 4, 2002, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (Commission). Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before October 28, 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 should 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-00119048. Acty T. Rindt t/d/b/a Excel Limousine (3844 Beatty Court, Murrysville, Westmoreland County, PA 15668)—persons in limousine service, between points in Allegheny County. *Attorney:* John A. Pillar, 680 Washington Road, Suite B101, Pittsburgh, PA 15228.

Applications of the following for *amendment* to the certificate of public convenience approving the operation of motor vehicles as *common carriers* for transportation of *persons* as described under each application.

A-00109393, Folder 2, Am-A. W. Dale Rosewell t/d/b/a Rosewell Limousine Service (2800 Franklynn Drive, Allison Park, Allegheny County, PA 15101)—persons in limousine service, between points in Pennsylvania: *So as to Permit* the transportation of persons in limousine service, between points in Allegheny County. *Attorney:* John A. Pillar, 680 Washington Road, Suite B-101, Pittsburgh, PA 15228.

A-00117167, Folder 1, Am-A. Brian Homerosky and Kevin R. Prescott, Copartners t/d/b/a Southpointe Limousine (211 N. Haft Street, Houston, Washington County, PA 15342)—persons in limousine service, between points in Pennsylvania: *So as to Permit* the transportation of persons in limousine service, between points in Allegheny County.

A-00117557, Folder 1, Am-A. Lawrence A. Waite t/d/b/a Airport Sedan Service (1107 Winterton Street, Pittsburgh, Allegheny County, PA 15206)—persons in limousine service, between points in Pennsylvania: *So as*

to *Permit* the transportation of persons in limousine service, between points in Allegheny County.

A-00116477, Folder 1, Am-A. Angel Limousine Service, Inc. (128 Ridgewood Avenue, Pittsburgh, Allegheny County, PA 15229), a corporation of the Commonwealth—persons in limousine service, between points in Pennsylvania: *So as to Permit* the transportation of persons in limousine service, between points in Allegheny County.

A-00116617, Folder 2, Am-A. Joseph A. Trapuzzano t/d/b/a Broadway Limousine (868 Beaver Grade Road, Moon Township, Allegheny County, PA 15108)—persons in limousine service, between points in Pennsylvania: *So as to Permit* the transportation of persons in limousine service, between points in Allegheny County. *Attorney:* David M. O'Boyle, 1450 Two Chatham Center, Pittsburgh, PA 15219-3427.

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-00109941, Folder 2. Keith Hrynda and Lisa Goeller, Copartners t/d/b/a Beverly Hills Limousine Service (3218 Perrysville Avenue, Pittsburgh, Allegheny County, PA 15214)—persons in limousine service, between points in the Counties of Allegheny, Westmoreland and Washington.

Application of the following for the approval of the transfer of stock as described under the application.

A-00115589, F. 5000. Concord Coach USA, Inc. (2752 Mt. Carmel Avenue, Glenside, Montgomery County, PA 19038), a corporation of the Commonwealth, for the approval of the transfer of 50 shares of issued and outstanding shares held by Inna Primak to Roman Barkan (20 shares) and to Alexander Kagan (30 shares). *Attorney:* John J. Gallagher, Suite 1100, 1760 Market Street, Philadelphia, PA 19103.

Application of the following for certificate of public convenience approving the operation of motor vehicles as common carriers for the transportation of household goods as described under the application.

A-009270. James and Debra Ament, Tenants by Entirety (314 North Main Street, Coopersburg, Lehigh County, PA 18036)—household goods in use, between points in the Counties of Lehigh, Northampton and Bucks, and from points in said Counties, to points in Pennsylvania, and vice versa.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 02-1764. Filed for public inspection October 4, 2002, 9:00 a.m.]

Water Service Without Hearing

A-212285F0108. Pennsylvania-American Water Company. Application of Pennsylvania-American Water Company for approval of the right to offer, render, furnish or supply water service to the public in portions of Paint, Knox and Farmington Townships, Clarion County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before October 21, 2002, under 52 Pa. Code (relating to public utilities).

Applicant: Pennsylvania-American Water Company

Through and By Counsel: Velma A. Redmond, Esquire, Susan Simms Marsh, Esquire, 800 West Hersheypark Drive, P. O. Box 888, Hershey, PA 17033-0888.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 02-1765. Filed for public inspection October 4, 2002, 9:00 a.m.]

Water Service Without Hearing

A-210104F0023 and A-210075F2000. Pennsylvania Suburban Water Company and Eagle Rock Utility Corporation. Application of Pennsylvania Suburban Water Company and Eagle Rock Utility Corporation for approval of: (1) the acquisition by Pennsylvania Suburban Water of the water system assets of Eagle Rock Utility Corporation; (2) the right of Pennsylvania Suburban Water to begin to offer, render, furnish or supply water service to the public in portions of East Union Township, Schuylkill County, PA; and (3) the abandonment by Eagle Rock Utility Corporation of public water service within East Union Township, Schuylkill County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before October 21, 2002, under 52 Pa. Code (relating to public utilities).

Applicant: Pennsylvania Suburban Water Company

Through and By Counsel: Mark J. Kropilak, Esquire, Vice President and General Counsel, 762 West Lancaster Avenue, Bryn Mawr, PA 19010; and R. Jeffrey Schmidt, Esquire, 1031 Valley of the Lakes, Hazelton, PA 18201.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 02-1766. Filed for public inspection October 4, 2002, 9:00 a.m.]