

NOTICES

DELAWARE RIVER BASIN COMMISSION

Commission Meeting and Public Hearing

The Delaware River Basin Commission (Commission) will hold an informal conference followed by a public hearing on Monday, November 25, 2002. The hearing will be part of the Commission's regular business meeting. Both the conference session and business meeting are open to the public and will be held at the Commission offices at 25 State Police Drive, West Trenton, NJ.

The conference among the Commissioners and staff will begin at 10 a.m. Topics of discussion include: a status report on the PCB TMDL for the Delaware Estuary; a progress report on development of the Commission's new comprehensive plan; a presentation on the I-MAP Delaware Basin Internet mapping project; and a discussion regarding a resolution to amend the Commission's Comprehensive Plan and Water Code relating to the operation of Lake Wallenpaupack during drought watch, drought warning and drought conditions.

The dockets scheduled for public hearing are as follows:

1. *Borough of Collingswood D-89-3 CP Renewal*. A renewal of a surface water and ground water withdrawal project to supply up to 155 million gallons (mg)/30 days of water to the applicant's distribution system from all wells and Newton Creek. The project is located in Collingswood Borough, Camden County, NJ. No increase in the requested allocation is sought.

2. *Township of Harrison D-2002-36 CP*. An upgrade and expansion project of a 0.4 million gallons per day (mgd) secondary level sewage treatment plant (STP) to provide advanced secondary treatment of 0.8 mgd. The STP will continue to serve residential and commercial development in Harrison Township, Gloucester County, NJ. The plant is located in Harrison Township off Creek Road about 1 mile west of State Route 45. A new outfall will be constructed to discharge to the nontidal portion of Raccoon Creek, a tributary of the Delaware River.

3. *Musconetcong Sewerage Authority D-2002-40 CP*. A project to expand a 3.81 mgd tertiary STP by adding a 0.5 mgd tertiary treatment plant that will operate in parallel mode. The project is located in Mount Olive Township, Morris County, NJ, just north of the Route 206 intersection with Interstate 80. The project will continue to serve Stanhope Borough in Sussex County and Netcong Borough in Morris County, plus portions of Mount Olive Township, Mount Arlington Borough and Roxbury Township, also within Morris County. The expansion is primarily needed to serve residents of various communities

around Lake Hopatcong, where some failing onlot septic systems need to be phased out of service. A portion of the existing service area is located outside of the Delaware River Basin, in the Raritan River Basin, as documented in Docket No. D-92-80 CP, approved by the Commission on August 4, 1993. STP effluent will continue to be discharged to the Musconetcong River, a tributary of the Delaware River.

4. *Little Washington Wastewater Company d/b/a Suburban Wastewater Company D-2002-42*. A project to rerate the White Haven STP from 0.34 mgd to 0.45 mgd, while continuing to provide advanced secondary level of treatment from an activated sludge process. The project will continue to serve White Haven Borough and a portion of Dennison Township, both in Luzerne County, PA. The project is located in the Borough of White Haven, approximately 300 feet south of Route 940 on the bank of the Lehigh River, to which it will continue to discharge.

In addition to the public hearing items, the Commission will address the following at its 1 p.m. business meeting: Minutes of the August 28, 2002, business meeting; announcements; a report on Basin hydrologic conditions; a report by the executive director; a report by the Commission's general counsel; a resolution concerning the drought emergency declared by the Commission on December 18, 2001; and a resolution to amend the Comprehensive Plan and Water Code relating to the operation of Lake Wallenpaupack during drought watch, drought warning and drought conditions. A hearing on the Lake Wallenpaupack resolution was held on October 16, 2002 and the written comment period on that item was held open through November 15, 2002.

Draft dockets scheduled for public hearing on November 25, 2002, are posted on the Commission's website, <http://www.drbc.net>, where they can be accessed through the Notice of Commission Meeting and Public Hearing. Documents relating to the dockets and other items may be examined at the Commission's offices. Contact Thomas L. Brand at (609) 883-9500, Ext. 221 with any docket-related questions.

Persons wishing to testify at this hearing are requested to register in advance with the Secretary at (609) 883-9500, Ext. 203. Individuals in need of an accommodation as provided for in the Americans With Disabilities Act who wish to attend the hearing should contact the Secretary at (609) 883-9500, Ext. 203 or through the Telecommunications Relay Services at 711, to discuss how the Commission may accommodate their needs.

PAMELA M. BUSH,
Secretary

[Pa.B. Doc. No. 02-2099. Filed for public inspection November 22, 2002, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending November 12, 2002.

BANKING INSTITUTIONS
Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-6-02	The Legacy Bank of Harrisburg, Harrisburg, and Northern State Bank, Towanda Surviving Institution—The Legacy Bank of Harrisburg, Harrisburg	Harrisburg	Approved

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-6-02	Premier Bank Doylestown Bucks County	801 Old York Rd. Jenkintown Abington Township Montgomery County	Approved
11-6-02	Community State Bank of Orbisonia Orbisonia Huntingdon County	307 N. Church St. Three Springs Huntingdon County	Approved

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-28-02	Patriot Bank Pottstown Montgomery County	<i>To:</i> 2541 Mickley Ave. Whitehall Lehigh County <i>From:</i> 2641 MacArthur Road Whitehall Lehigh County	Effective
11-4-02	Patriot Bank Pottstown Montgomery County	<i>To:</i> 3650 Nazareth Pike Bethlehem Northampton County <i>From:</i> 3926 Linden Street Bethlehem Northampton County	Effective

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-8-02	Pittsburgh Savings Bank Pittsburgh Allegheny County	125 Brownsville Rd. Pittsburgh Allegheny County	Approved

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

PAUL H. WENTZEL, Jr.,
Acting Secretary

[Pa.B. Doc. No. 02-2100. Filed for public inspection November 22, 2002, 9:00 a.m.]

**Maximum Lawful Rate of Interest for Residential
Mortgages for the Month of December 2002**

The Department of Banking (Department), under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of December 2002, is 7%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. No. 96-221). Further preemption was instituted with the signing of Pub. L. No. 96-399,

which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which the individual owns and which the individual occupies or has occupied as a principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 4.47 to which was added 2.50 percentage points for a

total of 6.97 that by law is rounded off to the nearest quarter at 7%.

PAUL H. WENTZEL, Jr.,
Acting Secretary

[Pa.B. Doc. No. 02-2101. Filed for public inspection November 22, 2002, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application of Dickinson College for Approval of Changes to Its Articles of Incorporation

Notice of Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application of Dickinson College for a Certificate of Authority approving the institution's request to amend its Articles of Incorporation.

In accordance with 24 Pa.C.S. § 6503(e), the Department will act upon the application without hearing,

unless within 30 days after the publication of the notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code § 35.23 and 35.24 (relating to protests) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with Paula Fleck, Chief, Division of Program Services, Department of Education, 333 Market Street, Harrisburg, PA 17126-0333, (717) 772-3623, by 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to schedule a time for an in-office review. Copies of the application are not available.

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

CHARLES B. ZOGBY,
Secretary

[Pa.B. Doc. No. 02-2102. Filed for public inspection November 22, 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 new permit applications, renewal application with major changes or applications for permits not waived by the EPA, the Department, based upon preliminary reviews, also made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications listed in Section II. These determinations are published as proposed actions for comments prior to taking final actions.

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

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

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

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PAS232202	Lehigh Cultured Marble, Inc. 111 Lehigh Street Macungie, PA 18062	Lehigh County Macungie Borough	Swabia Creek 2C	Y
PA0062987 Sewage	David J. Bell 703 Lennox Ct. Lansdale, PA 19446	Susquehanna County Liberty Township	UNT of Snake Creek 4E	Y
PA0061727 (Minor Renewal)	The Passionist Nuns St. Gabriel's Monastery 631 Griffin Pond Road Clarks Summit, PA 18411-8828	South Abington Township Lackawanna County	Ditch to Leggetts Creek 5A	Y
PA0063649 (Minor Renewal)	Selviati Restaurant, Inc. t/a King Arthur Room Route 209, P. O. Box 645 Sciota, PA 18354-0645	Hamilton Township Monroe County	McMichael Creek 1E	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PA0119121	Glen-Gery Corporation 423 S. Pottsville Pike Shoemakersville, PA 19555	Berks County Perry Township	UNT to Schuylkill River 3B	Y
PA0007862	Pennsylvania American Water Company Yellow Breeches Treatment Plant 852 Wesley Drive Mechanicsburg, PA 17055	York County Fairview Township	Yellow Breeches Creek 7E	Y
PA0081922	Lewisberry Area Joint Authority P. O. Box 172 Lewisberry, PA 17339	York County Lewisberry Borough	Bennett Run 7E	Y
PA0023744	Northeastern York County Sewer Authority P. O. Box 516 175 Chestnut Street Mt. Wolf, PA 17347	York County East Manchester Township	Susquehanna River 7F	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PA0113158 (Sewerage)	Daniel R. Hawbaker R. D. 1, Box 123 Port Matilda, PA 16870	Patton Township Centre County	UNT to Buffalo Run 9-C	Y

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

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

PA0052868, Industrial Waste, **BAE Systems**, 305 Richardson Road, Lansdale, PA 19446-1485. This application is for renewal of an NPDES permit to discharge treated groundwater from air stripper tower and stormwater from roof and parking lot from the facility at 305 Richardson Road in Montgomery Township, **Montgomery County**. This is an existing discharge to unnamed tributary to the West Branch of Neshaminy Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 0.086 MGD, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10		20
pH	Within limits of 6.0—9.0 Standard Units at all times		

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Trichlorethylene	0.005	0.01	0.0125
Tetrachoroethylene	0.005	0.004	0.005

The EPA Waiver is in effect.

PA0057053, Sewage, **John W. Feldmayer**, 866 Shavertown Road, Boothwyn, PA 19061. This application is for renewal of an NPDES permit to discharge treated sewage from the Feldmayer SFSTP in Concord Township, **Delaware County**. This is an existing discharge to an unnamed tributary to West Branch of Chester Creek.

The receiving stream is classified for HQ-CWF, exceptional value waters, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of 500 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
Suspended Solids	20	40
Total Residual Chlorine	Monitor and Report	Monitor and Report
Fecal Coliform	200 colonies/100 ml as a geometric average	
pH	Within limits of 6.0—9.0 Standard Units at all times	

The EPA Waiver is in effect.

PA0013048, Industrial Waste, **Honeywell, Inc.**, 1100 Virginia Drive, Fort Washington, PA 19034-3260. This application is for renewal of an NPDES permit to discharge cooling water from air conditioners and test chambers in Upper Dublin Township, **Montgomery County**. This is an existing discharge to Pine Run Creek.

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

The proposed effluent limits for Outfalls 001 and 002, based on an average flow of 4,620 gal/day, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Temperature			110°F
pH	Within limits of 6.0—9.0 Standard Units at all times		

Other Conditions:

The EPA Waiver is in effect.

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

PA0062855, Industrial, **Mary-D Community Association**, 34-36 Forest Lane, Mary-D, PA 17952. This proposed facility is located in Schuylkill Township, **Schuylkill County**.

Description of Proposed Activity: Renewal application.

The receiving stream, Swift Creek, is in the State Water Plan watershed no. 3A and is classified for CWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for Pottstown Borough Water Authority, is located on the Schuylkill River, 50 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.00038 MGD.

<i>Parameter</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>
Total Suspended Solids	30.0	60
Total Aluminum	4.0	8.0
Total Iron	2.0	4.0
Total Manganese	1.0	2.0
pH	6.0 to 9.0 Standard Units at all times	

PA0051811, Industrial, **Lehigh County Authority**, P. O. Box 3348, Allentown, PA 18106. This proposed facility is located in South Whitehall Township, **Lehigh County**.

Description of Proposed Activity: Renewal of NPDES Permit.

The receiving stream, unnamed tributary to Little Cedar Creek, is in the State Water Plan watershed no. 2C and is classified for HQ, CWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for the City of Allentown is located on Little Lehigh Creek, approximately 4 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of .002.

<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	60
Total Aluminum			4	8
Total Iron			2	4
Total Manganese			1	2
pH			6.0 to 9.0 Standard Units at all times	
TRC			1	2

PA0061719, Sewage, **Pinecrest Development Corporation**, P. O. Box 760, Pocono Pines, PA 18350. This proposed facility is located in Tobyhanna Township, **Monroe County**.

Description of Proposed Activity: Renewal of NPDES Permit to discharge treated sewage into unnamed tributary to Beaver Creek.

The receiving stream, Beaver Creek, is in the State Water Plan watershed no. 2A and is classified for HQ-CWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for the Hazleton Water Authority is located on the Lehigh River, approximately 35 miles below the point of discharge.

The proposed effluent limits for Outfall 002 based on a design flow of .5 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Instantaneous (mg/l)</i>
CBOD ₅	10		20
Total Suspended Solids	30		60
NH ₃ -N			
(5-1 to 10-31)	3		6
(11-1 to 4-30)	9		18
NO ₂ /NO ₃ -N	14		28
Phosphorus as "P"	1		2
Dissolved Oxygen	A minimum of 7 mg/l at all times.		
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		
pH	6.0 to 9.0 standard units at all times.		

PA0062979, Sewage, **Outletter Associates**, 490 N. Main Street, Pittston, PA 18640. This proposed facility is located in Pocono Township, **Monroe County**.

Description of Proposed Activity: Renewal of NPDES Permit to discharge treated sewage.

The receiving stream, Pocono Creek, is in the State Water Plan watershed no. 1E and is classified for HQ-CWF, aquatic water supply and recreation. The nearest downstream public water supply intake for Stroudsburg Emergency Intake is located on Pocono Creek, approximately 8 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of .024 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Instantaneous (mg/l)</i>
CBOD ₅	25		50
Total Suspended Solids	30		60
NH ₃ -N			
(5-1 to 10-31)	3		6
(11-1 to 4-30)	9		18
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine		1.2	2.8

PA0052132, Sewage, **Parkland Area School District**, 2219 N. Cedar Crest Boulevard, Allentown, PA 18104. This proposed facility is located in South Whitehall Township, **Lehigh County**.

Description of Proposed Activity: Renewal of NPDES permit to discharge treated sewerage from existing treatment plant.

The receiving stream, Jordan Creek, is in the State Water Plan watershed no. 02C and is classified for TSF, migratory fish, water supply and recreation. The nearest downstream public water supply intake for the City of Allentown is located on the Lehigh River, 10 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of .0336.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	20		40
CBOD ₅	25		50
Total Suspended Solids	30		60
NH ₃ -N (5-1 to 10-31)	4		8
(11-1 to 4-30)	12		24
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		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine (1st Month—24th Month)	Monitor and Report		
(25th Month—Expiration)	1.0		2.3

PA0064238, Sewage, **West Mahanoy Township Supervisors**, 190 Penn Avenue, Shenandoah Heights, PA 17976. This proposed facility is located in West Mahanoy Township, **Schuylkill County**.

Description of Proposed Activity: Application for a new NPDES permit to discharge 0.015 mgd of treated sewage.

The receiving stream, Shenandoah Creek, is in the State Water Plan watershed no. 6B and is classified for CWF. The nearest downstream public water supply intake for the Consolidated Water Company, located on the Susquehanna River, is 36 miles below the point of discharge.

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
CBOD ₅	25.0		50.0
Total Suspended Solids	30.0		60.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine	1.2		2.8

PA0061573, Sewerage, **Camp Moshava, c/o Alan Silverman**, 25 West 26th Street, New York, NY 10010. This proposed facility is located in Berlin Township, **Wayne County**.

Description of Proposed Activity: Renewal application.

The receiving stream, unnamed tributary to Indian Orchard Brook, is in watershed no. 1B and is classified for HQ-CWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for Stroudsburg/East Stroudsburg, located on the Delaware River, is approximately 70 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.036 mgd.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
CBOD ₅	25.0		50.0
Total Suspended Solids	30.0		60.0
NH ₃ -N (5-1 to 10-31)	2.0		4.0
(11-1 to 4-30)	6.0		12.0
Dissolved Oxygen	A minimum of 7.0 mg/l at all times.		
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		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine (1st Month—24th Month)	Monitor Only		
(25th Month—Expiration)	0.34		0.802

PA0063657, Sewage, **Wyoming Area School District**, 20 Memorial Street, Exeter, PA 18643. This proposed facility is located in Exeter Township, **Luzerne County**.

Description of Proposed Activity: Renewal of NPDES Permit to discharge treated sewage.

The receiving stream, unnamed tributary to Sutton Creek, is in the State Water Plan watershed no. 5B and is classified for CWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for the Danville Water Supply is located on the Susquehanna River, approximately 40 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of .0068 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Instantaneous (mg/l)</i>
CBOD ₅	25		50
Total Suspended Solids	30		60
NH ₃ -N			
(5-1 to 10-31)	6.1		12.2
(11-1 to 4-30)	18.3		36.6
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		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine	.7		1.6

PA0062111, Sewage, **Mahanoy Area Joint Industrial Corp.**, P. O. Box 271, Mahanoy City, PA 17948. This proposed facility is located in Delano Township, **Schuylkill County**.

Description of Proposed Activity: Renewal of NPDES permit to discharge treated sewage.

The receiving stream, Pine Creek, is in the State Water Plan watershed no. 3A and is classified for CWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for the Pottstown Water Authority is located on the Schuylkill River, approximately 50 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of .045.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Instantaneous (mg/l)</i>
CBOD ₅	25.0		50.0
Total Suspended Solids	30.0		60.0
NH ₃ -N			
(5-1 to 10-31)	3.5		7.0
(11-1 to 4-30)	10.5		21.0
Phosphorus as "P"			
Dissolved Oxygen	A minimum of 6 mg/l at all times.		
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		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine			
(1st Month—24th Month)	Monitor and Report		Monitor and Report
(25th Month—Expiration)	.18		.42

PA0063096, Sewage, **Seiders Hill, Inc.**, P. O. Box 359, Pottsville, PA 17901. This proposed facility is located in North Manheim Township, **Schuylkill County**.

Description of Proposed Activity: Renewal of NPDES permit to discharge treated sewage.

The receiving stream, West Branch Schuylkill River, is in the State Water Plan watershed no. 3A and is classified for CWF. The nearest downstream public water supply intake for the Pottstown Water Authority is located on the Susquehanna River, approximately .75 mile below the point of discharge.

The proposed effluent limits for Outfall 004 based on a design flow of .09 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Instrument (mg/l)</i>
CBOD ₅	25		50
Total Suspended Solids	30		60
Phosphorus as "P"			
Dissolved Oxygen	A minimum of 5 mg/l at all times.		
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		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine	1.2		2.8

PA0062332, Sewage, **Eaton Sewer and Water Co.**, P. O. Box 316, Nicholson, PA 18446. This proposed facility is located in Eaton Township, **Wyoming County**.

Description of Proposed Activity: Renewal of NPDES permit to discharge treated sewage.

The receiving stream, North Branch Susquehanna River, is in the State Water Plan watershed no. 4G and is classified for WWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for the Danville Water Authority is located on the Susquehanna River, approximately 100 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 1.18 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	25.0		50.0
Total Suspended Solids	30.0		60.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine (1st Month—24th Month)	Monitor and Report		Monitor and Report
(25th Month—Expiration)	1.2		2.8

PA0030996, Sewage, **Bangor Area School District**, 123 Five Points Richmond Road, Bangor, PA 18013. This proposed facility is located in Upper Mount Bethel Township, **Northampton County**.

Description of Proposed Activity: Renewal of NPDES permit to discharge treated sewage.

The receiving stream, unnamed tributary to Jacoby Creek, is in the State Water Plan watershed no. 1F and is classified for CWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for the City of Easton is located on the Delaware River, approximately 40 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.023 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	10		20
(11-1 to 4-30)	20		40
Total Suspended Solids	10		20
NH ₃ -N (5-1 to 10-31)	3		6
(11-1 to 4-30)	9		18
Dissolved Oxygen	A minimum of 5 mg/l at all times.		
Fecal Coliform	200/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		

PA0060097, Sewage, **Pennsylvania American Water Company, Pocono Country Place Development**, 446 Sterling Road, Tobyhanna, PA 18466. This proposed facility is located in Coolbaugh Township, **Monroe County**.

Description of Proposed Activity: Renewal of an NPDES Permit to discharge treated sewage.

The receiving stream, East Branch of Dressler Run, is in the State Water Plan watershed no. 2A and is classified for HQ, CWF. The nearest downstream public water supply intake for the City of Hazleton is located on the Lehigh River, 31 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 1.25.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10		20
Total Suspended Solids	20		40
NH ₃ -N (5-1 to 10-31)	2.3		4.6
(11-1 to 4-30)	7.0		14.0
Phosphorus as "P"	1.0		2.0
Dissolved Oxygen	A minimum of 7.0 mg/l at all times.		
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		
pH	6.0 to 9.0 standard units at all times.		
Total Zinc	Monitor and Report		

The EPA waiver is in effect.

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

PA0039730, Sewage, **RRP Recreation Limited Partnership**, 100 Chipmunk Crossing, Entriiken, PA 16638. This facility is located in Lincoln Township, **Huntingdon County**.

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

The receiving stream, Tatman Run (Raystown Lake), is in Watershed 11-D and classified for WWF, water supply and recreation and fish consumption. The nearest downstream public water supply intake for Newport Borough Water Authority is located on the Juniata River, approximately 110 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.100 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 Phosphorus	2.0	4.0
Total Residual Chlorine	1.0	2.0
Dissolved Oxygen	Minimum of 5.0 at all times	
pH	From 6.0 to 9.0 inclusive	
Fecal Coliform	200/100 ml as a geometric average	
(5-1 to 9-30)	2,000/100 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.

PA0246921, Industrial Waste 0246921, **Borough of Lenhartsville**, P. O. Box 238, Lenhartsville, PA 19534. This facility is located in Lenhartsville Borough, **Berks County**.

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

The receiving stream, Maiden Creek, is in Watershed 3-C and classified for WWF, water supply and recreation and fish consumption. The nearest downstream public water supply intake for the Pottstown Borough is located on the Schuylkill River, approximately 45 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 0.0423 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 (SU)	XXX	XXX	XXX	From 6.0 to 9.0	
DO	XXX	XXX	XXX	Minimum of 5.0 mg/l	
Total Residual Chlorine	XXX	XXX	0.50	XXX	1.60
Total Suspended Solids	10	15	30	45	60
CBOD ₅	8.82	14	25	40	50
NH ₃ -N	7.05	XXX	20	XXX	40
Total Phosphorus	Monitor and Report	XXX	Monitor and Report	XXX	XXX
Fecal Coliform					
(5-1 to 9-30)	XXX	XXX	200	XXX	XXX
(10-1 to 4-30)	XXX	XXX	10,000	XXX	XXX

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: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3666.

PA0024759, Sewerage SIC, 4952, **Curwensville Municipal Authority**, 900 Susquehanna Ave., Curwensville, PA 16833. This existing facility is located in Curwensville Borough, **Clearfield County**.

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

The receiving stream, West Branch Susquehanna River, is in the State Water Plan watershed 8B and classified for WWF. The nearest downstream public water supply intake for Reliant Energy is located on the West Branch of the Susquehanna River, 20 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.75 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40		50
TSS	30	45		60
Total Cl ₂ Residual	0.50			1.6

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Daily Maximum (mg/l)	Instantaneous Maximum (mg/l)
Fecal Coliforms: (5-1 to 9-30) (10-1 to 4-30)		200 col/100 ml as a geometric mean 2,000 col/100 ml as a geometric mean		
pH		6.0 to 9.0 at all times		

In addition to the effluent limits, the permit contains Part C 7 that requires an Industrial Pretreatment Program and Part C 9 that requires the reporting of sanitary sewer overflows.

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 an application 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. 4602416, Sewerage, **Joseph Kuroski and Gina Bryan**, 1131 Church Road, East Greenville, PA 18041. This proposed facility is located in Upper Hanover Township, **Montgomery County**.

Description of Proposed Action/Activity: Construction and operation of a small flow sewage treatment plant.

WQM Permit No. 1596414, Sewerage, **London Grove Township Municipal Authority**, 372 Rose Hill Road,

Suite 300, West Grove, PA 19390. This proposed facility is located in London Grove Township, **Chester County**.

Description of Proposed Action/Activity: Requesting approval to renew a spray irrigation permit.

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

WQM Permit No. 5002404, Sewerage, **Catherine Campbell**, 1961 New Valley Road, Marysville, PA 17058. This proposed facility is located in Rye Township, **Perry County**.

Description of Proposed Action/Activity: Approval for the construction/operation of a sewage treatment facility.

WQM Permit No. 0502402, Sewerage, **Broad Top Township**, 187 Municipal Road, P. O. Box 57, Defiance, PA 16633-0057. This proposed facility is located in Broad Top Township, **Bedford County**.

Description of Proposed Action/Activity: Approval for the construction/operation of a sewage treatment facility.

WQM Permit No. 0502403, Sewerage, **Broad Top Township**, 187 Municipal Road, P. O. Box 57, Defiance, PA 16633-0057. This proposed facility is located in Broad Top Township, **Bedford County**.

Description of Proposed Action/Activity: Approval for the construction/operation of a sewage treatment facility.

WQM Permit No. 0502404, Sewerage, **Broad Top Township**, 187 Municipal Road, P. O. Box 57, Defiance, PA 16633-0057. This proposed facility is located in Broad Top Township, **Bedford County**.

Description of Proposed Action/Activity: Approval for the construction/operation of a sewage treatment facility.

WQM Permit No. 0502405, Sewerage, **Broad Top Township**, 187 Municipal Road, P. O. Box 57, Defiance, PA 16633-0057. This proposed facility is located in Broad Top Township, **Bedford County**.

Description of Proposed Action/Activity: Approval for the construction/operation of a sewage treatment facility.

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

WQM Permit No. 1702404, Sewerage SIC 4952, **Curwensville Municipal Authority**, 900 Susquehanna Ave., Curwensville, PA 16833. This proposed facility is located in Curwensville Borough, **Clearfield County**.

Description of Proposed Action/Activity: Construction and operation of a 0.5 million gallon flow equalization tank.

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

Application No. 1102202, Industrial Waste, **Conectiv Mid-Merit Inc.**, P. O. Box 6066, Newark, DE 19714.

Application for the construction and operation of a water recycling preparation plant to serve the Hinckston Run Power Plant, located in Jackson Township, **Cambria County**.

Application No. 0471408-A2, Sewerage, **Hopewell Township**, 1700 Clark Boulevard, Aliquippa, PA 15001. Application for the construction and modification of the Wilson and Heights Pump Stations to serve the Hopewell Township Sewer System located in Hopewell Township, **Beaver County**.

The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, has been identified as a possible funding source. The Department's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

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.

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

NPDES Permit PAS10D128, Stormwater, **Heritage Building Group**, 3326 Old York Road, Suite A100, Furlong, PA, has applied to discharge stormwater associated with a construction activity located in Milford Township, **Bucks County** to Unami Creek (HQ).

NPDES Permit PAS10D129, Stormwater, **Rotelle Builders**, 219 Niantic Road, Barto, PA 19504, has applied to discharge stormwater associated with a construction activity located in Milford Township, **Bucks County** to Unami Creek (HQ-TSF).

NPDES Permit PAS10-112-1, Stormwater, **Bucks County Airport Authority**, P. O. Box 1185, 3879 Old Easton Road, Doylestown, PA 18901, has applied to discharge stormwater associated with construction activity located in Milford Township, **Bucks County** to unnamed tributary of Unami Creek (HQ-TSF).

NPDES Permit PAS10G552, Stormwater, **Wayne C. Megill**, 2 Huntrise Lane, West Chester, PA 19341, has applied to discharge stormwater associated with construction activity located in East Nottingham Township, **Chester County**, to Little Elk Creek (EV).

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

Lehigh County Conservation District: Lehigh Ag. Ctr., Suite 102, 4184 Dorney Park Road, Allentown, PA 18104, (610) 391-9583.

<i>NPDES No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Water/Use</i>
PAS10Q036-2R	K & M Associates P. O. Box 332 Trexlerstown, PA 18087	Lehigh County Lower Macungie Township	Little Lehigh Creek HQ-CWF
<i>Northampton County Conservation District: Greystone Building, Gracedale Complex, Nazareth, PA 18064-9211, (610) 746-1971.</i>			
<i>NPDES No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Water/Use</i>
PAS10U187	Strausser Enterprises, Inc. 604 Village at Stones Crossing Easton, PA 18045	Northampton County Palmer Township	Bushkill Creek HQ-CWF

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

Westmoreland County Conservation District: Donohoe Center, R. D. 12, Box 202B, Greensburg, PA 15601-9217, (724) 837-5271.

NPDES Permit PAS10X104, Stormwater, **Department of Environmental Protection, Bureau of Abandoned Mine Reclamation**, P. O. Box 8476, Harrisburg, PA 17105, has applied to discharge stormwater associated with a construction activity located in Mt. Pleasant Township, **Westmoreland County** to Weity Run (HQ-CWF).

NPDES Permit PAS10X105, Stormwater, **Dominion Peoples Gas**, 423 Hyde Park Road, Leechburg, PA 15656, has applied to discharge stormwater associated with a construction activity located in Washington Township, **Westmoreland County** to Poke Run (HQ-CWF) and Little Pucketa Creek (TSF).

NPDES Permit PAS10X106, Stormwater, **Maronda Homes, Inc.**, 202 Park West Drive, Pittsburgh, PA 15275, has applied to discharge stormwater associated with construction activity located in North Huntingdon Township, **Westmoreland County** to a tributary to Long Run (HQ-TSF) and Crawford Run (WWF).

Northwest Region: Oil and Gas Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6860.

NPDES Permit PAS102710, Stormwater, **Pennsylvania General Energy Corporation**, 208 Liberty Street, Warren, PA 16365 has applied to discharge stormwater associated with a construction activity located on Warrant 5110 in Jenks and Kingsley Townships, **Forest County** to Salmon Creek (HQ-CWF) and an unnamed tributary to Salmon 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 the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held after consideration of comments received during the 30-day public comment period.

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

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

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

SAFE DRINKING WATER

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

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

Permit No. 4602505, Public Water Supply.

Applicant	Pennsylvania American Water Company
Township	Upper Providence
Responsible Official	William C. Kelvington 800 W. Hersheypark Drive Hershey, PA 17033
Type of Facility	PWS
Consulting Engineer	Entech Engineering, Inc. 4 S. Forth Street Reading, PA 19603
Application Received Date	October 10, 2002
Description of Action	Installation of a pump station.

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

Permit No. 6702517, Public Water Supply.

Applicant	Audubon Park Inc.
Municipality	Monaghan Township
County	York
Responsible Official	Kurt E. Suter, Owner 322 South Hanover Street Carlisle, PA 17013
Type of Facility	PWS
Consulting Engineer	Max E. Stoner, P. E. Glac Associates, Inc. 3705 Trindle Rd. Camp Hill, PA 17011
Application Received Date	October 16, 2002
Description of Action	Construction Permit Application for Well No. 2 and treatment. The application seeks approval to use the well at a maximum rate of 15 gallons per minute. Treatment will include nanofiltration to remove sulfates and total dissolved solids. Disinfection will be done through continued use of sodium hypochlorite; however, new feed equipment will also be provided.

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

Permit No. 1602503, Public Water Supply.
 Applicant **Redbank Valley Municipal Authority**
 243 Broad Street
 New Bethlehem, PA 16242
 Township or Borough Porter Township
Clarion County
 Responsible Official Robert Case, Chairperson
 Type of Facility PWS
 Consulting Engineer Nichols & Slagle Engineering, Inc.
 980 Beaver Grade Rd.
 Suite 101, Westmark Bldg.
 Moon Township, PA 15108
 Application Received Date October 29, 2002
 Description of Action Cottage Hill Area Water system expansion project to include duplex booster pump station, 12,000 linear feet of waterline and 100,000 gallon standpipe.

Permit No. 1002503, Public Water Supply.
 Applicant **Meadows Manor Boarding Home**
 600 Freeport Road
 Butler, PA 16001
 Township or Borough Jefferson Township
Butler County
 Responsible Official Ron Paule
 Type of Facility PWS
 Consulting Engineer McGarvey Engineering
 172 Woodcrest Road
 Butler, PA 16002
 Application Received Date November 8, 2002
 Description of Action Modify existing water system; install chlorination equipment, additional filters, add 2 feet to the existing casing and place a 3 foot concrete apron around the casing.

MINOR AMENDMENT

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

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

Application No. 0889504-T1, Public Water Supply.
 Applicant **Woodside Terrace Partners**
 Township Sheshequin Township
Bradford County
 Responsible Official Clair Hoover, Partner
 P. O. Box 172
 Manheim, PA 17545-0172
 Type of Facility PWS
 Application Received Date November 7, 2002

Description of Action Application for transfer of existing water supply permit for Woodside Terrace Mobile Home Park.
Application No. Minor Amendment, Public Water Supply.
 Applicant **Kreamer Municipal Authority**
 Township Middlecreek Township
Snyder County
 Responsible Official William Rosencrans, Manager
 Kreamer Municipal Authority
 P. O. Box 220
 Kreamer, PA 17833
 Type of Facility PWS
 Consulting Engineer William E. Sidler, P. E.
 52 Schoolhouse Lane
 Turbotville, PA 17772
 Application Received Date November 6, 2002
 Description of Action Application to sandblast and coat interior of existing 250,000 gallon finished water storage tank.

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, 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.

Former ABAR Site, Northampton Township, Bucks County. Randy Shuler, ERM, Inc., 250 Phillips Blvd., Suite 280, Ewing, NJ 08618, on behalf of Dennis Duffy, c/o Superior Group, Inc., 3 Radnor Corp. Center, Suite 400, Radnor, PA 19087, has submitted a Notice of Intent to Remediate soil contaminated with chlorinated solvents, Fuel Oil No. 2, PAH and used motor oil; and groundwater contaminated with chlorinated solvents. The applicant proposes to remediate the site to meet Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Doylestown Intelligencer* on October 14, 2002.

Former Sunoco Station (Duns No. 0004-9056), Ridley Township, Delaware County. Marco Droese, Mulry & Cresswell Environmental, Inc., 1691 Horseshoe Pike, Suite 3, Glenmoore, PA 19343, on behalf of Ashok Patel, Hockessin Liquor, 719 Ace Memorial Dr., Route 41, Hockessin, DE 19707, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with leaded gasoline, MTBE and unleaded gasoline. The applicant proposes to remediate the site to meet Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Delaware County Times* on October 21, 2002.

Randall Nester Property, Pottstown Borough, Montgomery County. Sandra L. Long, P. E., Whittemore & Haigh Engineering, Inc., 200 Bethlehem Dr., Suite 201, Morgantown, PA 19543, on behalf of Barbara Nestor, 161 Crest Dr., Boyertown, PA 19512, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with leaded gasoline. 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 *Berks-Mont Times* on October 31, 2002.

3111 East Ontario Street Property, City of Philadelphia, Philadelphia County. Jennifer Pesch, Urban Engineers, Inc., 530 Walnut St., 14th Floor, Philadelphia, PA

19106, on behalf of Jon Edelstein, City of Philadelphia, Dept. of Public Property, Municipal Services Bldg., 1401 JFK Blvd., Philadelphia, PA 19102, has submitted a Notice of Intent to Remediate soil contaminated with lead and groundwater contaminated with used motor oil. The applicant proposes to remediate the site to meet special industrial area requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on September 3, 2002.

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

Tomko Property, Upper Saucon Township, Lehigh County. Thomas J. Martinelli, Environmental Scientist, JMT Environmental Technologies, P. O. Box 22044, Lehigh Valley, PA 18002 submitted a Notice of Intent to Remediate (on behalf of Frances Tomko, Route 309, Center Valley, PA 18034) concerning the remediation of site soils found or suspected to have been contaminated with no. 2 fuel oil constituents. The applicant proposes to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reportedly published in the *Morning Call* on November 5, 2002.

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, submitted a combined Remedial Investigation and Final Report concerning remediation of site soils and groundwater contaminated with lead, PAHs, benzene and VOCs. The final report demonstrated attainment of a combination of the Statewide Health and Site-Specific Standards and the combined Remedial Investigation and Final Report was approved by the Department on November 7, 2002.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

Southeast Region: Regional Solid Waste Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

Permit Application No. 301220. Clean Earth of Philadelphia, Inc., 3201 S. 61st Street, Philadelphia, PA 19153-3502, City of Philadelphia. The application is for a Radiation Protection Action Plan. The application was received by Southeast Regional Office on November 1, 2002.

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

Permit Application No. 101566. Hanover Borough, 44 Frederick Street, Hanover, PA 17331-3501, Penn Township, York County. The application is for the Radiation Protection Action Plan for the Hanover Area Transfer Station. The application was determined to be administratively complete by the Southcentral Regional Office on November 6, 2002.

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

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

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

Permit Application No. PAD067098822. Cycle Chem Inc., 550 Industrial Drive, Lewisberry, PA 17339, Fairview Township, **York County**. Application determined to be administratively incomplete by the Southcentral Regional Office on October 17, 2002.

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.

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

41-00010C: Andritz, Inc. (35 Sherman Street, Muncy, PA 17756) for modification of a foundry molding line (refiner plate molding line) by increasing the allowable level of VOC emissions from the line above the level (zero) authorized by the Department at the time the line was originally constructed in Muncy Borough, **Lycoming County**.

18-313-018D: Avery Dennison Chemical Division—US (171 Draketown Road, Mill Hall, PA 17751-9601) for installation of an air cleaning device (a thermal fume oxidizer) on various chemical reactor systems used for the manufacture of adhesives, resins and coatings in Bald Eagle Township, **Clinton County**.

60-399-002: Ritz-Craft Corp. (15 Industrial Park Road, Mifflinburg, PA 17844) for construction of modular home manufacturing operations (Plant 2, Plant 3 and Specialty Paint Shop) in Mifflinburg Borough, **Union County**.

59-00003B: OSRAM SYLVANIA Products, Inc. (One Jackson Street, Wellsboro, PA 16901-1717) for construction of a 16.8 million Btu/hour natural gas and propane-fired boiler equipped with a low NOx burner and flue gas recirculation system in Wellsboro Borough, **Tioga County**. This boiler is subject to Subpart Dc of the Federal Standards of Performance for New Stationary Sources.

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

04-00516D: Vesuvius McDanel Co. (510 9th Avenue, Beaver Falls, PA 15010) for installation of natural gas-fired kiln at Beaver Falls Plant in Beaver Falls, **Beaver County**.

56-00288A: PBS Coals, Inc. (P. O. Box 260, Friedens, PA 15541) for installation of their coal crushing facility at Job 220 Merrill II Strip in Brothersvalley Township, **Somerset County**.

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

33-033B: Owens-Brockway Glass Container, Inc. (Cherry Street, Brockway, PA 15824), for construction of an applied ceramic labeling process for labeling glass

bottles at their Brockway facility in Brockway, **Jefferson County**. The Owens-Brockway, Brockway facility is a Title V facility.

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

AMS 02186: Household Metals Inc. (645 East Erie Avenue, Philadelphia, PA 19134) for permitting eight spray booths in Philadelphia, **Philadelphia County**.

AMS 02188: Spectrum Arena LP (3601 South Broad Street, Philadelphia, PA 19145) for permitting several combustion units in 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.

46-00048: Wyeth Pharmaceuticals (500 Arcola Road, Collegeville, PA 19426) for modification of operating times for three 66 mmBtu/hr boilers and a limitation on the use of no. 2 fuel oil, as a secondary fuel, in the boilers, at their facility in Upper Providence Township, **Montgomery County**. This facility is a Title V facility. The emission limits in the company's current operating permit will remain the same. The Plan Approval will contain recordkeeping and operating restrictions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

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

66-301-010: R. H. Jones Crematory (2 Twin Drive, Tunkhannock, PA 18657) for construction of a human crematory in Tunkhannock Township, **Wyoming County**. A temperature of 1,800°F shall be maintained with a minimum residence time of 1 second when the unit is in operation. Particulate emissions shall not exceed 0.08 grain/dscf, corrected to 7% O₂. 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.

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

16-010A: Owens-Brockway Glass Container—Clarion (151 Grand Avenue, Clarion, PA 16214) for installation of a baghouse on the hot end surface treatment process. This installation will result in no emissions increases. Notice is hereby given, in accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), that the Department intends to issue a plan approval for their plant in Clarion, **Clarion County**. The facility currently has a Title V Operating Permit No. 16-00010. 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.

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

02162: Defense Energy Support Center (8725 John J. Kingman Road, Fort Belvoir, VA 22060) for installation of a soil vapor extraction system with two modified IC engines equipped with catalytic oxidizers as control device at 2800 South 20th Street, Philadelphia, PA 19145. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

02163: Naval Surface Warfare Center (5001 South Broad Street, Code 027, Philadelphia, PA 19112) for installation of a 1,448 bhp diesel engine to replace an existing 2,000 hp diesel engine. This is a Title V facility. Operation of this source is limited to 500 hours in any 12-month period. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

02166: SBC Telecom (36 South Fairview Avenue, Park Ridge, IL 60068) for installation of a 1,020 kW emergency generator at 401 North Broad Street, Philadelphia, PA 19130. The operation is limited to less than 500 hours in any 12-month period. The maximum NO_x emissions from the source will be 5.2 tons per year. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

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.

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

40-00020: Department of Public Welfare (White Haven Center, P. O. Box 2195, White Haven, PA 18661-9602) for operation of three anthracite coal fired boilers and emergency generators ranging from 6 kW to 200 kW at their facility in Foster Township, **Luzerne County**. This action is a renewal of the Title V Operating Permit issued in 1997.

35-00007: Department of Public Welfare (Clarks Summit State Hospital, 1541 Hillside Drive, Clarks Summit, PA 18411) for operation of two anthracite coal fired boilers, one no. 2 fuel oil fired boiler and emergency generators ranging from 7.5 kW to 200 kW at their facility in Newton Township, **Lackawanna County**. This action is a renewal of the Title V Operating Permit issued in 1997.

54-00011: Pennsylvania Power and Light Martins Creek LLC (2 North Ninth Street, Allentown, PA 18101-1179) for operation of two combustion turbines in Norwegian Township, **Schuylkill County**. This action is a renewal of the Title V Operating Permit issued in 1997.

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

06-05044: Department of Public Welfare (P. O. Box 300, Wernersville, PA 19565) for operation of a skilled nurse care facility (Wernersville State Hospital) in South Heidelberg Township, **Berks County**. This action is a renewal of the Title V Operating Permit issued in 1997 and revised in 1998.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: Muhammad Zaman, Program Manager, (570) 327-0512.

60-00007: United States Penitentiary, Lewisburg (P. O. Box 1000, Lewisburg, PA 17837) for renewal of the Title V Operating Permit for their Federal correctional facility in Kelly Township, **Union County**. The facility is currently operating under TVOP 60-00007, which was issued October 30, 1997. The facility's sources include 4 natural gas/no. 2 oil fired boilers, 42 natural gas fired heaters, 2 natural gas fired bake ovens, 2 natural gas fired drying ovens and 2 natural gas fired burnoff ovens, which have the potential to emit major quantities of SOx. The facility has the potential to emit NOx, CO, PM10, VOCs and HAPs below the major emission thresholds. The facility is subject to all applicable regulatory requirements of the Federal Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units (40 CFR Part 60, Subpart Dc). The proposed Title V Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

55-00005: Wood-Mode, Inc. (One Second Street, Route 522, Kreamer, PA 17833) for issuance of a revised Title V Operating Permit under 25 Pa. Code §§ 127.521 and 127.541 for their wood cabinet manufacturing facility in Middlecreek Township, **Snyder County**. The Title V Operating Permit revision is to incorporate conditions from the amended Reasonably Available Control Technology plan for one woodwaste fired boiler, one natural gas fired boiler and one woodwaste/natural gas fired boiler at their facility. In addition, this Title V Operating Permit revision will include the terms and conditions of plan approvals 55-302-005B and 55-302-005C for the two woodwaste fired boilers. The proposed Title V 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.

10-00311: The F. B. Leopold Co., Inc. (227 South Division Street, Zelienople, PA 16063-1313) for operation of their small gas-fired boiler, a degreaser and the fiberglass spray up area facility in Zelienople Borough, **Butler County**. Because of rulemaking, they are a Title V facility and therefore subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G.

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

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

45-313-009F: Heico Chemicals, Inc. (P. O. Box 160, Delaware Water Gap, PA 18327) for operation of 3 receivers, 12 tanks, 1 centrifuge, 2 dryers, 16 reactors and the associated air cleaning devices at their facility in Delaware Water Gap Borough, **Monroe County**.

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

36-05125: Department of Corrections (P. O. Box 598, Camp Hill, PA 17001) for operation of their Training Academy in Mount Joy Township, **Lancaster County**. The facility has the potential to emit 153.1 tons per year of SOx, 55 tons per year of NOx, 64.8 tons per year of PM, 33.7 tons per year of PM10, 3.7 tons per year of CO

and 1.8 tons of VOCs. The Synthetic Minor operating permit shall contain testing, monitoring, recordkeeping and reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements.

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

24-00079: Osram Sylvania, Inc. (835 Washington Road, St. Marys, PA 15857) for operation of their Natural Minor Operating Permit for manufacturing incandescent light bulbs in the City of St. Marys, **Elk County**.

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

S02-002: Cage Graphic Arts (2781 Roberts Avenue Philadelphia, PA 19129) for manufacturing of printing plates for the flexographic printing industry in the City of Philadelphia, **Philadelphia County**. The synthetic minor facility's air emission sources include two photo processing units, two plate dryers and two distillation stills.

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); and The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and 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 limita-

tions, 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.

54860108R3. Reading Anthracite Company (200 Mahantongo Street, P. O. Box 1200, Pottsville, PA 17901), renewal of an existing anthracite surface mine in New Castle Township, **Schuylkill County** affecting 1,469.0 acres, receiving stream: none. Application received October 31, 2002.

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

03950113 and NPDES Permit No. PA0201529. Seven Sisters Mining Company, Inc. (Star Route 22, P. O. Box 300, Delmont, PA 15626-0300). Renewal application for continued mining of an existing bituminous surface mine located in South Bend Township, **Armstrong County**, affecting 93 acres. Receiving stream: Cooked Creek, classified for WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received November 1, 2002.

03910104 and NPDES Permit No. PA02000158. Big Mack Leasing Co., Inc. (R. R. 6, Box 231, Kittanning, PA 16201). Renewal application for reclamation only of an existing bituminous surface mine located in Plumcreek Township, **Armstrong County**, affecting 59 acres. Receiving streams: two unnamed tributaries to Cherry Run, classified for CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received November 4, 2002.

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

30743704. NPDES Permit N/A, Duquesne Light Co. (P. O. Box 457, Greensboro, PA 15338), to revise the permit for the Warwick Mine No. 2 Coal Refuse Disposal Area in Monongahela Township, **Greene County**, reclaim 72 acres and add beneficial ash and biosolids 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 12, 2002.

30831303. NPDES Permit PA0013511, RAG Cumberland Resources, L. P. (R. D. 3, Box 184, Waynesburg, PA 15370), to renew and revise the permit for the Cumberland Mine in Whiteley Township, **Greene County** to revise the permit for the per Chapter 105 (Garards Fort Quadrangle from N: 13.9 inches; W: 13.1 inches to N: 16.4 inches; W: 14.6 inches; Oak Forest Quadrangle from N: 15.3 inches; W: 0.1 inch to N: 17.2 inches; W: 0.1 inch and Oak Forest Quadrangle from N: 16.2 inches; W: 4.0 inches to N: 17.8 inches; W: 4.2 inches) N/A, Surface Acres Proposed N/A, Underground Acres Proposed NA, SCP Acres Proposed NA, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A.

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 renewal/revision application to authorize the mitigation of any impacts to Dutch Run, Mt. Phoebe Run and the unnamed tributary to Dyers Fork. 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 previously. Comments should contain the name, address and telephone number of the person comments, 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 an a concise statement of comments objections or suggestions including relevant facts upon which they are based. Application received October 9, 2002.

Noncoal Applications Received

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

01870301T2 and NPDES Permit PA0593931. Vulcan Construction Materials, LP (P. O. Box 4239, Winston-Salem, NC 27115-4239), transfer of an existing quarry operation from Vulcan Construction Materials, Inc. in Berwick, Conewago and Oxford Townships, **Adams County**, receiving stream: Slagle Run and North Stream. Application received November 1, 2002.

7674SM1C8 and NPDES Permit PA0615312. Penny Supply, Inc. (P. O. Box 3331, Harrisburg, PA 17105), renewal of NPDES Permit in Jackson Township, **Lebanon County**, receiving stream: Tulpehocken Creek. Classified for CWF. The first downstream potable water supply intake from the point of discharge is Myerstown Water Authority. Application received October 31, 2002.

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

08020813. Jean J. Fink, R. R. 1, Box 189, Wyalusing, PA 18853. Commencement, operation and restoration of a Small Industrial Minerals (Stone) Permit in Wilmot Township, **Bradford County** affecting 3 acres. Receiving streams: unnamed tributary, tributary to Susquehanna River. Application received October 10, 2002.

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

32020302 and NPDES Permit No. PA0249327. Alverda Enterprises, Inc., P. O. Box 87, Alverda, PA 15710, commencement, operation and restoration of a

noncoal surface mine and for discharge of treated mine drainage in Pine Township, **Indiana County**, affecting 5.0 acres. Receiving streams: unnamed tributaries to Yellow Creek and unnamed tributaries to Dutch Run classified for CWF. There are no potable water supply intakes within 10 miles downstream. Application received October 30, 2002.

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

43020305. SQP Industries (310 Grand Avenue, Pittsburgh, PA 158225). Commencement, operation and restoration of a slag operation in Sharpsville Borough, **Mercer County** affecting 32.8 acres. Receiving streams: Shenango River, classified for WWF. The first downstream potable water supply intake from the point of discharge is Consumers Pennsylvania Water Co. Application received October 31, 2002.

10020306 and NPDES Permit No. PA0242250. Allegheny Mineral Corporation (P. O. Box 1022, Kittanning, PA 16201). Commencement, operation and restoration of a limestone, shale and sandstone operation in Worth Township, **Butler County** affecting 277.9 acres. Receiving streams: Slippery Rock Creek and two unnamed tributaries to Slippery Rock Creek, classified for CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received November 4, 2002.

1270-10020306-E-1. Allegheny Mineral Corporation (P. O. Box 1022, Kittanning, PA 16201). Application for a stream encroachment to mine through and reconstruct a permanent pond in an intermittent unnamed tributary to Slippery Rock Creek in Worth Township, **Butler County**. Receiving streams: Slippery Rock Creek and two unnamed tributaries to Slippery Rock Creek, classified for CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received November 4, 2002.

PROJECTS UNDER THE ENVIRONMENTAL GOOD SAMARITAN ACT

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

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

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

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

Project Proposals Received

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

EGS 02001. Raccoon Creek Watershed Assoc. (150 Cumer Lane, Burgettstown, PA 15021). A project to passively treat mine drainage pollution in Findlay Township, **Allegheny County**, affecting 2.65 acres. Receiving stream: unnamed tributary to Potato Garden Run. Project proposal received September 19, 2002.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E02-1406. Joyce Schmiedlin, P. O. Box 555, Gibsonia, PA 15044. Richland Township, **Allegheny County**, ACOE Pittsburgh District.

To construct and maintain a 40 foot by 40 foot commercial building within the right bank side floodway of Willow Run (CWF). The project is located in the northwest corner of the intersection of SR 910 and Grubbs Road (Valencia, PA Quadrangle N: 0.9 inch; W: 13.2 inches).

E04-290. Chad J. Zutter, 9000 Christopher Wren Drive, Apartment 7, Wexford, PA 15090. Economy Borough, **Beaver County**, ACOE Pittsburgh District.

To construct and maintain a single span bridge having a span of 32 feet and underclearance of 7 feet across the North Fork of Big Sewickley Creek (TSF) and to place and maintain fill in 0.17 acre of palustrine forested wetlands to provide access to a proposed residence. The project is located on the south side of Hoening Road (SR 2003) approximately 0.2 mile southwest of its intersection with Conway-Wallace Road (SR 2005) (Baden, PA Quadrangle N: 2.3 inches; W: 4.5 inches).

E26-301. Department of Transportation, Engineering District 12-0, P. O. Box 459, Uniontown, PA 15401. Jefferson Township, **Fayette 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 30.0 feet and an underclearance of 7.4 feet over Little Redstone Creek (WWF). Also to relocate and maintain 115.0 linear feet of Little Redstone Creek (WWF) and 75.0 feet of an unnamed tributary to Little Redstone Creek (WWF) and to construct and maintain a temporary crossing consisting of five 18-inch diameter pipes approximately 4,000 feet south of its intersection with SR 4003 (Fayette City, PA Quadrangle N: 12.0 inches; W: 11.9 inches).

ENVIRONMENTAL ASSESSMENTS

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

D33-005A. Reynoldsville Sewage Authority, 400 North 5th Street, Reynoldsville, PA 15851. Winslow Township, **Jefferson County**, ACOE Pittsburgh District.

To modify the existing Storage Dam No. 5 across Pitchpine Run (CWF) impacting a de minimis area of wetland (PEM) equal to 0.05 acre. Modifications include extending the primary spillway pipe approximately 155 feet to reduce erosion immediately downstream of the dam and placing earthfill on the downstream slope of the dam to facilitate maintenance activities. Modifications will not change the normal pool elevation. The dam is located approximately 2,500 feet northeast of the intersection of SR 1002 and T527 (DuBois, PA Quadrangle N: 19.6 inches; W: 16.9 inches).

ACTIONS

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

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

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483.

TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

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

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

WQM Permit No. 4602410, Sewerage, **Upper Moreland Hatboro Joint Sewer Authority**, P. O. Box 535, 2875 Terwood Road, Willow Grove, PA 19090. This proposed facility is located in Upper Moreland Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the replacement of the Hatboro Interceptor sanitary sewer main.

WQM Permit No. 4602411, Sewerage, **New Hanover Township**, 2943 North Charlotte Street, Gilbertsville, PA 19525. This proposed facility is located in New Hanover Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the installation and operation of a pump station and force main to serve a 30 single family residential subdivision.

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

NPDES Permit No. PA0062197, Industrial Waste, **Schuylkill County Municipal Authority**, 221 South Centre Street, P. O. Box 960, Pottsville, PA 17901. This proposed facility is located in New Castle Township, **Schuylkill County**.

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

NPDES Permit No. PA0062529, Industrial Waste, **Schuylkill County Municipal Authority**, 221 South Centre Street, P. O. Box 960, Pottsville, PA 17901. This proposed facility is located in Blythe Township, **Schuylkill County**.

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

NPDES Permit No. PA0063631, Sewage, **Parkland School District**, 2219 North Cedar Crest Boulevard, Allentown, PA 18104. This proposed facility is located in South Whitehall Township, **Lehigh County** and discharge to Jordan Creek.

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

NPDES Permit No. PA0061182, Sewage, **Big Boulder Corporation**, P. O. Box 707, Blakeslee, PA 18610-0707. This proposed facility is located in Kidder Township, **Carbon County**.

Description of Proposed Action: Renewal of NPDES permit.

NPDES Permit No. PA0031127, Sewage, **Borough of Northampton**, 1401 Laubach Avenue, Northampton, PA 18067. This proposed facility is located in Northampton Borough, **Northampton County**.

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

NPDES Permit No. PA0041742, Sewage, **Nazareth Borough Municipal Authority**, P. O. Box A, Nazareth, PA 18064. This proposed facility is located in Lower Nazareth Township, **Northampton County**.

Description of Proposed Action: Renewal of NPDES permit.

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

NPDES Permit No. PA0086771, Sewage, **Centre Township Municipal Authority, Dauberville Plant**, 449 Bucks Hill Road, Mohrsville, PA 19541. This proposed facility is located in Centre Township, **Berks County**.

Description of Proposed Action/Activity: Authorization to discharge to Irish Creek in Watershed 3-B.

NPDES Permit No. PA0052485, Sewage, **Mountain Springs Mobile Home Park**, P. O. Box 365, Shartlesville, PA 19554. This proposed facility is located in Upper Bern Township, **Berks County**.

Description of Proposed Action/Activity: Authorization to discharge to an unnamed tributary of Mill Creek in Watershed 3-C.

NPDES Permit No. PA0084565, Sewage, **East Prospect Borough Authority, East Prospect WWTP**, P. O. Box 344, East Prospect, PA 17317. This proposed facility is located in Lower Windsor Township, **York County**.

Description of Proposed Action/Activity: Authorization to discharge to an unnamed tributary of Cabin Creek in Watershed 7-I.

NPDES Permit No. PA0085235, Sewage, **Post Office Inn Corporation**, 3790 Morgantown Road, Mohnton, PA 19540-9618. This proposed facility is located in Robeson Township, **Berks County**.

Description of Proposed Action/Activity: Authorization to discharge to unnamed tributary of Allegheny Creek in Watershed 3-C.

NPDES Permit No. PA0085669, Sewage, **Centerport Borough Municipal Authority**, P. O. Box 248, Centerport, PA 19516. This proposed facility is located in Centerport Borough, **Berks County**.

Description of Proposed Action/Activity: Authorization to discharge to Irish Creek in Watershed 3-C.

NPDES Permit No. PA0084450, Sewage and Industrial Waste, USAG—Fort Detrick, 1500 Porter Street, Frederick, MD 21702. This proposed facility is located in Liberty Township, **Adams County**.

Description of Proposed Action/Activity: Authorization to discharge to Miney Branch and unnamed tributaries to Miney Branch in Watershed 13-D.

NPDES Permit No. PA0080322, Industrial Waste, **Greater Lebanon Refuse Authority**, 1610 Russell Road, Lebanon, PA 17046-1437. This proposed facility is located in North Lebanon Township, **Lebanon County**.

Description of Proposed Action/Activity: Authorization to discharge to an unnamed tributary of Swatara Creek in Watershed 7-D.

NPDES Permit No. PA0084522, Industrial Waste, **Allentown Refrigerated Terminal, Inc.**, 125 Seneca Trail, Boyertown, PA 19512. This proposed facility is located in Colebrookdale Township, **Berks County**.

Description of Proposed Action/Activity: Authorization to discharge to an unnamed tributary to Ironstone Creek in Watershed 3-D.

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

NPDES Permit No. PA0228541, Industrial Waste, **Pennsylvania State University**, 101-P Physical Plant Building, University Park, PA 16802-2116. This facility is located in College Township, **Centre County**.

Description of Activity: Authorization to discharge 0.0072 MGD of treated effluent from a groundwater remediation system for the Alpha Fire Training Site to Big Hollow. System consists of groundwater extraction wells, an equalization tank and an air stripper.

NPDES Permit No. PA0039241, Sewage 4952, **United States Department of Justice**, P. O. Box 3500, White Deer, PA 17887-3500. This facility is located in Greg Township, **Union County**.

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

NPDES Permit No. PA0112631, Sewage 4952, **Allen Wargo**, 1746 Old Reading Rd., Catawissa, PA 17820. This facility is located in Roaring Creek Township, **Columbia County**.

Description of Action/Activity: Renewal of NPDES permit for small flow domestic wastewater treatment facilities.

WQM Permit No. 1902401, Sewerage SIC 4952, **Alvin J. and Elaine F. Luschas**, 152 Golfcourse Road, Berwick, PA 18603. This proposed facility is located in North Centre Township, **Columbia County**.

Description of Proposed Action/Activity: Issuance of a water quality management permit to construct and operate a single residence sewage plant.

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

NPDES Permit No. PA0027618-A1, Sewage, **Bethel Park Municipal Authority**, 5100 West Library Avenue, Bethel Park, PA 15102 is authorized to discharge from a facility located at Bethel Park Sewage Treatment Plant (Piney Fork STP), South Park Township, **Allegheny County** to receiving waters named Piney Fork.

NPDES Permit No. PA0098094, Sewage, **Stonewood Family Limited Partnership**, 116 East Pittsburgh Street, Suite 200, Greensburg, PA 15601 is authorized to discharge from a facility located at Pittsburgh Airport Park STP, Independence Township, **Beaver County** to receiving waters named Raccoon Creek.

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

WQM Permit No. 2002420, Sewerage, **Michael B. Frazier**, 17444 South Norrisville Road, Conneautville, PA 16406. This proposed facility is located in Hayfield Township, **Crawford County**.

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

WQM Permit No. 1002411, Sewerage, **John C. Davis**, 212 Leisie Road, Renfrew, PA 16053. This proposed facility is located in Forward Township, **Butler County**.

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

WQM Permit No. 6202408, Sewerage, **William Jewell**, P. O. Box 158, Garland, PA 16416. This proposed facility is located in Pittsfield Township, **Warren County**.

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

NPDES STORMWATER INDIVIDUAL PERMITS—(PAS)

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

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704

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

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10G541	David Nelson 960 Street Road Oxford, PA 19363	Chester	Upper Oxford Township	West Branch of the Big Elk Creek HQ-TSF-MF
PAS10G524	Corby Road Associates, LP 5169 Woodmill Drive, Suite 10 Wilmington, DE 19808	Chester	Penn Township	East Branch of the Big Elk Creek HQ
PAS10G536	Oxford Area School District 119 South Fifth Street Oxford, PA 19363	Chester	East Nottingham Township	Little Elk Creek HQ-TSF-MF

APPROVALS TO USE NPDES AND/OR OTHER GENERAL PERMITS

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

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

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

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

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities

PAG-4	General Permit for Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)

General Permit Type—PAG-2

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Bedminster Township Bucks County	PAR10D479	The Piper Group, Inc. P. O. Box 320 Pipersville, PA 18947	Unnamed tributary to Deep Run WWF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Buckingham Township Bucks County	PAR10D658	Heritage Steeplecase, LP 3326 Old York Road Suite B Furlong, PA 18925	Unnamed tributary to Neshaminy Creek TSF-MF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
West Rockhill Township Bucks County	PAR10D706	WB Homes 400 Sumneytown Pike Suite 200 North Wales, PA 19454	East Branch of the Perkiomen Creek TSF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Richland Township Bucks County	PAR10D662	Greenway Development, LP 3625 Welsh Road Willow Grove, PA 19090	Morgan Creek TSF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Buckingham Township Bucks County	PAR10D707	Central Bucks School District 320 West Swamp Road Doylestown, PA 18901	Lahaska Creek CWF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Bensalem Township Bucks County	PAR10D598	O'Neill Properties 700 S. Henderson Rd. Suite 225 King of Prussia, PA	Neshaminy Creek WWF-MF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Lower Makefield Township Bucks County	PAR10D682	Deluca Homes Corporate Ctr. 107 Floral Vale Boulevard Yardley, PA 19067	Unnamed tributary of Delaware Canal WWF-MF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Newtown Township Bucks County	PAR10D703	Newtown Township 100 Municipal Drive Newtown Hills, PA 18940	Neshaminy Creek WWF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Newtown Township Bucks County	PAR10D632	Law School Admission Council P. O. Box 40 Newtown, PA 18940	Unnamed tributary to Core Creek CWF-MF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Middletown Township Bucks County	PAR10D590	Deluca Enterprises 107 Floral Vale Boulevard Yardley, PA 19067	Unnamed tributary to Core Creek CWF-MF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Richlandtown Township Bucks County	PAR10D688	Lowe's Home Centers 927 Wakefield Drive Havre de Grace, MD	Morgan Creek TSF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Plumstead Township Bucks County	PAR10D623	Pamela Gundlach FROF 102 North Main Street Doylestown, PA 18901	Pine Run Creek WWF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lower Makefield Township Bucks County	PAR10D648	Department of Transportation 7000 Geerdes Boulevard King of Prussia, PA	Bucks Creek WWF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Falls Township Bucks County	PAR10D666	Falls Township 1888 Lincoln Highway Fairless Hills, PA	Martin Creek/ Delaware River WWF-MF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Plumstead Township Bucks County	PAR10D657	Central Bucks Athletic Assoc. Box 111 Buckingham, PA 18912	Tohickon Creek CWF-WWF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
New Britain Township Bucks County	PAR10D627	Site Development, Inc. 17i000 Horizon Way Suite 200 Mt. Laurel, NJ	West Branch of the Neshaminy Creek TSF-MF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Buckingham Township Bucks County	PAR10D610	John A. Arrow, Inc. 4575 Wismer Road Doylestown, PA 18901	Tributary to Mill Creek WWF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Bedminster Township Bucks County	PAR10D500	Westrum Development Co. 375 Commerce Drive Fort Washington, PA 19034	Deep Run Tributary WWF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Ivyland Borough Bucks County	PAR10D674	The DePaul Group 1750 Walton Road Blue Bell, PA 19422	Little Neshaminy Creek WWF-MF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Doylestown Township Bucks County	PAR10D670	James Corkran 219 Briarwood Court Doylestown, PA 18901	Neshaminy Creek WWF-MF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
West Rockhill Township Bucks County	PAR10D691	New Hope-Solebury School District 180 West Bridge Street New Hope, PA 18938	Delaware River Canal WWF-MF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Plumstead Township Bucks County	PAR10D584	The RW Group III, LP 5 South Main Street Suite 300 Doylestown, PA 18901	Unnamed tributary to Cabin Run WWF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
New Hope Borough Bucks County	PAR10D656	New Hope Borough 41 North Main Street New Hope, PA 18938	Delaware River WWF-MF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Buckingham Township Bucks County	PAR10D575	Covenant Presbyterian Church 3434 Durham Road Doylestown, PA 18901	Watson Creek CWF-MF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Warminster Township Bucks County	PAR10D635	Robert Dumont 255 Old New Brunswick Road Suite 5310 Philadelphia, PA	Little Neshaminy Creek WWF-MF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Limerick Township Montgomery County	PAR10T890	Crossroads Presbyterian Church 456 West Ridge Pike Limerick, PA 19468	Landis Creek WF-M	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Upper Providence Township Montgomery County	PAR10T828	TH Properties 345 Main Street Harleysville, PA 19438	Mingo Creek WWF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Horsham Township Montgomery County	PAR10T874	Bracci Builders 715 Morrystown Road Horsham, PA 19044	Pennypack Creek WF-M	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Horsham Township Montgomery County	PAR10T902	Oxford Land Development Ltd. 521 Stump Road P. O. Box 841 Montgomeryville, PA 18936	Park Creek WWF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Newlin Township Chester County	PAR10G483	Martin Tully 315 Young Road Coatesville, PA 19320	West Branch of the Brandywine Creek WWF-MF	Southeast Regional Office Suite 6010 Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Northampton County Allen Township	PAR10U165	Ronald Meyer, Superintendent Catasauqua Area School District 201 North 14th St. Catasauqua, PA 18032	Catasauqua Creek CWF	Northampton County Conservation District (610) 746-1971
Northampton County Bethlehem Township	PAR10U039-2R	Stephen Selvaggio 623 Selvaggio Dr. Nazareth, PA 18064	Nancy Run CWF, MF (Upstream of SR 3007)	Northampton County Conservation District (610) 746-1971
Northampton County Portland Borough Upper Mt. Bethel Township	PAR10U076-R	Alan LaFiura, President Ultra Poly Corp. 102 Demi Road Portland, PA 18351	Delaware River WWF, MF	Northampton County Conservation District (610) 746-1971
Hamilton Township	PAR100155 Formerly PAR100008R	Pine Run Inc. 1880 Pine Run Rd. Abbottstown, PA 17301	Conewago Creek WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Bermudian Keys Township	PAR100156 Formerly PAR100036R	D.A.K. Properties, Inc. P. O. Box 407 660 Edgegrove Rd. Hanover, PA 17331	Pine Run WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636
Colonial Ridge Mt. Pleasant Township	PAR100158 Formerly PAR100014R	Thomas Gebhart 200 Wheatland Drive Gettysburg, PA 17325	Rock Creek WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636
Beaver Colony Estates East Berlin Borough	PAR100159 Formerly PAR100023R	Beaver Colony Joint Venture 300 Frederick Street Hanover, PA 17331	Beaver Creek WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636
City of Reading Berks County	PAR10C445	Douglas M. Messinger, VP Planning/Tech. Sweet Street Desserts Inc. 722 Hiesters Ln. Reading, PA 19605	Schuylkill River WWF	Berks County Conservation District P. O. Box 520 1238 Co. Welfare Rd. Leesport, PA 19533-0520 (610) 372-4657
Douglass Township Berks County	PAR10C427	Les Stewart Stewart & Conti Dev. Co. 3130 Mill Rd. Fairview Village, PA 19403	Unnamed tributary to and Schuylkill River WWF	Berks County Conservation District P. O. Box 520 1238 Co. Welfare Rd. Leesport, PA 19533-0520 (610) 372-4657
Hampden Township	PAR10H153R	Tom Gaughen Brambles Townhouse Assoc. P. O. Box 586 Camp Hill, PA 17011	Conodoquinet Creek WWF	Cumberland County Conservation District 43 Brookwood Avenue Suite 4 Carlisle, PA 17013 (717) 240-7812
Silver Spring Township	PAR10H131R	Max Martain Evergreen Subdiv. 2933 Aroona Rd. Mechanicsburg, PA 17055	Trindle Spring Run CWF	Cumberland County Conservation District 43 Brookwood Avenue Suite 4 Carlisle, PA 17013 (717) 240-7812
Bradford County Smithfield Township	PAR100832	Beverly Harding Smithfield Township Authority R. R. 2, Box 189 Columbia Cross Roads, PA 16914	Tomjack Creek TSF	Bradford County Conservation District R. R. 5, Box 5030C Stoll Natural Resource Center Towanda, PA 18848 (570) 265-5539 Ext. 205
Lycoming County Loyalsock Township	PAR103956	Shick Elementary Loyalsock Township School District 2800 Four Mile Dr. Montoursville, PA 17754	Loyalsock Creek CWF	Lycoming County Conservation District 542 County Farm Road Suite 202 Montoursville, PA 17754 (570) 433-3003
Beaver County Hopewell Township	PAR100299	James Palmer Beaver County Corp. for Econ. Dev. 250 Insurance St. Beaver, PA 15009	UNT to Boggs Run WWF UNT to Trampmill Run WWF	Beaver County Conservation District (724) 774-7090

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Cambria County Richland Township	PAR101083-1	Arrow Concrete Products 837 Horner St. Johnstown, PA 15902	Solomon Run WWF	Cambria County Conservation District (814) 472-2120
Indiana County	PAR103155-2	Dr. John R. McWhirter Copper Beech Townhome Communities P. O. Box 79 Boalsburg, PA 16827	UNT to Whites Run CWF	Indiana County Conservation District (724) 463-8547
Washington County Peters Township	PAR10W218	Howard Hlawati 106 Trillum Road Venetia, PA 15367	Peters Creek WWF	Washington County Conservation District (724) 228-6774
<i>General Permit Type—PAG-3</i>				
<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Schuylkill County Gordon Borough	PAR222208	Universal Forest Products Eastern Division 2801 East Beltin, NE Grand Rapids, MI 49506- 9736	Little Mahanoy Creek	DEP—NERO Water Management 2 Public Square Wilkes-Barre, PA 18711 (570) 826-2511
Carbon County Lehighon Borough	PAR202230	Blue Ridge Pressure Castings, Inc. 10th and Bridge Streets Lehighon, PA 18235-0208	Mahanoy Creek CWF	DEP—NERO Water Management 2 Public Square Wilkes-Barre, PA 18711 (570) 826-2511
City of Meadville Crawford County	PAR118318	Seco/Warwick Corporation 180 Mercer Street Meadville, PA 16335	French Creek	DEP—WRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
City of Warren Warren County	PAR808366	Allegheny & Eastern Railroad, Inc. 316 Pine Street Warren, PA 16365-1807	Allegheny River	DEP—WRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
City of Erie Erie County	PAR128303	Aurora Foods, Inc. 2200 East 38th Street Erie, PA 16510	Lake Erie	DEP—WRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Linesville Borough Crawford County	PAR228314	Cardinal American Corporation Tel-O-Post Company 32111 Aurora Road Solon, OH 44139	Linesville Creek	DEP—WRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Ellwood City Borough Lawrence County	PAR208329	INMETCO 245 Portersville Road Ellwood City, PA 16117	Connoquenessing Creek	DEP—WRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
City of St. Marys Elk County	PAR228313	Penn Pallet, Inc. P. O. Box 8 St. Marys, PA 15857-0008	Unnamed tributary to West Branch Clarion River	DEP—WRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-4

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Lebanon County North Londonderry Township	PAG043594	Dale Huffman 1195 Syner Road Annville, PA 17003	UNT to Quittapahilla Creek TSF	Southcentral Region Office 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
North Centre Township Columbia County	PAG045147	Alvin J. and Elaine F. Luschas 152 Golfcourse Road Berwick, PA 18603	Unnamed tributary to West Branch Briar Creek CWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Center Township Butler County	PAG048504	Diane M. Spiece 105 Lions Road Butler, PA 16001	Crooked Run	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Hayfield Township Crawford County	PAG048844	Michael B. Frazier 17444 South Norrisville Road Conneautville, PA 16406	Unnamed tributary to Cussewago Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Forward Township Butler County	PAG048834	John C. Davis 212 Leisie Road Renfrew, PA 16053	Glade Run	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Pittsfield Township Warren County	PAG048830	William Jewell P. O. Box 158 Garland, PA 16416	Unnamed tributary of Gar Run	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-5

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Johnstown City Cambria County	PAG056173	Sunoco Inc. 5733 A Butler Street Pittsburgh, PA 15201	Conemaugh River via Storm Sewer	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Johnstown City Cambria County	PAG056174	Sunoco Inc. 5733 A Butler Street Pittsburgh, PA 15201	Conemaugh River	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 and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Site Name and Location</i>	<i>Contact Office and Telephone No.</i>
Dickinson Township Cumberland County	PAG083570	Borough of Carlisle 53 W. South Street Carlisle, PA 17013	John McKeegan-Lay Farm Dickinson Township Cumberland County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

General Permit Type—PAG-8 (SSN)

<i>Facility Location Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Contact Office and Telephone No.</i>
Compton Farm Biosolids Site Conemaugh Township Indiana County	PAG086106	City of Johnstown 241 Asphalt Road Johnstown, PA 15906	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

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. 4602502, Public Water Supply.

Applicant	Pennsylvania American Water Company 800 W. Hersheypark Drive Hershey, PA 17033
Township	Upper Providence
County	Montgomery
Type of Facility	PWS

Consulting Engineer	Jeffery C. Jessell, P. E. Pennsylvania American Water Company 4 Wellington Boulevard Wyomissing, PA 19610
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Permit to Construct Issued	November 5, 2002
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Operations Permit issued to **Ridgeview Mobile Home Park**, 54 Pear Tree Lane, Colora, MD 21917, PWS ID 1150200, West Nottingham Township, **Chester County** on October 22, 2002, for the operation of facilities approved under Construction Permit No. 1502504.

Operations Permit issued to **Community Management, Inc. Imperial Mobile Home Park**, 211 N. Dual Highway, Laurel, DE 19956, PWS ID 1150013, West Caln Township, **Chester County** on November 11, 2002, for the operation of facilities approved under Construction Permit No. 1500511.

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

Permit No. 0602505, Public Water Supply.

Applicant	Post Precision Castings Inc.
Municipality	Upper Tulpehocken Township
County	Berks
Type of Facility	Installation of softening and nitrate treatment systems for Well No. 2.

Consulting Engineer	James R. Fisher, P. E. Fisher Engineering Inc. 18 C. S. 7th Street Akron, PA 17501
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Permit to Construct Issued:	November 8, 2002
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Permit No. 2202509 MA, Minor Amendment, Public Water Supply.

Applicant	United Water Pennsylvania
Municipality	Hummelstown Borough
County	Dauphin
Type of Facility	Installation of sodium hypochlorite storage tanks at the Hummelstown and Sixth Street plants.

Consulting Engineer	R. Michael Gephart, P. E. United Water Pennsylvania 4211 East Park Circle Harrisburg, PA 17111
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Permit to Construct Issued:	November 1, 2002
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Permit No. 0102502, Public Water Supply.
 Applicant **The Links of Gettysburg Utility Company LLC**
 Municipality Mt. Joy Township
 County **Adams**
 Type of Facility Construction Permit for a new community water system. The system will consist of two wells, manganese filtration, chlorine disinfection, storage and distribution facilities. Projected average daily demand for the proposed system is 112,000 gpd. Well No. 1 is permitted at a maximum withdrawal rate of 79 gallons per minute (gpm) and Well No. 2 is also permitted at 79 gpm.

Consulting Engineer Richard M. Bodner, P. E.
 Martin and Martin, Inc.
 37 S. Main St.
 Chambersburg, PA 17201

Permit to Construct Issued: October 11, 2002

Permit No. 2802501, Public Water Supply.
 Applicant **Guilford Water Authority**
 Municipality Greene Township
 County **Franklin**
 Type of Facility Construction Permit for Hosack Run Well No. 5. The well will be pumped at a rate of 0.06 MGD. Treatment will be provided at existing, previously permitted facilities.

Consulting Engineer Diana Young, P. E.
 Buchart-Horn, Inc.
 P. O. Box 15040
 York, PA 17405-7040

Permit to Construct Issued: October 24, 2002

Permit No. 0102506, Public Water Supply.
 Applicant **Chesapeake Estates Mobile Home Park**
 Municipality Mt. Pleasant
 County **Adams**
 Type of Facility Construction Permit for a 50,000-gallon aboveground finished water storage tank and a 50 gpm finished water booster station.

Consulting Engineer Janet R. McNally, P. E.
 William F. Hill & Assoc., Inc.
 207 Baltimore St.
 Gettysburg, PA 17325

Permit to Construct Issued: November 8, 2002

Operations Permit issued to **Philadelphia Suburban Water Company**, 3060018, Cumru, **Berks County** on November 4, 2000, for the operation of facilities approved under Construction Permit No. 0601507.

Operations Permit issued to **Republic Development Corp.**, 7500025, Newport Borough, **Perry County** on November 4, 2002, for the operation of facilities approved under Construction Permit No. 5001501.

Operations Permit issued to **Altoona City Authority Prospect Water Storage Tanks**, 4070023, City of Altoona, **Blair County** on October 11, 2002, for the operation of facilities approved under Construction Permit No. 0701504.

Operations Permit issued to **York Springs Municipal Authority**, 7010030, Huntington, **Adams County** on November 8, 2002, for the operation of facilities approved under Construction Permit No. 0102505.

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

Permit No. 1402504, Public Water Supply.

Applicant **Rush Township Board of Supervisors**
 150 North Richards Street
 P. O. Box 152
 Philipsburg, PA 16866

Township Rush Township

County **Centre**

Type of Facility PWS—approval to construct a new water system consisting of 8,400 feet of 12-inch and 4,600 feet of 8-inch waterlines to be fed from the Pennsylvania American Water Company system in Philipsburg.

Consulting Engineer Richard H. Bulger, Jr. & Associates
 P. O. Box 331
 Martinsburg, PA 16662

Permit to Construct Issued: November 4, 2002

Permit No. Minor Amendment. Public Water Supply.

Applicant **Pennsylvania American Water Company Moshannon Valley District**
 P. O. Box 707
 Philipsburg, PA 16866

Township Rush Township

County **Centre**

Type of Facility PWS—approval to replace pumps at the Moshannon Valley Economic Development Park Pump Station to serve the new Rush Township water system.

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

Permit to Construct Issued: November 4, 2002

Permit No., Minor Amendment. Public Water Supply.

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

Township College Township

County **Centre**

Type of Facility PWS—approval to construct an interconnection with the Rockview State Correctional Institute.

Consulting Engineer Entech Engineering, Inc.
4 South Fourth Street
P. O. Box 32
Reading, PA 19603

Permit to Construct Issued October 30, 2002

Permit No., Minor Amendment. Public Water Supply.

Applicant **Spring Township Municipal Authority**
P. O. Box 133
Beaver Springs, PA 17812

Township Spring Township

County **Snyder**

Type of Facility PWS—approval to operate filter-to-waste facilities on existing filter plant and new pretreatment chemicals consisting of caustic soda and polyaluminum chloride.

Permit to Operate Issued November 4, 2002

Permit No. 1801501. Public Water Supply.

Applicant **Loganton Borough Council**
210 North Mill Street
P. O. Box 27
Loganton, PA 17747

Borough Loganton Borough

County **Clinton**

Type of Facility PWS—approval to operate Well No. 2, disinfection and corrosion control treatment in Wellhouse No. 1 and new raw and finished water transmission lines.

Permit to Operate Issued October 31, 2002

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

Permit No. 1198502-A1, Public Water Supply.

Applicant **Blacklick Valley Municipal Authority**
P. O. Box 272
Twin Rocks, PA 15960

Borough or Township Blacklick and Cambria Townships

County **Cambria**

Type of Facility Water system improvements

Consulting Engineer Hegemann & Wray
429 Park Avenue
Cresson, PA 16630

Permit to Construct Issued November 4, 2002

Permit No. 0402502, Public Water Supply.

Applicant **Department of Conservation and Natural Resources Park Region No. 2**
P. O. Box 387
Prospect, PA 16052-0387

Borough or Township Hanover Township

County **Beaver**

Type of Facility Raccoon Creek State Park elevated spheroid water tank, waterline replacement and chlorination equipment.

Consulting Engineer McGuire Group Inc.
1212 Manor Building
564 Forbes Avenue
Pittsburgh, PA 15219

Permit to Construct Issued November 4, 2002

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

Permit No. 2502501, Public Water Supply.

Applicant **Wintergreen Acres MHP**
Williams Road
Lake City, PA 16423

Borough or Township Girard Township

County **Erie**

Type of Facility PWS

Consulting Engineer Richard A. Deiss & Associates
9342 Pettis Road
Meadville, PA 16335

Permit to Construct Issued November 6, 2002

Operations Permit issued to **Tionesta Borough**, P. O. Box 408, Tionesta, PA 16353-0408, PWS ID 6270001, Tionesta Borough, **Forest County** on November 6, 2002, for the operation of facilities approved under Construction Permit 2701501.

Operations Permit issued to **Erie City Water Authority**, 340 West Bayfront Parkway, Erie, PA 16507, PWS ID 6250028, City of Erie, **Erie County** on November 8, 2002, for the operation of facilities approved under Construction Permit No. 2789-T1-MA2.

Operations Permit issued to **Sandycreek Township**, 878 Pone Lane, Franklin, PA 16323, PWS ID 6610042, Sandycreek Township, **Venango County** on November 8, 2002, for the operation of facilities approved under Construction Permit No. 6190503-MA4.

Operations Permit issued to **Jamestown Municipal Authority**, 406 Jackson Street, Box 188, Jamestown, PA 16134, Jamestown Borough, **Mercer County**, PWS ID 6430043 on November 8, 2002, for the operation of facilities approved under Construction Permit No. 4301501.

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750a.20a).

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

Categorical Exclusion

Saxton Borough Municipal Authority, Saxton Borough, P. O. Box 173, Saxton, PA 16678; **Bedford County**.

Description: The Pennsylvania Infrastructure Investment Authority (Authority) which administers the Commonwealth's State Revolving Fund is intended to be the funding source for this project. The Authority proposes to construct a centrifuge for mechanical dewatering of sludge at their existing wastewater treatment plant. The project will be constructed within the confines of an existing structure. The Department's review of the project and the information received has not identified any significant, adverse environmental impact resulting from this proposal. The Department hereby categorically excludes this project from the State Environmental Review Process.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Berwick Borough	344 Market St. Berwick, PA 18603	Columbia County

Plan Description: The approved plan provides for construction of a second, parallel interceptor line, to provide adequate conveyance of sanitary waste to the sewage treatment plant. In addition, a solids removal system will be placed in the existing combined sewers to facilitate solids removal. 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>
West Chillisquaque Township	P. O. Box 22 Montandon, PA 17850	Northumberland County

Plan Description: The approved plan provides for a public sewage collection and conveyance system to serve Montandon Village, East Lewisburg along Old Route 45, Sodom Road Colonial Park, Milton Center East and along SR 405 north of Housels Run Rd. The sewage from this new collection system will be conveyed to and treated at the Milton sewage treatment plant. The project cost is estimated to be \$5,253,720 and the new facilities will be owned and operated by the Milton Regional Sewer 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.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Center Township	P. O. Box 435 Rogersville, PA 15359	Greene

Plan Description: The approved plan provides for the construction of a sewage collection, conveyance and treatment system for the Village of Rogersville, Center Township, Greene County. 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 Disapprovals Granted under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20a).

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Boggs Township	1270 Runville Road Bellefonte, PA 16823	Centre
Howard Township	222 Highland Drive Howard, PA 16841	Centre

Plan Description: The plan was disapproved because it failed to address the immediate and long-term sewage needs of the communities of McCartneytown, Mt. Eagle and adjacent areas. The onlot malfunction rates were found to be in excess of 50% for most of the study areas. In addition, repair options to the malfunctioning onlot systems are unavailable due to the small lot size and unsuitable soil conditions.

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.

Springfield Auto Outlet, Springfield Township, **Delaware County**. Michael A. Christie, P. G., Penn E & R, Inc., 2755 Bergey Rd., Hatfield, PA 19440, on behalf of Baby Superstore, Inc., 461 From Rd., Paramus, NJ 07652, has submitted a Final Report concerning remediation of site soil contaminated with PCB, BTEX, PAH and solvents. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Bethlehem Pike Property, Montgomery Township, **Montgomery County**. Darryl D. Borrelli, Manko, Gold Kathcher & Fox, LLP 401 City Ave., Suite 500, Bala Cynwyd, PA 19004, on behalf of Neil C. Hopkins, Clark Hopkins and Craig Hopkins d/b/a CNC Investment Group, 107 N. Broad St., Doylestown, PA 18901, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with BTEX, PAH, MTBE and naphthalene. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Vacant Parcel (1126-1130 Spring Garden Street), City of Philadelphia, **Philadelphia County**. Jeffrey T. Bauer, Whitestone Associates, Inc., 1120 Welsh Rd., North Wales, PA 19454, on behalf of Ross Goldberg, Posel Management Co., 212 Walnut St., Philadelphia, PA 19106, has submitted a Final Report concerning remediation of site soil contaminated with inorganics and PAH. The report is intended to document remediation of the site to meet Site-Specific Standards.

Tioga Marine Terminal (Maintenance Bldg. and Carpenter Shop), City of Philadelphia, **Philadelphia County**. James G. Gallagher, Pennoni Associates, Inc., 3001 Market St., Philadelphia, PA 19104, on behalf of Philadelphia Regional Port Authority, 3601 N. Delaware Ave., Philadelphia, PA 19106, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with lead, BTEX and PAH. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Holmesburg Shopping Center, City of Philadelphia, **Philadelphia County**. Nancy 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 Final Report concerning remediation of site soil contaminated with Fuel Oil No. 2. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Pearson Property, Lake Township, **Luzerne County**. James Sposito, Quad Three Group, Inc., 116 North Washington Avenue, Scranton, PA 18503 submitted a Final Report (on behalf of Pamela Pearson, Loyalville Outlet Road, Harveys Lake, PA) concerning the remediation of soils found or suspected to have been contaminated with

no. 2 fuel oil. The report was submitted to document attainment of the Statewide Health Standard.

Conewago Equities (former Ross Bike, former Chain Bike Corp.), Hanover Township, **Lehigh County**. Andrew C. Thomas, P. G., American Resource Consultants, Inc., 4459 W. Swamp Road, Doylestown, PA 18901 submitted a Final Report for soils (on behalf of Allen Smith, Vice President, Conewago Equities, L. P., 610 Edgegrove Road, Hanover, PA 17331) concerning the remediation of soils found or suspected to have been contaminated with metals, chlorinated solvents and polycyclic aromatic hydrocarbons. The report was submitted to document attainment of the Statewide Health Standard.

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

Former Federal Paperboard Plant, West Manchester Township, **York County**. EPSYS Corporation, 1414 North Cameron Street, Suite A, Harrisburg, PA 17103, on behalf of International Paper Company, 6400 Poplar Avenue, Tower II, 5-023, Memphis, TN 38197 submitted a Remedial Investigation and Cleanup Plan concerning remediation of site soils and groundwater contaminated with BTEX, PHCs and PAHs. The applicant is seeking attainment of a combination of Statewide Health and Site Specific Standards.

Eastern Industries, Inc., formerly Douglassville Hot Mix Asphalt Plant, Amity Township, **Berks County**. EarthRes Group, P. O. Box 468, Pipersville, PA 18947, on behalf of Eastern Industries, Inc., 4401 Camp Meeting Road, Center Valley, PA 18034-9454 submitted a remedial investigation report concerning remediation of site soils and groundwater contaminated with solvents. The applicant is seeking attainment of the Site Specific Standard.

Defense Distribution Depot, Susquehanna, PA, SWMU 6, Fairview Township, **York County**. Defense Distribution Depot Susquehanna, PA, 2001 Mission Drive, Suite 1, New Cumberland, PA 17070-5002, submitted a Remedial Investigation and a Cleanup Plan concerning remediation of site groundwater contaminated with solvents. The applicant is seeking attainment of the Site Specific Standard.

William Moul Residence, Conewago Township, **York County**. GemChem, Inc., P. O. Box 384, Lititz, PA 17543-0384, on behalf of William Moul, 830 Bremer Road, Dover, PA 17315, submitted a Final Report concerning remediation of site soils contaminated with benzene, cumene, ethyl benzene, fluorene, naphthalene, phenanthrene and toluene. The report was submitted within 90 days of the release and is intended to document remediation of the site to the Statewide Health Standard.

Eric Coomes Residence, North Hopewell Township, **York County**. GemChem, Inc., P. O. Box 384, Lititz, PA 17543-0384, on behalf of Eric Coomes, 5828 Spruce Road, Felton, PA 17356, submitted a Final Report concerning remediation of site soils contaminated with benzene, cumene, ethyl benzene, fluorene, naphthalene, phenanthrene and toluene. The report was submitted within 90 days of the release and is intended to document remediation of the site to the Statewide Health Standard.

Rite Aid Steelton Site, Borough of Steelton, **Dauphin County**. BL Companies, 830 Sir Thomas Court, Harrisburg, PA 17109, on behalf of Rite Aid Corporation, 30 Hunter Lane, Camp Hill, PA 17011, submitted a combined Remedial Investigation and Final Report concerning remediation of site soils and groundwater contami-

nated with PAHs, BTEX and PHCs. The report is intended to document remediation of the site to a combination of the Statewide Health and Site Specific Standards.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

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

The Department has received the following final reports:

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

Sun Pipe Line Company Stutzman Farm, South Heidelberg Township, Berks County. Aquaterra Technologies, Inc., 122 South Church Street, West Chester, PA 19381, on behalf of Sun Pipeline Line Company, Post Road and Blue Ball Avenue, Marcus Hook, PA 19061, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with fuel oil no. 2 and leaded gas. 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 *Reading Eagle* on October 11, 2002.

Daniel Boone Homestead, Exeter Township, Berks County. Spotts, Stevens and McCoy, Inc., 345 North Wyomissing Boulevard, P. O. Box 6307, Reading, PA 19610-0307, on behalf of Historical and Museum Commission, 300 North Street, Harrisburg, PA 17120, submitted a Notice of Intent to Remediate site soils contaminated with no. 2 fuel oil. The applicant proposes to remediate the site to meet the Statewide Health Standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle* on October 18, 2002.

MUNICIPAL AND RESIDUAL WASTE TRANSPORTER AUTHORIZATION

Issued applications for Municipal and Residual Waste Transporter Interim Authorization received under the Waste Transportation Safety Act (27 Pa.C.S. §§ 6201—6209) and regulations to transport municipal or residual waste.

Central Office: Bureau of Land Recycling and Waste Management, Division of Municipal and Residual Waste, P. O. Box 8472, Harrisburg, PA 17105-8472.

Barry E. Kunsman, 2759 Valley View Road, Hellertown, PA 18055. Authorization No. WH0010. Effective November 4, 2002.

T. Ross Bros. Construction Inc., P. O. Box 70, Montandon, PA 17850. Authorization No. WH0162. Effective November 4, 2002.

Bueno Transport Ltd., Apt. 3D, 1854 Monroe Ave., Bronx, NY 10457-5763. Authorization No. WH0371. Effective November 4, 2002.

M & B Trucking, P. O. Box 604, 805 Saxman St., Barracksville, WV 26559. Authorization No. WH0391. Effective November 4, 2002.

Pecaro of East Brunswick Inc., Suite 102, 1059 King Georges Post Road, Edison, NJ 08837-3544. Authorization No. WH0399. Effective November 5, 2002.

Republic Environmental Systems Transportation Group Inc., 21 Church Road, Hatfield, PA 19440-1206. Authorization No. WH0568. Effective November 5, 2002.

Horwith Trucks Inc., 1449 Nor-Bath Blvd., P. O. Box 7 Route 329, Northampton, PA 18067-0007. Authorization No. WH0604. Effective November 5, 2002.

Greenridge Waste Services LLC, R. R. 1 Box 716, Scottsdale, PA 15683-1379. Authorization No. WH0726. Effective November 5, 2002.

Wills Trucking Inc., 3185 Columbia Road, Richfield, OH 44286-9622. Authorization No. WH0728. Effective November 5, 2002.

Voyager Trucking Corp., P. O. Box 737926, Elmhurst, NY 11373. Authorization No. WH0731. Effective November 5, 2002.

C. S. Hauling, 324 Sportsman Road, Portage, PA 15946-6606. Authorization No. WH0349. Effective November 5, 2002.

Sattazahn Refuse Removal Inc., 121 Lions Drive, Fredericksburg, PA 17026-9525. Authorization No. WH0438. Effective November 5, 2002.

Henry Alvarez, 5 Snow Crystal Lane, Stamford, CT 06905. Authorization No. WH0508. Effective November 5, 2002.

Jorge L. Perez, 102 Springdale Street, Bridgeport, CT 06606. Authorization No. WH0522. Effective November 5, 2002.

Luis Espejo, 917 Unruh Avenue, Philadelphia, PA 19111. Authorization No. WH0525. Effective November 5, 2002.

Michele Johnston, Inc., R. R. 1 Box 269a, Falls Creek, PA 15840. Authorization No. WH0665. Effective November 12, 2002.

Martin W. Johnston, R. R. 4 Box 131 B, DuBois, PA 15801. Authorization No. WH0666. Effective November 12, 2002.

Robert E. Johnston, P. O. Box 224, Penfield, PA 15849. Authorization No. WH0667. Effective November 12, 2002.

Edward W. Johnston, R. R. 2 Box 259, Punxsutawney, PA 15767. Authorization No. WH0668. Effective November 12, 2002.

Charles I. Kriner, R. R. 3 Box 215, DuBois, PA 15801. Authorization No. WH0669. Effective November 12, 2002.

James M. Johnston, R. R. 2 Box 233 A, Punxsutawney, PA 15767. Authorization No. WH0670. Effective November 12, 2002.

AIR QUALITY

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

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

GP4-1-07-03044: Electric Motor and Supply, Inc. (1000 50th Street, P. O. Box 152, Altoona, PA 16603) on November 1, 2002, was authorized to operate a burn off oven under GP4 in the City of Altoona, **Blair County**.

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

GP5-18-02: Equitable Production Co., Inc. (1710 Pennsylvania Avenue, Charleston, WV 25302) on October 24, 2002, to authorize the operation of a 165 horsepower natural gas-fired reciprocating internal combustion compressor engine and associated air cleaning device (a catalytic converter) under the General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP-5) at the Grugan Station in Grugan Township, **Clinton County**.

GP5-14-02C: Equitable Production Co., Inc. (1710 Pennsylvania Avenue, Charleston, WV 25302) on October 24, 2002, to authorize the operation of a 730 horsepower natural gas-fired reciprocating internal combustion compressor engine, a 385 horsepower natural gas-fired reciprocating internal combustion compressor engine and associated air cleaning device (a catalytic converter) and a dehydrator under the General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP-5) at the Red Buck Station in Snow Shoe Township, **Centre County**.

GP5-17-10A: Fairman Drilling Co. (P. O. Box 288, DuBois, PA 15801) on October 28, 2002, to deny authorization to construct and operate a 215 horsepower natural gas-fired reciprocating internal combustion compressor engine and associated air cleaning device (a catalytic converter) under the General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP-5) due to the failure to provide information necessary to perform a through evaluation of the air contamination aspects of the engine in Greenwood Township, **Clearfield County**.

GP4-18-01: First Quality Nonwovens, Inc. (121 North Road, McElhattan, PA 17748) on October 29, 2002, to authorize the operation of a burn off oven under the General Plan Approval and General Operating Permit for Burn Off Ovens (BAQ-GPA/GP-4) in Wayne Township, **Clinton County**.

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

GP-32-00366: Mountain V Oil and Gas, Inc. (712 Masonic Drive, P. O. Box 470, Bridgeport, WV 26330) on November 4, 2002, a BAQ-GPA/GP5 for construction and operation of a Waukesha Model F-1197G rich-burn engine rated at 186 Bhp, equipped with a catalytic converter and A/F ratio.

GP-30-00106: Equitable Production, Inc. (P. O. Box 2347, Charleston WV 25328) on November 4, 2002, a BAQ-GPA/GP5 for construction and operation of a CE NATCO, Model 5GR-150-KR-4CNA dehydrator.

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

AMS 02182: Sunoco Chemicals (Margaret and Bermuda Streets, Philadelphia, PA 19137) for installation of a Cumene Deluge Tank; **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.

15-0009B: Asahi Glass Fluoropolymers USA (255 South Bailey Road, Downingtown, PA 19355) on November 7, 2002, for operation of a fluid bed dryer in Caln Township, **Chester County**.

09-0134A: Reed Minerals (Steel Road South, Morrisville, PA 19067) on November 7, 2002, for operation of two baghouses in Falls Township, **Bucks 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.

48-309-120: ESSROC Cement Corp. (3251 Bath Pike, Nazareth, PA 18064) on October 31, 2002, for installation of an air cleaning device to control atmospheric emissions from bucket elevators 209 and 314 at Nazareth Plant I in Lower Nazareth Township, **Northampton County**.

39-309-058: Lafarge North America (5160 Main Street, Whitehall, PA 18052) on November 5, 2002, for

installation of an air cleaning device to control atmospheric emissions from the No. 2 and No. 6 clinker silo load-out spouts at their Whitehall Plant in Whitehall Township, **Lehigh County**.

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

19-318-017A: Kawneer Co., Inc. (500 East Twelfth Street, Bloomsburg, PA 17815) on October 15, 2002, for modification of an architectural aluminum products surface coating operation and associated air cleaning device (a regenerative thermal oxidizer) by increasing the allowable VOC emission rate from 14.8 tons in any 12 consecutive month period to 49 tons in any 12 consecutive month period as well as for the construction of four spray booths to be incorporated in the respective surface coating operation in the Town of Bloomsburg, **Columbia County**.

59-00004B: Ward Manufacturing, Inc. (115 Gulick Street, Blossburg, PA 16912) on October 29, 2002, for construction of a furan warm box foundry core-making machine and associated air cleaning device (a bin vent fabric collector) in Blossburg Borough, **Tioga County**.

19-320-005: Press Enterprise, Inc. (3185 Lackawanna Avenue, Bloomsburg, PA 17815) on October 29, 2002, for construction of an eight color heatset web offset lithographic printing press and associated air cleaning device (a regenerative thermal oxidizer) in Scott Township, **Columbia County**.

49-00009A: Mohawk Flush Doors—Premdor Corp. (P. O. Box 112, Northumberland, PA 17857) on October 29, 2002, for construction of two wood door/door component roll coaters and one spray booth in Point Township, **Northumberland County**.

41-00025A: Lycoming County Resource Management Services (P. O. Box 187, Montgomery, PA 17752) on October 30, 2002, for construction of a wood waste tubgrinder and associated 750 horsepower diesel engine at the Lycoming County Landfill in Brady Township, **Lycoming County**.

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

AMS 01162: Sunoco, Inc. (R and M) (3144 Passyunk Avenue, Philadelphia, PA 19145) was authorized to install a backup tail gas unit in Philadelphia, **Philadelphia County**.

AMS 01166 and 02110: Children's Hospital of Philadelphia (34th and Civic Center Boulevard, Philadelphia, PA 19104) was authorized to install three 800 hp boilers, two 2,000 kW and one 600 kW emergency generators and to convert two existing 1,081 hp emergency generators to peak shaving generators in Philadelphia, **Philadelphia County**.

AMS 02122: Calpine Philadelphia, Inc. (Pilot House 2nd Floor, Lewis Wharf, Boston, MA 02110) was authorized to install a 875 bhp digester gas fired generator at SW Water Pollution Control Plant, 8200 Enterprise Avenue, Philadelphia, **Philadelphia County**.

01169: Purolite Co. (3620 G Street, Philadelphia, PA 19134) on November 5, 2002, 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. Purolite has also accepted facility-wide limits for VOC emission limits of 20 tons per rolling 12-month period and hazardous air pollutant emissions of 10 tons per rolling 12-month period. Purolite has also accepted facility-wide production limits.

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.

09-0035B: Coltec Industrial Products, Inc. (23 Friends Lane, Newtown, PA 18940) on November 6, 2002, for operation of a PTFE manufacturing line lubricant in Newtown Township, **Bucks County**.

46-0025C: Lonza, Inc. (900 River Road, Conshohocken, PA 19428) on November 6, 2002, for operation of a waste incinerator in Upper Merion Township, **Montgomery County**.

46-0036C: Visteon Systems LLC (2750 Morris Road, Lansdale, PA 19446) on November 6, 2002, for operation of a selective solder No. 8 in Worcester Township, **Montgomery County**.

23-0087: Greif Brothers Corp. (3033 Market Street, Twin Oaks, PA 19014) on November 7, 2002, for operation of an alcohol spray booth in Upper Chichester Township, **Delaware County**.

15-0115: QVC, Inc. (1200 Wilson Drive, West Chester, PA 19380) on November 7, 2002, for operation of two 12.55 mmBtu/hr gas/fuel boilers in West Goshen Township, **Chester County**.

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

36-03135A: Shared Mail Acquisitions LLC (72 Industrial Circle, Lancaster, PA 17601) on November 5, 2002, for construction of two heatset offset web lithographic presses and associated dryers controlled by an oxidizer in Upper Leacock Township, **Lancaster County**. This plan approval was extended.

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

49-313-032J: Merck and Co., Inc. (P. O. Box 600, Danville, PA 17821) on November 1, 2002, to extend authorization to operate some air contamination sources (pharmaceutical reaction vessels) identified in the respective plan approval on a temporary basis until March 1, 2003, as well as to extend the expiration date for installation of air cleaning devices (two thermal oxidizers) on various other air contamination sources (pharmaceutical reaction vessels) identified in the plan approval in Riverside Borough, **Northumberland County**.

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

11-00285A: Whitaker Roads Corp. (P. O. Box 5657, Johnstown, PA 15904) on November 5, 2002, for installation of an asphalt plant in Richland Township, **Cambria County**. This plan approval was extended.

03-00229A: Rosebud Mining Co. (R. D. 9 Box 379A, Kittanning, PA 16201) on November 7, 2002, for installation of a vibrating screen at Logansport Mine in Bethel Township, **Armstrong County**. This plan approval was extended.

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

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

23-00011: Sunoco Partners Marketing and Terminals L. P. (Calgon Hook and Hook Roads, Delaware, PA 19032) on November 4, 2002, for issuance of an Administrative Amendment for a Change of Ownership of the facility formerly owned by Sunoco Inc. (R and M) in Darby Township, **Delaware County**. The facility's major emission points include storage tanks containing VOCs. The Administrative Amendment of the Title V Operating Permit was issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450. The amended Title V Operating Permit did not change and contains all of the applicable regulatory requirements including monitoring recordkeeping, reporting and emission limits. The initial permit was issued August 10, 2000.

23-00045: Sunoco Partners Marketing Terminals L. P. (4041 Market Street, Aston, PA 19014) on November 4, 2002, for issuance of an Administrative Amendment for a Change of Ownership of the facility formerly owned by Sunoco Inc. (R and M) in Upper Chichester Township, **Delaware County**. The facility's major emission points include storage tanks containing VOCs. The Administrative Amendment of the Title V Operating Permit was issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450. The amended Title V Operating Permit did not change and contains all of the applicable regulatory requirements including monitoring recordkeeping, reporting and emission limits. The initial permit was issued May 8, 2000.

15-00035: GE LNP Inc. (to be known as LNP Engineering Plastics, Inc.) S. Baily Road, Thorndale, PA 19372) located in Caln Township, **Chester County**. On November 4, 2002, the Title V Operating Permit was issued as an Administrative Amendment for a Change of Ownership of the facility formerly owned by LNP Engineering Plastics, Inc. The Administrative Amendment of the Title V Operating Permit was issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450. The amended Title V Operating Permit did not change and contains all of the applicable regulatory requirements including monitoring recordkeeping, reporting and emission limits. The initial permit was issued November 7, 2001.

46-00013: Hatfield Quality Meats, Inc. (2700 Funks Road, Hatfield, PA 19449) on November 4, 2002, for issuance of an Administrative Amendment for a Change of Ownership of the facility formerly owned by Clemens Family Corp. in Hatfield Township, **Montgomery**

County. The Administrative Amendment of the Title V Operating Permit was issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450. The amended Title V Operating Permit did not change and contains all of the applicable regulatory requirements including monitoring recordkeeping, reporting and emission limits. The initial permit was issued December 29, 1998.

46-00091: Sunoco Partners Marketing and Terminals L. P. (3290 Sunset Lane, Willow Grove, PA 19040) on November 5, 2002, for issuance of an Administrative Amendment for a Change of Ownership of the facility formerly owned by Sunoco Inc. (R and M) in Upper Moreland Township, **Montgomery County**. The facility's major emission points include storage tanks containing VOCs. The Administrative Amendment of the Title V Operating Permit was issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450. The amended Title V Operating Permit did not change and contains all of the applicable regulatory requirements including monitoring recordkeeping, reporting and emission limits. The initial permit was issued August 11, 1999.

23-00037: Sunoco Partners Marketing and Terminals L. P. (No. 4 Hog Island Road Philadelphia, PA 19153) on November 5, 2002, for issuance of an Administrative Amendment for a Change of Ownership of the facility formerly owned by Atlantic Pipeline Corp. in Tincicum Township, **Delaware County**. The facility's major emission points include storage tanks containing VOCs. The Administrative Amendment of the Title V Operating Permit was issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450. The amended Title V Operating Permit did not change and contains all of the applicable regulatory requirements including monitoring recordkeeping, reporting and emission limits. The initial permit was issued August 30, 2000.

23-00044: Sunoco Partners Marketing and Terminals L. P. (Commerce Drive in I95 Industrial Park, Aston, PA 19014) on November 5, 2002, for issuance of an Administrative Amendment for a Change of Ownership of the facility formerly owned by Sunoco Inc. (R and M) in Upper Chichester Township, **Delaware County**. The facility's major emission points include storage tanks containing VOCs. The Administrative Amendment of the Title V Operating Permit was issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450. The amended Title V Operating Permit did not change and contains all of the applicable regulatory requirements including monitoring recordkeeping, reporting and emission limits. The initial permit was issued August 10, 2000.

23-00043: Sunoco Partners Marketing and Terminals L. P. (Hog Island Road, Tincicum, PA 19029) on November 5, 2002, for issuance of an Administrative Amendment for a Change of Ownership of the facility formerly owned by Sunoco Inc. (R and M) in Tincicum Township, **Delaware County**. The facility's major emission points include storage tanks containing VOCs. The Administrative Amendment of the Title V Operating Permit was issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450. The amended Title V Operating Permit did not change and contains all of the applicable regulatory requirements including monitoring recordkeeping, reporting and emission limits. The initial permit was issued April 12, 2000.

23-00009: Boeing Aircraft and Military System Group (P. O. Box 16858, Philadelphia, PA 19142) in Ridley Township, **Delaware County** for a revision to Title V Operating Permit 23-00009. In accordance with 25 Pa. Code §§ 127.463, 127.512(c) and 127.542, the Department reopened the Title V Operating Permit TVOP 23-00009 for Boeing of Ridley Township, Delaware County to make the following revisions:

Section A—Cover Page

- Name change to Boeing Aircraft & Military Systems Group.

Section C—Site Level Requirements

- Page 31, Condition No. 013—The following paragraph was added to the condition for clarification: “Written reports under this section do not require a certification by a responsible official.”
- Page 37—The compliance certification date was changed to March 1, 2003.

Section D—Source Level Requirements

- Sources 035 and 036, B&W Boilers.
- Sources 172, Plastic Media Blasting No. 1.
- Sources 194 and 213, Degreasers.
- Source 218, Misc. Cold Degreasers.
- Source 226, Nital Etch.
- Source 228, Frekote Exhaust booth.
- Sources 231 Misc. minor paint booths, 232, Maintenance spray booth.
- Source 251, Composite manufacturing.
- Sources 300—304, Paint booths in various buildings.

For the previous sources, the following were conducted:

- Aerospace NESHAP conditions pertaining to the following control devices were removed:
 - a) Controlled coatings.
 - b) Carbon adsorbers.
 - c) Conventional water wash system.
 - The conditions were replaced with the revised 25 Pa. Code § 129.63.
 - The “Batch vapor and in-line machine standards” of Halogenated Solvent Cleaning NESHAPs were replaced with “alternate standards.”
 - Wood furniture NESHAPS requirements were added.
- The changes do not result in an increase of emissions.

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.

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

23-00072: Action Supply Co., Inc. (Calcon Hook Road, Sharon Hill, PA 19079) on October 6, 2002, for operation of a Natural Minor Operating Permit in Darby Township, **Delaware County**.

15-0034: Sanofi-Synthelabo, Inc. (25 Great Valley Parkway, Malvern, PA 19355) on November 7, 2002, for operation of a facility VOC/NOx RACT in East Whiteland Township, **Chester County**. The Operating Permit is renewed.

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

06-03085: Power Packaging, Inc. (525 Dunham Road, St. Charles, IL 60174) on November 4, 2002, for operation of a beverage packaging facility in Muhlenberg Township, **Berks County**.

67-03113: Advanced Industrial Services, Inc. (3250 Susquehanna Trail, York, PA 17402) on November 5, 2002, for operation of a metal fabrication facility in Manchester Township, **York County**.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: Muhammad Zaman, Facilities Permitting Chief, (570) 327-0512.

49-310-007: Central Builders Supply Co. (P. O. Box 152, Sunbury, PA 17801) on October 1, 2002, for operation of a wet sand and gravel processing operation in West Chillisquaque Township, **Northumberland County**. This operation is subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources.

49-317-002: Sensenig Milling Services, Inc. (R. R. 2, Box 68A, Watsonstown, PA 17777) on October 29, 2002, for operation of a rotary bakery waste dryer and associated air cleaning devices (a cyclone and a fabric collector operating in series) in Lewis Township, **Northumberland County**.

12-00009: American Sintered Technologies (P. O. Box 149, Emporium, PA 15834), on August 5, 2002, for their sintered metal parts manufacturing facility in Emporium Borough, **Cameron County**. The facility's main sources include five natural gas fired space heaters, seven electric sintering furnaces, a powdered metal parts dip sizing operation and an oil impregnation operation.

17-00046: HPM Industries, Inc. (Atlas Pressed Metals Plant, 125 Tom Mix Drive, P. O. Box P, DuBois, PA 15801), on July 25, 2002, for their sintered metal parts manufacturing facility in DuBois Borough, **Clearfield County**. The facility's main sources include ten natural gas fired space heaters, four electric sintering furnaces, a powdered metal parts dip sizing operation and an electric drying oven.

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

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: Muhammad Zaman, Facilities Permitting Chief, (570) 327-0512.

49-00007: Merck and Co., Inc. (P. O. Box 600, Danville, PA 17821) on November 7, 2002, for issuance of a revised operating permit, Revision No. 3, for the pharmaceutical, pesticide and chemical manufacturing facility in Riverside Borough, **Northumberland County**. The revision of this permit is to incorporate terms and conditions from Plan Approval 49-313-032H, which authorized installation of a new thermal oxidizer and packed bed scrubber for the control of air contaminant emissions from a number of existing equipment associated with the Avermectin Operations and the Antibiotic Campaign Op-

erations. This Title V Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

59-00005: Dominion Transmission, Inc. (625 Liberty Avenue Pittsburgh, PA 15222) on October 31, 2002, for issuance of a revised Title V Operating Permit to include terms and conditions for operation of screw-in prechambers on a 2,000 horsepower natural gas fired internal combustion engine (engine 7) installed under plan approval 59-00005D at their Sabinsville gas compressor station. This facility is in Clymer Township, **Tioga County**. This Title V Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

53-00006: Dominion Transmission, Inc. (625 Liberty Avenue Pittsburgh, PA 15222) on October 31, 2002, for issuance of a revised Title V Operating Permit to include terms and conditions for operation of screw-in prechambers on three 2,000 horsepower natural gas fired internal combustion engines and three 3,400 horsepower natural gas fired internal combustion engines (engines 3—8) installed under plan approval 53-00006A at their Ellisburg gas compressor station. This facility is in Genesee Township, **Potter County**. This Title V Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

41-00010: Andritz, Inc. (35 Sherman Street, Muncy, PA 17756), on August 12, 2002, for issuance of a revised Title V Operating Permit, Revision No. 1, for the change of ownership of the Muncy plant from Andritz, Inc. to Andritz, Inc. (after merger). This facility is in Muncy Borough, **Lycoming County**. This Title V 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.

61-00147: Department of Public Welfare—Polk Center (Route 62, P. O. Box 94, Polk, PA 16342) for operation of their psychiatric hospital in Polk Borough, **Venango County**. The Title V Operating Permit (reissued on August 21, 2002, and revised on October 2, 2002) was administratively amended on November 4, 2002, to correct a typographical error.

10-00001: AK Steel Corp. (Route 8 South, P. O. Box 832, Butler, PA 16003) for operation of their Butler facility in Butler Township, **Butler County**. The Title V Operating Permit (issued on January 22, 1999, and amended on October 20, 1999, on May 10, 2000, and on August 1, 2002) was administratively amended on November 7, 2002, to incorporate plan approval (10-001F) conditions. This plan approval was for no. 4 pickle line.

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

The City of Philadelphia, Air Management Services (AMS) administratively amended an operating permit issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices for the following facilities:

S96-045: Temple Continuing Care Center (5301 Old York Road, Philadelphia, PA 19141-2996) administratively amended on November 5, 2002, to change contact infor-

mation. The Synthetic Minor operating permit was originally issued on June 1, 2001.

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

Coal Permits Actions

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

630202 and NPDES Permit No. PA0250210. Robinson Coal Company (200 Neville Road, Pittsburgh, PA 15225). Government Financed Construction Contract issued for reclamation of approximately 30 acres of abandoned mine lands located in Robinson Township, **Washington County**. Receiving streams: unnamed tributary to Little Raccoon Run, Little Raccoon Run, Raccoon Creek, Ohio River. Application received July 23, 2002. Contract issued November 5, 2002

63803009 and NPDES Permit No. PA0203432. Robinson Coal Company (200 Neville Road, Pittsburgh, PA 15225). Permit renewal issued for reclamation only of a bituminous surface/auger mine located in Robinson Township, **Washington County**, affecting 215.5 acres. Receiving streams: unnamed tributary to Robinson Run. Application received June 27, 2001. Renewal issued November 6, 2002.

26870107 and NPDES Permit No. PA0589802. Durant Excavating Company (18 North Ross Street, Masontown, PA 15461). Permit renewal issued for continued operation and reclamation of a bituminous surface mine located in Nicholson Township, **Fayette County**, affecting 82.0 acres. Receiving streams: unnamed tributaries to Jacobs Creek. Application received July 1, 2002. Renewal issued November 7, 2002.

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

11020101 and NPDES Permit No. PA0249203. E. P. Bender Coal Company, Inc., P. O. Box 594, Carrolltown, PA 15722, commencement, operation and restoration of a bituminous surface and auger mine and for discharge of treated mine drainage in Reade Township, **Cambria County**, affecting 141.0 acres. Receiving streams: Fallentimber Run, unnamed tributaries to Fallentimber Run classified for CWF. There are no potable water supply intakes within 10 miles downstream. Application received April 16, 2002. Permit issued November 4, 2002.

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

32951301. NPDES Permit PA0215821, Penn-American Coal L. P. (R. D. 1, Box 119A, Avonmore, PA 15618), to revise the permit for the Burrell Mine in Burrell Township, **Indiana County** to add surface activity site, Surface Acres Proposed 19.0, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, Blacklick Creek, classified for CWF. The first downstream potable water supply intake from the point of discharge is N/A. Permit issued October 31, 2002.

30010701. NPDES Permit PA0235440, RAG Cumberland Resources L. P. (158 Portal Rd., P. O. Box 1020, Waynesburg, PA 15370), to operate the Cumberland Mine No. 2 CRDA in Whiteley Township, **Greene County**, Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed 118, CRDP Refuse Disposal Acres Proposed 113, tributary to Whiteley Creek, classified for WWF. The first downstream potable water supply intake from the point of discharge is N/A. Permit issued November 5, 2002.

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

5974-16940103-E-1. RFI Energy, Inc. (555 Philadelphia St., Indiana, PA 15701). Application for a stream encroachment to conduct mining activities within 100 feet, mine through and reconstruct a portion of unnamed tributary 1D to the Allegheny River in Perry Township, **Clarion County**. Receiving streams: unnamed tributary to the Allegheny River and unnamed tributary to the Clarion River. Application received July 10, 2002. Permit issued November 4, 2002.

33010104 and NPDES No. PA0241997. Reichard Contracting, Inc. (212 Olean Trail, New Bethlehem, PA 16242). Transfer of an existing bituminous strip operation from McKay Coal Company, Inc. in Clover Township, **Jefferson County** affecting 29.5 acres. Receiving streams: unnamed tributary No. 1 to Runaway Run. Application received July 15, 2002. Permit issued November 4, 2002.

Noncoal Permits Actions

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

30841316 and NPDES Permit No. PA0213535. Consol Pennsylvania Coal Co., P. O. Box 355, 172 Route 519, Eighty Four, PA 15330, to revise the permit for the Bailey Mine in Richhill Township, **Greene County** to address the treatment of utility structures, 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 N/A. The first downstream potable water supply intake from the point of discharge is N/A. Permit issued October 23, 2002.

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

43022804. SQP Industries (3100 Grand Ave., Pittsburgh, PA 15225). Commencement, operation and restoration of a small noncoal slag operation in Sharpsville Borough, **Mercer County** affecting 4.7 acres. Receiving streams: Shenango River. Application received August 1, 2002. Permit issued November 5, 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.

35024027. Emmett J. Wilkinson (EJW Corporation) (R. R. 2 Box 189, Kingsley, PA 18826), construction blasting in the City of Scranton, **Lackawanna County** with an expiration date of January 20, 2003. Permit issued November 5, 2002.

15024031. Explo-Craft, Inc. (P. O. Box 1332, West Chester, PA 19380), construction blasting in Malvern Borough, **Chester County** with an expiration date of February 18, 2003. Permit issued November 5, 2002.

52024027. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting in Dingman Township, **Pike County** with an expiration date of October 6, 2003. Permit issued November 5, 2002.

13024007. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting in Banks Township, **Carbon County** with an expiration date of October 6, 2003. Permit issued November 5, 2002.

360240118. Keystone Blasting Service (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting in Paradise Township, **Lancaster County** with an expiration date of October 15, 2007. Permit issued November 5, 2002.

38024031. Keystone Blasting Service (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting in North Cornwall Township, **Lebanon County** with an expiration date of November 30, 2007. Permit issued November 5, 2002.

21024054. David H. Martin Excavating, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting in Shippensburg Township, **Cumberland County** with an expiration date of February 28, 2004. Permit issued November 5, 2002.

45024080. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting in Smithfield Township, **Monroe County** with an expiration date of October 8, 2003. Permit issued November 5, 2002.

21024055. M & J Explosives, Inc. (P. O. Box 608, Carlisle, PA 17013), construction blasting in Penn Township, **Cumberland County** with an expiration date of October 15, 2007. Permit issued November 5, 2002.

46024063. Schlouch Incorporated (Excelsior Industrial Park, P. O. Box 69, Blandon, PA 19510), construction blasting in Limerick Township, **Montgomery County** with an expiration date of November 21, 2003. Permit issued November 5, 2002.

39024023. Warren's Excavating & Drilling, Inc. (P. O. Box 189, Bowmansville, PA 17507-0189), construction blasting in Lower Macungie Township, **Lehigh County** with an expiration date of November 15, 2007. Permit issued November 7, 2002.

23024011. Explo-Craft, Inc. (P. O. Box 1332, West Chester, PA 19380), construction blasting in Bethel Township, **Delaware County** with an expiration date of November 15, 2003. Permit issued November 7, 2002.

360240123. Keystone Blasting Service (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting in Mount Joy Township, **Lancaster County** with an expiration date of November 30, 2005. Permit issued November 7, 2002.

360240119. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in West Lampeter Township, **Lancaster County** with an expiration date of November 17, 2004. Permit issued November 7, 2002.

360240120. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in Manheim Township, **Lancaster County** with an expiration date of November 17, 2007. Permit issued November 7, 2002.

360240121. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in Manor Township, **Lancaster County** with an expiration date of November 30, 2007. Permit issued November 7, 2002.

360240122. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in Mountville Borough, **Lancaster County** with an expiration date of November 30, 2007. Permit issued November 8, 2002.

360240126. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in Mt. Joy Borough, **Lancaster County** with an expiration date of November 30, 2007. Permit issued November 8, 2002.

360240127. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in East Lampeter Township, **Lancaster County** with an expiration date of November 30, 2007. Permit issued November 8, 2002.

360240128. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in Manor Township and Millersville Borough, **Lancaster County** with an expiration date of November 30, 2007. Permit issued November 8, 2002.

360240129. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Road, Lancaster, PA 17036), construction blasting in East Lampeter Township, **Lancaster County** with an expiration date of November 30, 2007. Permit issued November 8, 2002.

67024041. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Road, Lancaster, PA 17036), construction blasting in Dover Township, **York County** with an expiration date of November 30, 2007. Permit issued November 8, 2002.

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

02024011. Rick Lawson Exe for construction located in South Park Township, **Allegheny County**, with an expected duration of 1 year. Permit issued November 6, 2002.

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

33024001. McCauley Trucking (R. R. 5, Box 48A, Brookville, PA 15825). Blasting activity permit to build and connect a road in Pinecreek Township, **Jefferson County** for 45 days. Application received October 25, 2002. Application issued November 4, 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

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

E58-246. Department of Transportation, Engineering District 4-0, P. O. Box 111, Scranton, PA 18501. Rush Township, **Susquehanna County**, Army Corps of Engineers Baltimore District.

To remove the existing structure and to construct and maintain a two-span prestressed spread box beam bridge, having clear normal spans of 81.2 feet each and an underclearance of approximately 21 feet, across East Branch Wyalusing Creek. The project is located along SR 3023, Section 570, approximately 500 feet south of the intersection of SR 0706 and SR 3023 (Lawton, PA Quadrangle N: 5.8 inches; W: 6.2 inches).

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

E22-419. Meadows of Hanover Development, Incorporated, 225 North Presidential Blvd., Bala Cynwyd, PA 19044 in South Hanover Township, **Dauphin County**, ACOE Baltimore District.

To construct and maintain: (1) three wetland road crossings which will impact 0.38 acre of wetlands; and (2) to construct Stormwater Detention Area No. 9 in an unnamed tributary to Kellock Run (WWF) in conjunction with the development of Phases 1 and 5 of a residential subdivision known as the Meadows of Hanover Development located on the west side of Route 39, about 1.5 miles north of the Village of Union Deposit (Hershey, PA Quadrangle N: 11.0 inches; W: 10.2 inches) in South Hanover Township, Dauphin County. The permittee is required to provide 0.38 acre of replacement wetlands.

E22-434. Steelton Borough, 123 North Front Street, Steelton, PA 17113 in Steelton Borough, **Dauphin County**, ACOE Baltimore District.

To construct and maintain: (1) a concrete boat launch ramp with floating dock; (2) a bituminous concrete roadway and vehicle parking area; and (3) a picnic area and pavilion all in the channel and floodway of the Susquehanna River (WWF) to provide for recreation and boating access to the river located on 2.88 acres of land on the east bank of the river, upstream of the Pennsylvania

Turnpike (SR 0076) bridge (Steelton, PA Quadrangle N: 5.3 inches; W: 7.2 inches) in Steelton Borough, Dauphin County.

E31-184. Dublin Township, P. O. Box 11, Neelyton, PA 17239 in Dublin Township, **Huntingdon County**, ACOE Baltimore District.

To: (1) remove the existing culverts; (2) construct and maintain a 58-inch by 43-inch RCP culvert and a 59-inch by 34-inch RCP culvert at the channel of an unnamed tributary to the North Branch Little Aughwick Creek (HQ-CWF) located at the crossing of SR 2009, Segment 0030, Offset 3240 and T-307; and (3) fill in 0.27 acre of wetlands to improve the alignment of the road (Fanetsburg, PA Quadrangle N: 17.5 inches; W: 17.5 inches) in Dublin Township, Huntingdon County. The applicant will provide 0.27 acre of replacement wetlands at the Aughwick Creek advanced wetland replacement.

E67-720. Gregory Brennenman, 790 Arbor Drive, Red Lion, PA 17356 in York Township, **York County**, ACOE Baltimore District.

To remove two existing structures then construct and maintain a 5-foot 1-inch by 16-foot 4-inch corrugated steel low profile box culvert in Barshinger Creek (CWF) located approximately 10,000 feet upstream of the confluence with the East Branch Codorus Creek. (York, PA Quadrangle N: 0.2 inch; W: 2.35 inches) in York Township, York County.

E67-727. Izaak Walton League of America, York County Chapter 67, 7131 Ironstone Hill Road, Dalstown, PA 17313 in Shrewsbury Township, **York County**, ACOE Baltimore District.

To construct and maintain two cattle crossing and 1,100 linear feet of stream restoration/bank stabilization in and along the South Branch Codorus Creek (WWF) using a natural stream channel design approach including the installation of in-stream structures (rock vanes, cross vanes, rock toe protection and root wads), bank grading and riparian plantings. The project is located on the Robert and Greta Dise property approximately 2,000 feet southeast of the intersection of SR 0616 and Fissels Church Road to the intersection of SR 0616 and the railroad tracks (Glen Rock, PA Quadrangle N: 4.6 inches; W: 13.6 inches) in Shrewsbury Township, York County. The restoration will impact 0.09 acre of palustrine emergent wetland, 0.04 acre permanent impact and 0.05 acre temporary impact. The amount of permanent wetland impact is considered a de minimis impact of 0.05 acre and wetland mitigation is not required.

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

E08-397. Warren Township, P. O. Box 52, Warren Center, PA 18851. Bridge construction in Warren Township, **Bradford County**, ACOE Baltimore District (Little Meadow, PA Quadrangle N: 11.8 inches; W: 7.5 inches).

To construct and maintain a 30 foot long by 20 foot wide truck scale bridge with side rails and a concrete block retaining wall over Corbin Creek located adjacent to the Warren Township Municipal Building on the Township lot. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E14-427. Wetland Habitat Management Inc., 205 East Beaver Drive, State College, PA 16801, in Huston Township, **Centre County**, ACOE Baltimore District (Julian, PA Quadrangle N: 17.5 inches; W: 14.3 inches).

To impact 3.14 acres of palustrine wetlands to facilitate the construction of a 51.37-acre wetland mitigation site. The site is located at the intersection of SR 220 and TR 350 about 8 miles northeast of Port Matilda (Julian, PA Quadrangle N: 17.5 inches; W: 14.3 inches; Latitude: 40 degrees 51 minute 41 seconds; Longitude: 77 degrees 59 minutes 10 seconds) in Huston Township, Centre County.

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

E02-1395. City of Pittsburgh, 301 City-County Building, 414 Grant Street, Pittsburgh, PA 15219. City of Pittsburgh, **Allegheny County**, ACOE Pittsburgh District.

To remove the existing stone wall and to construct and maintain a new wall having a length of approximately 100 feet and 15 feet high, located along the left bank of a tributary to Saw Mill Run (WWF). The project is located along the east side of Banksville Avenue approximately 500 feet south of its intersection with Carnahan Road (Pittsburgh West, PA Quadrangle N: 5.7 inches; W: 5.0 inches).

E56-318. Department of Transportation, Engineering 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 clear span of 45.15 feet and an underclearance of 5.83 feet across 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. This project is located on SR 3003, Section 001 just south of Draketown (Confluence, PA Quadrangle N: 17.9 inches; W: 17.0 inches).

SPECIAL NOTICES

Plan Revision Approval under the Municipal Waste Planning, Recycling and Waste Planning, Recycling and Waste Reduction Act of 1988, Act 101

The Department of Environmental Protection (Department) approved the Delaware County Municipal Waste Plan Revision on October 31, 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.

The plan revision is a public document and may be viewed at the Department Regional Office previously noted.

Questions concerning this approval should be directed to Sally Lohman, Chief, Waste Planning Section, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472.

[Pa.B. Doc. No. 02-2103. Filed for public inspection November 22, 2002, 9:00 a.m.]

Draft General Permits for Beneficial Use of Biosolids or Residential Septage by Land Application (PAG-7, PAG-8, PAG-9); Extension of Public Comment Period

In accordance with the provisions of the Federal Clean Water Act, The Clean Streams Law (35 P. S. §§ 691.1—691.1001), 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 Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904), the Department of Environmental Protection (Department) issues these general permits for use by eligible persons for the beneficial use of exceptional quality biosolids, biosolids or residential septage that will be land applied, who are required in 25 Pa. Code Chapters 91, 92 or 271 (relating to general provisions; National Pollutant Discharge Elimination System permitting, monitoring and compliance; and municipal waste management—general provisions), as applicable, to obtain a permit for the beneficial use of biosolids in this Commonwealth.

Notice of proposed revisions to PAG-7, PAG-8 and PAG-9 was originally published at 32 Pa.B. 367 and 377 (January 19, 2002), with a 30-day public comment period that closed on February 19, 2002. The Department then extended the public comment period until March 25, 2002. The Department has considered the comments received on the proposed revisions, prepared a draft comment/response document and made corresponding changes to the proposed revisions.

The Department is concerned with public anxiety and odor complaints associated with the land application of biosolids. To address this concern, the Department is proposing a comprehensive approach to odor management, which includes the requirement for an odor control plan.

The Department is proposing to further amend the three general permits to incorporate a requirement for the person who prepares biosolids (permittee) to develop and implement a Biosolids Odor Control Plan (Plan). The Department has also prepared a draft Plan guidance document that is available for review and comment. The Department proposes that persons applying for general permit coverage submit the Plan with the Notice of Intent

and that current biosolids permittees submit their Plan within 90 days of the effective date of the revised general permits.

Notice of republication of the PAG-7, PAG-8 and PAG-9 as draft for additional public comment was published at 32 Pa.B. 5213 (October 19, 2002) with a 30-day public comment period that closed on November 18, 2002. The Department, by this notice, extends the public comment period on the three draft general permits and the draft Plan guidance for an additional 30 days following publication of this notice in the *Pennsylvania Bulletin* (December 23, 2002).

A notice was published at 32 Pa.B. 2039 (April 20, 2002) extending the terms of the current general permits until December 23, 2002. The existing general permit document packages will continue to be available from the Department's Regional and Central Offices until they are replaced or updated. Existing permit coverage will be valid until December 23, 2002, or until notice of the expiration of the current permit and notice of availability of the new PAG-7, PAG-8 and PAG-9 is published subsequent to this public comment period. The Plan guidance will be finalized at the same time.

Copies of the new draft revised general permits, draft comment response document and draft Plan guidance are available from the Department's Bureau of Water Supply and Wastewater Management, P. O. Box 8467, Harrisburg, PA 17105-8467, (717) 783-3795, e-mail trutrouma@state.pa.us and on the Department's website at www.dep.state.pa.us. To access the document, type in directLINK "participate"; scroll down to "Proposals Open for Comment"; then choose "Regulations and Other Proposals."

Written comments should be submitted to the previous address. Comments will not be accepted by facsimile or on voice mail. Comments will also be accepted by e-mail and should be sent to jafrica@state.pa.us by December 23, 2002. Persons with a disability may use the AT&T Relay Service, (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

Comments received from October 19, 2002, to December 23, 2002, will be considered in finalizing the general permits. Following the comment period, the Department will prepare a comment and response document and final general permits. Availability of the final permit documents will be announced in the *Pennsylvania Bulletin*.

DAVID E. HESS,
Secretary

[Pa.B. Doc. No. 02-2104. Filed for public inspection November 22, 2002, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Medical Assistance Program Fee Schedule Revisions; Deletion of Codes Having Zero Occurrences

The Department of Public Welfare (Department) announces that effective December 1, 2002, changes will be made to the Medical Assistance (MA) Program Fee Schedule to begin to bring the procedure coding system into compliance with Health Insurance Portability and Accountability Act (HIPAA) (Pub. L. No. 104-191, 110 Stat. 1836) requirements. HIPAA requires payors of medical services to use standardized procedure code sets. The HIPAA procedure code sets that have been adopted are:

- National Drug Codes (NDC)—Drugs, biologicals.
- Current Dental Terminology, third edition (CDT-3)—Dental services.
- Current Procedure Terminology, fourth revision (CPT-4)—Physicians and all other services.
- CPT-4—HCFA Common Procedure Coding System (HCPCS) Level II—Medical equipment, injectible drugs, transportation services and other services not found in CPT-4.

The following provides those procedure codes that will be end dated November 30, 2002, due to zero occurrences during 2001.

Contact Person

A copy of this notice is available for review at local County Assistance Offices. Interested persons are invited to submit written comments to this notice within 30 days of this publication. Comments should be sent to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Deputy Secretary's Office, Attention: Regulations Coordinator, Room 515 Health and Welfare Building, Harrisburg, PA 17120. Comments received will be considered for future fee schedule revisions.

Persons with a disability may use the AT&T Relay Service, (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). Persons who require another alternative should contact the Office of Legal Counsel, (717) 783-2209.

FEATHER O. HOUSTOUN,
Secretary

Local Procedure Codes Being Deleted from the Fee Schedule as a Result of Zero Occurrences and which will not be Compensable for Services Provided after November 30, 2002

<i>Procedure Code</i>	<i>Type of Service</i>	<i>Provider Type</i>	<i>Description</i>
W0090	AJ	01	EPSDT-Screen-Physician
W0091	AJ	10	EPSDT-Screen-Independent clinic
W0092	AJ	01	EPSDT-Screen-Basic hospital clinic
W0093	AJ	11	EPSDT-Screen-Hospital outpatient clinic (enrollment approval required)
W0095	AJ	49	EPSDT-Screen CRNPs

<i>Procedure Code</i>	<i>Type of Service</i>	<i>Provider Type</i>	<i>Description</i>
W0190	HS	37	Hospice (drugs)
W0191	HS	37	Respite (Medicare 1-5)
W0192	HS	37	Respite (Medicare 6 or more)
W0400	ES	50	Nonsecure psychiatric care
W0401	ES	50	Secure psychiatric care
W0519	AK	23	Exception to RN/LPN, PT, OT, ST audiologist limits
W0526	AK	23	Audiological therapy (days 1-28) by an audiologist
W0527	AK	23	Audiological therapy (29th day and beyond) by an audiologist
W0609	HS	01	Attending physician direct care—general inpatient care—follow-up must be provided by physician not related to a hospice
W0616	HS	01	Attending physician direct care-inpatient respite care—1-5 visits per 60 days—must be provided by physician not related to a hospice
W0617	ES	50	Program exception—Case Management—Mental Health
W0902	10	01	Declotting of internal A-V shunt anastomosis of graft with or without balloon catheter, artery or vein
W0902	20	01	Declotting of internal A-V shunt anastomosis of graft with or without balloon catheter, artery or vein
W0902	27	06, 08	Declotting of internal A-V shunt anastomosis of graft with or without balloon catheter, artery or vein
W0902	40	01, 44	Declotting of internal A-V shunt anastomosis of graft with or without balloon catheter, artery or vein
W0953	AK	23	Office visit hypodermic/intramuscular therapy
W5947	30	09	Birth center visit, first trimester, physician
W5948	30	09	Birth center visit, second trimester, physician
W9078	CM	02	Case management research code (Initial case management services provided to a client)
W9090	CM	02	Case management services/MA-0192 Waiver (Days 1-30)
W9091	CM	02	Case management services/MA-0192 Waiver (Each 30 day period thereafter)
W9250	80	01, 10, 11, 12	Rotational vestibular testing
W9351	25	01, 11, 12	HIS bundle electrogram; with stress testing
W9352	25	01, 11, 12	HIS bundle electrogram; with drug evaluation
W9352	27	06, 08	HIS bundle electrogram; with drug evaluation
W9353	25	01, 11, 12	HIS bundle electrogram; with tachyarrhythmia study
W9356	25	01, 11, 12	Left cardiac catheterization with insertion of transvenous electrode, temporary
W9356	27	06, 08	Left cardiac catheterization with insertion of transvenous electrode, temporary
W9417	80	01, 10, 11, 12	Maximal expiratory volume studies
W9417	AY	01	Maximal expiratory volume studies
W9417	AZ	10, 11, 12	Maximal expiratory volume studies
W9418	80	01, 10, 11, 12	Various forced expiratory volume studies, that is FEV1, FEV1%, FEV2, FEV3
W9418	AY	01	Various forced expiratory volume studies, that is FEV1, FEV1%, FEV2, FEV3
W9418	AZ	10, 11, 12	Various forced expiratory volume studies, that is FEV1, FEV1%, FEV2, FEV3
W9594	80	01, 08, 10, 11, 12	Electromyography; including nerve conduction velocities, four extremities and related parasp.

<i>Procedure Code</i>	<i>Type of Service</i>	<i>Provider Type</i>	<i>Description</i>
W9594	AY	01	Electromyography; including nerve conduction velocities, four extremities and related parasp.
W9594	AZ	08, 10, 11, 12	Electromyography; including nerve conduction velocities, four extremities and related parasp.
W9869	30	09	General assistance exception—obstetrical office visit
W9874	AR	30	General assistance exception—family planning clinic
W9875	30	01	General assistance exception—obstetrical office visit
W9972	9P	05, 19	Patient vertical positioning device, nonmechanical
X1165	20	01, 04, 10, 11, 12	Debridement of hypertrophic nail; subsequent, single
X2135	27	06, 08	Treatment of closed or open fracture of malar area, including zygomatic arch and malar tripod w/o manipulation
X2135	40	01, 44	Treatment of closed or open fracture of malar area, including zygomatic arch and malar tripod w/o manipulation
X2825	20	01, 04, 10, 11, 12	Tenotomy and/or partial capsulotomy, closed, puncture or snap type, metatarsophalangeal joint
X2825	27	06, 08	Tenotomy and/or partial capsulotomy, closed, puncture or snap type, metatarsophalangeal joint
X2825	40	01, 44	Tenotomy and/or partial capsulotomy, closed, puncture or snap type, metatarsophalangeal joint
X2835	20	01, 04, 10, 11, 12	Arthroplasty of foot; phalangeal-phalangeal joint
X2835	27	06, 08	Arthroplasty of foot, phalangeal-phalangeal joint
X2835	40	01, 44	Arthroplasty of foot, phalangeal-phalangeal joint
X2836	10	01, 04	Arthroplasty of foot; first metatarsophalangeal joint, total joint replacement
X2836	20	01, 04, 10, 11, 12	Arthroplasty of foot, first metatarsophalangeal joint, total joint replacement
X2836	27	06, 08	Arthroplasty of foot, first metatarsophalangeal joint, total joint replacement
X2836	40	01, 44	Arthroplasty of foot, first metatarsophalangeal joint, total joint replacement
X2837	10	01, 04	Arthroplasty of foot; inter-phalangeal joint, with implant
X2837	20	01, 04, 10, 11, 12	Arthroplasty of foot; inter-phalangeal joint, with implant
X2837	27	06, 08	Arthroplasty of foot; inter-phalangeal joint, with implant
X2837	40	01, 44	Arthroplasty of foot; inter-phalangeal joint, with implant
X2838	10	01, 04	Arthroplasty of foot; metatarsal-phalangeal joint, with implant
X2838	20	01, 04, 10, 11, 12	Arthroplasty of foot; metatarsal-phalangeal joint, with implant
X2838	27	06, 08	Arthroplasty of foot; metatarsal-phalangeal joint, with implant
X2838	40	01, 44	Arthroplasty of foot; metatarsal-phalangeal joint, with implant
X3203	20	01, 11, 12	Thoracostomy tube with water seal, for drainage of malignant pleural effusion
X3203	40	01, 04	Thoracostomy tube with water seal, for drainage of malignant pleural effusion
X3553	10	01	Bypass graft, axillary-brachial
X3553	20	01	Bypass graft, axillary-brachial
X3553	27	06, 08	Bypass graft, axillary-brachial
X3553	40	01, 44	Bypass graft, axillary-brachial
X3626	25	01, 11, 12	Implantation of an infusion pump with catheterization hepatic artery by lararotomy
X3626	40	01, 44	Implantation of an infusion pump with catheterization hepatic artery by lararotomy

<i>Procedure Code</i>	<i>Type of Service</i>	<i>Provider Type</i>	<i>Description</i>
X3633	10	01	Percutaneous transluminal angioplasty; coronary artery (includes pre and post injections for angiography and cardiac catheterization)
X3633	20	01, 11, 12	Percutaneous transluminal angioplasty; coronary artery (includes pre and post injections for angiography and cardiac catheterization)
X3633	27	06, 08	Percutaneous transluminal angioplasty; coronary artery (includes pre and post injections for angiography and cardiac catheterization)
X3633	40	01, 44	Percutaneous transluminal angioplasty; coronary artery (includes pre and post injections for angiography and cardiac catheterization)
X3634	10	01	Catheterization of coronary artery with thrombolytic agent for recanalization (includes pre and post injections for angiography and cardiac catheterization)
X3634	20	01, 11, 12	Catheterization of coronary artery with thrombolytic agent for recanalization (includes pre and post injections for angiography and cardiac catheterization)
X3634	27	06, 08	Catheterization of coronary artery with thrombolytic agent for recanalization (includes pre and post injections for angiography and cardiac catheterization)
X3634	40	01, 44	Catheterization of coronary artery with thrombolytic agent for recanalization (includes pre and post injections for angiography and cardiac catheterization)
X3635	10	01	Percutaneous transluminal angioplasty; each additional vessel, eg, coronary, visceral, peripheral
X3635	20	01, 11, 12	Percutaneous transluminal angioplasty; each additional vessel, eg, coronary, visceral, peripheral
X3635	40	01, 44	Percutaneous transluminal angioplasty; each additional vessel, eg, coronary, visceral, peripheral
X3659	10	01	Transluminal peripheral atherectomy, percutaneous; each additional vessel, eg, coronary, visceral and peripheral
X3659	20	01	Transluminal peripheral atherectomy, percutaneous; each additional vessel, eg, coronary, visceral and peripheral
X3659	40	01, 44	Transluminal peripheral atherectomy, percutaneous; each additional vessel, eg, coronary, visceral and peripheral
X3823	10	01	Bone marrow harvesting for transplantation, autologous
X3823	20	01	Bone marrow harvesting for transplantation, autologous
X3823	40	01, 44	Bone marrow harvesting for transplantation, autologous
X4320	25	01, 10, 11, 12	Suction esophageal biopsy
X4320	40	01, 44	Suction esophageal biopsy
X4530	25	01, 10, 11, 12	Proctosigmoidoscopy; routine service, asymptomatic patient
X4530	40	01, 44	Proctosigmoidoscopy; routine service, asymptomatic patient
X4533	25	01, 10, 11, 12	Sigmoidoscopy, flexible fiberoptic; asymptomatic patient
X4533	40	01, 44	Sigmoidoscopy, flexible fiberoptic; asymptomatic patient
X5812	10	01	Vaginal hysterectomy; with plastic repair of vagina, anterior and/or posterior colporrhaphy
X5812	20	01	Vaginal hysterectomy; with plastic repair of vagina, anterior and/or posterior colporrhaphy
X5812	40	01, 44	Vaginal hysterectomy; with plastic repair of vagina, anterior and/or posterior colporrhaphy
X5888	20	01	Laparoscopy, with fulguration of oviducts and D&C (dilation and curettage)
X5888	27	06, 08	Laparoscopy, with fulguration of oviducts and D&C (dilation and curettage)
X5888	40	01, 44	Laparoscopy, with fulguration of oviducts and D&C (dilation and curettage)

<i>Procedure Code</i>	<i>Type of Service</i>	<i>Provider Type</i>	<i>Description</i>
X5900	25	01	Percutaneous umbilical blood sampling (PUBS)
X5902	25	01	Nipple stimulation stress test
X5982	10	01	Abortion (elective); transabdominal approach
X5982	30	01	Abortion (elective); transabdominal approach
X5982	40	01, 44	Abortion (elective); transabdominal approach
X6378	10	01	Subcutaneous implantation of infusion pump with catheterization for connection to intraspinal catheter (eg, epidural, intrathecal subarachnoid)
X6378	20	01	Subcutaneous implantation of infusion pump with catheterization for connection to intraspinal catheter (eg, epidural, intrathecal subarachnoid)
X6378	40	01, 44	Subcutaneous implantation of infusion pump with catheterization for connection to intraspinal catheter (eg, epidural, intrathecal subarachnoid)
X6680	20	01, 10, 11, 12	Discission of lens, needling of secondary membrane, complicated, as scissors
X6680	27	06, 08	Discission of lens, needling of secondary membrane, complicated, as scissors
X6680	40	01, 44	Discission of lens, needling of secondary membrane, complicated, as scissors
Y0704	54	01, 08, 10, 11, 12	Arthrography, lumbar facet joint
Y0704	57	01	Arthrography, lumbar facet joint
Y0704	RD	08, 10, 11, 12	Arthrography, lumbar facet joint
Y2600	10	01	HIP arthroscopy
Y2600	20	01	HIP arthroscopy
Y2600	27	06, 08	HIP arthroscopy
Y2600	40	01, 44	HIP arthroscopy
Y7033	54	01, 10, 11, 12	Magnetic resonance (eg, proton) imaging, temporomandibular joint; with contrast material
Y7033	57	01	Magnetic resonance (eg, proton) imaging, temporomandibular joint; with contrast material
Y7033	RD	08, 10, 11, 12	Magnetic resonance (eg, proton) imaging, temporomandibular joint; with contrast material
Y7034	54	01, 10, 11, 12	Magnetic resonance (eg, proton) imaging, temporomandibular joint; without contrast material, followed by contrast material
Y7034	57	01	Magnetic resonance (eg, proton) imaging, temporomandibular joint; without contrast material, followed by contrast material
Y7034	RD	08, 10, 11, 12	Magnetic resonance (eg, proton) imaging, temporomandibular joint; without contrast material, followed by contrast material
Y7210	54	01, 10, 11, 12	Radiology diagnostic, lumbar spine and pelvis; limited anteroposterior and lateral views of spine with anteroposterior view of pelvis
Y7210	57	01	Radiology diagnostic, lumbar spine and pelvis; limited anteroposterior and lateral views of spine with anteroposterior view of pelvis
Y7210	RD	08, 10, 11, 12	Radiology diagnostic, lumbar spine and pelvis; limited anteroposterior and lateral views of spine with anteroposterior view of pelvis
Y7427	54	01, 10, 11, 12	Radiologic examination, colon; air contrast barium enema-asymptomatic patient
Y7427	57	01	Radiologic examination, colon; air contrast barium enema-asymptomatic patient
Y7427	RD	10, 11, 12	Radiologic examination, colon; air contrast barium enema-asymptomatic patient
Y7540	54	01, 08, 10, 11, 12	Angiography, digital subtraction; simple (maximum 2 runs)

<i>Procedure Code</i>	<i>Type of Service</i>	<i>Provider Type</i>	<i>Description</i>
Y7540	57	01	Angiography, digital subtraction; simple (maximum 2 runs)
Y7540	RD	08, 10, 11, 12	Angiography, digital subtraction; simple (maximum 2 runs)
Y7541	54	01, 08, 10, 11, 12	Angiography, digital, subtraction; intermediate (maximum 4 runs)
Y7541	57	01	Angiography, digital, subtraction; intermediate (maximum 4 runs)
Y7541	RD	08, 10, 11, 12	Angiography, digital, subtraction; intermediate (maximum 4 runs)
Y7542	54	01, 08, 10, 11, 12	Angiography, digital subtraction; complex (more than 4 runs)
Y7542	57	01	Angiography, digital subtraction; complex (more than 4 runs)
Y7542	RD	08, 10, 11, 12	Angiography, digital subtraction; complex (more than 4 runs)
Y7556	54	01, 10, 11, 12	Magnetic resonance (eg, proton) imaging, myocardium; without contrast material, followed by contrast material
Y7556	57	01	Magnetic resonance (eg, proton) imaging, myocardium; without contrast material, followed by contrast material
Y7556	RD	10, 11, 12	Magnetic resonance (eg, proton) imaging, myocardium; without contrast material, followed by contrast material
Y7640	54	01, 10, 11, 12	Magnetic resonance (eg, proton) imaging, bone marrow blood supply; with contrast material
Y7640	57	01	Magnetic resonance (eg, proton) imaging, bone marrow blood supply; with contrast material
Y7640	RD	10, 11, 12	Magnetic resonance (eg, proton) imaging, bone marrow blood supply; with contrast material
Y7641	54	01, 10, 11, 12	Magnetic resonance (eg, proton) imaging, bone marrow blood supply; without contrast material, followed by contrast material
Y7641	57	01	Magnetic resonance (eg, proton) imaging, bone marrow blood supply; without contrast material, followed by contrast material
Y7641	RD	10, 11, 12	Magnetic resonance (eg, proton) imaging, bone marrow blood supply; without contrast material, followed by contrast material
Y7694	57	01	Ultrasonic guidance for percutaneous umbilical blood sampling (PUBS); supervision and interpretation only
Y7695	54	01, 08, 10, 11, 12	Ultrasonic guidance for percutaneous umbilical blood sampling (PUBS); complete procedure
Y7770	50	01, 11	Radioisotope dosimetry and interpretation of application
Y7770	51	01	Radioisotope dosimetry and interpretation of application
Y7770	RT	11	Radioisotope dosimetry and interpretation of application
Y9653	AE	05, 19	Central venous catheter repair kit
Y9936	AE	05, 19	Airway pressure manometer
Z0042	9R	05, 19	Stationary compressed gas system rental, includes contents (per unit), regulator with flow gauge, humidifier, nebulizer, cannula or mask and tubing, 1 unit=50 cubic feet (less than 1 lpm)
Z0131	9P	05, 19	Walk aid-rigid with balance ring
Z0131	9R	05, 19	Walk aid-rigid with balance ring
Z0132	9P	05, 19	Walk aid-Walkamatic (reciprocal)
Z0462	9P	05, 19	Regulator (replacement)
Z0519	9P	05, 19	Jar and lid (replacement accessory-volume ventilator portable)
Z0542	9P	05, 19	Supporting grid (accessory-negative pressure)
Z0543	9P	05, 19	Backplate (accessory-negative pressure)
Z0545	9P	05, 19	Hose for chest shell or pullover (accessory-negative pressure)
Z0546	9P	05, 19	Pneumobelt (accessory-volume ventilator)
Z0547	9P	05, 19	Bladder (accessory-volume ventilator)
Z0548	9P	05, 19	Pneumobelt hose to ventilator (accessory-volume ventilator)
Z0882	9P	05, 19	Buck's extension with weights
Z0883	9P	05, 19	Weights for traction set-up to 25 lbs (water)

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<i>Procedure Code</i>	<i>Type of Service</i>	<i>Provider Type</i>	<i>Description</i>
Z0937	9P	05, 19	Wrist device (dynamaplast)
Z0937	9R	05, 19	Wrist device (dynamaplast)
Z1000	9P	05, 19	Semi-pneumatic caster and wheel assembly, each
Z1405	9R	05, 19	Oxygen concentrator, manufacturer specified maximum flow greater than 5 liters per minute, at 85% or greater concentration (less than 1 lpm)
Z1407	9P	05, 19	Transtracheal catheter with cleaning rod
Z1409	9P	05, 19	Transtracheal cleaning rods (replacement)
Z1410	9P	05, 19	Transtracheal catheter wire guide
Z1411	9P	05, 19	Transtracheal bead chain necklace
Z1412	9R	05, 19	Oxygen and water vapor enriching system with heated delivery (less than 1 lpm)
Z1413	9R	05, 19	Oxygen and water vapor enriching system with heated delivery (more than 4 lpm)
Z1414	9R	05, 19	Oxygen and water vapor enriching system without heated delivery (less than 1 lpm)
Z1415	9R	05, 19	Oxygen and water vapor enriching system without heated delivery (more than 4 lpm)
Z1605	AM	05, 19	Hip orthosis, ponssetta bar, knee pad
Z1640	AM	05, 19	Hip orthosis, unilateral, pelvic band and belt, hip joint trochanter bar, thigh band and cuff for abduction
Z2121	AM	05, 19	Ankle foot orthosis, tibial (Sarmiento, removable orthoplast)
Z3061	AM	05, 19	Arch support, metal, each
Z3987	AM	05, 19	Humeral orthosis, forearm and humeral orthoplast free motion elbow joints (removable)
Z3988	AM	05, 19	Humeral orthosis, forearm and humeral orthoplast free motion elbow joints (removable)
Z5231	9S	05, 19	Above knee prosthesis, modular quadrilateral plastic total contact with hip joint, single axis
Z5241	9S	05, 19	Patellar tendon bearing prosthesis, modular plastic socket, soft closed end insert socket liner, each foot, cuff suspension, foam cover
Z5243	9S	05, 19	Supracondylar patellar tendon bearing prosthesis, plastic socket, soft closed end insert socket liner or condylar wedge, each foot
Z5244	9S	05, 19	Supracondylar patellar tendon bearing prosthesis, modular plastic socket, soft insert or hard socket or condylar wedge, foam cover and each foot
Z6003	9B	05, 11	Factor-VIII, dry heat; per 100 international units
Z6005	9B	05, 11	Cryoprecipitate, double bag
Z6101	9S	05, 19	Below elbow prosthesis, wrist disarticulation, plastic socket, friction manual wrist unit
Z6102	9S	05, 19	Below elbow prosthesis, plastic double wall socket, single pivot joints, friction manual wrist unit, below elbow figure-eight or ring single control flexible hinges and triceps pad
Z6866	9S	05, 19	Cosmetic partial hand appliance with glove (zipper or no zipper)
Z7606	9S	05, 19	Above elbow ring harness (including fitting)
Z9009	AE	05, 19, 23	Pediatric tracheostomy metal swivel
Z9888	ES	50	Medical case management

[Pa.B. Doc. No. 02-2105. Filed for public inspection November 22, 2002, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Robert Shuey, et al. v. DEP and Quality Aggregates, Permittee; EHB Doc. No. 2002-269-R

Robert Shuey, et al. has appealed the issuance by the Department of Environmental Protection of an NPDES permit to Quality Aggregates, Inc. for a facility in Slippery Rock, Lawrence County.

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

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

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

GEORGE J. MILLER,
Chairperson

[Pa.B. Doc. No. 02-2106. Filed for public inspection November 22, 2002, 9:00 a.m.]

HISTORICAL AND MUSEUM COMMISSION

National Register Nominations to be Considered by the Historic Preservation Board

The Historic Preservation Board (Board) meeting will be held at 9:45 a.m. in Room 515, Historical and Museum Commission, Third and North Streets, Harrisburg, PA. Persons with a disability and who wish to attend this meeting and require an auxiliary aid, service or other accommodation to participate should contact Helena Johnson at (717) 783-2698 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Board can accommodate their needs. Persons with questions or comments should contact the Bureau for Historic Preservation at (717) 783-8946.

Southwestern Pennsylvania

1. *Saxonburg Historic District*, portions of East and West Main, North and South Rebecca, North and South Isabella, Pittsburgh, Butler and State Streets, Saxonburg, Butler County.

2. *Butler Historic District*, roughly bounded by West Wayne Street, North and South Jackson Streets, West Birch Street, North Church Street, North Washington Street, West North Street, East Brady Street, West Walnut Street, East and West Locust Streets, North and South Cliff Streets, Franklin Street, South McKean Street and East Diamond Street, Butler, Butler County.

3. *Uniontown Downtown Historic District (Boundary Increase)*, 18 S. Beeson Boulevard and 9 E. Peter Street, Uniontown, Fayette County.

Ridge and Valley

4. *Israel and Samuel Lupfer Tannery Site and House*, Black Hollow Road, Toboyné Township, Perry County.

Great Valley and Piedmont Region

5. *Pennsylvania Railroad Office Building*, 3175 John F. Kennedy Blvd., Philadelphia.

6. *Hajoca Corporation Headquarters and Showroom*, 3025 Walnut Street, Philadelphia.

7. *Boekel Building*, 505-515 Vine Street, Philadelphia.

8. *Larkin Building*, 2200-2218 Arch Street, Philadelphia.

9. *John J. Tyler Arboretum*, 515 Painter Road, Lima, Middletown Township, Delaware County.

10. *Crosley-Garrett Mill Workers' Housing, Store and Mill Site*, Paper Mill Road and St. David's Road, Newtown Township, Delaware County.

11. *Garrett Farmstead*, 808 and 816 Warren Avenue, Newtown Square, Willistown Township, Chester County.

12. *Quarries of the Hummelstown Brownstone Company*, roughly bounded by Brookline Drive, Amber Drive and Bradley Road, Derry Township, Dauphin County.

Allegheny Plateau; Anthracite Region and Poconos

No nominations.

BRENT D. GLASS,
Executive Director

[Pa.B. Doc. No. 02-2107. Filed for public inspection November 22, 2002, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, November 7, 2002, and took the following actions:

Regulations Deemed Approved under section 5(g) of the Regulatory Review Act—Effective October 29, 2002

Environmental Quality Board #7-375: Water Quality Standards Implementation—Chloride and Sulfate (amends 25 Pa. Code Chapter 96)

Regulations Approved

Professional Standards and Practices Commission #6-274: Definitions of Statutory Terms (amends 22 Pa. Code Chapter 237)

Environmental Quality Board #7-364: Hazardous Waste Management (amends 25 Pa. Code Chapters 260a—265a and 270a)

Environmental Quality Board #7-374: Great Lakes Initiative (amends 25 Pa. Code § 93.8a)

Approval Order

Public Meeting held
November 7, 2002

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

Professional Standards and Practices Commission—Definitions of Statutory Terms; Regulation No. 6-274

On June 11, 2002, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Professional Standards and Practices Commission (PSPC). This rulemaking amends 22 Pa. Code Chapter 237. The proposed regulation was published in the June 22, 2002, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 8, 2002.

This regulation modifies and establishes definitions of terms set forth in the Professional Educator Discipline Act (Act). The regulation: reflects amendments to the Act which expand the scope of the PSPC's jurisdiction to include discipline of charter school staff members; amends the definition of "immorality" referring to "morals of the Commonwealth" instead of the existing reference to "morals of a community"; and adds a definition for the term "surrender in lieu of discipline" which is now considered public under the amendments to the Act.

We have determined this regulation is consistent with the statutory authority of the PSPC (24 P. S. § 2070.5(a)(11)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting held
November 7, 2002

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

Environmental Quality Board—Hazardous Waste Management; Regulation No. 7-364

On November 29, 2001, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code Chapters 260a—265a and 270a. The proposed regulation was published in the December 15, 2001, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 8, 2002.

This regulation addresses issues that have emerged since the implementation of major amendments in May of 1999 under the Regulatory Basics Initiative. Specifically, this regulation reinstates provisions that were inadvertently deleted, clarifies ambiguous requirements, fixes minor typographical errors and inaccurate cross-references, and deletes redundant provisions.

We have determined this regulation is consistent with the statutory authority of the Environmental Quality Board (35 P. S. § 6018.105) and the intention of the General Assembly. Having considered all of the other

criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting held
November 7, 2002

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

Environmental Quality Board—Great Lakes Initiative; Regulation No. 7-374

On January 11, 2002, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code § 93.8a. The proposed regulation was published in the January 26, 2002, *Pennsylvania Bulletin* with a 45-day public comment period. The final-form regulation was submitted to the Commission on October 8, 2002.

This regulation will incorporate Federal requirements for the discharge of bioaccumulative chemicals of concern (BCCs). Specifically, the regulation will phase out the use of mixing areas in the calculation of allowable discharge limits for BCCs. A BCC is a chemical that enters surface waters, accumulates in aquatic organisms and poses a threat to human health.

We have determined this regulation is consistent with the statutory authority of the Environmental Quality Board (35 P. S. §§ 691.5(b)(1) and 691.402) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 02-2108. Filed for public inspection November 22, 2002. 9:00 a.m.]

Notice of Filing of Final Rulemakings

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

<i>Final-Form Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
11-146	Insurance Department Public Adjuster Contracts and Licensing	11/7/02
35-28	Deputy Sheriffs' Education and Training Board Deputy Sheriffs' Education and Training Board	11/7/02

<i>Final-Form</i>		
<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
15-416	Department of Revenue Master Settlement Agreement	11/13/02
JOHN R. MCGINLEY, Jr., <i>Chairperson</i>		

[Pa.B. Doc. No. 02-2109. Filed for public inspection November 22, 2002, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Merger

An application has been received requesting approval of the merger of Industrial Valley Title Insurance Company, a stock title insurance company organized under the laws of the Commonwealth, with and into Commonwealth Land Title Insurance Company, a stock title insurance company organized under the laws of the Commonwealth. The initial filing was received on November 13, 2002, and was made under the GAA Amendments Act of 1990 (15 P. S. §§ 21205—21207). Persons wishing to comment on the grounds of public or private interest in this merger are invited to submit a written statement to the Insurance Department (Department) within 14 days from the date of publication of this notice in the *Pennsylvania Bulletin*. Written statements must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Cressinda Bybee, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557 or email cbybee@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-2110. Filed for public inspection November 22, 2002, 9:00 a.m.]

Application for Voluntary Surrender of Pennsylvania Certificate of Authority

One Health Plan of Pennsylvania, Inc., a domestic health maintenance organization, has submitted an application for approval to surrender its Pennsylvania Certificate of Authority. Persons wishing to comment on the grounds of public or private interest concerning the surrender are invited to submit a written statement to the Insurance Department (Department) within 14 days from the date of this issue of the *Pennsylvania Bulletin*. Written statements must include the name, address and telephone number of the writer, identification of the application to which the comment is addressed and a concise statement with sufficient detail to inform the Department of the exact basis of the comment and the relevant facts upon which it is based. Written statements should be directed to Robert Brackbill, Chief, Company Licensing Division, Room 1311, Strawberry Square, Har-

risburg, PA 17120, fax (717) 787-8557 or e-mail rbrackbill@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-2111. Filed for public inspection November 22, 2002, 9:00 a.m.]

Farmers New Century Insurance Company; Private Passenger Automobile Insurance; Rate Filing

On November 4, 2002, the Insurance Department (Department) received from Farmers New Century Insurance Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 8.0% increase amounting to \$4.787 million annually, to be effective March 1, 2003.

Unless formal administrative action is taken prior to January 3, 2003, 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, Insurance Product Regulation and Market Enforcement, 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. 02-2112. Filed for public inspection November 22, 2002, 9:00 a.m.]

Pioneer Life Insurance Company; Individual Standardized Medicare Supplement Plans A—E; Rate Filing

Pioneer Life Insurance Company has filed for approval increased rates for its individual standardized Medicare supplement plans A—E. The filing requests the following increases by plan:

<i>Policy</i>	<i>Increase %</i>
IMP-9500-APA	35.0%
IMP-9500-BPA	32.3%
IMP-9500-CPA	16.2%
IMP-9500-DPA	34.5%
IMP-9500-EPA	33.8%

The rate increase will impact about 13,456 policyholders and will produce additional annual Pennsylvania premium income of approximately \$6.9 million. The filing requests that these revised rates take effect as soon as contractually and administratively possible following approval.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's regional offices in Harrisburg, Philadelphia, Pittsburgh and Erie, PA.

Interested parties are invited to submit written comments, suggestions or objections to Michael Gurgiolo, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Bureau of Accident and Health Insurance, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of the publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-2113. Filed for public inspection November 22, 2002, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68), in connection with the termination of the insured's automobile policy. The hearings will be held in accordance with the requirements of the act, 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure) and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional office 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 Jan A. Leal and Mark B. DeFusco; file no. 02-280-05670; Erie Insurance Exchange; doc. no. PH02-10-030; January 29, 2003, at 2:30 p.m.

Appeal of Mary McGinnis; file no. 02-215-04972; Prudential Property & Casualty Insurance Company; doc. no. PH02-10-029; January 30, 2003, at 9 a.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. 02-2114. Filed for public inspection November 22, 2002, 9:00 a.m.]

MILK MARKETING BOARD

Hearing and Presubmission Schedule for all Milk Marketing Areas; Container Costs

Under the provisions of the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Areas 1—6 on January 8, 2003, at 9 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning the cost of containers in each of the Milk Marketing Areas 1—6. Evidence in each of the areas shall be based on the audited costs of the cross-section of dealers used in the most recent cost replacement hearing for that area, and further shall be based on September 2002 invoices.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons that may be affected by the Board orders fixing prices in Areas 1—6 may be included on the Board's list of parties by:

1. Having their counsel file with the Board, by 4 p.m. on December 9, 2002, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance), which shall identify by name and address the party on whose behalf the appearance is made. Thereafter documents and other written communications required to be served upon or furnished to that party shall be sent to the attorney of record.

2. If unrepresented by counsel and wishing to appear on their own behalf under 1 Pa. Code § 31.21 (relating to appearance in person), filing with the Board, by 4 p.m. on December 9, 2002, an address to which documents and other written communications required to be served upon them or furnished to them may be sent.

The parties shall observe the following requirements for advance filing of witness information and exhibits. The Board may exclude witnesses or exhibits of a party that fails to comply with these requirements. In addition, the parties shall have available in the hearing room at least 20 copies of each document for the use of nonparties attending the hearing.

1. By 4 p.m. on December 30, 2002, each party shall file with the Board seven copies and serve on all other parties one copy of:

- a. A list of witnesses who will testify for the party, along with a statement of the subjects concerning which each witness will testify. A witness offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise.

- b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 4 p.m. on January 3, 2003, each party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents or records in other proceedings before the Board, or who wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties; in addition, at least 20 copies shall be available for distribution to nonparties attending the hearing.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 4 p.m. on December 13, 2002.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110. Individuals who require this information in an alternate format should call (717) 787-4194 or (800) 654-5984 (Relay Service for TDD users).

LYNDA J. BOWMAN,
Executive Secretary

[Pa.B. Doc. No. 02-2115. Filed for public inspection November 22, 2002, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Final Order

Public Meeting held
November 7, 2002

Commissioners Present: Glen R. Thomas, Chairperson;
Robert K. Bloom, Vice Chairperson; Aaron Wilson, Jr.;
Terrance J. Fitzpatrick; Kim Pizzingrilli

*Petition for Relief; Alexa Cab Co. and Pars Transport,
Inc.; Doc. No. P-00021959*

*Issuance of Additional Certificates of Public Convenience
and Medallions; Doc. No. M-00991301*

Final Order

By the Commission:

On August 8, 2002, we adopted a Tentative Order which granted the Petition for Relief filed by Alexa Cab Co. (Alexa) and Pars Transport, Inc. (Pars). The Tentative Order eliminated the A-title vehicle requirement attendant to certificates and medallions issued pursuant to a 1999 Order authorizing the sale of additional medallions. See *Issuance of Additional Certificates of Public Convenience and Medallions*, Docket No. M-00991301. In our Tentative Order, we found that the A-title requirement established by the 1999 Order was not a perpetual titling requirement. We based this determination on several factors, including (1) the purpose of the issuance of the additional medallions, to create an immediate influx of new vehicles into the Philadelphia market, had been achieved; (2) a perpetual A-title requirement created a two-tiered regulatory environment which posed enforcement problems; (3) the 1999 Order may have been

interpreted as not mandating a perpetual A-title requirement; and (4) the continuation of the A-title requirement was unnecessary to ensure the quality of the vehicles operated as medallion taxicabs, given the ongoing regulatory oversight of the industry. On September 7, 2002, the Tentative Order was published in the *Pennsylvania Bulletin* for comment. 32 Pa.B. 4415.

Two joint comments to the Tentative Order were filed.¹ These joint comments both allege that the perpetual A-title requirement was a condition known to all prior to the bidding process and was "part of the deal." Contrary to the commentator's position, we believe that a reasonable interpretation of the 1999 Order is that it does not mandate a perpetual A-title requirement. We discussed this issue in our Tentative Order (p. 3) and are not persuaded to change our position. Further, in the Tentative Order we set forth additional reasons, cited herein, why the perpetual A-title requirement should be eliminated. None of those reasons are challenged by the commentators.

While we appreciate the commentator's concerns, we are not persuaded that our Tentative Order was erroneous. Therefore, we will make that Order final.

Therefore, It Is Ordered:

1. The Tentative Order, adopted August 8, 2002, is made Final.

2. In accordance with 66 Pa.C.S. § 703(g), the Commission's Opinion and Order entered on October 18, 1999 at Docket No. M-00991301 is amended to eliminate the following words from the partial sentence at the top of page four: "... or which is not an A-titled vehicle, or the equivalent."

3. The perpetual A-title requirement upon medallions and certificates issued pursuant to the Commission's Opinion and Order entered on October 18, 1999 at Docket No. M-00991301 is eliminated.

4. A copy of this Order shall be served on all parties and commentators and published in the *Pennsylvania Bulletin*.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 02-2116. Filed for public inspection November 22, 2002, 9:00 a.m.]

Gas Service

A-120700F2008. Columbia Gas of Pennsylvania, Inc. Application of Columbia Gas of Pennsylvania, Inc., for approval of the abandonment of natural gas service to two residential units located at 31 Greenleaf Street, Pittsburgh, PA.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 2, 2002. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between the hours

¹ The joint comments were filed by Wowo Trans. Inc., Movo. Inc., Zari Cab Co., Bethran Mbagwu, B.H. Mariko, Inc., Shawn Limo, Inc., Ali Sajad, Inc., and Bala Cab Co.. Of these commentators, only B.H. Mariko, Inc. and Shawn Limo, Inc. (by its president) signed the comments. The remaining "commentators" are simply listed on the comment.

of 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: Columbia Gas of Pennsylvania, Inc.

Through and By Counsel: Kenneth W. Christman, Esquire, Mark R. Kempic, Esquire, 650 Washington Road, Pittsburgh, PA 15228-2703.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 02-2117. Filed for public inspection November 22, 2002, 9:00 a.m.]

Gas Service

A-121850F2028. National Fuel Gas Distribution Corporation. Application of National Fuel Gas Distribution Corporation for approval of the abandonment of natural gas service to two natural gas service customers located in Irwin and Mineral Townships, Venango County, PA.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 2, 2002. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: National Fuel Gas Distribution Corporation

Through and By Counsel: Christopher M. Trejchel, 1100 State Street, Erie, PA 16501.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 02-2118. Filed for public inspection November 22, 2002, 9:00 a.m.]

Railroad With Hearing

A-00111630. County of Allegheny. Application of the County of Allegheny for approval of the alteration of the crossings by the rehabilitation of the Glenwood Bridge which carries State Route 0885 over CSX Transportation, Inc., Monongahela River, Consolidated Rail Corporation (now Norfolk Southern Railway Company) and Carson Street in the City of Pittsburgh, Allegheny County (AAR 504 642 H).

An initial hearing on this matter will be held on Tuesday, February 11, 2003, at 10 a.m. in the 11th Floor Hearing Room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, PA, when and where all persons in interest may appear and be heard, if they so desire.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 02-2119. Filed for public inspection November 22, 2002, 9:00 a.m.]

Railroad With Hearing

A-00118320. Norfolk Southern Corporation. A combined application of Norfolk Southern Corporation for approval of the construction of four separate areas: 1) crossing where T-304 crosses, at grade, the tracks of Norfolk Southern Railroad located in Conemaugh Township; 2) grade separation structure where Norfolk Southern Railroad overpasses State Route 3007 located in Conemaugh Township; 3) grade separation structure where Norfolk Southern Railroad overpasses State Route 286 located in Young Township; and 4) crossing where State Route . 3039 crosses, at grade, the tracks of Norfolk Southern Railroad located in Armstrong Township; all of which are located in Indiana County.

An initial hearing on this matter will be held Wednesday, January 15, 2003, in the 11th Floor Hearing Room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, PA, when and where all persons in interest may appear and be heard, if they so desire.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 02-2120. Filed for public inspection November 22, 2002, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Santoro Enterprises, Inc., t/a Thomas Gerrity, Jr., Moving and Storage; Doc. No. A-00113019C02

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania, empowered to regulate motor carriers and brokers within this Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Santoro Enterprises, Inc., t/a Thomas Gerrity, Jr. Moving and Storage, respondent, maintains a principal place of business at 5 South Keyser Avenue, Taylor, PA 18517.
2. That all times relevant to this Complaint, respondent held a certificate of public convenience issued by this Commission at Application Docket No. A-00113019.
3. That pursuant to Section 512 of the Public Utility Code, 66 Pa.C.S. § 512, and 52 Pa. Code Chapter 32; respondent is required to maintain evidence of current insurance on file with this Commission.
4. That respondent has failed to maintain evidence of bodily injury and property damage liability insurance and cargo insurance, in violation of the Public Utility Code and regulations cited in Paragraph 3 of this complaint.
5. That as a result of failure to maintain evidence of current insurance on file with this Commission, the Bureau of Transportation and Safety Prosecutory Staff

requests that the Secretary of the Commission revoke respondent's certificate of public convenience.

WHEREFORE, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Secretary of the Commission revoke the certificate of public convenience held by Santoro Enterprises, Inc., t/a Thomas Gerrity, Jr. Moving and Storage at Docket No. A-00113019, for failure to maintain evidence of current insurance on file with the Commission.

Respectfully submitted,

Michael E. Hoffman, Director
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Michael E. Hoffman, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
Michael E. Hoffman

NOTICE TO PLEAD

A. You must file an answer within twenty (20) days of the date of service. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice to plead. 52 PA Code § 1.56(a). The answer must raise all factual and legal arguments that you wish to claim in your defense and must include the docket number of this Complaint. Your answer must be verified and the original and two (2) copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days of the date of service as identified in Paragraph A. above, the Bureau of Transportation and Safety will request that the Commission enter an order revoking your certificate of public convenience; contract carrier permit; or brokerage license or imposing such other remedy as may be appropriate.

C. In lieu of an answer, you may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Upon receipt of the proof of insurance from your insurer, the complaint proceeding shall be closed. ACORD CERTIFICATES OF INSURANCE ARE UNACCEPTABLE AS EVIDENCE OF INSURANCE.

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission enter an order revoking your certificate of public convenience; contract carrier permit; or brokerage license.

E. If you file an answer which contests the complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Insurance/Filing Unit at (717) 783-5933.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 02-2121. Filed for public inspection November 22, 2002, 9:00 a.m.]

Telecommunications

A-310213F7001. Verizon North Inc. and Teleport Communications Group, Inc./TCG Pittsburgh and TCG Delaware Valley, Inc. Joint petition of Verizon North Inc. and Teleport Communications Group, Inc./TCG Pittsburgh and TCG Delaware Valley, Inc. for approval of Amendment No. 1 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and Teleport Communications Group, Inc./TCG Pittsburgh and TCG Delaware Valley, Inc., by its counsel, filed on October 22, 2002, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of Amendment No. 1 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and Teleport Communications Group, Inc./TCG Pittsburgh and TCG Delaware Valley, Inc. joint petition are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 02-2122. Filed for public inspection November 22, 2002, 9:00 a.m.]

Tentative Order Requesting Comments on Revising the Abbreviated Dispute Resolution Process

Public Meeting held
November 7, 2002

Commissioners Present: Glen R. Thomas, Chairperson; Robert K. Bloom, Vice Chairperson; Aaron Wilson, Jr.; Terrance J. Fitzpatrick; Kim Pizzingrilli

Interim Guidelines for Abbreviated Dispute Resolution Process; Doc. No. M-00021685

By the Commission:

In our Global Order proceeding at Docket Nos. P-00991648 and P-00991649, both sets of petitioners proposed, inter alia, the establishment of an abbreviated dispute resolution process (ADRP) mechanism that would address, in an expedited fashion, those disputes arising between interconnecting carriers that would have an adverse impact on customers. The Commission agreed that an effective ADRP mechanism would be of substantial benefit to all carriers as it would provide for the prompt resolution of carrier disputes and would help to

facilitate the Commission's mission to create a pro-competitive market for the provision of local telephone services in this Commonwealth.

Therefore, in Appendix E to the Global Order¹ entered September 30, 1999, at Docket Nos. P-00991648 and P-00991649, an ADRP was established in order to address certain disputes between competing telecommunications carriers that threatened to impede the development of local telephone competition in this Commonwealth.

By Order entered April 1, 2000, Appendix E to the Global Order, which set forth the ADRP, was published as Interim Guidelines at 30 Pa.B. 1764 (April 1, 2000) so that interested parties could comment on the effectiveness of the ADRP mechanism. Only Bell Atlantic-Pennsylvania, Inc. (hereinafter referred to as Verizon Pennsylvania, Inc. or Verizon PA) and the Association for Local Telecommunications Services (ALTS) submitted comments to the Commission on the ADRP mechanism.

After due consideration of these comments, as well as its own internal review of its procedures and existing rules and regulations, the Commission determined that certain revisions to the Interim Guidelines establishing the ADRP mechanism were appropriate to make the ADRP more efficient and to better fulfill its purpose. Subsequently, by Order entered July 13, 2000, the Commission revised the Interim Guidelines. The revised Interim Guidelines were published in the Pennsylvania Bulletin at 30 Pa.B. 3808 (July 29, 2000), which are attached hereto as Annex "A."

The Commission, however, understood that its ADRP mechanism was an experimental process and stated that within a year's time, it would again review the Interim Guidelines to evaluate the effectiveness of the ADRP in addressing and resolving inter-carrier disputes. Since the Interim Guidelines were last reviewed in July of 2000, which is almost 2 years ago, it is now time for the Commission to initiate a comprehensive review of the current Interim Guidelines. In particular, the Commission first seeks comment on whether the ADRP is still a necessary mechanism to ensure the success of the local telecommunications market in this Commonwealth. Additionally, the Commission seeks comment on whether the current ADRP mechanism is efficient and fulfills its purpose of providing prompt resolution for disputes between competing carriers. Essentially, the Commission is concerned about the need for and the overall effectiveness of its ADRP mechanism.

The Commission requests that all interested parties which advocated for the establishment of an Abbreviated Dispute Resolution mechanism and have utilized this procedure or might utilize this procedure if changes were made to provide comments so as to assist the Commission in making the appropriate determination; *Therefore,*

It Is Ordered That:

1. This Tentative Order, together with Annex A, shall be published in the *Pennsylvania Bulletin*.

2. All interested parties file comments on the following issues: (1) the need for the Interim Guidelines which established the ADRP in this Commonwealth; and (2) on the effectiveness of the ADRP mechanism in addressing and resolving inter-carrier disputes in an expedited manner.

3. All filed comments shall reference Docket No. M-00021685 and shall be submitted within 30 days of the

¹ *Joint Petition of Nextlink, et al. and Joint Petition of Bell Atlantic, et al.,* Docket Nos. P-00991648 and P-00991649 (September 30, 1999) (Global Order).

date of publication in the *Pennsylvania Bulletin* to the Pennsylvania Public Utility Commission. The filing address is Attn.: James J. McNulty, Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265.

4. The contact person regarding this matter is David E. Screven, Assistant Counsel, Law Bureau, (717) 787-2126.

5. A copy of this Tentative Order and Annex A shall be served upon the Pennsylvania Telephone Association, the Telecommunications Resellers Association, ALTS, all jurisdictional telecommunication utilities, the Office of Trial Staff, the Office of Consumer Advocate and the Small Business Advocate.

JAMES J. MCNULTY,
Secretary

Annex A

Interim Guidelines for Abbreviated Dispute Resolution Process

Preamble

The success of local competition in Pennsylvania is dependent on the efficiency and effectiveness of carrier interconnection. Given the fact that in addition to interconnecting with each other, carriers are also competing with each other, disputes will arise which require expedited resolution by the Commission to prevent an adverse impact on telecommunications carriers' ability to serve their customers and to provide customers with uninterrupted service in a competitive environment. Recognizing that our current mediation, arbitration, and emergency relief regulations may not address the need for prompt resolution of disputes between competing telecommunications carriers, competitive, incumbent or otherwise, we are persuaded by the request of both sets of petitioners in the Global proceedings to implement an Abbreviated Dispute Resolution Process (ADRP). The ADRP is expected to be beneficial to both carriers and the public in that it addresses the need for telecommunications carriers to be heard promptly with regard to certain issues that impact on the development of local telephone competition.

1. *Scope of ADRP.* The ADRP is limited to disputes between telecommunications carriers which involve action or inaction of a telecommunications entity that: (1) allegedly compromises the ability of a party to provide uninterrupted service, (2) unreasonably precludes the provisioning of scheduled service, (3) allegedly violates a provision of an existing interconnection agreement, (4) contains allegations of predatory pricing, or (5) involves collocation space limitation disputes.

For purposes of the ADRP process, scheduled service includes scheduled appointment intervals for coordinated cut-over loop orders ("hot cuts"); scheduled connections, disconnections, and repairs of lines which one carrier sells, leases, or provides to another carrier, and the scheduled provisioning of products. A carrier unreasonably precludes the provisioning of a scheduled service when the carrier misses commitment dates for the provisioning of products (special access services, trunks, enhanced extended links, unbundled network elements platforms, etc.) or of scheduled service (hot cuts, maintenance and repair, etc.) without good cause.

ADRP is not designed to be a substitute for any dispute resolution procedures that may be specified in the parties' interconnection agreements; nor is the process designed to handle disputes that involve generic policy issues, consumer complaints against the carriers, or requests for damages.

2. *Good faith negotiations.* Before a petition is referred to ADRP, the petitioning party must engage in good faith negotiations with the answering party with respect to the dispute in question for at least 30 calendar days. However, if good faith negotiations nevertheless reach an impasse in less than 30 days, the party may demonstrate that such an impasse has occurred to qualify for ADRP. The parties may also stipulate that at least 30 days of good faith negotiations have occurred to qualify for ADRP.

3. *Collocation disputes.* Collocation space limitation disputes must first be analyzed by appropriate Commission technical staff prior to any request for ADRP. The aggrieved party in the collocation dispute shall first submit written notice to the Bureau of Fixed Utility Services (FUS) explaining the collocation dispute. The aggrieved party shall have had a tour of the carrier facility involved in the dispute prior to filing the notice with the Commission. The Commission technical staff will then tour the facility, with representatives of the parties, and listen to the arguments while viewing the evidence. Staff will then submit written findings of fact and conclusions to the parties. If the staff determination does not resolve the collocation dispute, the aggrieved party may then bring the collocation dispute before the OALJ by filing a Dispute Resolution Petition. The staff report may be introduced as evidence by either party if properly introduced and authenticated.

4. *Petition for Resolution of Disputed Issues.* A party directly involved in a dispute subject to ADRP that cannot be resolved through good faith negotiations may file a Dispute Resolution Petition with the Commission. If possible, such petitions should be submitted jointly by both parties.

Each petition shall include specifics of the action and/or inaction alleged to have violated one or more of the five standards identified in Section 1, above. The petition shall also include copies of all documents within the petitioner's possession that are likely to bear significantly on the issues raised in the petition. The petition shall be served upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Commission's Office of Trial Staff (the "Public Advocates"), and, if it is not a joint petition, upon the opposing party. As part of the Dispute Resolution Petition, the petitioning party must demonstrate either that it has engaged in good faith negotiations with the other entity for at least 30 days, or that the parties have reached an impasse in negotiations in less than 30 days. Petitions specifying collocation disputes must state that the PUC technical staff has previously rendered a determination pursuant to Section 3, above.

Finally, in order to ensure proper handling by Commission staff and to provide notice to the opposing party of the expedited schedule for processing these disputes, each ADRP petition should be clearly so identified by bold typeface above the normal caption on the first page as follows: "Dispute Resolution Petition: Answer Due Within 7 Days."

5. *Serving copies and docketing.* An original and two copies of the Dispute Resolution Petition shall be filed with the Secretary of the Commission. Each Dispute Resolution Petition will be assigned a separate docket number. Copies must also be served on the Respondent, Chief Administrative Law Judge of the Commission and upon the Public Advocates on the same date.

6. *Assignment of an ALJ.* Within four (4) calendar days of the filing and service of a Dispute Resolution Petition, an Administrative Law Judge shall be assigned to the

matter. The Administrative Law Judge shall schedule a prehearing conference at the earliest possible date to determine whether the petition qualifies for ADRP and, if so, to determine the schedule for the proceeding and other matters relevant to management and resolution of the dispute. The presiding ALJ is authorized to reject any petition for dispute resolution that does not fall within the scope of these interim guidelines.

7. *Answer.* Within seven (7) calendar days of the filing of the Dispute Resolution Petition, the respondent shall file an answer with the Secretary. The answer shall include copies of all documents in the respondent's possession that are likely to bear significantly on the issues raised in the petition. Copies must also be served on the Petitioner, the Chief Administrative Law Judge and Public Advocates on the same date.

8. *Public Advocates.* The parties will be the primary participants in the Abbreviated Dispute Resolution Process. The Public Advocates may participate in the proceeding but may not conduct formal discovery and are precluded from opposing the voluntary withdrawal of a Dispute Resolution Petition due to consummation of a settlement between the parties.

9. *Evidentiary Hearing.* The presiding ALJ will conduct an evidentiary hearing including sworn witnesses, reasonable cross examination and a transcription of the record. The parties will also have the opportunity to file briefs prior to the adjudication. The ALJ shall issue an Initial Decision resolving the dispute within 30 calendar days of the filing of the Dispute Resolution Petition, unless the ALJ extends the time frame for good cause shown recognizing that an expeditious result is in the public interest.

10. *Discovery.* The parties are encouraged to exchange information informally. The parties will also be permitted to seek leave to conduct such limited formal discovery as deemed reasonable and necessary by the presiding ALJ to resolve the contested issues. Whether and the extent to which leave to conduct limited formal discovery should be granted is a matter within the discretion of the presiding ALJ.

11. *Exceptions.* Participating parties may file exceptions to the Initial Decision of the ALJ within seven (7) calendar days of issuance. Reply exceptions must be filed within five (5) calendar days after exceptions are filed. If no exceptions are filed and if two Commissioners do not request review within 15 days of issuance, the Initial Decision of the ALJ will become a final order by operation of law. If exceptions are filed or if Commission review is requested, the matter will be assigned to the Office of Special Assistants for preparation of a recommendation for Commission consideration at the earliest possible Public Meeting.

12. *Mediation.* The parties may, at any time during the ADRP proceeding, request the services of a Commission mediator consistent with the Commission's mediation policy statement at 52 Pa. Code §§ 69.391—69.394. The request shall act as a 30-day stay of the proceedings pending mediation. The parties may, by mutual agreement, further extend this period for an additional 30 days. No further extensions shall be permitted. If no settlement is reached, the stay will be terminated and the case referred back to the assigned Administrative Law Judge. Any time lost to unsuccessful mediation shall not count against the ALJ's time to issue an Initial Decision. If a settlement is reached, the assigned mediator will immediately issue a mediation report with the attached

proposed settlement agreement to the assigned Administrative Law Judge for review and disposition by Initial Decision.

13. *Other remedies.* The ADRP is not intended to replace or preclude any other procedures or remedies otherwise available to any of the parties under law, and a party's participation in this dispute resolution process shall not be considered a waiver of any available substantive or procedural rights.

[Pa.B. Doc. No. 02-2123. Filed for public inspection November 22, 2002, 9:00 a.m.]

Transfer by Sale

A-111250F0094. West Penn Power Company. Application of West Penn Power Company for approval of the transfer by sale of certain facilities to Allegheny Communications Connect, Inc.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 2, 2002. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: West Penn Power Company

Through and By Counsel: John L. Munsch, Esquire, 800 Cabin Hill Drive, Greensburg, PA 15601-1689.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 02-2124. Filed for public inspection November 22, 2002, 9:00 a.m.]

Transfer by Sale

A-111250F0095. West Penn Power Company. Application of West Penn Power Company for approval of the transfer by sale of certain electrical facilities to the Washington Hospital located in Washington County, PA.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 2, 2002. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: West Penn Power Company

Through and By Counsel: John L. Munsch, Esquire, 800 Cabin Hill Drive, Greensburg, PA 15601-1689.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 02-2125. Filed for public inspection November 22, 2002, 9:00 a.m.]

PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Hearings Scheduled

Hearings have been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's (System) denial of Claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

December 11, 2002 Kerie Nichole Noll 1 p.m.
(Class T-D)

Wayne Walton 2:30 p.m.
(Purchase of Service)

Persons with a disability who wish to attend the previously listed hearings and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Marilyn Fuller-Smith, Assistant to the Executive Director, (717) 720-4921 to discuss how the System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure), unless specific exemption is granted.

DALE H. EVERHART,
Secretary

[Pa.B. Doc. No. 02-2126. Filed for public inspection November 22, 2002, 9:00 a.m.]

TURNPIKE COMMISSION

Retention of an Engineering Firm

Mon/Fayette Expressway Project State Route 51 to Pittsburgh

Section 53C—Homeville Road to the Monongahela River Bridge Allegheny County

Reference No. E-028

The Turnpike Commission (Commission) will retain an engineering firm to provide preliminary and final design services for the development of a section of limited access highway on new alignment between State Route 51 and I-376.

This section is located in the municipalities of West Mifflin and Duquesne and includes an interchange with a new road connecting Commonwealth Avenue and State Route 837. Toll plazas are located on two of the interchange ramps. A park-n-ride lot will be designed adjacent

to the interchange. A mainline structure will cross the Union Railroad and another will cross over State Route 837, Union Railroad, Norfolk Southern Railroad and Duquesne City Centre. Another structure will cross over the mainline within the interchange and structures on two of the ramps over Union Railroad are also included. The existing bridge carrying State Route 837 over Union Railroad will be replaced. A new access road with a structure over Union Railroad to the Duquesne City Centre is also included in this section. Coordination with Union Railroad will be required for aerial crossings and structure pier placements. This section is rural with some residential areas. The length of this section is approximately 8,100 feet.

Tasks required include, but are not limited to: project management; scheduling; project status, design review and special purpose meetings; coordination with consultants involved in other design sections; public involvement; coordination with various agencies and special interest groups; mapping; field surveys; preparation of type, size and location plans; seismic analysis, structural foundation reports; interchange schematics; service roads; soils and geological investigations and engineering; signing; E&S/stormwater management; environmental tracking; defining environmental impacts; preparation of permit applications; development of environmental impact mitigation plans; roadway design; line and grade; typical sections; interchange geometrics; cross sections; drainage—hydraulic computations; contour grading and drainage plan; pavement design; pavement marking and delineator plans; roadside development plan; structural design; utility coordination; utility relocation design; lighting; noise barrier analysis; noise barrier design; traffic signal plans; traffic control plan; right-of-way plans; value engineering; assemble final bridge plans and roadway plans and final drafting; quantities; tabulations; construction cost estimates; special provisions; contract document preparation; and permits.

The Commission will consider the following factors during the evaluation of the statements of interest for this project:

a. Specialized experience and technical competence of prime consultant and subconsultants. The team must clearly demonstrate experience and competence on design of large-scale public works projects.

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

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

d. Location of consultant's office where the work will be performed.

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

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

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

Firms expressing interest in this project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st Century (act) and currently certified by the Depart-

ment shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The act requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of "DBE." The goal of DBE participation in this contract will be 12%. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act), WBEs or combinations thereof. Proposed DBE firms must be certified at the time of submission of the statement of interest. If the selected firm fails to meet the established goal, it shall be required to demonstrate its good faith efforts to attain the goal. If further information is desired concerning DBE/MBE/WBE participation, direct inquiries to the Contracts Administration Department at the following address or call (717) 939-9551, Ext. 4241.

Direct inquiries about this advertisement to Gerald H. Rollman, (717) 939-9551, Ext. 5780, grollman@paturnpike.com. Direct contractual questions to George M. Hatalowich, (717) 986-8737, ghatalow@paturnpike.com.

General Requirements and Information

Firms interested in providing the previous work and services are invited to submit a statement of interest with the required information for each reference number listed. The statements of interest must include the following:

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

2. A three page statement of interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for the project and provide explanation of the technical approach, stressing the team's has successfully completed similar type projects of the same magnitude.

3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Deviation from the subconsultant's listed in the statement of interest will require written approval from the Commission. The organization chart is not limited to an 8 1/2" x 11" page size.

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

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

The Consultant Qualification Package should contain at a minimum the following information for the prime consultant and all subconsultants and is to be attached to the back of the statement of interest (subs to follow primes). The Consultant Qualification Packages should be kept as brief as possible. Only include pertinent information as it relates to the following:

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

- Resumes of key personnel expected to be involved in the project (limit to two 8 1/2 x 11 pages, per person). Only resumes of key personnel need to be included. Do not include resumes of all employees.

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

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

If a joint venture responds to a project advertisement, the Commission will not accept separate statements of interest from joint venture constituents. A firm will not be permitted to submit a statement of interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

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

The statement of interest and required information must be received by 12 p.m. on Friday, December 13, 2002. Statements of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable statements of interest received in response to these solicitations, a minimum of three firms will be shortlisted for each project advertisement (reference number). Technical proposals will be requested from the shortlisted firms prior to the establishment of the final ranking. An order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Commission.

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

BRADLEY L. MALLORY,
Chairperson

[Pa.B. Doc. No. 02-2127. Filed for public inspection November 22, 2002, 9:00 a.m.]

Retention of an Engineering Firm

Mon/Fayette Expressway Project State Route 51 to Pittsburgh

Section 53J—Rankin Bridge to Swissvale-Pittsburgh Line Allegheny County

Reference No. E-029

The Turnpike Commission (Commission) will retain an engineering firm to provide preliminary and final design services for the development of a section of limited access

highway on new alignment between State Route 51 and I-376.

This section is located in the municipalities of Rankin and Swissvale and includes a mainline toll plaza (to be designed by others). There will be retaining walls along one side of the toll plaza area. Minor relocation of four CSX Railroad tracks, each approximately 6,800 feet long, will be required in this section. A new access road with a structure over CSX Railroad to the Carrie Furnace Site is included. Participation on a Braddock, Rankin and Swissvale Design Advisory Team will be required. The total length of this section is approximately 7,300 feet.

Tasks required include, but are not limited to: project management; scheduling; project status, design review and special purpose meetings; coordination with consultants involved in other design sections; public involvement; coordination with various agencies and special interest groups; mapping; field surveys; preparation of type, size and location plans; seismic analysis, structural foundation reports; interchange schematics; service roads; soils and geological investigations and engineering; signing; E&S/stormwater management; environmental tracking; defining environmental impacts; preparation of permit applications; development of environmental impact mitigation plans; roadway design; line and grade; typical sections; interchange geometrics; cross sections; drainage—hydraulic computations; contour grading and drainage plan; pavement design; pavement marking and delineator plans; roadside development plan; structural design; utility coordination; utility relocation design; lighting; noise barrier analysis; noise barrier design; traffic signal plans; traffic control plan; right-of-way plans; value engineering; assemble final bridge plans and roadway plans and final drafting; quantities; tabulations; construction cost estimates; special provisions; contract document preparation; and permits.

The Commission will consider the following factors during the evaluation of the statements of interest for this project:

a. Specialized experience and technical competence of prime consultant and subconsultants. The team must clearly demonstrate experience and competence on design of large-scale public works projects.

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

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

d. Location of consultant's office where the work will be performed.

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

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

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

Firms expressing interest in this project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st Century (act) and currently certified by the Department shall have the maximum opportunity to participate

in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The act requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of "DBE." The goal of DBE participation in this contract will be 12%. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act), WBEs or combinations thereof. Proposed DBE firms must be certified at the time of submission of the statement of interest. If the selected firm fails to meet the established goal, it shall be required to demonstrate its good faith efforts to attain the goal. If further information is desired concerning DBE/MBE/WBE participation, direct inquiries to the Contracts Administration Department at the following address or call (717) 939-9551, Ext. 4241.

Direct inquiries about this advertisement to Gerald H. Rollman, (717) 939-9551, Ext. 5780, grollman@paturnpike.com. Direct contractual questions to George M. Hatalowich, (717) 986-8737, ghatalow@paturnpike.com.

General Requirements and Information

Firms interested in providing the previous work and services are invited to submit a statement of interest with the required information for each reference number listed. The statements of interest must include the following:

1. One page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. If the firm has multiple offices, the location of the office performing the work must be identified.
2. A three page statement of interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for the project and provide explanation of the technical approach, stressing the team's has successfully completed similar type projects of the same magnitude.
3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Deviation from the subconsultant's listed in the statement of interest will require written approval from the Commission. The organization chart is not limited to an 8 1/2" x 11" page size.
4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department and Commission projects. Do not graphically represent the firm's workload.
5. A Consultant Qualification Package similar to the one submitted to the Department for the current year or one that is best suited for this project. A copy of the Consultant Qualification Package printed directly from the Department's ECMS website is acceptable.

The Consultant Qualification Package should contain at a minimum the following information for the prime consultant and all subconsultants and is to be attached to the back of the statement of interest (subs to follow primes). The Consultant Qualification Packages should be kept as brief as possible. Only include pertinent information as it relates to the following:

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

- Resumes of key personnel expected to be involved in the project (limit to two 8 1/2 x 11 pages, per person). Only resumes of key personnel need to be included. Do not include resumes of all employees.

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

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

If a joint venture responds to a project advertisement, the Commission will not accept separate statements of interest from joint venture constituents. A firm will not be permitted to submit a statement of interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Firms interested in performing the above services are invited to submit one copy of a statement of interest and required information to George M. Hatalowich, Engineering Contract Manager, Turnpike Commission Administration Building, 700 South Eisenhower Boulevard, Middletown, PA 17057 (street address). The Commission's mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676. The statement of interest and required information must be received by 12 p.m. on Friday, December 13, 2002. Statements of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable statements of interest received in response to these solicitations, a minimum of three firms will be shortlisted for each project advertisement (reference number). Technical proposals will be requested from the shortlisted firms prior to the establishment of the final ranking. An order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Commission.

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

BRADLEY L. MALLORY,
Chairperson

[Pa.B. Doc. No. 02-2128. Filed for public inspection November 22, 2002, 9:00 a.m.]

Retention of an Engineering Firm

Mon/Fayette Expressway Project State Route 51 to Pittsburgh

Section 53L—Hays Interchange Allegheny County

Reference No. E-030

The Turnpike Commission (Commission) will retain an engineering firm to provide preliminary and final design services for the development of a section of limited access highway on new alignment between State Route 51 and I-376.

This section is located within the City of Pittsburgh, in Hays, and includes the reconfiguration of the Hays Interchange on State Route 885. A structure over Glass Run Road and a new culvert on Streets Run are included in this section. This section is urban and will require complex construction phasing to maintain traffic movements during construction. Other alternatives may be investigated within the FEIS right-of-way. The total length of this section is approximately 3,200 feet.

Tasks required include, but are not limited to: project management; scheduling; project status, design review and special purpose meetings; coordination with consultants involved in other design sections; public involvement; coordination with various agencies and special interest groups; mapping; field surveys; preparation of type, size and location plans; seismic analysis, structural foundation reports; interchange schematics; service roads; soils and geological investigations and engineering; signing; E&S/stormwater management; environmental tracking; defining environmental impacts; preparation of permit applications; development of environmental impact mitigation plans; roadway design; line and grade; typical sections; interchange geometrics; cross sections; drainage—hydraulic computations; contour grading and drainage plan; pavement design; pavement marking and delineator plans; roadside development plan; structural design; utility coordination; utility relocation design; lighting; noise barrier analysis; noise barrier design; traffic signal plans; traffic control plan; right-of-way plans; value engineering; assemble final bridge plans and roadway plans and final drafting; quantities; tabulations; construction cost estimates; special provisions; contract document preparation; and permits.

The Commission will consider the following factors during the evaluation of the statements of interest for this project:

a. Specialized experience and technical competence of prime consultant and subconsultants. The team must clearly demonstrate experience and competence on design of large-scale public works projects and multi-span, high-level bridge projects.

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

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

d. Location of consultant's office where the work will be performed.

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

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

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

Firms expressing interest in this project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st Century (act) and currently certified by the Department shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The act requires that firms owned and controlled by women (WBEs)

be included, as a presumptive group, within the definition of "DBE". The goal of DBE participation in this contract will be 12%. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act), WBEs or combinations thereof. Proposed DBE firms must be certified at the time of submission of the statement of interest. If the selected firm fails to meet the established goal, it shall be required to demonstrate its good faith efforts to attain the goal. If further information is desired concerning DBE/MBE/WBE participation, direct inquiries to the Contracts Administration Department at the following address or call (717) 939-9551, Ext. 4241.

Direct inquiries about this advertisement to P. Gregory Bednar, (724) 755-5182, gbednar@paturnpike.com. Direct contractual questions to George M. Hatalowich, (717) 986-8737, ghatalow@paturnpike.com.

General Requirements and Information

Firms interested in providing the previous work and services are invited to submit a statement of interest with the required information for each reference number listed. The statements of interest must include the following:

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

2. A three page statement of interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for the project and provide explanation of the technical approach, stressing the team's has successfully completed similar type projects of the same magnitude.

3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Deviation from the subconsultant's listed in the statement of interest will require written approval from the Commission. The organization chart is not limited to an 8 1/2" x 11" page size.

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

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

The Consultant Qualification Package should contain at a minimum the following information for the prime consultant and all subconsultants and is to be attached to the back of the statement of interest (subs to follow primes). The Consultant Qualification Packages should be kept as brief as possible. Only include pertinent information as it relates to the following:

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

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

Only resumes of key personnel need to be included. Do not include resumes of all employees.

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

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

If a joint venture responds to a project advertisement, the Commission will not accept separate statements of interest from joint venture constituents. A firm will not be permitted to submit a statement of interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

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

The statement of interest and required information must be received by 12 p.m. on Friday, December 13, 2002. Statements of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable statements of interest received in response to these solicitations, a minimum of three firms will be shortlisted for each project advertisement (reference number). Technical proposals will be requested from the shortlisted firms prior to the establishment of the final ranking. An order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Commission.

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

BRADLEY L. MALLORY,
Chairperson

[Pa.B. Doc. No. 02-2129. Filed for public inspection November 22, 2002, 9:00 a.m.]

Retention of an Engineering Firm

Mon/Fayette Expressway Project State Route 51 to Pittsburgh

Section 53N—Mobile Street to I-376 (Pittsburgh) Allegheny County

Reference No. E-031

The Turnpike Commission (Commission) will retain an engineering firm to provide preliminary and final design services for the development of a section of limited access highway on new alignment between State Route 51 and I-376.

This section is located within the City of Pittsburgh in Hazelwood and South Oakland and includes an interchange with Second Avenue and an interchange with I-376 and Bates Street. A park-n-ride lot will be adjacent to the Second Avenue interchange. Ramp structures totaling approximately 10,000 feet will be constructed within the I-376 and Bates Street interchange. Many retaining walls will also be necessary. A structure on I-376 eastbound over Swineburne Street will be widened. Second Avenue will be reconstructed for approximately 3,700 feet. Bates Street will be reconstructed for approximately 2,000 feet. Sections of the Eliza Furnace Trail will be relocated within the interchange areas. Also new bike/hike trails will be included. Participation on the Glenwood to Bates Street Design Advisory Team will be required. This section is urban and will require complex construction phasing to maintain traffic movements during construction. Railroad relocations required for this section will be designed by others. The total length of this section is approximately 6,700 feet.

Tasks required include, but are not limited to: project management; scheduling; project status, design review and special purpose meetings; coordination with consultants involved in other design sections; public involvement; coordination with various agencies and special interest groups; mapping; field surveys; preparation of type, size and location plans; seismic analysis, structural foundation reports; interchange schematics; service roads; soils and geological investigations and engineering; signing; E&S/stormwater management; environmental tracking; defining environmental impacts; preparation of permit applications; development of environmental impact mitigation plans; roadway design; line and grade; typical sections; interchange geometrics; cross sections; drainage—hydraulic computations; contour grading and drainage plan; pavement design; pavement marking and delineator plans; roadside development plan; structural design; utility coordination; utility relocation design; lighting; noise barrier analysis; noise barrier design; traffic signal plans; traffic control plan; right-of-way plans; value engineering; assemble final bridge plans and roadway plans and final drafting; quantities; tabulations; construction cost estimates; special provisions; contract document preparation; and permits.

The Commission will consider the following factors during the evaluation of the statements of interest for this project:

a. Specialized experience and technical competence of prime consultant and subconsultants. The team must clearly demonstrate experience and competence on design of large-scale public works projects.

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

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

d. Location of consultant's office where the work will be performed.

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

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

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

Firms expressing interest in this project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st Century (act) and currently certified by the Department shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The act requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of "DBE." The goal of DBE participation in this contract will be 12%. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act), WBEs or combinations thereof. Proposed DBE firms must be certified at the time of submission of the statement of interest. If the selected firm fails to meet the established goal, it shall be required to demonstrate its good faith efforts to attain the goal. If further information is desired concerning DBE/MBE/WBE participation, direct inquiries to the Contracts Administration Department at the following address or call (717) 939-9551, Ext. 4241.

Direct inquiries about this advertisement to P. Gregory Bednar, (724) 755-5182, gbednar@paturndike.com. Direct contractual questions to George M. Hatalowich, (717) 986-8737, ghatalow@paturndike.com.

General Requirements and Information

Firms interested in providing the previous work and services are invited to submit a statement of interest with the required information for each reference number listed. The statements of interest must include the following:

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

2. A three page statement of interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for the project and provide explanation of the technical approach, stressing the team's has successfully completed similar type projects of the same magnitude.

3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Deviation from the subconsultant's listed in the statement of interest will require written approval from the Commission. The organization chart is not limited to an 8 1/2" x 11" page size.

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

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

The Consultant Qualification Package should contain at a minimum the following information for the prime

consultant and all subconsultants and is to be attached to the back of the statement of interest (subs to follow primes). The Consultant Qualification Packages should be kept as brief as possible. Only include pertinent information as it relates to the following:

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

- Resumes of key personnel expected to be involved in the project (limit to two 8 1/2 x 11 pages, per person). Only resumes of key personnel need to be included. Do not include resumes of all employees.

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

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

If a joint venture responds to a project advertisement, the Commission will not accept separate statements of interest from joint venture constituents. A firm will not be permitted to submit a statement of interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

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

The statement of interest and required information must be received by 12 p.m. on Friday, December 13, 2002. Statements of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable statements of interest received in response to these solicitations, a minimum of three firms will be shortlisted for each project advertisement (reference number). Technical proposals will be requested from the shortlisted firms prior to the establishment of the final ranking. An order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Commission.

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

BRADLEY L. MALLORY,
Chairperson

[Pa.B. Doc. No. 02-2130. Filed for public inspection November 22, 2002, 9:00 a.m.]

Retention of an Engineering Firm

Open-End Construction Inspection Milepost 0.00 to Milepost 247.0

**Allegheny, Beaver, Bedford, Butler, Cumberland,
Dauphin, Franklin, Fulton, Huntingdon, Lawrence,
Somerset, Westmoreland and York Counties**

Reference No. 2-063

The Turnpike Commission (Commission) will retain an engineering or construction management firm to provide open-end construction inspection services for various projects in the Pennsylvania Turnpike's Western Region (Milepost 0.00 to Milepost 246.0). The types of projects to be inspected under this agreement may include, but are not limited to, bituminous overlays, bridge rehabilitation and replacements, service plaza parking lot expansions, building modifications and other similar projects.

The contract will be for a maximum cost of \$750,000 or for a 24-month period, with projects assigned on an as-needed basis. The number of required inspectors is contingent upon the workload and has been historically in the average range of zero to seven inspectors at any given time.

The main service to be provided under this agreement will be to supply construction inspectors on an as-needed basis as a supplement to our existing inspection staff. On limited occasions, the selected firm may be required to provide a full-time onsite construction inspection staff, with sufficient office personnel, managers, engineers, technicians and clerical staff to support the field functions. The selected firm may be required to attend the prebid meeting and preconstruction conference, write project correspondence and review and approve contractor's submissions. In addition, the selected firm may be required to keep records utilizing the Turnpike's Construction Documentation System to document the construction progress, prepare current and final estimates for payment to contractors, prepare change orders, conduct monthly job conferences, monitor monthly progress, provide liaison with affected utilities and communities, conduct semifinal and final inspections, determine the final quantities for each contract item and perform other duties as required.

Eighty percent of the inspection staff assigned to this Commission construction project must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies as a Transportation Engineering Technician—Construction Level 2 or higher.
2. Be registered as a Professional Engineer by the Commonwealth with 1 year of highway inspection experience acceptable to the Commission.
3. Be certified as an Engineer-in-Training by the Commonwealth with 2 years of highway inspection experience acceptable to the Commission.
4. Hold a bachelor of science degree in civil engineering or civil engineering technology with 2 years of highway inspection experience acceptable to the Commission.
5. Hold an associate degree in civil engineering technology with 3 years of highway inspection experience acceptable to the Commission.

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

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

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

Questions and inquires concerning this project should be directed to Matthew J. Wagner, P. E., (717) 939-9551, Ext. 5210, mwagner@paturnipke.com. Contractual questions should be directed to George M. Hatalowich, (717) 986-8737, ghatalow@paturnipke.com.

General Requirements and Information

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

1. One page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. If the firm has multiple offices, the location of the office performing the work must be identified.
2. A three page expression of interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for each project and provide explanation of the technical approach.
3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Deviation from the subconsultant's listed in the statement of interest will require written approval from the Commission.
4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department of Transportation (Department) and Commission projects. Do not graphically represent the firm's workload.
5. A Consultant Qualification Package similar to the one submitted to the Department for the current year or one that is best suited for this project. A copy of the Consultant Qualification Package printed directly from the Department's ECMS website is acceptable.

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

- ECMS General Information and Project Experience Forms or Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, either not more than 1 year old as of the date of the advertisement.
- Resumes of key personnel expected to be involved in the project (limit to two 8 1/2 x 11 pages, per person). Only resumes of key personnel should be included.
- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in this Commonwealth.
- A copy of the Department's DBE/WBE Certification, if applicable.

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

Small firms, DBE firms and other firms who have not previously performed work for the Commission are encouraged to submit a statement of interest.

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

The statement of interest and required information must be received by 12 p.m. on Friday, December 6, 2002. Statements of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable statements of interest received in response to these solicitations, one firm will be selected for each contract. The order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Commission. Technical Proposals will not be requested prior to the establishment of the final ranking.

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

BRADLEY L. MALLORY,
Chairperson

[Pa.B. Doc. No. 02-2131. Filed for public inspection November 22, 2002, 9:00 a.m.]