

# NOTICES

## DEPARTMENT OF BANKING

### Action on Applications

The Department of Banking, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending March 18, 2003.

### BANKING INSTITUTIONS

#### Mutual Holding Company Reorganization

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-12-03	Keystone Savings Bank Bethlehem Northampton County	Bethlehem	Withdrawn
Application represents reorganization into a mutual holding company to be known as "Keystone Mutual Holding Company."			

#### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Locations</i>	<i>Action</i>
3-14-03	Keystone Savings Bank Bethlehem Northampton County	Club Avenue and Union Boulevard Bethlehem Lehigh County	Filed
3-14-03	Keystone Savings Bank Bethlehem Northampton County	3926 Linden Street Bethlehem Township Northampton County	Filed
3-18-03	Fidelity Savings Bank Pittsburgh Allegheny County	1339 Freedom Road Cranberry Township Butler County	Approved
3-18-03	Orrstown Bank Shippensburg Cumberland County	1355 Orchard Drive Chambersburg Franklin County	Approved
3-18-03	Fulton Bank Lancaster Lancaster County	1649 Broadway Hanover Penn Township York County	Approved
3-18-03	Community Bank & Trust Company Clarks Summit Lackawanna County	Route 611 Tannersville Pocono Township Monroe County	Approved
3-18-03	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	Eagle/Upper Uwchlan Acme 400 Simpson Drive Chester Springs Chester County	Approved
3-18-03	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	Roxborough ShopRite 6901 Ridge Avenue Philadelphia Philadelphia County	Approved
3-18-03	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	Chadds Ford Giant 1393 Wilmington Pike West Chester Chester County	Approved
3-18-03	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	1520 Cecil B. Moore Avenue Philadelphia Philadelphia County	Approved

**Branch Relocations**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-18-03	Farmers and Merchants Trust Company Chambersburg Franklin County	<i>To:</i> 1712 Lincoln Way East Chambersburg Franklin County  <i>From:</i> 1805 Lincoln Way East Chambersburg Franklin County	Approved

**Branch Discontinuances**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-18-03	PeoplesBank, a Codorus Valley Company Glen Rock York County	Normandie Ridge 1700 Normandie Dr. West Manchester Twp. York County (Limited Service Facility)	Filed

**SAVINGS INSTITUTIONS****Main Office Relocation**

<i>Date</i>	<i>Name of Association</i>	<i>Location</i>	<i>Action</i>
3-11-03	Washington Savings Association Philadelphia Philadelphia County	<i>To:</i> Intersection of Comly Road and Norcom Road Philadelphia Philadelphia County  <i>From:</i> 2701 East Allegheny Ave. Philadelphia Philadelphia County	Approved

(Note: "To" and "From" addresses on previous Weekly Summary (No. 10) were listed incorrectly.)

**CREDIT UNIONS**

No activity.

A. WILLIAM SCHENCK, III,  
*Acting Secretary*

[Pa.B. Doc. No. 03-565. Filed for public inspection March 28, 2003, 9:00 a.m.]

**Maximum Lawful Rate of Interest for Residential Mortgages for the Month of April 2003**

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 April 2003 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 4.39 to which was added 2.50 percentage points for a total of 6.89 that by law is rounded off to the nearest quarter at 7%.

A. WILLIAM SCHENCK, III,  
*Acting Secretary*

[Pa.B. Doc. No. 03-566. Filed for public inspection March 28, 2003, 9:00 a.m.]

**DEPARTMENT OF  
EDUCATION**

**Application of Mountain State University of West Virginia for Approval to Operate in this Commonwealth and to Offer Undergraduate and Graduate Degree Programs**

**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 Mountain State University

6 of West Virginia for approval of a Certificate of Authority to operate a branch campus in Center Township, Beaver County, offering undergraduate and graduate degree programs. Initially, offerings at the undergraduate level would include: Spectrum (general education courses), a program in Organizational Leadership leading to a Bachelor of Science (BS) degree and Independent Study courses. Offerings at the graduate level would include: a program in Strategic Leadership leading to a Master of Science (MS) degree and a program in Interdisciplinary Studies leading to either a Master of Arts or MS degree. Offerings to be reviewed further in the approval process include: a program in Criminal Justice Administration leading to an MS degree and a program in Health Science leading to an MS degree.

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

to protest) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with Carol Gisselquist, Higher Education Specialist, (717) 787-4448 or Paula Fleck, Chief, Division of Program Services, (717) 772-3623, 333 Market Street, Harrisburg, PA 17126-0333, by 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the previously mentioned office to schedule a time for an in-office review. Duplicate copies of the application are not available.

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

VICKI L. PHILLIPS, Ed.D.,  
Acting Secretary

[Pa.B. Doc. No. 03-567. Filed for public inspection March 28, 2003, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

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#### APPLICATIONS

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### NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS

#### NPDES APPLICATIONS

#### PART I PERMITS

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

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

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

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

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

**I. NPDES Renewal Applications**

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

<i>NPDES No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0054879	William and Joan Elsing 46 Mega Way Furlong, PA 18925	Bucks County Wrightstown Township	Little Neshaminy Creek	Y
PA0057266	Nicholas B. Kemp, Jr. 1971 Kimberwick Road Media, PA 19063	Delaware County Upper Providence Township	UNT to Ridley Creek	Y

*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>
PA0040487	Maple Lane Estates 1300 Market Street Lemoyne, PA 17043	Luzerne County Foster Township	Pond Creek 5D	Y
PA0021547	Orwigsburg Borough Municipal Authority 209 North Warren Street Orwigsburg, PA 17961-1829	Schuylkill County North Manheim Township	Mahannon Creek 3A	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>
PA0084883	Borough of Broad Top City P. O. Box 228 Broad Top City, PA 16621	Huntingdon County Broad Top City Borough	Shoups Run 11-D	Y
PA0041505	Berks Properties, Inc. Hereford Estates MHP 2620 Egypt Rd. Norristown, PA 19403	Berks County Hereford Township	Perkiomen Creek 3E	Y
PA0087742	Eagles Peak Campground 397 Eagles Peak Road Robesonia, PA 19551	Lebanon County Millcreek Township	UNT Tulpehocken Creek 3C	Y

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

**PA0029122**, Sewage, **Saxonburg Area Authority**, Dinnerbell Road, Saxonburg, PA 16056. This proposed facility is located in Jefferson Township, **Butler County**.

Description of Proposed Activity: Existing discharge of treated sewage.

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the Zelenople Municipal Water Works and Connoquenessing Creek located at Zelenople, 24 miles below point of discharge.

The receiving stream, Thorn Run, is in watershed 20-C and classified for CWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 0.5 MGD.

*Interim Limits*

<i>Parameter</i>	<i>Monthly Average (lb/day)</i>	<i>Average Weekly (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX				
CBOD <sub>5</sub> (5-1 to 10-31)	42	63	10	15	20
(11-1 to 4-30)	83	125	20	30	40
Total Suspended Solids	125	187	30	45	60

<i>Parameter</i>	<i>Monthly Average (lb/day)</i>	<i>Average Weekly (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
NH <sub>3</sub> -N					
(5-1 to 10-31)	8.3		2		4
(11-1 to 4-30)	25		6		12
Total Phosphorus (as P)					
(4-1 to 10-31)	8.3		2		4
Copper (Interim)	XX		0.04		0.08
Zinc	XX		XX		
Fecal Coliform					
(5-1 to 9-30)			200/100 ml as a geometric average		
(10-1 to 4-30)			2,800/100 ml as a geometric average		
Total Residual Chlorine			0.43		1.42
Dissolved Oxygen			minimum of 6 mg/l at all times		
pH			6.0 to 9.0 standard units at all times		

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

*Final Limits*

<i>Parameter</i>	<i>Monthly Average (lb/day)</i>	<i>Average Weekly (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX				
CBOD <sub>5</sub>					
(5-1 to 10-31)	94	125	15	20	30
(11-1 to 4-30)	156	250	25	40	50
Total Suspended Solids	188	281	30	45	60
NH <sub>3</sub> -N					
(5-1 to 10-31)	15.6		2.5		5.0
(11-1 to 4-30)	46.9		7.5		15
Total Phosphorus (as P)					
(4-1 to 10-31)	12.5		2		4
Copper					
(Interim)	0.25		0.04		0.08
(Final)	0.18		0.028		0.066
Zinc					
(Interim)	1.31		0.21		0.42
(Final)	1.25		0.2		0.56
Fecal Coliform					
(5-1 to 9-30)			200/100 ml as a geometric average		
(10-1 to 4-30)			2,900/100 ml as a geometric average		
Total Residual Chlorine			0.38		1.25
Dissolved Oxygen			minimum of 5 mg/l at all times		
pH			6.0 to 9.0 standard units at all times		

XX—Monitor and report.

The EPA waiver is in effect.

**PA0090514—Amendment No. 1**, Sewage, **EJ Gulick Mobile Home Park**, 123 Beatty Drive, Saxonburg, PA 16056. This proposed facility is located in Winfield Township, **Butler County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the Clearview Water Company on the Allegheny River located at Natrona Heights, approximately 11 miles below point of discharge.

The receiving stream, unnamed tributary to Buffalo Creek, is in watershed 18F and classified for HQ-TSF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of .00525 MGD.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		
CBOD <sub>5</sub>			
(5-1 to 10-31)	20		40
(11-1 to 4-30)	25		50
Total Suspended Solids	30		60
NH <sub>3</sub> -N			
(5-1 to 10-31)	4.5		9.0
(11-1 to 4-30)	13.5		27.0

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

XX = Monitor and Report on DMR.  
The EPA waiver is in effect.

**PA0033936**, Sewage, **Denny Ridge Mobile Home Park**, 14842 Nickelson Drive, Meadville, PA 16335. This proposed facility is located in Hayfield Township, **Crawford County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the Franklin City Authority on French Creek located at Franklin, Crawford County, approximately 30 miles below point of discharge.

The receiving stream, unnamed tributary to Cussewago Creek, is in watershed 16-D and classified for WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.01335 MGD.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX		XX
CBOD <sub>5</sub>	25		50
Total Suspended Solids	30		60
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a geometric average 2,000/100 ml as a geometric average	
Total Residual Chlorine	1.5		3.5
Dissolved Oxygen		minimum of 3.0 mg/l at all times	
pH		6.0 to 9.0 standard units at all times	

The EPA waiver is in effect.

**PA0000213**, Industrial Waste, **Pennsylvania American Water Company—Kane District, Kane Treatment Plant**, Route 321 North, Kane, PA 16735. This existing facility is located in Wetmore Township, **McKean County**.

Description of Proposed Activity: Discharge of treated IW.

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the Allegheny River and the Emlenton Water Company located at Emlenton, approximately 105 miles below point of discharge.

The receiving stream, Hubert Run, is in watershed 16-B and classified for CWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 0.009 MGD.

<i>Parameters</i>	<i>Loadings</i>		<i>Concentrations</i>		
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX				
Aluminum	0.07		1	2	2.5
Iron	0.15		2	4	5
Manganese	0.08		1	2	2.5
Total Suspended Solids	2.3		30	60	75
Total Residual Chlorine			1.0		2.3
pH			6.0 to 9.0 standard units at all times		

XX—Monitor and Report on monthly DMRs.

The EPA waiver is in effect.

**PA0101672**, Sewage, **David W. Reed d/b/a Crestview MHP**, 3599 SR 322, Williamsfield, OH 44093. This proposed facility is located in Vernon Township, **Crawford County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the Franklin General Authority on French Creek located at Franklin, approximately 28 miles below point of discharge.

The receiving stream, unnamed tributary to Van Horne Creek is in watershed 16-D and classified for WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.005 MGD.

Parameter	Concentrations		
	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow	XX		XX
CBOD <sub>5</sub> (5-1 to 10-31)	20		40
(11-1 to 4-30)	25		50
Total Suspended Solids	30		60
NH <sub>3</sub> -N (5-1 to 10-31)	10		20
Fecal Coliform (5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		2,000/100 ml as a geometric average	
Dissolved Oxygen		minimum of 3.0 mg/l at all times	
Total Residual Chlorine	1.4		4.3
pH		6.0 to 9.0 standard units at all times	

The EPA waiver is in effect.

**PA0209872**, Sewage, **New Horizons Recycling, Inc., Jane Eaton**, Box 19A Route 18, Adamsville, PA 16110. This proposed facility is located in Sugar Grove Township, **Mercer County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the Greenville Municipal Water Authority and the Little Shenango River located at Greenville, approximately 3.4 miles below point of discharge.

The receiving stream, unnamed tributary to Crooked Creek, is in watershed 20A and classified for TSF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.00045 MGD.

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

XX—Monitor and report on AMRs.

The EPA waiver is in effect.

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

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

**PAS202205**, Industrial, **Fabricated Components, Inc.**, P. O. Box 431, Stroudsburg, PA 18360. This proposed facility is located in Stroudsburg City, **Monroe County**.

Description of Proposed Activity: Renewal of NPDES stormwater permit.

The receiving stream, Little Pocono Creek, is in the State Water Plan watershed no. iE and is classified for HQ, CWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for Keystone Water Company is located on the Delaware River, approximately 50 miles below the point of discharge.

Two stormwater outfalls subject to stormwater Appendix J optional monitoring requirements.

*Southcentral Regional Office: Regional Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4707.*

**PA0247103**, Sewage, **Northeastern York County Sewer Authority (Saginaw WWTP)**, P. O. Box 516, Mt. Wolf, PA 17347. This facility is located in East Manchester, **York County**.

Description of activity: Issuance of an NPDES permit for a new discharge of treated sewage.

The receiving stream, Susquehanna River, is in Watershed 7-F and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Wrightsville Water Supply Company is located on the Susquehanna River, approximately 9 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.3 MGD are:

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
CBOD <sub>5</sub>	25	40	50
Total Suspended Solids	30	45	60
NH <sub>3</sub> -N			
(5-1 to 10-31)	12	XXX	24
(11-1 to 4-30)	Monitor and Report	XXX	XXX
Total Phosphorus	2.0	XXX	4.0
Total Residual Chlorine	0.5	XXX	1.6
Dissolved Oxygen		Minimum of 5.0 at all times	
pH		From 6.0 to 9.0 inclusive	
Fecal Coliform			
(5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		100,000/100 ml as a geometric average	

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

The EPA waiver is in effect.

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

**PA0028134**, Industrial Waste, SIC 4941, **Pennsylvania American Water Company**, 1789 Route 286 South, Indiana, PA 15701. This application is for renewal of an NPDES permit to discharge treated process water and stormwater from the Kittanning Filter Plant in Rayburn Township, **Armstrong County**.

The following effluent limitations are proposed for discharge to the receiving waters, Allegheny River, classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is Cadogen Township Water Works, located at Cadogen Plant, 6 miles below the discharge point.

*Outfall 001: existing discharge, design flow of 0.047 mgd.*

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Iron			2.0		4.0
Manganese			1.0		2.0
Aluminum			4.0		8.0
Total Suspended Solids			30.0		60.0
Total Residual Chlorine			0.5		1.0
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

**PA0027430**, Sewage, **City of Municipal Authority**, P. O. Box 294, Penn, PA 15675-0294. This application is for renewal of an NPDES permit to discharge treated sewage from Jeannette Wastewater Treatment Plant in City of Jeannette, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Brush Creek, which are classified as a TSF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Pennsylvania American Water Company—Pittsburgh.

*Outfall 001: existing discharge, design flow of 3.3 mgd.*

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>				
(5-1 to 10-31)	15	23		30
(11-1 to 4-30)	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	2.0	3.0		4.0
(11-1 to 4-30)	4.0	6.0		8.0



<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000 as a geometric mean			
Dissolved Oxygen	not less than 6 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is not in effect.

**PA0042820**, Sewage, **Donald J. Dallatore, Jr.**, 1011 S. Main Street, Washington, PA 15301-3218. This application is for renewal of an NPDES permit to discharge treated sewage from Ridgecrest Mobile Home Park Sewage Treatment Plant in South Franklin Township, **Washington County**.

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

*Outfall 001*: existing discharge, design flow of 0.001 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	12.0			24.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA0205877**, Sewage, **Redstone Township Sewer Authority**, 1002 Main Street, P. O. Box 751, Republic, PA 15475. This application is for renewal of an NPDES permit to discharge treated sewage from Redstone Township Sewer Authority Wastewater Treatment Facility in Redstone Township, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Dunlap Creek, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the California Water Company located on the Monongahela River.

*Outfall 001*: existing discharge, design flow of 0.45 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen (5-1 to 10-31)	2.5	3.8		5.0
(11-1 to 4-30)	7.5	11.3		15.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	25,000/100 ml as a geometric mean			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA0217662**, Sewage, **Angelo Poli**, 93 Belmeade Terrace, Uniontown, PA 15401. This application is for renewal of an NPDES permit to discharge treated sewage from Bennington Place Subdivision Sewage Treatment Plant in North Union Township, **Fayette County**.

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

Outfall 001: existing discharge, design flow of 0.004 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	8.5			17.0
(11-1 to 4-30)	25.5			51.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	6,000/100 ml as a geometric mean			
Total Residual Chlorine				
(1st Month to 36th Month)	Monitor and Report			
(37th Month to Expiration)	0.8			1.9
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

**PA0028223**, Sewage, **Municipal Authority of the City of Corry**, 100 Sciota Street, Corry, PA 16407. This existing facility is located in City of Corry, **Erie County**.

Description of Proposed Activity: Renewal of an existing discharge of treated sewage. The permit contains interim and final limits corresponding to a proposed treatment plant expansion.

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the City of Franklin, located on the Allegheny River, 75 miles below point of discharge.

The receiving stream, Hare Creek, is in watershed 16-B and classified for WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 3.0 MGD.

#### Interim Limits

Parameter	Loadings			Concentrations	
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow	XX				
CBOD <sub>5</sub>					
(5-1 to 10-31)	275	413	11	16.5	22
(11-1 to 4-30)	551	826	22	33	44
Total Suspended Solids	751	1,126	30	45	60
NH <sub>3</sub> -N					
(5-1 to 10-31)	50		2.0		4.0
(11-1 to 4-30)	150		6.0		12.0
Fecal Coliform					
(5-1 to 9-30)	200/100 ml as a geometric average				
(10-1 to 4-30)	2,900/100 ml as a geometric average				
Total Residual Chlorine (Interim)			0.7		2.2
Dissolved Oxygen	Minimum of 5.0 mg/l at all times.				
pH	6.0 to 9.0 standard units at all times				

The proposed effluent limits for Outfall 001 are based on a design flow of 3.5 MGD.

#### Final Limits

Parameter	Loadings			Concentrations	
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow	XX				
CBOD <sub>5</sub>					
(5-1 to 10-31)	467	700	16	24	32
(11-1 to 4-30)	730	1,168	25	40	50
Total Suspended Solids	876	1,314	30	45	60
NH <sub>3</sub> -N					
(5-1 to 10-31)	58		2.0		4.0
(11-1 to 4-30)	175		6.0		12.0

Parameter	Loadings		Concentrations		Instantaneous Maximum (mg/l)
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)			200/100 ml as a geometric average 2,800/100 ml as a geometric average		
Total Residual Chlorine (Final)			0.2		0.7
Total Phosphorus			XX		XX
Total Copper			XX		XX
Dissolved Oxygen			Minimum of 8.0 mg/l at all times.		
pH			6.0 to 9.0 standard units at all times		

XX = Monitor and Report

The EPA waiver is not in effect.

## WATER QUALITY MANAGEMENT PERMITS

### CONTROLLED INDUSTRIAL WASTE AND SEWAGE WASTEWATER

#### APPLICATIONS UNDER THE CLEAN STREAMS LAW

##### PART II PERMITS

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

Persons wishing to comment on 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).**

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

**WQM Permit No. 3903401, Upper Saucon Sewage Treatment Authority**, 5500 Camp Meeting Road, Center Valley, PA 18034. This proposed facility is located in Upper Saucon Township, **Lehigh County**.

Description of Proposed Action/Activity: This project will re-rate the existing wastewater treatment plant from a capacity of 2.0 MGD to a capacity of 2.5 MGD.

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

**WQM Permit No. 0603401**, Sewerage, **North Heidelberg Sewer Company**, P. O. Box 609, Bernville, PA 19506. This proposed facility is located in Jefferson Township, **Berks County**.

Description of Proposed Action/Activity: Construction/operation of pump station no. 3 (Guenther/Smith Subdivision).

**WQM Permit No. 6703403**, Sewerage, **West Manheim Township**, 31 Fairview Drive, Hanover, PA 17331. This proposed facility is located in West Manheim Township, **York County**.

Description of Proposed Action/Activity: Construction/operation of sewer extension and pump station for Sanitary Sewer Area 1.

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

**WQM Permit No. 2003404**, Sewerage, **Leslie M. Forinash**, 8930 Hickory Drive, Meadville, PA 16335. This proposed facility is located in Beaver Township, **Crawford County**.

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

**WQM Permit No. 6203407**, Sewerage, **Janice K. Mong**, R. R. 3, Box 3336, Russell, PA 16345. This proposed facility is located in Farmington Township, **Warren County**.

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

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

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

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

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

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

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

Persons with a disability who require an auxiliary aid, service or other accommodation to participate during the 30-day public comment period should contact the specified Regional Office. TDD users may contact the Department

through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

**NPDES Permit PAI2011503013**, Stormwater, **Land Associates, Inc.**, 100 Colonial Way, West Chester, PA 19382 has applied to discharge stormwater associated with a construction activity located in New London Township, **Chester County** to Hodgson Run (HQ-TSF-MF).

**NPDES Permit PAI2011503014**, Stormwater, **939 Pottstown Pike Building Renovation**, 436 Creamery Way, Suite 100, Exton, PA 19341, has applied to discharge stormwater associated with a construction activity located in West Vincent Township, **Chester County** to Black Horse and Marsh Creeks (HQ-TSF-MF).

**NPDES Permit PAI2011503015**, Stormwater, **Thomas R. and Sara W. Shick**, P. O. Box 276, Birchrunville, PA 19421, has applied to discharge stormwater associated with a construction activity located in West Vincent Township, **Chester County** to Birch Run (EV).

**NPDES Permit PAI2011503016**, Stormwater, **Uwchlan Township**, 715 North Ship Road, Exton, PA 19341, has applied to discharge stormwater associated with a construction activity located in Uwchlan and West Whiteland Townships, **Chester County** to Shamona and Pine Creeks (HQ).

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

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

<i>NPDES No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Water/Use</i>
PAS10S009-R-2	Resorts USA, Inc. P. O. Box 447 Bushkill, PA 18324	Monroe County Middle Smithfield Township	Bush Kill HQ-TSF Sand Hill Creek HQ-CWF

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

<i>NPDES No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Water/Use</i>
PAI024803007	Taras Zawarski Nic Zawarski & Sons 1441 Linden St. Bethlehem, PA 18018	Northampton County Hanover Township	Monocacy Creek HQ-CWF

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

*Bedford County Conservation District, 702 W Pitt Street, Suite 4, Fairlawn Court, Bedford, PA 15522; (814) 623-7900.*

<i>NPDES No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Water/Use</i>
PAI2030503001	Breezewood Proving Grounds, Inc. 4626 Robinsonville Road Clearville, PA 15535	Monroe Township Bedford County	East Branch Sideling Hill Creek EV

*Lancaster County Conservation District, 1383 Arcadia Road, Room 6, Lancaster, PA 17601; (717) 299-5361.*

<i>NPDES No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Water/Use</i>
PAI2033603003	Wanner's Pride-N-Joy 5800 Wanner Road Narvon, PA 17555	Salisbury Township Lancaster County	Pequea Creek HQ, CWF

<i>NPDES No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Water/Use</i>
PAI2033603002	Bruce Vanderhoef 341 Fremont Road Nottingham, PA 19362	Colerain Township Lancaster County	Gables Run HQ, CWF, MF

*Adams County Conservation District, 670 Old Harrisburg Road, Suite 201, Gettysburg, PA 17325; (717) 334-0636.*

<i>NPDES No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Water/Use</i>
PAI2030103001	Mike Gastley 65 Mauss Road Biglerville, PA 17307	Hamiltonban Township Adams County	Middle Creek HQ, CWF

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

*Northumberland Conservation District: R. R. 3, Box 238C, Sunbury, PA 17901 (570) 286-7114, Ext. 4.*

<i>NPDES No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Water/Use</i>
PAI2044903001	Ralpho Township Municipal Authority 32 A South Market St. Elysburg, PA 17824	Northumberland County Ralpho Township	South Branch Roaring Creek HQ-CWF

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

*Cambria County Conservation District: 401 Candlelight Drive, Suite 221, Ebensburg, PA 15931.*

**NPDES Permit PAI051103001**, Stormwater, **Central Mainline Sewer Authority**, P.O. Box 56, Lilly, PA 15938, has applied to discharge stormwater associated with a construction activity located in Cresson, Portage and Washington Townships, **Cambria County** to Bens Creek (EV), Noels Creek (HQ-CWF), Little Conemaugh River (CWF) and Bear Rock Run (CWF).

**NPDES Permit PAI051103003**, Stormwater, **The Peoples Natural Gas Company d/b/a Dominion Peoples**, 625 Liberty Avenue, Pittsburgh, PA 15222, has applied to discharge stormwater associated with a construction activity located in Jackson Township, **Cambria County** to Findley Run (HQ-CWF).

## PUBLIC WATER SUPPLY (PWS) PERMIT

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

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

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

The permit application and 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).

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

#### Permit No. 2203501, Public Water Supply.

Applicant	<b>Loyalton Water Association</b>
Municipality	Washington Township
County	<b>Dauphin</b>
Responsible Official	Karl Dietrich, Operator 1160 N. Second Street Lykens, PA 17048
Type of Facility	PWS
Consulting Engineer	Angelo A. Tesoriero, P. E. GeoSource Engineers 7 Winter Drive Dillsburg, PA 17019-9550
Application Received Date	February 12, 2003
Description of Action	Installation of pH/alkalinity adjustment, utilizing soda ash and orthophosphate for LCR treatment.

#### Permit No. 3103501, Public Water Supply.

Applicant	<b>Petersburg Borough Water Authority</b>
Municipality	Logan Township
County	<b>Huntingdon</b>

Responsible Official	William L. Lightner, Authority Chairperson P. O. Box 257 Petersburg, PA 16669
Type of Facility	PWS
Consulting Engineer	Mark V. Glenn, P. E. Gwin, Dobson & Foreman, Inc. 3121 Fairway Dr. Altoona, PA 16602-4475
Application Received Date	February 25, 2003
Description of Action	Installation of Well No. 3 to supplement the existing sources.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

### PREAMBLE 1

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

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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 a 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 standard 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 after 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 U.S. Magnet Site, Yardley Borough, Bucks County.** Samuel J. Kucia, Environmental Consulting, Inc., 500 E. Washington St., Suite 375, Norristown, PA 19401, on behalf of Redevelopment Authority of Bucks County, Robert White, Ex. Dir., 1 N. Wilson Ave., Bristol, PA 19007, has submitted a Notice of Intent to Remediate soil contaminated with Fuel Oil No. 2, 4 and 6, other organics, benzo(a)pyrene, lead and arsenic. 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 *Bucks County Courier Times* on February 21, 2003.

**Warrington Equities, LLC, Warrington Township, Bucks County.** John A. Morris, Audubon Environmental, Inc., P. O. Box 2083, Medford, NJ, on behalf of Warrington Equities, LLC, Dan Wallace, 17000 Horizon Way, Mt. Laurel, NJ 08054, has submitted a Notice of Intent to Remediate soil contaminated with leaded gasoline and groundwater contaminated with leaded gasoline, MTBE and unleaded gasoline. The applicant proposes to remediate the site to meet Statewide Health and Background Standards. A summary of the Notice of Intent to Remediate was reported to have been published in *The Intelligencer* on March 11, 2003.

**City of Philadelphia Water Department—North-east Water Pollution Control Plant, City of Philadelphia, Philadelphia County.** Roy Romano, PWD, Planning and Research, 1101 Market St., Philadelphia, PA 19107-2994 has submitted a Notice of Intent to Remediate site groundwater contaminated with chlorinated solvents, inorganics, lead, other organics, PAH, PCB and pesticides. The applicant proposes to remediate the site to meet Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in *The Philadelphia Inquirer* in March 2003.

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

**JMH, Inc., formerly Goss Graphic Systems, Borough of Wyomissing, Berks County.** ARCADIS G & M, Inc., 3000 Cabot Boulevard West, Suite 3004, Langhorne, PA 19047, on behalf of JMH, Inc., 200 North Park Road, Suite 400, Wyomissing, PA 19610-2908, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with PAHs, chlorinated solvents, inorganics and lead. 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 February 3, 2003.

**Weaver Road Release Site**, Manheim Township, **Lancaster County**. Shaw Environmental & Infrastructure, Inc., 1161 McDermott Drive, Suite 101, West Chester, PA 19380-4022, on behalf of John W. Hess, 566 Constitution Road, Lansdale, PA 19446 and ExxonMobil Refining and Supply Company, 1900 East Linden Avenue, Linden, NJ 07036, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with MTBE and unleaded gasoline. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Lancaster New Era* on December 23, 2002.

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

**Frank Volz Property**, Smithfield Township, **Bradford County**. S&M Management, Inc., on behalf of Frank Volz, 46 Mermaid Drive, Manahawkin, NJ 08050, has submitted a Notice of Intent to Remediate soil contaminated with BTEX and PHCs and surface water contaminated with BTEX, PHCs and PAHs. A summary of the Notice of Intent to Remediate was reported to have been published in the *Towanda Daily Review* on October 18, 2002.

**Sunbury Textile Mills, Inc.**, City of Sunbury, **Northumberland County**. Conestoga-Rovers & Associates, on behalf of NCFII Holdings, Inc., 21001 Van Born Road, Taylor, MI 48180, has submitted a Notice of Intent to Remediate site soils and groundwater contaminated with chlorinated solvents and PAHs. A summary of the Notice of Intent to Remediate was reported to have been published in the *Daily Item* on February 1, 2003.

**GE Transportation Systems—Motor Coils**, Emporium Borough, **Cameron County**. Mactec Engineering and Consulting, Inc., on behalf of General Electric Transportation Systems, 2901 East Lake Road, Erie, PA 16531, has submitted a Notice of Intent to Remediate site soils and groundwater contaminated with chlorinated solvents, inorganics, lead, other organics, PAHs and PCBs. A summary of the Notice of Intent to Remediate was reported to have been published in the *Cameron County Echo* on February 12, 2003.

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

**ORB, Inc. Property (Former ROGOFF Junkyard)**, Borough of Leetsdale, **Allegheny County**. Frank Benacquista, Earth Sciences, Consultants, Inc., One Triangle Lane, Export, PA 15632 (on behalf of Joseph Jakovic ORB, Inc., c/o The Buncher Company, 5600 Forward Avenue, Pittsburgh, PA 15217) has submitted a Notice of Intent to Remediate soil and groundwater contaminated with chlorinated solvents, inorganics, lead, other organics, PAH and PCB. The applicant proposes to remediate the site to meet the Site Specific Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Pittsburgh Post-Gazette* on December 26, 2002.

**Eastman Chemical Resins, Inc. (formerly Hercules Inc.—Jefferson Plant)**, Jefferson Borough, **Allegheny County**. William A. Baughman, Cummings/Riter Consultants, Inc., 339 Haymaker Road, Parkway Building, Suite 201, Monroeville, PA 15146 (on behalf of William C. Hendon, Eastman Company, State Highway 837, P. O. Box 567, West Elizabeth, PA 15088-0567 and Joseph A. Keller, Hercules Incorporated, Research Center, Building 8139/15, 500 Hercules Road, Wilmington, DE

19808-1599) has submitted a Notice of Intent to Remediate soil and groundwater contaminated with chlorinated solvents, inorganics, lead, other organics and PAHs. The applicant proposes to remediate the site to meet the Site Specific, Background and Statewide Health Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Daily News—McKeesport, PA* on February 27, 2003.

**Johnstown High School**, City of Johnstown, **Cambridge County**. Von E. Fisher, KU Resources, Inc., One Library Place, Suite 207, Duquesne, PA 15110 (on behalf of Donald Irwin, Greater Johnstown School District, 1091 Broad Street, Johnstown, PA 15906 and Johnstown Redevelopment Authority, Fourth Floor, 401 Washington Street, Johnstown, PA 15901) has submitted a Notice of Intent to Remediate soil and groundwater contaminated with chlorinated solvents, inorganics, other organics, diesel fuel, leaded gasoline, unleaded gasoline, used motor oil and PAHs. The applicant proposes to remediate the site to meet the Site Specific Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Tribune Democrat* on February 27, 2003.

#### DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

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

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

**General Permit Application No. WMGR082D001. SQP Industries**, P. O. Box 15, Brownsville, PA 15417-0015. The application involves processing of landfilled steel slag for removal of metallic residuals and mechanical sizing prior to beneficial use as aggregate material. The application was accepted by Central Office on March 12, 2003.

Comments concerning the application should be directed Ronald C. Hassinger, Chief, General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to and approval or denial of the application.

### AIR QUALITY

#### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

##### NEW SOURCES AND MODIFICATIONS

The Department of Environmental Protection (Department) has developed an "integrated" plan approval, State Operating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit all the permitting documents relevant to its application one

time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

The Department has received applications for plan approvals and/or operating permits from the following facilities.

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

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

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

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

#### PLAN APPROVALS

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

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

**48-301-046: Heintzelman Funeral Home** (326 Main Street, Hellertown, PA 18055) for construction of a human crematory and associated air cleaning device at their facility at Magnolia Road and Front Street, Hellertown Borough, **Northampton County**.

**58-303-001A: Eastern Industries, Inc.** (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034) for modification of a batch asphalt plant to utilize recycled oil (WDLF) as fuel at their facility on Route 374, Clifford Township, **Susquehanna County**.

**48-303-007A: Eastern Industries, Inc.** (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034) for modification of a batch asphalt plant to utilize recycled oil (WDLF) as fuel at their facility at 1010 East Market Street, Bethlehem, **Northampton County**.

**13-399-008A: Horsehead Resource Development Co., Inc.** (900 Delaware Avenue, Palmerton, PA 18071) for construction of a calcine kiln receiving bin and associated air cleaning device at their facility in Palmerton Borough, **Carbon County**.

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

**67-05100A: Cummins Power Systems, Inc.** (2727 Ford Road, Bristol, PA 19007-6895) for construction of ten No. 2 oil-fired 1,500 kW electrical generating units at its Zions View Substation in East Manchester Township, **York County**.

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

**100281D: II-VI, Inc.** (375 Saxonburg Boulevard Saxonburg, PA 16056) for the upgrade of a set of identical caustic scrubber units in Clinton Township, **Butler County**.

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

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

**23-0051: Riddle Memorial Hospital** (1068 West Baltimore Pike, Media, PA 19063) for modification of the existing 480-pound per hour hospital waste incineration system to comply with the applicable requirements of 40 CFR Part 60 Subpart Ce Standards. Riddle Memorial Hospital is a Title V facility in Middletown Township, **Delaware County**. The modification includes installation of a wet scrubber system and will reduce the emissions of particulate matter, acid gases, heavy metals, dioxin and other criteria pollutants from the facility. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

**46-0108B: Highway Materials, Inc.** (128 Crusher Road, Perkiomenville, PA 18074) for installation of two tertiary crushers, one screen and three conveyors, at an existing facility in Marlborough Township, **Montgomery County**. This facility is a non-Title V facility. The Plan Approval will contain recordkeeping, operating restrictions and performance testing requirements 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; Mark J. Wejkszner, New Source Review Chief, (570) 826-2531.*

**40-303-014A: Bartlett Materials and Construction, Inc.** (East Broad Street, P. O. Box 550, Tamaqua, PA 18252) for modification of an asphalt plant by addition of a Recycled Asphalt Pavement Feed System. This facility is a non-Title V facility. Modification will not increase the existing emission rates for the pollutants. The modification will provide the facility to use RAP material. The company will operate the facility and maintain the system in accordance with the good engineering practices to assure proper operation of the system.



**39-00021: Lehigh Valley Hospital and Health Network** (P. O. Box 7017, Allentown, PA 18105-7017) for an administrative amendment of the State-only Operating Permit issued to the 17th and Chew Street Hospital in the City of Allentown, **Lehigh County**.

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

**36-03069A: Nissin Foods (USA) Co., Inc.** (2901 Hempland Road, Lancaster, PA 17601) for construction of three natural gas fired boilers in East Hempfield Township, **Lancaster County**. The boilers are subject to 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units.

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

**61-0011B: Merisol Antioxidants LLC** (292 Star Route 8, Oil City, PA 16301) for operation of their plant in Cornplanter Township, **Venango County**. The facility is a Title V Facility. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V operating permit through an administrative amendment at a later date.

Plan approval No. 61-0011B is for the modification of sources to recover VOC emissions and control other VOC emissions at the facility that are currently being emitted from the 314/340 distillation columns. The plan will reduce average VOC emissions from approximately 195.3 TPY to approximately 8.83 TPY. The Plan Approval will require a flare performance test, continuous monitoring of the flare for the presence of a flame and will limit the atmospheric bypass to 10% of distillation hours (during startup, shutdown and malfunction). The Plan Approval and Operating Permit will include conditions that require recordkeeping for the components and control designed to keep the facility operating within all applicable air quality 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.**

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

**46-00033: Waste Management Disposal Services of Pennsylvania—Pottstown Landfill without the Eastern Expansion** (1425 Sell Road, Stowe, PA 19464) for an administrative amendment partly in West Pottsgrove Township, **Montgomery County** and the remainder in Douglass Township, **Berks County**. The Title V Operating Permit TVOP 46-00033 is being amended to incorporate the amended RACT Operating Permit OP 46-0033 which was previously issued on April 20, 1999. The changes in amended OP 46-0033 include: (1) superseding 46-322-009; (2) including 40 CFR Part 60 Subpart WWW, Standards of Performance for Municipal Solid Waste Landfills; and (3) changing the NOx emission limits for each of the gas turbines by an additional 4.25 pounds per hour and 3.99 tons per year on a 12-month rolling basis. The change is a result of correcting the method of calculation. The new emission limit for each of the gas turbines is 9.0 pounds per hour and 24.77 tons per year on a 12-month rolling basis.

The facility's major emission points include two gas turbines, two enclosed flares and the landfill without the Eastern Expansion. The amended Title V Operating Permit will contain monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements.

**46-00003: Stroehmann Bakeries, L.C.—Norristown Plant** (1810 East Ridge Pike, Norristown, PA 19404) for an Administrative Amendment to a Renewal of Title V Operating Permit No. 46-00003, originally issued on May 21, 1998, for their facility in Plymouth Township, **Montgomery County**. The permit is being amended to incorporate changes approved under Plan Approval No. 46-0003A (for a catalytic oxidizer). The facility's other major emission points include two boilers, an emergency generator, eight inkjet printers, a roll oven and a bread oven. In addition, the permit is being updated to reflect changes to minor sources at the facility and modified to facilitate the determination of VOC emissions from the roll and bread ovens. The amended/renewed Title V Operating Permit will contain all necessary monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements.

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

**06-05069B: East Penn Manufacturing Co., Inc.** (P. O. Box 147, Lyon Station, PA 19536) for modification of a lead/acid battery assembly facility controlled by various scrubbers and fabric collectors in Richmond Township, **Berks County**. The sources involved in the modification have the potential to emit 5 tons per year of particulate, 0.4 ton per year of lead and 4.5 tons per year of VOC. Most of the sources are subject to 40 CFR Part 60, Subpart KK—Standards of Performance for New Stationary Sources. The plan approval will include monitoring, work practices, recordkeeping and reporting requirements designed to keep the source operating within all applicable air quality requirements. The plan approval will be incorporated into the Title V operating permit in accordance with 25 Pa. Code § 127.450.

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

**17-00003: Dominion Transmission, Inc.** (625 Liberty Avenue, Pittsburgh, PA 15222) for renewal of the Title V Operating Permit for the Luther natural gas production and transmission facility in Brady Township, **Clearfield County**. The facility is currently operating under Title V Operating Permit 17-00003, which was issued May 8, 1998. The facility's main sources include two 440 horsepower natural gas fired internal combustion gas transmission engines and a natural gas fired dehydration system which have the potential to emit major quantities of NOx. The facility has the potential to emit CO, VOCs, PM10, SOx and HAPs below the major emission thresholds. The facility is subject to all applicable regulatory requirements of Reasonably Available Control Technology (RACT) for NOx emissions. The proposed Title V Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**18-00006: Dominion Transmission, Inc.** (625 Liberty Avenue Pittsburgh, PA 15222-3199). Under 25 Pa. Code §§ 127.521 and 127.541, the Department intends to issue a revised Title V Operating Permit to Dominion Transmission, Inc. for their Leidy natural gas transmission

facility in Leidy Township, **Clinton County**. In accordance with 25 Pa. Code § 127.541, this Title V Operating Permit revision is to modify and clarify various RACT determinations made by the Department for the Dominion Leidy facility on June 15, 1999. In accordance with 25 Pa. Code §§ 129.91—129.95, the Department has made a preliminary determination to approve an amendment of a previously-submitted RACT plan and an amendment to the State Implementation Plan for various air contamination sources at the Dominion Transmission Leidy facility. These sources include three 40 million Btu per hour boilers, four 6.5 million Btu per hour salt bath heaters, a 0.07 million Btu per hour boiler, two hot water heaters and two space heaters. The revised Title V Operating Permit includes all applicable requirements including monitoring, recordkeeping and reporting.

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

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

**36-03047: Camino Real Foods, Inc.** (2919 Hempland Road, Lancaster, PA 17601) for operation of a food manufacturing facility in East Hempfield Township, **Lancaster County**. This facility is a non-Title V facility. The State-only operating permit will include appropriate conditions designed to keep the facility operating within all applicable air quality requirements.

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

**14-00031: Glenn O. Hawbaker, Inc.** (711 East College Avenue, Bellefonte, PA 16823) for their crushed and broken sandstone facility in Rush Township, **Centre County**. The facility's main sources include a primary crusher, secondary crusher, portable crusher and associated various material sizing and conveying equipment. The facility has taken restrictions to limit potential PM10 emissions below Title V thresholds. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

**63-00914: Bolsan Co., Inc.** (163 Linnwood Road, Eighty-Four, PA 15330) for operation of a surface coating plant in North Strabane Township, **Washington County**.

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

**42-00117: Zippo Manufacturing Co.** (Congress Street Extension, Bradford, PA 16701) for operation of a Natural Minor Permit for their fabricated metal products facility in Bradford Township, **McKean County**. Emissions sources associated with this facility include a surface imprint operation, plating machine, buffing machine, etching machine, polishing machine, boilers, dryer and ovens.

**25-00961: National Fabricators and Machining, Inc.** (9209 West Main Road, North East, PA 16428) for a Natural Minor Permit to operate an industrial machinery fabricating facility in North East Township, **Erie County**. Emission sources associated with this facility

include a surface coating booth, degreasing unit and miscellaneous natural gas fired combustion units.

**PUBLIC HEARINGS**

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

**18-00006: Dominion Transmission, Inc.** (625 Liberty Avenue, Pittsburgh, PA 15222-3199) for issuance of a revised Title V Operating Permit under 25 Pa. Code §§ 127.521 and 127.541 for their Leidy natural gas transmission facility in Leidy Township, **Clinton County**. The Dominion representative to contact regarding this application is J. Darrell Bowen, Consulting Engineer.

In accordance with 25 Pa. Code § 127.541, this Title V Operating Permit revision is to modify and clarify various RACT determinations made by the Department for the Dominion Leidy facility on June 15, 1999.

In accordance with 25 Pa. Code §§ 129.91—129.95, the Department has made a preliminary determination to approve an amendment of a previously submitted RACT plan and an amendment to the State Implementation Plan (SIP) for various air contamination sources at the Dominion Transmission Leidy facility.

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

The preliminary RACT determination, if finally approved, will result in the revision of Title V Operating Permit 18-00006 and will be submitted to the EPA as a revision to the SIP.

The following is a summary of the preliminary RACT determination which the Department proposes to incorporate into Title V Operating Permit 18-00006, as a revision to that permit, for three 40 million Btu per hour boilers, four 6.5 million Btu per hour salt bath heaters, a 0.07 million Btu per hour boiler, two hot water heaters and two space heaters:

1. Respective sources shall only be fired on natural gas.
2. Respective sources shall be maintained and operated in accordance with manufacturer's specifications and good air pollution control practices. This requirement shall be considered as RACT for the VOC emissions from the respective sources as well as for the NOx emissions.
3. The VOC emissions from each of the three 40 million Btu per hour boilers shall not exceed 0.946 ton in any 12 consecutive month period.
4. An annual tune-up shall be performed on each of the 40 million Btu per hour boilers.
5. Records shall be maintained of the amount of natural gas burned in each of the 40 million Btu per hour boilers each month as well as the dates and results of each tune-up performed on any of the respective three boilers.

A public hearing will be held for the purpose of receiving comments on the proposed Title V operating permit revision, RACT revision and SIP revision. The hearing will be held on May 8, 2003, at 1 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA. The public is

invited to comment on the proposal. Persons interested in commenting are invited to appear at the public hearing.

Persons wishing to present testimony at the hearing should contact Daniel Spadoni at (570) 327-3659 at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Daniel Spadoni at (570) 327-3659 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

A copy of the revision request, the Department's analysis and other documents used in the evaluation of the request are available for public review during normal business hours at the Department of Environmental Protection, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling (570) 327-3693.

Those unable to attend the hearing, but wishing to comment or provide the Department with additional information which they believe should be considered prior to the revision of Title V operating permit 18-00006, may submit the comments or information to the Department at the previous address. Written comments must contain the name, address and telephone number of the person submitting the comments or information as well as a concise statement regarding the relevancy of the comments or information provided.

Written comments or information should be sent to David W. Aldenderfer, Air Quality Environmental Program Manager, Department of Environmental Protection, 208 West Third Street, Suite 101, Williamsport, PA 17701. Comments or information must be received by the Department by May 19, 2003, to be considered.

**COAL AND NONCOAL 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 identified in this notice for the respective coal and noncoal applications. In addition to the previous, more restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit, when necessary, for compliance with water quality standards (in accordance with 25 Pa. Code Chapters 93 and 95). Persons or agencies which have requested review of the NPDES permit requirements for a particular mining activity within the previously-mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

Written comments or objections should contain the name, address and telephone number of persons submitting comments or objections; application number; 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; a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

*Coal Applications Received*

*Effluent Limits*—The following coal mining applications that include an NPDES permit application will be subject to, at a minimum, the following technology-based effluent limitations for discharges of wastewater to streams:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	
Alkalinity greater than acidity*			

\* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to: (1) surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas, active areas disturbed by coal refuse disposal activities and mined areas backfilled and revegetated; and (2) drainage (resulting from a precipitation event of less than or equal to a 1-year 24-hour event) from coal refuse disposal piles.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454.*

**54900101C16. Blackwood, Inc.** (P. O. Box 639, Wind Gap, PA 18091), correction to an existing anthracite surface mine operation for the addition of fly ash disposal in Branch and Reilly Townships, **Schuylkill County** affecting 1,847.6 acres, receiving stream: Panther and Swatara Creeks. Application received March 6, 2003.

**49860102C3. Mid-Valley Coal Sales, Inc.** (1380 Tioga Street, Coal Township, PA 17866), correction to an existing anthracite surface mine operation for the addition of fly ash disposal in Coal Township, **Northumberland County** affecting 1,215.1 acres, receiving stream: Shamokin Creek. Application received March 7, 2003.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982.*

**65980103. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001). Application received to change the land use at an existing bituminous surface mine located in Ligonier Township, **Westmoreland County**, affecting 101 acres. Receiving streams: unnamed tributaries to Loyalhanna Creek (CWF) and Loyalhanna Creek (TSF). The first downstream potable water supply intake from the point of discharge is the Latrobe Municipal Authority. Application received February 25, 2003.

**26870202 and NPDES Permit No. 0589608. Carbon Fuel Resources, Inc.** (200 College Drive, Suite 300, Lemont Furnace, PA 15456). Application received for transfer of permit currently issued to Carriage Mining, Inc. for continued operation and reclamation of a bituminous surface mine site located in German Township, **Fayette County**, affecting 103.2 acres. Receiving stream: unnamed tributary to Browns Run (WWF). There is no potable water supply intake within 10 miles downstream from the point of discharge. Transfer application received March 5, 2003.

**65990102 and NPDES Permit No. PA0202479. AMFIRE Mining Co., LLC** (One Energy Place, Latrobe, PA 15650). Application received for transfer of permit currently issued to Dunamis Resources, Inc. for continued operation and reclamation of a bituminous surface mining site located in Fairfield Township, **Westmoreland County**, affecting 91 acres. Receiving streams: unnamed tributaries to Conemaugh River, to Conemaugh River (CWF). There is no potable water supply intake within 10 miles downstream from the point of discharge. Transfer application received March 11, 2003.

**65020101 and NPDES Permit No. PA0250082. AMFIRE Mining Co., LLC** (One Energy Place, Latrobe, PA 15650). Application received for transfer of permit currently issued to Laurel Energy, LP, for continued operation and reclamation of a bituminous surface mining site located in Unity Township, **Westmoreland County**, affecting 68.0 acres. Receiving streams: unnamed tributary to Nine Mile Run to Nine Mile Run (CWF). There is no potable water supply intake within 10 miles downstream from the point of discharge. Transfer application received March 11, 2003.

**65950104 and NPDES Permit No. PA0201367. AMFIRE Mining Co., LLC** (One Energy Place, Latrobe, PA 15650). Application received for transfer of permit currently issued to Dunamis Resources, Inc., for continued operation and reclamation of a bituminous surface mining site located in Fairfield and Ligonier Townships, **Westmoreland County**, affecting 111.5 acres. Receiving streams: unnamed tributaries to Hannas Run (CWF) and Hypocrite Creek (TSF). The first potable water supply intake within 10 miles downstream from the point of discharge is Latrobe Municipal Authority. Transfer application received March 11, 2003.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931.*

**11940201 and NPDES Permit No. PA0212831. Senate Coal Mines, Inc.**, One Energy Place, Suite 5100, Latrobe, PA 15650, permit revision to change the land use from forestland to unmanaged natural habitat in Adams Township, **Cambria County**, affecting 76.9 acres. Receiving streams: unnamed tributary to South Fork of the Little Conemaugh River (CWF). The first downstream potable water supply intake from the point of discharge is the Cambria Somerset Authority Little Conemaugh surface water intake. Application received March 6, 2003.

**56990104 and NPDES Permit No. PA0235181. Dunamis Resources, Inc.**, One Energy Place, Suite 4000, Latrobe, PA 15650, permit revision for a land use change from forestland to unmanaged natural habitat in Jenner Township, **Somerset County**, affecting 140.0 acres. Receiving streams: unnamed tributaries to and Gum Run, unnamed tributaries to and Roaring Run. The first downstream potable water supply intake from the point of discharge is the Cambria Somerset Authority Quemahoning surface water intake. Application received March 6, 2003.

**56980105 and NPDES Permit No. PA0234818. Dunamis Resources, Inc.**, One Energy Place, Suite 4000, Latrobe, PA 15650, permit renewal for reclamation only and for continued restoration of a bituminous surface and auger mine in Lincoln Township, **Somerset County**, affecting 93.0 acres. Receiving streams: UNTs to North Branch of Quemahoning Creek (CWF) and UNTs to Horner Run (CWF). The first downstream potable water supply intake from the point of discharge is the Cambria Somerset Authority Quemahoning surface water intake. Application received March 6, 2003.

*McMurray District Mining Office: 3913 Washington Road, McMurray, PA 15317.*

**30031301. NPDES Permit N/A, Dana Mining Company of PA, Inc.** (P. O. Box 1209, Morgantown, WV 26507), to operate the 4-West Mine in Dunkard and Perry Townships, **Greene County**, to operate, Surface Acres Proposed 30.5, Underground Acres Proposed 2100, SCP Acres Proposed 390, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, Dunkard Creek (WWF). The first downstream potable water supply intake from the point of discharge is N/A. Application received January 30, 2003.

*Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669.*

**10030101 and NPDES Permit No. PA0242331. Quality Aggregates, Inc.** (200 Neville Road, Neville Island, PA 15225-0347). Commencement, operation and restoration of a bituminous surface strip and beneficial use coal ash operation in Venango Township, **Butler County** affecting 95.0 acres. Receiving streams: three unnamed tributaries to Seaton Creek (CWF). There are no potable

surface water supply intakes within 10 miles downstream. Application to include a landuse change from forestland to unmanaged natural habitat on the properties of Jacqueline Hindman, Thomas C. Kennedy, John J. Hindman and George and Zetta Tiche. Application received March 5, 2003.

**5380-10030101-E-1. Quality Aggregates, Inc.** (200 Neville Road, Neville Island, PA 15225-3047). Application for a stream encroachment to encroach and conduct surface mining activities within the 100 foot stream barrier of a portion of an unnamed tributary to Seaton Creek, in Venango Township, **Butler County**. Receiving streams: three unnamed tributaries to Seaton Creek (CWF). There are no potable surface water supply intakes within 10 miles downstream. Application received March 5, 2003.

*Parameter*

*30-Day  
Average*

*Daily  
Maximum*

*Instantaneous  
Maximum*

Suspended solids

35 mg/l

70 mg/l

90 mg/l

pH\*

greater than 6.0; less than 9.0

\* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour event. If coal will be extracted incidental to the extraction of noncoal minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454.*

**44030302 and NPDES Permit PA0224294. Glenn O. Hawbaker, Inc.** (P. O. Box 135, 1952 Waddle Road, State College, PA 16804), commencement, operation and restoration of a quarry operation and for discharge of treated mine drainage in Armagh Township, **Mifflin County** affecting 110.6 acres, receiving stream: Honey Creek (CWF, MF). Application received February 28, 2003.

*Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669.*

**61830609. Joe Klapac & Son, Inc.** (218 SR 428, Oil City, PA 16301). Transfer of an existing sandstone operation in Pinegrove Township, **Venango County** affecting 10 acres. Receiving streams: unnamed tributary to Porcupine Creek (EV). There are no potable surface water supply intakes within 10 miles downstream. Transfer from Michael J. Klapac. Application received March 12, 2003.

**FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401**

The following permit applications and requests for Environmental Assessment approval and requests for Water Quality Certification have been received by the Department of Environmental Protection. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341(a)), requires the State to certify that the involved projects will not violate the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Initial requests for 401 Water Quality Certification will be published concurrently with the permit application. Persons objecting to approval of a request for certification under section 401 or to the

**16030101 and NPDES Permit No. PA0242349. Ben Hal Mining Company** (389 Irishtown Road, Grove City, PA 16127). Commencement, operation and restoration of a bituminous surface strip operation in Redbank and Limestone Townships, **Clarion County** affecting 75.2 acres. Receiving streams: unnamed tributaries to Pine Creek; Poe Run and Town Creek (CWF). There are no potable surface water supply intakes within 10 miles downstream. Application received March 7, 2003.

*Noncoal Applications Received*

*Effluent Limits*—The following noncoal mining applications that include an NPDES permit application will be subject to, at a minimum, the following technology-based effluent limitations for discharges of wastewater to streams:

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 of 8 a.m. and 4 p.m. on each working day at the office noted before the application.

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

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

**WATER OBSTRUCTIONS AND ENCROACHMENTS**

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

**E09-852. Pennsbury School District**, 134 Yardley Avenue, P. O. Box 338, Fallsington, PA 19058, Falls Township, **Bucks County**, ACOE Philadelphia District.

To expand and maintain a portion of the Penn Valley Elementary School located in the 100-year floodplain of the Martin's Creek (WWF). Work will include construction of sidewalks, a driveway and a playing area. The site is located just west of the intersection of North Turn Lane and Park Drive (Trenton West, NJ-PA USGS Quadrangle N: 6.8 inches; W: 9.6 inches).

**E46-932. Lower Pottsgrove Township**, 2199 Buchert Road, Pottstown, PA 19464, Lower Pottstown Township, **Montgomery County**, ACOE Philadelphia District.

The applicant proposes to replace the existing bridge and appurtenant structures and: (1) to construct and maintain a single span open bottom box culvert with a 24 foot span, a 6.51 foot span and 34.5 foot roadway width; (2) to place 40 linear feet of R-5 riprap for scour protection along the footers of the proposed bridge; (3) to place temporary cofferdam and pipes to dewater 115 linear feet of the stream bed and to convey flows around the proposed footer work; (4) to place fill on both left and right floodplain and floodway with an average dimension of 13 feet wide by 72.5 feet long by 2.5 feet high associated with widening of the roadway approach to the bridge; and (5) to realign approximately 45 linear feet of Hartenstine Creek, a perennial stream classified as a WWF, a tributary of the Sanatoga Creek. The project proposes to temporally affect 115 linear feet and directly affect a total of 55 linear feet of stream channel. The project site is located approximately 1,830 feet north of the intersection of Ridge Pike and the SR 0422 Ramp (Phoenixville, PA Quadrangle N: 22.44 inches; W: 10.10 inches).

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

**E29-085: Creek Valley Farms**, 438 Patterson Run Road, McConnellsburg, PA 17233 in Licking Creek Township, **Fulton County**, ACOE Baltimore District.

To maintain 0.9 acre of excavation, up to 4 feet deep, on the left floodway and to construct and maintain 720 feet of R-7 riprap bank protection on the right bank of Licking Creek, a perennial stream classified as a CWF in Licking Creek Township, Fulton County (Meadow Grounds, PA Quadrangle N: 12.9 inches; W: 11.2 inches). The project proposes to directly affect 720 feet of stream channel and 0.9 acre of floodway.

**E36-753: Daniel B. Lantz**, 6151 Old Philadelphia Pike, Gap, PA 17527 in Salisbury Township, **Lancaster County**, ACOE Baltimore District.

To construct and maintain a steel girder bridge with composite concrete deck having a clear span of approximately 12 feet, a rise of approximately 3.65 feet and a stream length of approximately 26 feet at a point across Indian Spring Run (CWF) approximately 400 feet northeast of the intersection of Philadelphia Pike and the Chester County line (Honey Brook, PA Quadrangle N: 4.6 inches; W: 10.0 inches) in Salisbury Township, Lancaster County.

**E05-308: Department of Transportation**, 1620 North Juniata Street, Hollidaysburg, PA 16648 in Juniata Township, **Bedford County**, ACOE Baltimore District.

To remove the existing bridge and to construct and maintain a concrete bridge having a single span of 34.5 feet on 80 degree skew with a minimum underclearance of 5.57 feet across Spicer Brook (WWF) on SR 3019, Section 002, Segment 0160, offset 1047 and to fill in 0.17 acre of wetland to improve the traffic condition located just north of New Buena Vista Village (Schellsburg, PA

Quadrangle N: 2.45 inches; W: 10.0 inches) in Juniata Township, Bedford County. The wetland impact will be mitigated at Huntingdon County Advance Wetland Replacement Site.

**E06-581: Greth Development Group, Inc.**, P. O. Box 305, Temple, PA 19560 in Exeter Township, **Berks County**, ACOE Philadelphia District.

To remove two 30 inch diameter RC pipes and to install and maintain a 57 inch by 38 inch corrugated metal pipe arch approximately 16 feet long within an UNT to Antietam Creek (CWF) at a point accessing Lot 55 within the Sagebrook Subdivision (Birdsboro, PA Quadrangle N: 13.0 inches; W: 13.4 inches) in Exeter Township, Berks County.

**E44-120: Department of Transportation, District 2-0**, 1924-30 Daisy Street, Clearfield, PA 16803 in Brown and Derry Townships, **Mifflin County**, ACOE Baltimore District

To construct and maintain a four-span bridge with a total length of 390 feet with an average underclearance of 11 feet across Kishacoquillas Creek (TSF) on SR 1005, section A01, segment 0100, offset 2009 and to temporarily impact 0.074 acre of wetland to refurbish a dirt road for nonmotorized vehicles and bikers located just north of Burnham Borough (Burnham, PA Quadrangle N: 5.35 inches; W: 11.6 inches) in Brown and Derry Townships, Mifflin County.

**E36-755: Rapho Township**, 971 North Colebrook Road, Lancaster, PA 17545 in Rapho Township, **Lancaster County**, ACOE Baltimore District.

To remove the existing concrete T-beam bridge and to construct and maintain a reinforced concrete rigid frame bridge with a clear span of 24 feet, a maximum rise of 6.8 feet and a stream length of 31 feet along Brubaker Run (WWF) at a point approximately 1,800 feet southeast of the Masterson Elementary School along North Colebrook Road (Manheim, PA Quadrangle N: 11.9 inches; W: 15.0 inches) in Rapho Township, Lancaster County.

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

**E02-1416. Mills Corporation—Pittsburgh Mills LP**, 1300 Wilson Boulevard, Suite 400, Arlington, VA 22209. Springdale, Frazer, West Deer and Indiana Townships, **Allegheny County**, ACOE Pittsburgh District.

To remove the existing structures, to construct and maintain a 6 foot by 6 foot concrete box culvert for a distance of 576 feet in Tawney Run (WWF), to construct and maintain a 7.6 foot by 7.6 foot concrete box culvert for a distance of 824 feet in Tawney Run, to construct and maintain an 80 foot long reconstructed channel in Tawney Run, to operate and maintain an existing 6 foot by 6 foot concrete box culvert for a distance of 469 feet in Tawney Run and to construct and maintain various outfall structures to Tawney Run and to place and maintain fill in 1.09 acres of wetlands (PSS/PEM). This permit is for a proposed interchange to provide access to the proposed Pittsburgh Mill Development and Tawney Run Road located on Route 28, 1.5 miles north of the Springdale/Cheswick Interchange (Exit 12). The permittee is required to provide 2.89 acres of replacement wetlands, located in Emmerling Park, along the right bank side of Deer Creek in Indiana Township, 1.09 acres for the proposed interchange and 1.78 acres for the proposed mall and to provide for stream mitigation they will construct and maintain 11,000 feet of stream habitat improvements within the delayed harvest area of Deer

Creek in West Deer Township both of these will be permitted under E02-843A-1. This project will also impact approximately 820 feet of tributaries to Tawney Run, which qualifies for authorization under the Departments waiver 105.12(a)(2) (New Kensington West, PA Quadrangle N: 12.5 inches; W: 6.6 inches).

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

**E10-371, Grandview Development Corporation**, P. O. Box 163, Curwensville, PA 16833. Grandview Development Group Student Housing, in Slippery Rock Township, **Butler County**, ACOE Pittsburgh District (Slippery Rock, PA Quadrangle N: 10.5 inches; W: 5.25 inches).

The applicant proposes to construct two 12-unit apartment buildings for student housing at 347 Kiester Road involving: (1) permanent fill of 0.048 acre of de minimis PSS wetlands; (2) construction and maintenance of a stormwater outfall discharging approximately 10 feet upgradient of a PSS wetlands and having an 1.5-foot diameter pipe; and (3) construction and maintenance of three 90-foot long corrugated metal elliptical culverts placed side by side and each having a 5-foot wide by 3.16-foot high waterway opening in an unnamed tributary to Slippery Rock Creek, which is a perennial stream classified as a CWF. The project proposes to directly affect 90 linear feet of stream channel and 0.048 acre of wetlands.

**E25-667, Ben Byler**, 15180 Union LeBoeuf Road, Union City, PA 16438. Private Bridge Across South Branch French Creek, in Concord Township, **Erie County**, ACOE Pittsburgh District (Union City, PA Quadrangle N: 2.8 inches; W: 1.6 inches).

To construct and maintain a steel beam bridge having a clear, normal span of 50 feet and an average underclearance of 6 feet across South Branch French Creek (CWF) on a private driveway approximately 0.6 mile south of the terminus of Dewett Road.

**E25-671, United States Coast Guard**, Civil Engineering Unit Room 2179, 1240 East Ninth Street, Cleveland, OH 44199-2060. United States Coast Guard Station—Erie, in City of Erie, **Erie County**, ACOE Pittsburgh District (Erie North, PA Quadrangle N: 5.0 inches; W: 10.75 inches).

To conduct the following activities associated with rehabilitation of the existing United States Coast Guard boat basin at the entrance to Presque Isle Bay, Lake Erie:

1. To dredge approximately 2,000 cubic yards of accumulated sediment from the floor of the basin by hydraulic method discharging the dredged material directly into the Erie Harbor Confined Disposal Facility south of the entrance channel.

2. To remove approximately 1,750 square yards of the existing concrete "fabriform" bank revetment on the east and north sides of the basin and to install and maintain sloped rock riprap shoreline protection.

3. To remove two sheet pile cells at the entrance to the basin to widen the entrance to allow for more maneuvering room for a larger vessel.

**E42-296, Dominion Transmission, Inc.**, 445 West Main Street, Clarksburg, WV 26301. Existing Natural Gas Pipeline LN 20, in Liberty, Norwich and Sergeant Townships, **McKean County**, ACOE Pittsburgh District (Crosby, PA Quadrangle N: 16.9 inches; W: 2.1 inches).

The applicant proposes to operate and maintain an existing 16-inch natural gas pipeline LN 20 in McKean

County from the McKean/Elk County border (Hazel Hurst, PA Quadrangle N: 0.7 inch; W: 10.6 inches) approximately 600 feet west of SR 2001 (Wilcox Clermont Road) traversing northeast to the McKean/Potter County border (Roulette, PA Quadrangle N: 5.9 inches; W: 10.9 inches) approximately 0.4 mile south of U.S. Route 6. The project crosses and includes but is not limited to the crossing of the following streams described in the application: Sevenmile Run (perennial) (HQ-CWF) (N41° 37' 50", W78° 34' 31"), Fivemile Run (perennial) (HQ-CWF) (N41° 37' 53", W78° 34' 29"), unnamed tributary to Smith Run (intermittent) (HQ-CWF) (N41° 39' 16", W78° 33' 24"), unnamed tributary to Smith Run (intermittent) (HQ-CWF) (N41° 39' 34", W78° 33' 5"), Cold Spring Run (intermittent) (HQ-CWF) (N41° 39' 41", W78° 32' 58"), Martin Run (perennial) (HQ-CWF) (N41° 40' 46", W78° 31' 29"), unnamed tributary to East Branch Clarion River (intermittent) (HQ-CWF) (N41° 41' 5", W78° 30' 3"), unnamed tributary to East Branch Clarion River (intermittent) (HQ-CWF) (N41° 41' 6", W78° 29' 48"), Red Mill Brook (perennial) (CWF) (N41° 41' 22", W78° 28' 57"), Wernwag Hollow (perennial) (HQ-CWF) (N41° 41' 28", W78° 27' 51"), unnamed tributary to Red Mill Brook (perennial) (CWF) (N41° 42' 45", W78° 26' 35"), unnamed tributary to Red Mill Brook (perennial) (CWF) (N41° 42' 46", W78° 26' 31"), unnamed tributary to Red Mill Brook (perennial) (CWF) (N41° 42' 43", W78° 25' 53"), Red Mill Brook (perennial) (CWF) (N41° 42' 42", W78° 25' 46"), Red Mill Brook (perennial) (CWF) (N41° 42' 43", W78° 25' 37"), unnamed tributary to Red Mill Brook (perennial) (CWF) (N41° 42' 43", W78° 25' 34"), Red Mill Brook (perennial) (CWF) (N41° 42' 38", W78° 24' 38"), Red Mill Brook (perennial) (CWF) (N41° 42' 47", W78° 24' 21"), Potato Creek (perennial) (TSF) (N41° 43' 5", W78° 23' 25"), Colegrove Brook (perennial) (HQ-CWF) (N41° 43' 31", W78° 22' 56"), Combs Creek (perennial) (CWF) (N41° 43' 59", W78° 18' 50"), Combs Creek (perennial) (CWF) (N41° 44' 27", W78° 17' 58"), Combs Creek (perennial) (CWF) (N41° 44' 36", W78° 17' 45"), McAllister Hollow (perennial) (CWF) (N41° 45' 4", W78° 16' 59"), unnamed tributary to Combs Creek (intermittent) (CWF) (N41° 45' 11", W78° 16' 52"), Combs Creek (perennial) (CWF) (N41° 46' 4", W78° 16' 25"), unnamed tributary to Allegheny Portage Creek (perennial) (CWF) (N41° 46' 27", W78° 16' 9"), Allegheny Portage Creek (perennial) (TSF) (N41° 46' 29", W78° 16' 7"), unnamed tributary to Allegheny Portage Creek (intermittent) (CWF) (N41° 46' 32", W78° 16' 3"), unnamed tributary to Allegheny River (intermittent) (CWF) (N41° 46' 58", W78° 14' 52"), unnamed tributary to Allegheny River (intermittent) (CWF) (N41° 47' 1", W78° 14' 5") and Dexter Hollow (perennial) (CWF) (N41° 47' 3", W78° 13' 6").

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## 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 (Department) has taken the following actions on previously received permit applications and requests for plan approval.



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

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

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

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

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

**NPDES Permit No. PA0058637**, Industrial Waste, **Moyer's Chicks, Inc.**, 266 East Paletown Road, Quakertown, PA 18951. This proposed facility is located in Richland Township, **Bucks County**.

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

**NPDES Permit No. PA0054917**, Industrial Waste, **Uwchlan Township**, 715 North Ship Road, Exton, PA 19341-1940. This proposed facility is located in Uwchlan Township, **Chester County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge into Shamona Creek-3H Watershed.

**NPDES Permit No. PA0012327**, Industrial Waste, **County of Bucks—Department of Public Works**, 55 East Court Street, Doylestown, PA 18901. This proposed facility is located in Nockamixon Township, **Bucks County**.

Description of Proposed Action/Activity: Renewal to discharge into an unnamed tributary of Gallows Run-2D.

**NPDES Permit No. PA0050865**, Industrial Waste, **Gessner Products Company, Inc.**, 241 North Main Street, P. O. Box 389, Ambler, PA 19002. This proposed facility is located in Ambler Borough, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge into Rose Valley Creek-3-F.

**NPDES Permit No. PA0055875, Amendment No. 1**, Sewage, **Upper Hanover Authority**, P. O. Box 205, East

Greenville, PA 18041. This proposed facility is located in Upper Hanover Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for an amendment of an existing permit to discharge into an unnamed tributary of Macoby Creek-3E Watershed.

**NPDES Permit No. PA0031178**, Sewage, **Melody Lakes Properties**, 1045 North West End Boulevard, Lot 600, Quakertown, PA 18951. This proposed facility is located in Richland Township, **Bucks County**.

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

**WQM Permit No. 4602202**, Industrial Waste, **Unitech Services Group, Inc.**, 401 North Avenue, Royersford, PA 19468. This proposed facility is located in Royersford Borough, **Montgomery County**.

Description of Proposed Action/Activity: Construction and operation to upgrade an industrial wastewater treatment plant.

**WQM Permit No. 5172202**, Industrial Waste, **Sunoco, Inc. (R & M)**, 3144 Passyunk Avenue, Philadelphia, PA 19145-5299. This proposed facility is located in City of Philadelphia, **Philadelphia County**.

Description of Proposed Action/Activity: Approval to utilize existing stormwater storage tank no. 7308 as an equalization tank at the Pint Breeze Processing area oil refinery.

**WQM Permit No. 0991426**, Sewage, **Camp Men-O-Lan**, 1414 Doerr Road, Quakertown, PA 18951. This proposed facility is located in Milford Township, **Bucks County**.

Description of Proposed Action/Activity: Renewal of permit for large onlot disposal system which drains to Perkiomen Creek Watershed designated as 3E-Watershed basin.

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

**NPDES Permit No. PA0062855**, Industrial Waste, **Mary-D Community Association**, 36 Forest Lane, Mary-D, PA 17952. This proposed facility is located in Schuylkill Township, **Schuylkill County** and discharges to Swift Creek.

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

**NPDES Permit No. PAS802216**, Industrial Waste, **C.C. Eastern, Inc.**, 12225 Stephens Road, Warren, MI 48089-2010. This proposed facility is located in East Allen Township, **Northampton County**.

Description of Proposed Action/Activity: Renewal of NPDES stormwater permit to continue discharge to Monocacy Creek.

**NPDES Permit No. PA0026042**, Sewage, **City of Bethlehem**, 10 East Church Street, Bethlehem, PA 18018. This proposed facility is located in City of Bethlehem, **Northampton County** and discharges to Lehigh River and Saucon Creek.

Description of Proposed Action/Activity: Renewal of NPDES permit. General Stormwater Requirements since the original draft have been removed for this 5 year permit cycle.

**NPDES Permit No. PA0060046**, Sewage, **Can-Do, Inc.**, 1 S. Church Street, Hazleton, PA 18201. This



proposed facility is located in Hazle Township, **Luzerne County** and discharges to Tomhicken Creek.

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

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

**NPDES Permit No. PA0087637**, Sewage, **Mountain View Terrace Mobile Home Park, Thomas Rodas**, 1190 Wyndsong Drive, York, PA 17403. This proposed facility is located in Upper Frankford Township, **Cumberland County**.

Description of Proposed Action/Activity: Authorization to discharge to UNT in Watershed 7-B.

**NPDES Permit No. PA0082287**, Sewage, **Philip Bongiorno Conference Center**, 430 Union Hall Road, Carlisle, PA 17013. This proposed facility is located in North Middleton Township, **Cumberland County**.

Description of Proposed Action/Activity: Authorization to discharge to Conodoguinet Creek in Watershed 7-B.

**NPDES Permit No. PA0080268**, Sewage, **William Kollas and William Costopoulos, Regency Woods Mobile Home Park**, 1104 Fernwood Avenue, Camp Hill, PA 17011. This proposed facility is located in Middlesex Township, **Cumberland County**.

Description of Proposed Action/Activity: Authorization to discharge to UNT in Watershed 7-B.

**NPDES Permit No. PA0024708, Amendment No. 1**, Sewerage, **Municipal Authority of Union Township (Union Township WWTP)**, P. O. Box 5625, Belleville, PA 17004-9701. This proposed facility is located in Union Township, **Mifflin County**.

Description of Proposed Action/Activity: Permit Amendment with Authorization to discharge to Kishacoquillas Creek in Watershed 12-A.

**NPDES Permit No. PA0084816, Amendment No. 2**, Industrial Waste, **Sunoco Pipeline, L.P. (Montello Pump Station)**, 1801 Market Street, Philadelphia, PA 19103-1699. This proposed facility is located in Spring Township, **Berks County**.

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

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

**NPDES Permit No. PA0095176, Amendment No. 1**, Industrial Waste, **Elliott Turbomachinery Company, Inc.**, 901 North Fourth Street, Jeannette, PA 15644-0800 is authorized to discharge from a facility located at Jeannette Machine Plant, Jeannette, **Westmoreland County** to receiving waters named unnamed tributary to Brush Creek.

This notice reflects changes from the notice published at 32 Pa.B. 5432 (November 2, 2002).

- (1) The dissolved iron final effluent limitations and

interim monitoring requirements have been removed from Outfall 003. (Pages 2d and 2f have been deleted.)

- (2) The manganese final effluent limitations and interim monitoring requirements have been removed from Outfall 008. (Pages 2i and 2j have been deleted.)

- (3) The toxics reduction evaluation was removed from the permit.

**NPDES Permit No. PA0216607**, Industrial Waste, **Texas Eastern Transmission, LP**, 5400 Westheimer Court—SP 311, Houston, TX 77056-5310 is authorized to discharge from a facility located at Delmont Compressor Station, Salem Township, **Westmoreland County** to receiving waters named Beaver Run.

**NPDES Permit No. PAS406101**, Industrial Waste, **Envirotrol, Inc.**, 432 Green Street, P. O. Box 61, Sewickley, PA 15143-0061 is authorized to discharge from a facility located at Darlington Township, **Beaver County** to receiving waters named North Branch Little Beaver Creek.

**NPDES Permit No. PA0007196**, Sewage, **Charles Shay**, R. D. 1, Box 2120, Clarksburg, PA 15725 is authorized to discharge from a facility located at Charles Shay Sewage Treatment Plant, Young Township, **Indiana County**, to receiving waters named unnamed tributary of Blacklegs Creek.

**NPDES Permit No. PA0026425**, Sewage, **Municipality of Penn Hills**, 12245 Frankstown Road, Pittsburgh, PA 15235 is authorized to discharge from a facility located at Lincoln Road Sewage Treatment Plant, Municipality of Penn Hills, **Allegheny County** to receiving waters named Shades Run.

**NPDES Permit No. PA0027626-A1**, Sewage, **Kiski Valley Water Pollution Control Authority**, 1200 Pine Camp Road, Leechburg, PA 15656 is authorized to discharge from a facility located at Kiski Valley Sewage Treatment Plant, Allegheny Township, **Westmoreland County** to receiving waters named Kiskiminetas River.

**NPDES Permit No. PA0032182**, Sewage, **Mingo Park Estates, Inc.**, 92 Little Mingo Road, Finleyville, PA 15332 is authorized to discharge from a facility located at Mingo Park Estates, Inc. STP, Nottingham Township, **Washington County** to receiving waters named drainage swale tributary to a tributary of Mingo Creek.

**NPDES Permit No. PA0039489**, Sewage, **Garrett Borough Municipal Authority**, P. O. Box 218, 307 Municipal Road, Garrett, PA 15542 is authorized to discharge from a facility located at Garrett Borough STP, Garrett Borough, **Somerset County** to receiving waters named Casselman River.

**NPDES Permit No. PA0092533**, Sewage, **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701 is authorized to discharge from a facility located at Iselin STP, Young Township, **Indiana County** to receiving waters named Harpers Run.

This notice reflects changes from the notice published at 33 Pa.B. 769 (February 8, 2003).

Parameter	Avg. Mon	Maximum Daily	Avg. Mon.	Avg. Weekly	Maximum Daily	Instantaneous Maximum
Ammonia Nitrogen (5-1 to 10-31)			3.0			6.0
(11-1 to 4-30)			8.0			16.0
Dissolved Oxygen			6.0 mg/l minimum			

**NPDES Permit No. PA0095036**, Sewage, **EL-DO, Inc.**, 700 Atlantic Avenue, McKeesport, PA 15132 is authorized to discharge from a facility located at Smithton Truck Stop STP, South Huntingdon Township, **Westmoreland County** to receiving waters named unnamed tributary of the Youghiogheny River.

**NPDES Permit No. PA0205559**, Sewage, **WJT Enterprises**, 4639 Rte. 119, Hwy. N, Home, PA 15747 is authorized to discharge from a facility located at Crystal Waters Personal Care Facility STP, Rayne Township, **Indiana County** to receiving waters named Pine Run.

**NPDES Permit No. PA0216071**, Sewage, **Univar USA, Inc.**, 328 Bunola River Road, P. O. Box 303, Bunola, PA 15020-0303 is authorized to discharge from a facility located at Univar USA Sewage Treatment Plant, Forward Township, **Allegheny County** to receiving waters named Monongahela River.

**NPDES Permit No. PA0217824**, Sewage, **YMCA Camp Kon-O-Kwee**, 126 Nagel Road, Fombell, PA 16123-1198 is authorized to discharge from a facility located at Camp Kon-O-Kwee Sewage Treatment Plant, Marion Township, **Beaver County** to receiving waters named Connoquenessing Creek.

**Permit No. 0203401**, Sewerage, **V. Martin Wintermantel**, 1723 North Springs Drive, Atlanta, GA 30338. Construction of single residence, small flow, sewage treatment plant located in Sewickley Heights Borough, **Allegheny County** to serve V. Martin Wintermantel Property.

**Permit No. 6502410**, Sewerage, **Jeff Kochis**, 641 Buckeye Tram Road, Mt. Pleasant, PA 15666. Construction of Sewage Treatment Plant located in Mt. Pleasant Township, **Westmoreland County** to serve Jeff Kochis Single Residence Sewage Treatment Plant.

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

**NPDES Permit No. PA0238911**, Industrial Waste, **Titusville Dairy Products Co.**, 217 South Washington Street, P. O. Box 186, Titusville, PA 16354-0186. This proposed facility is located in City of Titusville, **Crawford County**.

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

**NPDES Permit No. PA0030333**, Sewage, **Shenango Valley Commercial Institute, Inc.**, 335 Boyd Drive, Sharon, PA 16146-3843. This proposed facility is located in Pulaski Township, **Lawrence County**.

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

**NPDES Permit No. PA0036056**, Sewage, **Heritage Hills Mobile Home Estates**, 100 Beechwood Blvd., Pulaski, PA 16143. This proposed facility is located in Pulaski Township, **Lawrence County**.

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

**NPDES Permit No. PA0103969**, Sewage, **Varischetti and Sons, Inc.**, P. O. Box 220, Brockway, PA 15824. This proposed facility is located in Washington Township, **Jefferson County**.

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

**WQM Permit No. 2003403**, Sewerage, **Daniel J. Cowher**, 5112 U.S. Highway 322, Jamestown, PA 16134. This proposed facility is located in South Shenango Township, **Crawford County**.

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

**WQM Permit No. 2003402**, Sewerage, **Daniel J. Cowher**, 5112 U.S. Highway 322, Jamestown, PA 16134. This proposed facility is located in South Shenango Township, **Crawford County**.

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

**WQM Permit No. 1003402**, Sewerage, **Andrea Weider**, 10500 Irwin Road, Gibsonia, PA 15044. This proposed facility is located in Forward Township, **Butler 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>
PAS10G374	Thomas H. Biedekapp 979 Sills Mill Road Kennett Square, PA 19348	Chester	Penn Township	East Branch Big Elk Creek HQ-TSF-MF
PAS10G499	Harkins Farm, LLC 242 Winged Foot Drive Blue Bell, PA 19422	Chester	East Fallowfield Township	Unnamed tributary West Branch Brandywine Creek EV
PAS10G504	Jerome McArdle 155 Schoolhouse Road Christiana, PA 17509	Chester	Lower Oxford Township	Unnamed tributary Big Elk Creek HQ-TSF-MF
PAS10G511	S&S Development Company, Inc. 1155 Lancaster Avenue Berwyn, PA 19312	Chester	Charlestown Township	Unnamed tributary Pickering Creek HQ-TSF
PAS10G535	General Residential Holding, Inc. 101 Marchwood Road Exton, PA 19341	Chester	Upper Uwchlan Township	Pickering Creek and unnamed tributary to Marsh Creek HQ-TSF-MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10V044	Department of Transportation District 4-0 P. O. Box 111 Scranton, PA 18503	Pike	Blooming Grove, Westfall, Greene, Palmyra, Dingman and Milford Townships Matamoras Borough	Lackawaxen River HQ-TSF, MF Wallenpaupack Creek HQ-CWF HQ-WWF Shohola Creek HQ-CWF Delaware River WWF, MF

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

<i>NPDES Permit</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Water/Use</i>
PAS10W091	North Strabane Township Municipal Authority 1929B Route 519 South Canonsburg, PA 15317	Washington County North Strabane Township	Little Chartiers Creek HQ-WWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI2084202001	East Resources, Inc. P. O. Box 279 51 Main Street Allegany, NY 14706	McKean	Lafayette Township	Lewis Run HQ-CWF

#### **APPROVALS TO USE NPDES AND/OR OTHER GENERAL PERMITS**

The following parties have submitted a Notice of Intent and have received coverage under each applicable general permit listed.

The approval for coverage under these general permits is subject to effluent or pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices, monitoring, reporting requirements and other conditions set forth in the general permit. This and other project specific information are on file and are open for public review. Arrangements for reviewing this information can be made by contacting the identified office listed with each action.

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).

**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 Residential Septage 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>
East Goshen Township Chester County	PAR10G484	Craig Hough 43 Leopard Road, Suite 301 Paoli, PA 19301	East Branch Chester Creek TSF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
West Goshen Township Chester County	PAR10G513	West Goshen Business Park 1025 Andrew Drive, Suite 200 West Chester, PA 19382	East Branch Chester Creek TSF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Easttown Township Chester County	PAR10G521	Waterloo Partners P. O. Box 428 Villanova, PA 19085	Darby Creek CWF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
East Caln Township Chester County	PAR10G525	Skelp Lead Associates P. O. Box 33 Downingtown, PA 19335	Unnamed tributary to East Branch Brandywine Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
West Fallowfield Township Chester County	PAG2001503012	Glenville Farms 2391 Glenville Road Cochranville, PA 19330	Muddy Run TSF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
New Garden Township Chester County	PAG2001503010	David S. Kahn 124 West Market Street West Chester, PA 19382	Unnamed tributary West Branch Red Clay Creek TSF	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>
East Brandywine Township Chester County	PAG2001502011	McCahon Property 930 Horseshoe Pike Downingtown, PA 19335	Unnamed tributary Beaver Creek TSF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
East Nottingham Township Chester County	PAG2001503012	Mike Zimmerman 144 Kings Highway Dover, DE 19901	Tweed Creek TSF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Schuylkill County South Manheim Township	PAG2005403005	Mountain Star Sub. Anthony Forino Forino Co., L.P. 555 Mt. Home Rd. Sinking Springs, PA 19608	Plum Creek to Schuylkill River CWF	Schuylkill County Conservation District (570) 622-3742
Schuylkill County Pine Grove Township	PAG2005403010	Department of Transportation District 5-0 SR 81, Section 02B 1713 Lehigh St. Allentown, PA 18103	Tributary to Swatara Creek CWF	Schuylkill County Conservation District (570) 622-3742
Northampton County East Allen Township	PAG2004803005	Winside Industrial Group, L.P. 6374 Winside Drive Bethlehem, PA 18017	Catasauqua Creek CWF	Northampton County Conservation District (610) 746-1971
Northampton County Lower Nazareth and Palmer Townships	PAG2004803002	George and Jeanne Joseph c/o John Joseph 1269 Miller Rd. Wind Gap, PA 18091	Shoeneck Creek WWF	Northampton County Conservation District (610) 746-1971
Northampton County Palmer Township	PAG2004803010	John Morello 1201 South 12th St. Easton, PA 18042	Lehigh River (UNT) CWF	Northampton County Conservation District (610) 746-1971
Silver Spring Township Cumberland County	PAG2002103002	Eastern Communities John Kerschner 7300 Derry Street Harrisburg, PA 17111	Trindle Spring Run CWF	Cumberland County Conservation District 43 Brookwood Ave. Carlisle, PA 17013 (717) 240-7812
Greene Township	PAR10M147-R	Delbert L. Hawbaker 1333 Georgetown Circle Carlisle, PA 17013	Conococheague Creek CWF	Franklin County Conservation District (717) 264-8074
Boyer Subdivision Porter Township Huntingdon County	PAG2003103001	John C. Yenter Associates 731 West 14th St. Tyrone, PA 16686	UNT to Frankstown Branch of the Juniata River WWF	Huntingdon County Conservation District R. D. 1 Box 7C Rt. 26, S. Huntingdon, PA 16652
Endres Subdivision Porter Township Huntingdon County	PAG2003103002	Richard Endres P. O. Box 12 Huntingdon, PA 16652	Frankstown Branch of the Juniata River WWF	Huntingdon County Conservation District R. D. 1 Box 7C Rt. 26, S. Huntingdon, PA 16652
Bradford County Ridgebury Township	PAG2000803002	Dominion Exploration and Production Inc. 1380 Rt. 286 Hwy., East Suite 303 Indiana, PA 15701	Miller Run Buck Creek WWF	Bradford County Conservation District R. R. 5, Box 5030C Stoll Natural Resource Center Towanda, PA 18848 (570) 265-5539, Ext. 205

<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>
Centre County Rush Township	PAG2001403001	Philipsburg-Osceola School District 1810 Black Moshannon Rd. Philipsburg, PA 16866	One Mile Run CWF	Centre County Conservation District 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817
Lycoming County Piatt Township	PAG2004103003	Lycoming County Commissioners 48 West 3rd St. Williamsport, PA 17701	Larry Creek WWF	Lycoming County Conservation District 542 County Farm Rd. Suite 202 Montoursville, PA 17754 (570) 433-3003
Tioga County Westfield Township	PAG2005903005	North Penn Gas Co. 2 North 9th St. Allentown, PA 18101	Mill Creek TSF	Tioga County Conservation District 29 East Avenue Wellsboro, PA 16901 (570) 724-1801
Cambria County Richland Township	PAG2001103004	Derricott Construction 411 Kring Street Johnstown, PA 15904	Sandy Run CWF	Cambria County Conservation District (814) 472-2120
Indiana County White Township	PAG2003203002	Douglas W. Lockard Heritage Oaks One Highpointe Place Indiana, PA 15701	UNT to McCarthy Run CWF	Indiana County Conservation District (724) 463-8547
Washington County N. Strabane Township	PAG2006303009	Racetrack Road Realty 73 East Wilson Bridge Road Suite B5 Worthington, OH 43085-2359	UNT to Chartiers Creek WWF	Washington County Conservation District (724) 228-6774
Westmoreland County North Huntingdon Township	PAR10X276	Norman McHolme 315 Payday Drive Elizabeth, PA 15037	Tinkers Run Tributary TSF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County Washington Township	PAR10X279	Swank Development Co. 200 Hunt Valley Rd. New Kensington, PA 15062	Pine Run WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County City of New Kensington	PAR10X311	Richard Fee Dr. Ice Sports Complex 300 Penn Center Blvd. Suite 201 Pittsburgh, PA 15235	Little Pucketa Creek WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County Hempfield Township	PAR10X312	Dennis Henry R. D. 6, Box 300, Suite 11 Greensburg, PA 15601	Tributary to Jacks Run WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County Unity Township	PAR10X316	Eidemiller, Inc. 1003 East Pittsburgh St. Greensburg, PA 15601	UNT to Four Mile Run TSF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County Hempfield Township	PAG2056503002	Marino & Marino 766 East Pittsburgh St. Greensburg, PA 15601	Brush Creek TSF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County Allegheny Township	PAG2056503003	Ronald Ravotti R. D. 1, Box 1558 Leechburg, PA 15656	UNT to Kiskiminetas River WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County Mt. Pleasant Township	PAG2056503006	Fred Crack 10380 Center Highway North Huntingdon, PA 15642	Shupe Run WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County Murrysville	PAG2056503016	Emogene Johnson 2508 Harrison City Rd. Export, PA 15632	Turtle Creek TSF	Westmoreland County Conservation District (724) 837-5271

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Butler County Cherry and Marion Townships	PAG2001003002	Department of Environmental Protection BAMR—Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Slippery Rock Creek CWF	Butler County Conservation District (724) 284-5270
Erie County Harborcreek Township	PAG2002503008	David Maille 7653 Dutton Road Harborcreek, PA 16421	7 Mile Creek CWF, MF 8 Mile Creek HQ-CWF, MF	Erie County Conservation District (814) 825-6403
Lawrence County Shenango Township	PAG2003703001	Hidden Lakes Limited Partnership 106 E. North Street New Castle, PA 16101	UNT to Big Run WWF	Lawrence County Conservation District (724) 652-4512
Venango County Cranberry Township	PAG2006103001	Harold R. Best, Chairperson Venango County General Authority P. O. Box 378 Seneca, PA 16346	Tributary to Lower Two Mile Run	Venango County Conservation District (814) 676-2832
Venango County Cranberry Township	PAG2006103002	Fred Gustafson Cranberry Area School District 1 Education Drive Seneca, PA 16346	Tributary to Lower Two Mile Run	Venango County Conservation District (814) 676-2832

*General Permit Type—PAG-3*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Fairview Township Butler County	PAR808321	Superior Carriers, Inc. 1569 Hooker Road Karns City, PA 16041	South Branch Bear Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

*General Permit Type—PAG-4*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Frazer Township Allegheny County	PAG046133	Dennis Olszewski 2324 Dellenbaugh Road Tarentum, PA 15084	UNT of Bull Creek	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
South Beaver Township Beaver County	PAG046140	Janet L. Karczewski 115 Lemp Way Darlington, PA 16115	UNT to North Fork of Little Beaver Creek	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Mt. Pleasant Township Westmoreland County	PAG046265	Jeff Kochis 641 Buckeye Tram Road Mt. Pleasant, PA 15666	UNT of Brush Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-400

<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>
South Shenango Township Crawford County	PAG048881	Daniel J. Cowher 5112 U.S. Highway 322 Jamestown, PA 16134	Unnamed tributary to Shenango River	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
South Shenango Township Crawford County	PAG048880	Daniel J. Cowher 5112 U.S. Highway 322 Jamestown, PA 16134	Unnamed tributary to Shenango River	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Forward Township Butler County	PAG048878	Andrea Weider 10500 Irwin Road Gibsonia, PA 15044	Unnamed tributary to Breakneck Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

*General Permit Type—PAG-8*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Contact Office and Telephone No.</i>
Susquehanna Depot Susquehanna County	PAG082204	Tri-Boro Municipal Authority 282 Erie Boulevard Susquehanna, PA 18847	DEP—NERO 2 Pubic Square Wilkes-Barre, PA 18711

**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. 0902510, Public Water Supply.**

Applicant	<b>Warminster Municipal Authority</b> 45 Gibson Avenue Warminster, PA 18974
Township	Warminster
County	<b>Bucks</b>
Type of Facility	PWS
Consulting Engineer	CKS Engineers, Inc. 88 S. Main Street Doylestown, PA 18901
Permit to Construct Issued	March 13, 2003

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

**Permit No. 6702514, Public Water Supply.**

Applicant	<b>United Water Pennsylvania</b>
Municipality	Newberry Township
County	<b>York</b>



Type of Facility Construction Permit for a proposed booster station. The booster station will be located on a newly constructed 12-inch interconnection between the Susquehanna Village and Reeser's community water systems. The station is designed to transfer approximately 25,000 gallons per day from Susquehanna Village to the Reeser's system.

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

Permit to Construct February 28, 2003  
Issued:

**Permit No. 0602506**, Public Water Supply.

Applicant **Pennsylvania Suburban Water Company**

Municipality Centre Township

County **Berks**

Type of Facility Construction Permit for a new community water system. The system is to consist of one well, hypochlorite disinfection, orthophosphate addition for corrosion control, storage and distribution. The permit approves use of the well at a rate of up to 20 gallons per minute.

Consulting Engineer William A. LaDieu  
CET Engineering Services  
1240 North Mountain Road  
Harrisburg, PA 17112

Permit to Construct February 26, 2003  
Issued:

**Permit No. 0602507**, Public Water Supply.

Applicant **Valley View Mobile Home Park**

Municipality Amity Township

County **Berks**

Type of Facility Construction Permit for installation of a granular activated carbon adsorption system for removal of tetrachloroethene from raw water supplied to the Valley View Mobile Home Park.

Consulting Engineer Paul J. Opila, P. E.  
Miller Pump Systems, Inc.  
P. O. Box 105  
Cedars, PA 19423

Permit to Construct February 28, 2003  
Issued:

**Operations Permit** issued to **Regency Woods Mobile Home Park**, 7210057, Middlesex Township, **Cumberland County** on March 11, 2003, for the operation of facilities approved under Construction Permit No. 2101504.

**Operations Permit** issued to **Philadelphia Suburban Water Company**, 3060018, Cumru Township, **Berks County** on March 7, 2003, for the operation of

facilities approved under Construction Permit No. 0697503.

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

**Permit No. 0403501, Minor Amendment.** Public Water Supply.

Applicant **The Borough of Ambridge Water Authority**  
600 11th Street  
Ambridge, PA 15003

Borough or Township Harmony Township

County **Beaver**

Type of Facility Highland Booster No. 3 Pump Station

Consulting Engineer NIRA Consulting Engineers Inc.  
950 Fifth Avenue  
Coraopolis, PA 15108

Permit to Construct March 13, 2003  
Issued

#### WATER ALLOCATIONS

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

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

**WA56-126A**, Water Allocations, **Central City Water Authority**, 314 Central Avenue, Suite 203, Central City, PA 15926, **Somerset County**. Modification order to Condition No. 2 (relating to permit duration) is modified to read as follows: The duration of this permit shall be until September 11, 2012.

#### SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

Borough or Township	Borough or Township Address	County
Bern Township	1069 Old Bernville Road Reading, PA 19605	Berks

Plan Description: The approved plan provides for the construction of a collection and conveyance sewage system for areas of Bern Township defined in the plan, the rerating of the Berks County Wastewater Treatment Plant and the expansion and upgrading of the Reading regional Airport Authority Wastewater Treatment Plant. 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>
East Franklin Township	Larry Collar, Chairperson East Franklin Township Supervisors R. D. 3, Box 211A Kittanning, PA 16201	Armstrong

Plan Description: The approved Act 537 plan provides for domestic sewage collection, conveyance and treatment for the areas of Adrian, Furnace Run, Tartown, Walkchalk and Cowansville/Boltz Road in East Franklin Township, Armstrong County.

For this Act 537 plan dated March 2001 and revised October 2002, immediate sewerage facilities will be as follows. Approval is given to:

(1) Adrian area of East Franklin Township, Plate No. 1, with approximately 7,000 feet of gravity collection sewers, no pump stations and a new 13,000 gpd package sewage treatment plant located approximately 4,000 feet east of Adrian. Discharge is into Limestone Run at approximately coordinates of Latitude 40°53'04", Longitude 79°31'48".

(2) Furnace Run area of East Franklin Township, Plate No. 15, with a collection and conveyance system, one pump station and connection to the existing West Hills Area Water Pollution Control Authority sewer system. Connection is approximately 4,500 feet southwest of Furnace Run along SR 0268 at the intersection of SR 0268 and Township Road (number not given) on Plate No. 15. Discharge is into the existing West Hills Area Water Pollution Control Authority wastewater collection system. Ultimate treatment shall be at the existing West Hills Area Water Pollution Control Authority Plant with its existing outfall into the Allegheny River.

(3) Tartown area of East Franklin Township, Plate No. 18, with a gravity collection system, no pump stations and a new 18,000 gallons per day package sewage treatment plant located in Tartown along the Allegheny River. Discharge is into the Allegheny River. The approximate outfall location is at coordinates of Latitude 40°15'57", Longitude 79°31'15".

(4) Walkchalk area of East Franklin Township, Plate No. 20, with a gravity collection system, no pump stations and connection to the existing West Hills Area Water Pollution Control Authority sewer system in Walkchalk along the Benjamin Franklin Highway (Old Route 422) at the intersection of an unnamed Township Road in Walkchalk.

(5) Cowansville/Boltz Road Area of East Franklin Township, Option 2, Plate No. 13, with a collection and conveyance system, two pump stations and a new 29,000 gpd package sewage treatment plant located on Glade Run approximately 4,500 feet southeast of Cowansville. Discharge is into Glade Run. The approximate coordinates of that discharge are Latitude 40°52'47" and Longitude 79°34'27".

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.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Ellwood City Borough	525 Lawrence Avenue Ellwood City, PA 16117	Lawrence

Plan Description: The approved plan provides for the construction of a new 3.3 MGD sewage treatment facility with a discharge to Connoquenessing Creek. 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.

**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 after 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.*

**HiLine Storage Systems/Seiz Corp.**, East Rockhill Township, **Bucks County**. Douglas B. Schott, Walter B. Satterthwaite Associates, Inc., 720 Old Fern Rd., West Chester, PA 19380, on behalf of Frederick Seiz, Seiz Corp./HiLine Storage Systems, HiLine Dr. and E. Ridge Rd., Perkasie, PA 18944, has submitted a Remedial Investigation Report concerning remediation of site soil contaminated with chlorinated solvents, lead and other organics and groundwater contaminated with chlorinated solvents, MTBE, other organics and unleaded gasoline.

**Bryn Hill Industries**, Ridley Township, **Delaware County**. Samuel J. Kucia, Environmental Consulting, Inc., 500 E. Washington St., Suite 375, Norristown, PA

19401, on behalf of Morris Realty & Investment, Greg Morris, 515 Shoemaker Rd., King of Prussia, PA 19406, has submitted a Final Report concerning remediation of site soil contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Glenn Kulp Residence**, Lower Frederick Township, **Montgomery County**. Misti L. Wetzell, Buschman & Johnson, 228 N. Main St., Souderton, PA 18964, has submitted a Final Report concerning remediation of site soil contaminated with petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

**Fort Indiantown Gap Former Fire Training Site**, Union Township, **Lebanon County**. Herbert, Rowland, & Grubic, Inc., 116 Baltimore Street, Gettysburg, PA 17325, on behalf of Department of Military and Veterans Affairs, Fort Indiantown Gap, Annville, PA 17003-5002, submitted a combined Remedial Investigation and Final Report concerning remediation of site soils contaminated with aviation gasoline and diesel fuel. The report is intended to document remediation of the site to a combination of the Statewide Health and Site-Specific Standards.

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

**Frank Volz Property**, Smithfield Township, **Bradford County**. S&M Management, Inc., on behalf of Frank Volz, 46 Mermaid Drive, Manahawkin, NJ 08050, has submitted a Final Report concerning soil contaminated with BTEX and PHCs and surface water contaminated with BTEX, PHCs and PAHs. The Final Report is intended to demonstrate attainment of the Statewide Health Standard.

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

**MetalTech**, City of Pittsburgh, **Allegheny County**. Mary A. King, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of The Techs, 20 Stanwix Street, Suite 620, Pittsburgh, PA 15222) has submitted a Cleanup Plan concerning remediation of site soil and groundwater contaminated with BTEX, PAH and VOCs. The report is intended to document remediation of the site to meet the Site Specific Standard.

**Power Circuit Breaker Facility (Former) Lot 3 and Lot 1A**, Borough of Trafford, **Allegheny County**. William C. Smith, Cummings Riter Consultants, Inc., 339 Haymaker Road, Parkway Building, Suite 201, Monroeville, PA 15146 (on behalf of Viacom, Inc., 11 Stanwix Street, Pittsburgh, PA 15222) has submitted a Final Report concerning remediation of site soil contaminated with PCBs, lead, heavy metals, pesticides, solvents, BTEX, PAHs and cyanide. The report is intended to document remediation of the site to meet the Site Specific Standard.

**The Buncher Company**, City of Pittsburgh, **Allegheny County**. Frank Benacquista, Earth Sciences Consultants, Inc., One Triangle Lane, Export, PA 15632 (on behalf of Joseph Jakovic, The Buncher Company, 5600 Forward Avenue., Pittsburgh, PA 15217) has submitted a Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents, inorganics, lead, other organics, PAH and PCB.

The report is intended to document remediation of the site to meet the Site Specific Standard.

**Lubriquip, Inc.**, Stowe Township, **Allegheny County**. Bruce Fishman, RBR Consulting, Inc., 650 Shady Drive, Beaver Falls, PA 15010 (on behalf of W.L. Roenigk, 798 Ekastown Road, Sarver, PA 16055 and Oscar C. Alvarez, Lubriquip, Inc., 18901 Cranwood Parkway, Cleveland, OH 44128) has submitted a Risk Assessment Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents, inorganics, lead and other organics. The report is intended to document remediation of the site to meet the Site Specific Standard.

**LTV Southside Works (Parcel D1-A)**, City of Pittsburgh, **Allegheny County**. Martin Knuth, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Urban Redevelopment Authority, 200 Ross Street, Pittsburgh, PA 15219 and 2800 Block Associates L.P., 400 Penn Centre Boulevard, Suite 211, Pittsburgh, PA 15235) has submitted a Final Report concerning the remediation of site soil contaminated with inorganics. The report is intended to document remediation of the site to meet the Site Specific Standard.

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

**Stackpole Center, Northeast Area**, 201 Stackpole St., St. Marys, PA 15857, **Elk County**, has submitted a Act 2 Risk Assessment Report and Addendum concerning remediation of Stackpole Center, Northeast area of soil, groundwater and surface water contaminated with PCBs, lead, heavy metals, BTEX, PHCs, PAHs and solvents. The Report was submitted to *The Daily Press* on September 26, 2002.

## 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. 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. 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. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by provisions of the Act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. 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 after 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 plans and reports:

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

**Springfield Elementary School**, Springfield Township, **Bucks County**. Marc Chartier, Pennoni Associates, Inc., 515 Grove St., Suite 2A, Haddon Heights, NJ 08035, on behalf of Palisades School District, Attn: David Kepel, 39 Thomas Free Dr., Kintnersville, PA 18930, has submitted a Final Report concerning the remediation of site soil contaminated with leaded gasoline. The final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 6, 2003.

**The Shops at Wellington Ridge**, City of Chester, **Delaware County**. John R. Gee, P. E., GeoTrans, Inc., 198 Allendale Rd., Suite 302, King of Prussia, PA 19406, on behalf of Chester Housing Authority, Steven Lalli, 1010 Madison St., Chester, PA 19016, has submitted a Baseline Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with Fuel Oil No. 4, inorganics, lead, PAH and pesticides. The report demonstrated attainment of special industrial area requirements and was approved by the Department on March 12, 2003.

**Former Schuylkill Valley Oil Company Property**, Pottstown Borough, **Montgomery County**. Brian McAleese, React Environmental Services, Inc., 6901 Kingsessing Ave., Philadelphia, PA 19142, on behalf of Estate of Benjamin Longaker, 275 Willowbrook Dr., Portola Valley, CA 94028, has submitted a Final Report and Addendum concerning remediation of site soil contaminated with naphthalene and groundwater contaminated with naphthalene, BTEX, ethylene dibromide and MTBE. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 5, 2003.

**Martin Weinberger Property**, Hatboro Borough, **Montgomery County**. David J. Arber, American Resource Consultants, Inc., P. O. Box 1809, Doylestown, PA 18901, on behalf of Martin Weinberger, 469 Jacksonville

Rd., Hatboro, PA, has submitted a Final Report concerning remediation of site soil contaminated with Fuel Oil No. 2. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 3, 2003.

**Cira Centre Site**, City of Philadelphia, **Philadelphia County**. William F. Schmidt, P. E., Pennoni Associates, Inc., 3001 Market St., Philadelphia, PA 19104-2897, on behalf of National Railroad Passenger Corp., William McDowell, III, 30th Street Station, 5th Fl., Southwest, Box 25, Philadelphia, PA 19104, has submitted a Baseline Remedial Investigation Report concerning remediation of site soil contaminated with inorganics, lead, other organics, PAH, PCB and pesticides; and site groundwater contaminated with chlorinated solvents, inorganics, lead, other organics, PAH and PCB. The report demonstrated attainment of special industrial area requirements and was approved by the Department on March 5, 2003.

**Kurz-Hastings, Inc.**, City of Philadelphia, **Philadelphia County**. William F. Schmidt, P. E., Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104, on behalf of Kurz-Hastings, Inc., 10901 Dutton Rd., Philadelphia, PA 19154, has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with volatiles. The report did not demonstrate attainment of Site-Specific Standards and was disapproved by the Department on March 7, 2003.

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

**Former Elliot & Hatch Typewriter Facility**, City of Harrisburg and Swatara Township, **Dauphin County**. Skelly & Loy, Inc., 2601 North Front Street, Harrisburg, PA 17110, on behalf of the City of Harrisburg, 10 North Second Street, Harrisburg, PA 17101, submitted a Final Report concerning remediation of site soils contaminated with inorganics, leaded gasoline, lead, PAHs and pesticides. The final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 10, 2003.

**Columbia Gas Grant Street Site**, City of York, **York County**. NiSource Corporate Services Corporation, P. O. Box 117, Columbus, OH 43216 resubmitted a Cleanup Plan concerning remediation of site soils contaminated with BTEX and PAHs. The plan was approved by the Department on March 11, 2003. The site is being remediated to meet the Site Specific Standard.

**Brewery Products**, Springettsbury Township, **York County**. React Environmental Services, Inc., 6901 Kingsessing Avenue, Philadelphia, PA 19142, on behalf of Stover Fuel Oil Company, P. O. Box 117, Hershey, PA 17033, submitted a Final Report concerning remediation of site soils and groundwater contaminated with BTEX. The final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 11, 2003.

**Dennis Residence**, City of Reading, **Berks County**. Hafer Environmental Services, Inc., P. O. Box 4418, Reading, PA 19606, on behalf of Joseph and Mary Dennis, 506 Schuylkill Avenue, Reading, PA 19601, submitted a Final Report concerning remediation of site soils contaminated with benzene, ethylbenzene, toluene, cumene, naphthalene, fluorene and phenanthrene. The report was submitted within 90 days of a contaminant release and demonstrated attainment of the Statewide Health Standard. The Final Report was approved by the Department on March 14, 2003.

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

**Keystone Opportunity Zone Property, Big Beaver Borough, Beaver County.** Karen Souza, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Beaver County CED, 250 Insurance Street, Suite 300, Beaver, PA 15009) has submitted a Baseline Environmental Report concerning the remediation of site soil contaminated with heavy metals. The Baseline Environmental Report was approved by the Department on January 2, 2003.

**American Refining Group—Indianola Plant, Indiana Township, Allegheny County.** Key Environmental Inc., Don Blackert, 1200 Arch Street, Suite 200, Carnegie, PA 15106 and American Refining Group, Inc., 3240 William Pitt Way, Pittsburgh, PA 15238 (on behalf of Kinder Morgan Inc., 2010 William Pitt Way, Pittsburgh, PA 15238) has submitted a Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with BTEX, PAHs and MTBE. The Remedial Investigation Report was approved by the Department on January 8, 2003.

**Westinghouse Specialty Coating Division Facility (Former), Manor Borough, Westmoreland County.** Dean Reed, Viacom, Inc., 11 Stanwix Street, Pittsburgh, PA 15222-1384 (on behalf of RANBAR Technologies, Harrison City Road, Manor, PA 15665) has submitted a Risk Assessment Report concerning the remediation of site soil and groundwater contaminated with lead, solvents, BTEX, PHCs and PAHs. The Risk Assessment Report was approved by the Department on February 11, 2003.

**LTV Southside Works (Parcel D1-A), City of Pittsburgh, Allegheny County.** Martin Knuth, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Urban Redevelopment Authority, 200 Ross Street, Pittsburgh, PA 15219 and 2800 Block Associates L.P., 400 Penn Centre Boulevard, Suite 211, Pittsburgh, PA 15235) has submitted a Final Report concerning the remediation of site soil contaminated with inorganics. The Final Report demonstrated attainment of the Site Specific Standard and was approved by the Department on January 28, 2003.

#### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

**Permits Revoked 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 No. 101656. Accurate Recycling Corp., 300 E. Baltimore Pike, Lansdowne, PA 19050, Upper Darby Township, Delaware County.** Permittee requested that the permit be revoked and the bond be released as the construction/demolition waste transfer facility had been closed and the property sold. Closure certifications have been approved and the bond will be released upon the permit revocation action becoming final. The permit was revoked by the Southeast Regional Office on March 10, 2003.

**Permits 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.**

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

**Permit No. 100963. Lycoming County, Lycoming County Courthouse, 48 West Third Street, Williamsport, PA 17701-6536, for the Lycoming County Landfill located in Brady Township, Lycoming County.** A Major Permit Modification was received for permit reissuance by the Williamsport Regional Office on March 7, 2003.

Persons interested in reviewing the permit may contact David Garg, P. E., Acting Facilities Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3653. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

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

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

**Permit No. 300837. Keystone Station Ash/Refuse Disposal Site, Reliant Energy Northeast Management Company, 1001 Broad Street, P. O. Box 1050, Johnstown, PA 15907-1050.** Operation of a residual waste landfill in Plumcreek Township, **Armstrong County.** Major permit modification authorizing disposal of previously unapproved waste streams in the West Valley Disposal Area and revisions to the water quality monitoring requirements, was issued in the Regional Office on March 17, 2003.

**Permit No. 100281. Greenridge Reclamation, LLC, R. D. 1, Landfill Road, Scottdale, PA 15683.** Operation of a municipal waste landfill in East Huntingdon Township, **Westmoreland County.** Major permit modification for revisions to the liner system approving the composite layer and approving the meteorological monitoring and radiation monitoring plans, issued in the Regional Office on March 18, 2003.

Persons interested in reviewing the permit may contact the Department of Environmental Protection, Land Recycling and Waste Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000. TDD users may contact the Department through the Pennsylvania Relay Service at (800) 654-5984.

#### AIR QUALITY

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

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

**10-001: AK Steel Hilltop Processing** (210 Pittsburgh Road, P. O. Box 832, Butler, PA 16003) on March 7, 2003, for installation of a natural gas fired combustion unit in Butler Township, **Butler 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.**

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

**31-03004A: New Enterprise Stone and Lime Co., Inc.** (P. O. Box 77, New Enterprise, PA 16664) on March 17, 2003, for construction of a limestone crushing and screening operation in Warriors Mark Township, **Huntingdon County**. The sources are subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

**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; Thomas McGinley, New Source Review Chief, (610) 832-6242.*

**46-0112: Palmer International, Inc.** (2036 Lucon Road, Skippack, PA 19474) on March 11, 2003, for operation of a thermal oxidizer in Skippack Township, **Montgomery County**.

**46-0015A: Occidental Chemical** (Armand Hammer Blvd., Pottstown, PA 19464) on March 11, 2003, for operation of a process line No. 6 in Lower Pottsgrove Township, **Montgomery County**.

**46-0036C: Visteon Systems LLC** (2750 Morris Road, Lansdale, PA 19446) on March 12, 2003, for operation of a selective solder no. 8 in Worcester Township, **Montgomery County**.

**09-0050: Better Materials Corp.** (852 Swamp Road, Penns Park, PA 18943) on March 12, 2003, for operation of one crusher and two conveyor belts in Wrightstown Township, **Bucks County**.

**46-0036D: Visteon Systems LLC** (2750 Morris Road, Lansdale, PA 19446) on March 12, 2003, for operation of a wave solder No. 12 in Worcester Township, **Montgomery County**.

**46-0191B: Merck and Co., Inc.** (351 North Sumneytown Pike, North Wales, PA 19454) on March 17, 2003, for operation of a 100 kW emergency generator in Upper Gwynedd Township, **Montgomery County**.

**46-0185: Fairhill Fabricators, Inc.** (831 West Fifth Street, Lansdale, PA 19446) on March 18, 2003, for operation of a paint spray booth in Lansdale Borough, **Montgomery County**.

**46-0005M: Merck & Co., Inc.** (351 N. Sumneytown Pike, North Wales, PA 19454) on March 18, 2003, for operation of a natural gas-fired combustion turbine in Upper Gwynedd Township, **Montgomery County**.

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

**67-02004: P. H. Glatfelter Co.** (228 South Main Street, Spring Grove, PA 17362) on March 12, 2003, for construction of three power boilers controlled by an electrostatic precipitator, a lime calciner controlled by a Venturi scrubber and a softwood fiber line and causticizing area controlled by a regenerative thermal oxidizer in Spring Grove Borough, **York County**. This plan approval was extended.

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

**19-320-005: Press Enterprise, Inc.** (3185 Lackawanna Avenue, Bloomsburg, PA 17815) on March 11, 2003, to amend a blanket wash solution HAP content requirement (from .83 to .11 pound per gallon), a VOC emission limitation (from 3.37 to 4.37 tons in any 12 consecutive month period) and an HAP emission limitation (from 1.33 to 1.24 tons in any 12 consecutive month period) for an eight color heatset web offset lithographic printing press in Scott Township, **Columbia County**.

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

**43-277B: George and Thomas Cone Co.—Joy Cone** (3435 Lamor Road, Hermitage, PA 16148) on February 28, 2003, for an incinerator in Hermitage, **Mercer County**.

**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; Edward Brown, Facilities Permitting Chief, (610) 832-6242.*

**23-00003: ConocoPhillips Co.** (4101 Post Road, Trainer, PA, 19061) on March 13, 2003, the Title V Operating Permit was issued as an Administrative Amendment for a Change of Ownership of their facility formerly owned by Tosco Corp. in Trainer Borough, **Delaware County**. The facility's major emission points include storage tanks containing VOCs and various crude oil processing equipment. 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 any conditions and contains all of the applicable regulatory requirements including monitoring recordkeeping, reporting and emission limits. The initial permit was issued February 24, 2003.

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

**06-05064: Sunoco Partners Marketing and Terminals LP** (1801 Market Street 3110PC, Philadelphia, PA 19103) on March 14, 2003, for operation of the bulk liquid petroleum fuel storage and loading at Montello Terminal in Spring Township, **Berks County**. This is a renewal of the operating permit.

**36-05078: Nexans, Inc. d/b/a Berk-Tek** (132 White Oak Road, New Holland, PA 17557-9722) on March 10, 2003, for operation of a cable extrusion facility in Earl Township, **Lancaster County**. This is a renewal of the operating permit.

**67-05012: Transcontinental Gas Pipe Line Corp.** (P. O. Box 1396, Houston, TX 77251) on March 11, 2003,

for operation of a natural gas compressor station in Peach Bottom Township, **York County**. This is a renewal of the operating permit.

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

**49-00018: Arcos Industries, LLC** (1 Arcos Drive, Mount Carmel, PA 17851) on a revised operating permit, Revision No. 1, on March 11, 2003, for the change of ownership of the Mount Carmel plant from Arcos Alloys to Arcos Industries, LLC in Mount Carmel Township, **Northumberland 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; Eric Gustafson, Facilities Permitting Chief, (814) 332-6940.*

**16-00021: OEM Enterprise, Inc.** (2465 Penn Street, Fairmount City, PA 16224) for operation of their facility in Redbank Township, **Clarion County**. The initial Title V Operating Permit issued on October 6, 1997, and revised on December 4, 1998, was reissued on March 11, 2003. The reissued permit expires on February 29, 2003. OEM Enterprise, Inc. air emission's sources are two wood-fired boilers, a gas-fired boiler, three flash off ovens, the coating operations and the woodworking equipment. The facility, because it is a major source of VOC emissions, is a Title V facility and is therefore subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G.

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

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

**01-05018: McClarin Plastics, Inc.** (600 Linden Avenue, Hanover, PA 17331-0486) on March 13, 2003, for operation of their reinforced fiberglass plastic manufacturing facility in Conewago Township, **Adams County**.

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

**04-00713: USNR Microspheres** (212 State Street, Belle Vernon, PA 15012) on March 17, 2003, for operation of a drying and bagging facility in Harmony Township, **Beaver County**.

**INTERSTATE OZONE TRANSPORT REDUCTION**

**NOx Budget Trading Program**

**Statement of 25 Pa. Code § 145.43(b)—(d) Compliance Supplement Pool**

**Early Reduction Credit Requests**

As provided under 25 Pa. Code § 145.43(e)(6), the Department has determined the Early Reduction Credit allocations and is requesting comment. Publication of final allocations is planned for the April 12, 2003, *Pennsylvania Bulletin*. Final allocations will be transferred into unit accounts by the NOx Budget Administrator by May 1, 2003.

This allowance allocation is in addition to the initial allocations that were included in the operating permit of

the NOx budget unit. The allocations contained in this notice have been adjusted as necessary to reflect any difference between unit requests and the qualifying 2001-02 allowances remaining in unit accounts after reconciliation by the NOx Budget Administrator.

The proposed allocations for units that made a request under 25 Pa. Code § 145.43(b) and (c) are listed in the columns under "Para. (b)" and "Para. (c)," respectively.

Adjustments were made for requests for allowances residing in accounts of units that are not NOx budget units under 25 Pa. Code Chapter 145 which do not qualify for allocations from the Compliance Supplement Pool as provided by 25 Pa. Code § 145.43(b). Further adjustments may be made to the final allocations based on any comments received in response to this notice.

Send written comments to Bureau of Air Quality, Division of Air Resource Management, 400 Market Street, P. O. Box 8468, Harrisburg, PA 17105. Contact James Stoner, Division of Air Resource Management, (717) 772-3921. Comments must be received by April 4, 2003.

<i>Facility</i>	<i>ORIS</i>	<i>Para. (b)</i>	<i>Para. (c)</i>
AES Ironwood	55337	70	
Allegheny Energy 1-2	55196	2	
Allegheny Energy 8-9	55377	2	
Allegheny Energy 12-13	55654	2	
Armstrong	3178	451	
Bruce Mansfield	6094	296	
Brunner Island	3140	1854	
Brunot Island	3096	133	
Cheswick	8226	134	
Colver Power Project	10143	1896	
Cromby	3159	447	
Ebensburg Power	10603	84	
Eddystone	3161	19	
Elrama	3098	134	
Fairless Hills—Exelon	7701	10	
Glatfelter, P. H. Co.	50397	7	
Hatfield's Ferry	3179	1101	
Homer City	3122	167	241
Hunlock Pwr. Station	3176	52	
Keystone	3136	3	
Liberty Electric Power	55231	132	
Mitchell	3181	419	
Montour	3149	249	1335
Mountain	3111	1	
New Castle	3138	709	
Portland	3113	3	
Procter & Gamble Co.	50463	6	
Schuylkill	3169	5	
Seward	3130	4339	
Shawville	3131	5	
St. Nicholas Cogeneration	54634	0	

<i>Facility</i>	<i>ORIS</i>	<i>Para. (b)</i>	<i>Para. (c)</i>
Sun Refining & Marketing Co.	880020	13	
Sun Refining & Marketing Co.	52106	70	
Sunbury	3152	5	
Sunoco Inc.	880007	4	
Titus	3115	4	
Tolna	3116	1	
Tosco Refining	880025	43	
Warren	3132	7	
Westwood Energy Properties	50611	293	
Wheelabrator Frackville	50879	28	
Williams Gen.—Hazleton	10870	985	
Total	14187	1576	

**NOx Budget Trading Program**

**New Source Set-Aside Allocations**

In accordance with 25 Pa. Code § 145.41(d), the Department is publishing the allowance allocations from the new source set-aside for the 2003 control period. The new source set-aside contains 2,234 allowances, 1,763 of which are available for new sources after allocation corrections. For each NOx budget unit, the following table lists the following: the allowances applied for under the “request” column; the maximum potential number of allowances authorized by the regulation under the “maximum” column; and the final, pro-rata allocation under the “allocation” column.

<i>Facility</i>	<i>ORIS</i>	<i>Point ID</i>	<i>Request</i>	<i>Maximum</i>	<i>Allocation</i>
AES Ironwood, LLC	55337	1	92	92	71
AES Ironwood, LLC	55337	2	92	92	71
PEI Power (Archbald)	50279	2	84	84	65
Allegheny Energy 1	55196	1	41	41	32
Allegheny Energy 2	55196	2	41	41	32
Allegheny Energy 3	55710	1	37	37	29
Allegheny Energy 4	55710	2	37	37	29
Allegheny Energy 8	55377	8	50	50	39
Allegheny Energy 9	55377	9	50	50	39
Allegheny Energy 12	55654	12	49	49	38
Allegheny Energy 13	55654	13	49	49	38
UGI Hunlock	31760	4	38	38	29
Connectiv Bethlehem	55690	1	26	26	20
Connectiv Bethlehem	55690	2	26	26	20
Connectiv Bethlehem	55690	3	26	26	20
Connectiv Bethlehem	55690	5	95	95	74
Connectiv Bethlehem	55690	6	95	95	74
Connectiv Bethlehem	55690	7	95	95	74
Grays Ferry	54785	2	147	147	114

New source operators are advised that this allocation is for one control period only. To receive allocations from the new source set-aside for future control periods, source operators must submit new requests by December 31 each year.

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.

*Bureau of Air Quality, Division of Air Resource Management, 400 Market Street, P. O. Box 8468, Harrisburg, PA 17105; James Stoner, Division of Air Resource Management, (717) 772-3921.*



<i>Facility</i>	<i>ORIS</i>	<i>Point ID</i>	<i>Request</i>	<i>Maximum</i>	<i>Allocation</i>
Grays Ferry	54785	25	80	80	62
Williams Hazleton	10870	2	39	39	30
Williams Hazleton	10870	3	39	39	30
Williams Hazleton	10870	4	39	39	30
Armstrong Energy LLC	55347	1-4	278	278	216
PPL Mt. Bethel	55667	1	49	49	38
PPL Mt. Bethel	55667	2	39	39	30
Merck Turbine No. 3	52149	40	34	34	26
Liberty Elec. Power	55276	1	76	76	59
Liberty Elec. Power	55276	2	76	76	59
Hunterstown LLC	31100	CT101	52	52	40
Hunterstown LLC	31100	CT201	52	52	40
Hunterstown LLC	31100	CT301	52	52	40
Duke Energy Armaugh	880071	31301	52	52	40
Duke Energy Entriiken	880072	31601	53	53	41
Ontelaunee Energy	55193	CT1	27	27	21
Ontelaunee Energy	55193	CT2	27	27	21

**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.**

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

**01-05017: Quebecor World Fairfield, Inc.** (100 North Miller Street, Fairfield, PA 17320) for operation of their lithographic printing facility in Fairfield Borough, **Adams County**. On March 10, 2003, the State-only operating permit was administratively amended to incorporate modifications completed under plan approval No. 01-05017B. This is Revision No. 1 of the operating permit.

**36-05093: Martin Limestone, Inc.** (P. O. Box 550, Blue Ball, PA 17506-0550) for operation of its Denver Asphalt Plant in East Cocalico Township, **Lancaster County**. On March 13, 2003, the State-only operating permit was administratively amended to incorporate modifications completed under plan approvals Nos. 36-05093A and 36-05093B. This is Revision No. 1 of the operating permit.

**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 re-**

**quirements of the following statutes; the Air Quality Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).**

*Coal Permits Actions*

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

**54910205R2. CLS Coal Company** (P. O. Box 81, Port Carbon, PA 17965), renewal of an existing coal refuse reprocessing operation in West Mahanoy Township, **Schuylkill County** affecting 12.5 acres, receiving stream: none. Application received November 21, 2002. Renewal issued March 12, 2003.

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

**65860105 and NPDES Permit No. PA0588601. M. B. Energy, Inc.** (175 McKnight Road, Blairsville, PA 15717). Renewal issued for continued reclamation and treatment of discharges at a bituminous surface mining operation located in Donegal Township, **Westmoreland County**, affecting 369.0 acres. Receiving streams: unnamed tributaries to Four Mile run and unnamed tributary to Jacobs Creek. Application received January 15, 2003. Renewal issued March 11, 2003.

**03940101 and NPDES Permit No. PA0200654. TDK Coal Sales, Inc.** (P. O. Box 259, Brockway, PA 15824). Permit revised to include a stream variance and stream crossing for a portion of the unnamed tributary to Holder Run, as well as an increase in the conventional bond due to the additional activities and structures at a bituminous surface mining operation located in Bradys Bend Township, **Armstrong County**, affecting 129.2 acres. Receiving streams: unnamed tributary to Holder Run and to Holder Run to Sugar Creek. Application received April 29, 2002. Revised permit issued March 13, 2003.

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

**11020102 and NPDES Permit No. PA0249220. Bell Resources, Inc.,** R. R. 2, Box 281, Curwensville, PA 16833-9101, commencement, operation and restoration for a bituminous surface and auger mine and for discharge of treated mine drainage in Reade Township, **Cambria County**, affecting 78.2 acres. Receiving streams: unnamed tributaries to Muddy Run and Muddy Run (CWF). There are no potable water supply intakes within 10 miles downstream. Application received June 6, 2002. Permit issued March 10, 2003.

**56920112 and NPDES Permit No. PA0212270. PBS Coals, Inc.,** P. O. Box 260, Friedens, PA 15541, permit renewal for reclamation only and for continued restoration of a bituminous surface mine and for discharge of treated mine drainage in Stonycreek Township, **Somerset County**, affecting 76.3 acres. Receiving streams: an unnamed tributary to Clear Run (CWF). There are no potable water supply intakes within 10 miles downstream. Application received November 18, 2002. Permit issued March 11, 2003.

**11970201 and NPDES Permit No. PA0234648. Maple Coal Company,** 2591 Wexford-Bayne Road, Suite 204, Sewickley, PA 15143 for permit renewal for continued operation of a bituminous surface and beneficial use of ash mine and for discharge of treated mine drainage in Barr and Blacklick Townships, **Cambria County**, affecting 47.1 acres. Receiving streams: unnamed tributary to/and Elk Creek (CWF). There are no potable water supply intakes within 10 miles downstream. Application received January 14, 2003. Permit issued March 13, 2003.

**56870201 and NPDES Permit No. PA0598097. J. R. Coal Sales, Inc.,** 882 Wyndemere Way, Naples, FL 34105, permit renewal for reclamation only and continued restoration of a bituminous coal refuse reprocessing surface mine and for discharge of treated mine drainage in Boswell Borough, **Somerset County**, affecting 19.9 acres. Receiving streams: Quemahoning Creek (CWF). The first downstream potable water supply intake from the point of discharge is Cambria/Somerset Authority Quemahoning Dam Surface Water Withdrawal. Application received January 21, 2003. Permit issued March 12, 2003.

**56980104 and NPDES Permit No. PA0234729. Dunamis Resources, Inc.,** One Energy Place, Suite 4000, Latrobe, PA 15650, permit renewal for reclamation only and for continued restoration of a bituminous surface mine and for discharge of treated mine drainage in Lincoln Township, **Somerset County**, affecting 20.5 acres. Receiving streams: unnamed tributary to North Branch of Quemahoning Creek (CWF). The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Quemahoning surface water intake. Application received January 30, 2003. Permit issued March 12, 2003.

**56980105 and NPDES Permit No. PA0234818. Dunamis Resources, Inc.,** One Energy Place, Suite 4000, Latrobe, PA 15650, permit renewal for reclamation only and for continued restoration of a bituminous surface and auger mine in Lincoln Township, **Somerset County**, affecting 93.0 acres. Receiving streams: UNTs to North Branch of Quemahoning Creek (CWF) and UNTs to Horner Run (CWF). The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Quemahoning surface water intake. Application received March 6, 2003. Permit issued March 12, 2003.

**32920104 and NPDES Permit No. PA0212237. Opal Industries, Inc.,** P. O. Box 980, Latrobe, PA 15650,

permit renewal for reclamation only and for continued restoration of a bituminous surface mine and for discharge of treated mine drainage in Conemaugh Township, **Indiana County**, affecting 88.0 acres. Receiving streams: unnamed tributary to/and Blacklegs Creek (CWF). There are no potable water supply intakes within 10 miles downstream. Application received January 27, 2003. Permit issued March 12, 2003.

**32970111 and NPDES Permit No. PA0234567. Dutch Run Coal, Inc.,** R. D. 2, Box 366, Shelocta, PA 15774, permit renewal for reclamation only and for continued restoration of a bituminous surface mine in Conemaugh Township, **Indiana County**, affecting 49.2 acres. Receiving streams: unnamed tributaries to/and Sulfur Run (CWF). The first downstream potable water supply intake from the point of discharge is Saltsburg Municipal Waterworks Conemaugh River intake. Application received March 3, 2003. Permit issued March 12, 2003.

**11980201 and NPDES Permit No. PA0234745. Ridge Energy Company,** 265 Swamp Road, Clymer, PA 15728, permit renewal for reclamation only and for continued restoration of a bituminous coal refuse reprocessing surface mine in West Carroll Township, **Cambria County**, affecting 25.0 acres. Receiving stream: Fox Run (CWF). There are no potable water supply intakes within 10 miles downstream. Application received February 19, 2003. Permit issued March 12, 2003.

**32980102 and NPDES Permit No. PA0234672. Sky Haven Coal, Inc.,** R. D. 1, Box 180, Penfield, PA 15849, for permit renewal for reclamation only and for continued restoration of a bituminous surface mine and for discharge of treated mine drainage in Montgomery Township, **Indiana County**, affecting 64.6 acres. Receiving streams: unnamed tributaries to Cush Creek and Cush Creek (HQ-CWF). There are no potable water supply intakes within 10 miles downstream. Application received January 21, 2003. Permit issued March 12, 2003.

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

**10970104 and NPDES Permit No. PA0227561. Ben Hal Mining Company** (389 Irishtown Road, Grove City, PA 16127). Renewal of an existing bituminous strip operation in Venango Township, **Butler County** affecting 130.8 acres. Receiving streams: unnamed tributaries to Little Scrubgrass Creek, unnamed tributaries to Scrubgrass Creek and unnamed tributaries to Seaton Creek. This renewal is issued for reclamation only. Application received January 14, 2003. Permit issued March 11, 2003.

#### *Noncoal Permits Actions*

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

**22890301C3 and NPDES Permit PA0594491. Dauphin Meadows, Inc.** (P. O. Box 68, Millersburg, PA 17061), renewal of NPDES Permit for discharge of treated mine drainage in Washington Township, **Dauphin County**, receiving stream: unnamed tributary to Wiconisco Creek. Application received December 31, 2002. Renewal issued March 12, 2003.

**64020811. Tompkins Bluestone Co., Inc.** (Tar Hollow Road, P. O. Box 776, Hancock, NY 13783), commencement, operation and restoration of a Small Bluestone quarry operation in Buckingham Township, **Wayne County**, affecting 4.0 acres, receiving stream: tributary to Delaware River. Application received December 16, 2002. Permit issued March 13, 2003.

**67830301C4 and NPDES Permit PA0613380. Glen-Gery Corporation** (P. O. Box 7001, Wyomissing, PA 19610-6001), renewal of NPDES permit for discharge of treated mine drainage in Conewago Township, **York County**. Receiving stream: unnamed tributary to Conewago Creek. Application received January 10, 2003. Renewal issued March 13, 2003.

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

**14990301 and NPDES Permit No. PA0242781. Glenn O. Hawbaker, Inc.**, P. O. Box 135, State College, PA 16804. Revision to the existing NPDES permit to allow utilization of an existing treatment basin, from an inactive coal mining operation, for pumped pit water settling. The permit is located in Rush Township, **Centre County** and affects 90.5 acres. Receiving streams: unnamed tributary Moshannon Creek. Application received June 11, 2002. Permit issued February 19, 2003.

**59020302 and NPDES Permit No. PA0243272. Fred J. Robbins**, R. R. 2, Box 25A, Tioga, PA 16946. Commencement, operation and restoration of a Large Industrial Minerals (Gravel) permit in Lawrence Township, **Tioga County** affecting 17.5 acres. Receiving streams: None. Application received June 21, 2002. Permit issued March 7, 2003.

#### ABANDONED MINE RECLAMATION

*Cambria Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, (814) 472-1800.*

Bond Forfeiture	<b>BF 441-101.1</b>
Contract Awarded	
Location	<b>McCandless Mining Company</b> Brady Township, <b>Butler County</b>
Description	Abandoned Mine Land Reclamation
Contractor	Cherep's Excavating Pittsburgh, PA
Amount	\$36,228.48
Date of Award	March 3, 2003
Bond Forfeiture	<b>BF 476-101.1</b>
Contract Awarded	
Location	<b>Rich Coal Company</b> Reade Township, <b>Cambria County</b>
Description	Abandoned Mine Land Reclamation
Contractor	Greenley Energy Holdings of PA, Inc. Central City, PA
Amount	\$97,225
Date of Award	February 28, 2003
Bond Forfeiture	<b>BF 481-101.1</b>
Contract Awarded	
Location	<b>Beechdale Mining, Inc.</b> Brothersvalley Township, <b>Somerset County</b>
Description	Abandoned Mine Land Reclamation
Contractor	Covenant Properties

Amount \$109,700  
Date of Award March 3, 2003

#### 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. 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.*

**06034003. J. Roy's, Inc.** (Box 125, Bowmansville, PA 17507), construction blasting in Spring Township, **Berks County** with an expiration date of December 31, 2004. Permit issued March 12, 2003.

**28034006. Fayetteville Contractors, Inc.** (P. O. Box FCI, Fayetteville, PA 17222), construction blasting in Guilford Township, **Franklin County** with an expiration date of April 3, 2004. Permit issued March 12, 2003.

**36034019. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in East Hempfield Township, **Lancaster County** with an expiration date of April 3, 2004. Permit issued March 12, 2003.

**36034020. J. Roy's, Inc.** (Box 125, Bowmansville, PA 17507), construction blasting in Lancaster, **Lancaster County** with an expiration date of December 31, 2003. Permit issued March 12, 2003.

**36034021. Keystone Blasting Service** (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting in Upper Leacock Township, **Lancaster County** with an expiration date of May 3, 2003. Permit issued March 12, 2003.

**46034006. Rock Work, Inc.** (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting in Lower Moreland Township, **Montgomery County** with an expiration date of April 3, 2004. Permit issued March 12, 2003.

**46034007. Horst Drilling & Blasting, Inc.** (141 Ranck's Church Road, New Holland, PA 17557), construction blasting in Perkiomen Township, **Montgomery County** with an expiration date of April 3, 2005. Permit issued March 12, 2003.

**67034009. Thomas J. Angelozzi, Inc.** (7845 Kabik Court, Woodbine, MD 21797), construction blasting in Fairview Township, **York County** with an expiration date of April 3, 2005. Permit issued March 12, 2003.

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

**14034002. Paradise Contracting**, 223 Paradise Road, Bellefonte, PA 16823 for construction blasting, located in Spring Township, **Centre County**, with an expected duration of 60 days. Permit issued March 11, 2003.

**14034003. Ameron Construction Co., Inc.**, 2501 N. Atherton Street, State College, PA 16803 for construction blasting, located in Benner and Spring Townships, **Centre County**, with an expected duration of 8 months. Permit issued March 11, 2003.

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

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

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

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

### FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

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

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free

pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

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

*Permits Issued and Actions on 401 Certifications*

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E51-207. City of Philadelphia, Streets Department,** 1401 JFK Boulevard, Room 830 MSB, Philadelphia, PA 19102-1617, City and **County of Philadelphia,** ACOE Philadelphia District.

To operate and maintain the Century Lane bridge crossing of the Poquessing Creek (WWF). The existing structure is a twin span stone arch bridge with associated abutments that spans a total of 39 feet, has an under clearance of 8 feet and is 20 feet wide. Immediate maintenance will include the following:

1. To drill into the existing structure for the purpose of inserting steel anchors that will be cemented in place to accommodate the necessary loads.
2. To perform minor grading in the approaches to the structure.

The project site is located 100 feet east of the intersection of Century Lane and Mechanicsville Road (Beverly, PA-NJ Quadrangle N: 19.6 inches, W: 12.65 inches).

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

**E64-237. Department of Transportation, Engineering District 4-0,** P. O. Box 111, Scranton, PA 18501. Dyberry Township, **Wayne County,** Army Corps of Engineers Philadelphia District.

To remove the existing structure and to construct and maintain a road crossing of a tributary to Big Brook, consisting of an 8.5-foot by 4.5-foot precast reinforced concrete box culvert, with its invert depressed 1.0 foot below streambed elevation. The project will impact a de minimis area of wetlands equal to 0.04 acre, associated with grading along the roadway and at the culvert inlet and outlet. The project is located along SR 4019, Segment 0010, Offset 0390 (Aldenville, PA Quadrangle N: 4.0 inches; W: 2.2 inches).

**E40-608. City of Wilkes-Barre,** 40 East Market Street, Wilkes-Barre, PA 18711. the City of Wilkes-Barre, **Luzerne County,** Army Corps of Engineers Baltimore District.

To remove the existing structures and to construct and maintain four single-span prestressed concrete adjacent box beam bridges across Solomon Creek. Each bridge has a proposed span of approximately 48 feet and underclearances range from 6.7 to 7.4 feet. The project includes approximately 80 linear feet of channel paving at each structure. The project also includes relocation of a 27-inch

sanitary sewer line crossing of Solomon Creek, immediately upstream of Barney Street. The project is located within a 1,000 foot reach of Solomon Creek, at Waller, Barney, Regent and South Franklin Streets (Wilkes-Barre West, PA Quadrangle N: 19.8 inches; W: 4.8 inches).

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

**E36-698: Millbrook Manor Mobile Home Park**, 100 E. Queen Street, Stevens, PA 17578 in West Cocalico and Clay Townships, **Lancaster County**, ACOE Baltimore District

To construct and maintain an 8-inch diameter sanitary sewer line and outfall pipe at the left bank of an unnamed tributary to Indian Run and associated wetlands to construct a sewage treatment plant located on the north side of SR 36001 (Mt. Airy Road) about 0.9 mile northeast of Mt. Airy Village (Ephrata, PA Quadrangle N: 21.6 inches; W: 12.19 inches) in West Cocalico and Clay Townships, Lancaster County.

**E07-366: Department of Transportation, District 9-0**, 1620 N. Juniata Street, Hollidaysburg, PA 16648 in Tyrone Township, **Blair County**, ACOE Baltimore District

To construct and maintain a concrete box culvert having a clear span of 14.5 feet on a 56 degree skew with an underclearance of 3.75 feet at the channel of Elk Run (WWF) on SR 1015, Section 01B, Segment 0100, Offset 0000, located about 3 miles southwest of the Village of Ironville (Tipton, PA Quadrangle N: 0.01 inch; W: 0.10 inch) in Tyrone Township, Blair County.

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

**E08-399. William Jackson**, R. R. 3 Box 401, Troy, PA 16947. Mill Creek Restoration Project Reach 1, in Springfield Township, **Bradford County**, ACOE Baltimore District (East Troy, PA Quadrangle N: 12.25 inches, W: 8.6 inches).

To construct, operate and maintain a stream restoration project consisting of 3 rock Cross Vanes and 21 rock J-Hook vanes for a distance of 1,930 linear feet. The structures shall be constructed of a durable blocky angular rock measuring a minimum of 2 feet by 2 feet by 2 feet. This reach is the downstream portion of a 3,756 linear foot assessment segment and success of the entire segment is dependent on completion and maintenance of this reach. Allowances for structure placement of 50 linear feet upstream and downstream of the location shown on the drawings are authorized without prior notification to the Department. All modifications beyond those distances shall receive prior authorization by the Department. All structure placement, channel pattern, profile and dimension shall be conveyed on a complete set of as-built drawings within 60 days of project completion.

**E08-400. Wilson Leiby**, R. R. 3, Box 418, Troy, PA 16947. Mill Creek Restoration Project Reach 2, in Springfield Township, **Bradford County**, ACOE Baltimore District (East Troy, PA Quadrangle N: 13 inches; W: 8.95 inches).

To construct, operate and maintain a stream restoration project consisting of six rock Cross Vanes and one rock J-Hook vane for a distance of 600 linear feet. The structures shall be constructed of a durable blocky angular rock measuring a minimum of 2 feet by 2 feet by 2 feet. This reach is the downstream portion of a 3,756 linear foot assessment segment and success of the entire segment is dependent on completion and maintenance of

this reach. Allowances for structure placement of 50 linear feet upstream and downstream are authorized without prior notification to the Department. All modifications beyond those distances shall receive prior authorization by the Department. All structure placement, channel pattern, profile and dimension shall be conveyed on a complete set of as-built drawings within 60 days of project completion.

**E12-133. Cameron County Conservation District**, 20 East Fifth Street, Room 105, Emporium, PA 15834. North Creek Bank Stabilization Project, in Shippen Township, **Cameron County**, ACOE Baltimore District. See description for north and west locations.

To construct, operate and maintain a bank stabilization project that consists of seven sites along the North Creek Watershed and one on site Waldy Run, tributary to North Creek. The eight sites are located in Shippen Township, Cameron County (Rich Valley, PA Quadrangle) and are designated by property owner, which follows: (1) Couchman property, located on Waldy Run (N: 14.5 inches; W: 5.5 inches). Authorized work includes excavate the left bank to a two horizontal to one vertical slope, install biotextile fabric, install live stakes and establish riparian buffer plantings; (2) Russell property, located on North Creek (N: 9.9 inches; W: 4.5 inches). Authorized work includes establish a temporary access road, remove fallen tree across the channel and reuse for root wad armament, remove gravel deposition to a depth equal to normal water elevation and not extending longer than 10 linear feet, install 200 cy of clean fill material on the right bank, install five root wad armament system, install R-5 riprap, install biotextile fabric and live stake plantings on disturbed surfaces; (3) Hudson property, located on North Creek (N: 8.75 inches; W: 4.5 inches). This property is made up of three individual projects. The authorized work of the three projects includes bank excavation, live stakes and riparian plantings, root wad system installation, 13.5 cy of clean fill material, install R-4 riprap and remove the existing stone vanes; (4) Harris property, located on North Creek (N: 7.75 inches; W: 4.1 inches). This property is made up of two individual projects. The authorized work of the two projects includes removal of tree debris, install live stakes and riparian plantings, excavate slope, install R-4 riprap and install root wad system; and (5) Game Commission property is located on North Creek (N: 5.75 inches; W: 3.4 inches). The authorized work includes install access road, install live stakes and riparian plantings, install R-5 riprap and remove and restore access road. All disturbed areas shall be seeded and mulched within 72 hours of final grading, and all work shall be completed from the existing banks with no equipment in the stream channel. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

**E26-302. Fayette County Commissioners**, Court House, 61 East Main Street, Uniontown, PA 15401. North Union and Menallen Townships, **Fayette County**, ACOE Pittsburgh District.

To remove the County Bridge No. 184 and to construct and maintain a bridge having a normal clear span of 36.0 feet and an underclearance of 5.4 feet across Jennings Run (WWF) located on T-719 (Fan Hollow Road) approximately 1.5 miles north of the intersection with SR 40 (New Salem, PA Quadrangle N: 11.85 inches; W: 0.35 inch).

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## SPECIAL NOTICES

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

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

The Department of Environmental Protection (Department) approved the Mifflin County Municipal Waste Plan Revision on March 21, 2003.

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; or to Mark Vottero, Regional Planning and Recycling Coordinator, Bureau of Land Recycling and Waste Management, at the previously noted Regional Office.

### **Application Period for Municipal Recycling Program Performance Grant Applications under section 904 of the Municipal Waste Planning, Recycling and Waste Reduction Act of 1988 (Act 101)**

#### **Calendar Year 2002 Recycling**

The Department of Environmental Protection (Department) announces a request for applications from municipalities for recycling performance grant assistance for recycling programs under Act 101. Municipalities include counties, cities, boroughs, incorporated towns, townships, home rule municipalities, councils of governments, consortiums or similar entities established by two or more municipalities under 53 Pa.C.S. Chapter 23, Subchapter

A. This application period is for eligible materials recycled and marketed in calendar year 2002.

Municipal recycling program performance grant funds will be awarded to municipalities based upon the weight of source separated recyclable materials identified in section 1501(c)(1)(i) of Act 101 recovered by municipal recycling programs and the population of the municipality as determined by the most recent decennial census. Municipalities will be eligible to receive an award based on a formula of \$5 for each Department approved ton of eligible recyclable materials recycled or marketed and \$1 per approved ton for each percentage of municipal waste calculated by the Department to be diverted from disposal. The weight of eligible materials allowable from nonresidential (commercial, institutional and municipal) sources under the preceding formula will be limited to no more than the weight of approved eligible materials from residential sources. Department approved materials from nonresidential sources not factored into the preceding formula will be awarded a bonus of \$10 per ton. The Department will not award grants calculated to be less than \$10.

Applicants that have failed to comply with the conditions set forth in previously awarded grants, the grant requirements of Act 101 or the regulations of Act 101 may not be awarded funds under this grant program. Applicants must ensure that they are in compliance with section 272.314(b)(2) of Act 101.

Eligible materials include post-consumer: clear glass, colored glass, aluminum cans, steel and bimetallic cans, high-grade office paper, newsprint, corrugated paper, other marketable grades of paper and plastics. Grants will be awarded only for properly documented, eligible materials that were actually marketed on or after January 1, 2002, to and including December 31, 2002. Grant funds will not be awarded for residues, materials not listed as eligible including, but not limited to, leaf and yard wastes or any materials which cannot be documented as being recycled into a new product or use.

Documentation to support all claims that eligible recyclable materials were generated within the municipality and marketed must be made available for auditing by the Department, the Office of the Auditor General, the Office of the Treasurer or agents of those offices for 4 years. The Department will not require applicants to retain hauler customer lists; however, the lists may be required to be examined in the event of an audit. It will be the applicant's responsibility to arrange for hauler customer lists to be provided, or for haulers to be present with their customer lists, during a grant audit. Supporting documentation is not required to be submitted with the application.

*Acceptable Supporting Documentation:* Weight slips or receipts verifying that the materials were recycled or marketed are required as supporting documentation for the grant application. The documentation must include: (1) the date the materials were recycled/marketed; (2) the type of material recycled/marketed; (3) the name of the municipality where the material was generated; and (4) weight, stated in pounds or tons, of the material recycled/marketed. Documentation supporting materials source separated from municipal waste by commercial/institutional establishments and recycled/marketed must bear the name of the establishment and the municipality where the establishment is located.

Acceptable documentation must be provided in one of the following formats: (1) a dated weight/market receipt

identifying the generator of the recyclable materials and the market; (2) a dated report submitted by the hauler or market on company letterhead clearly indicating the name of the company generating the recyclable materials; or (3) a dated report submitted by the generator, which is signed by the hauler or market vendor that received the materials. Reports may be submitted on annual, monthly, weekly or other time period format. Information must be legible.

Estimates of weight will not be accepted except in cases where: (1) the material is packaged in uniform bales and the average weight of a bale can be demonstrated and supported by weight receipts and a record of the number of bales was provided by the market vendors; or (2) when multiple generators contribute to a known quantity of marketed material and the hauler or market estimates the quantities attributable to any individual establishment or municipality and verifies the estimate with a signature.

Although the supporting documentation is not required to be submitted with the grant application, documentation provided must conform to the previous requirements or the materials claimed will not be credited toward the grant award.

Grant applications must be on forms provided by the Department for calendar year 2002. Grant applications must be delivered by 3 p.m. on September 26, 2003, or postmarked on or before that day. Applications received by the Department after the deadline will be returned to the applicant. Grant awards are predicated on the receipt of recycling fees required by sections 701 and 702 of Act 101 and the availability of moneys in the Recycling Fund.

Municipalities wishing to file an application should contact their county recycling coordinator or the Department at the following address. Applicants who filed a performance grant application for calendar year 2001 will be mailed a current application by the Department as soon as they are available. Applications may also be obtained from the Department's website at [www.dep.state.pa.us](http://www.dep.state.pa.us) (direct link "Recycle"). Inquiries concerning this notice should be directed to Todd Pejack, Bureau of Land Recycling and Waste Management, Department of Environmental Protection, Rachel Carson State Office Building, P. O. Box 8472, Harrisburg, PA 17105-8472, [tpejack@state.pa.us](mailto:tpejack@state.pa.us).

[Pa.B. Doc. No. 03-568. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Availability of Technical Guidance

Technical guidance documents are on the Department of Environmental Protection's (Department) website ([www.dep.state.pa.us](http://www.dep.state.pa.us)) at the Public Participation Center page. The "January 2003 Inventory" heading is the Governor's list of nonregulatory guidance documents. The "Final Documents" heading is the link to a menu of the various Department bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to the Department's draft technical guidance documents.

The Department will continue to revise its nonregulatory documents, as necessary, throughout 2003.

### Ordering Paper Copies of Department Technical Guidance

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

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

### Changes to Technical Guidance Documents

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

### Final Technical Guidance

DEP ID: 363-2134-013. Title: Permit Guidelines for Phased NPDES Stormwater Discharges Associated with Construction Activity Permits, Chapter 102, Erosion and Sediment Control Permits, and Chapter 105, Waterways Restoration Project Permits. Description: The Department's Phased Permit Guidelines for construction and waterway restoration activities promotes the development of long-range project plans, provides for public participation, ensures compliance with applicable rules and regulations, eliminates redundant application and permit processing functions and streamlines the permitting process. Effective Date: March 29, 2003. Contact: Ken Reisinger, (717) 787-6827, [kreisinge@state.pa.us](mailto:kreisinge@state.pa.us).

KATHLEEN A. MCGINTY,  
*Acting Secretary*

[Pa.B. Doc. No. 03-569. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Laboratory Accreditation Advisory Committee Meeting Cancellation

The Laboratory Accreditation Advisory Committee meeting scheduled for Tuesday, April 8, 2003, has been cancelled. The next meeting is scheduled for Wednesday, May 7, 2003, at 9 a.m. in the First Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105.

Questions concerning this meeting should be directed to Richard Sheibley, (717) 705-2425, [rsheibley@state.pa.us](mailto:rsheibley@state.pa.us). The agenda and meeting materials for this meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) website at <http://www.dep.state.pa.us>.

Persons with a disability who require accommodations to attend the meeting should contact the Department at (717) 705-2425 or through the Pennsylvania AT&T Relay Services at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,  
*Acting Secretary*

[Pa.B. Doc. No. 03-570. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Request for Volunteers for the Stormwater Management Best Management Practices Manual Oversight Committee

As part of the Commonwealth's Comprehensive Stormwater Management Policy, the Department of Environmental Protection (Department) committed to develop a Stormwater Management Best Management Practices Manual (manual) to assist persons in meeting the policy objectives. Early in 2003, the Department issued a Request for Proposals for the development of the manual. To guide the manual development process, the Department is convening an Oversight Committee composed of government and nongovernment agencies, interest groups and technical experts that will be responsible for providing expert advice, technical reviews and guidance to ensure the final product meets the needs of this Commonwealth's businesses, citizens and our natural resources. It is anticipated that the Oversight Committee will consist of 12-18 people and meet approximately eight times over the next 12-18 months. Meetings will be held in Harrisburg during normal business hours.

Persons interested in serving on the Oversight Committee should send a letter to Ken Reisinger, Chief, Division of Waterways, Wetlands and Erosion Control, Rachel Carson State Office Building, P. O. Box 8775, Harrisburg, PA 17105-8775, kereisinge@state.pa.us. The letter should state interest, professional qualifications, experience in stormwater management and other relevant information and materials. Letters and e-mails must be received by the Department by May 1, 2003.

KATHLEEN A. MCGINTY,  
*Acting Secretary*

[Pa.B. Doc. No. 03-571. Filed for public inspection March 28, 2003, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Application of Chambersburg Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Chambersburg Hospital has requested an exception to the requirements of 28 Pa. Code §§ 138.2, 138.15 and 138.17(c) (relating to definitions; high-risk cardiac catheterizations; and PTCA).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and

require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980 for Speech and/or Hearing Impaired Persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ROBERT S. MUSCALUS, D.O.,  
*Acting Secretary*

[Pa.B. Doc. No. 03-572. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Application of Forbes Regional Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Forbes Regional Hospital has requested an exception to the requirements of 28 Pa. Code §§ 107.64 and 117.30 (relating to administration of drugs; and emergency paramedic services) and 28 Pa. Code § 153.1 (relating to minimum standards) which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: 10.15.A2 (relating to minimum size of inpatient room areas).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980 for Speech and/or Hearing Impaired Persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ROBERT S. MUSCALUS, D.O.,  
*Acting Secretary*

[Pa.B. Doc. No. 03-573. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Application of Healthsouth Rehabilitation Hospital for Special Services for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Healthsouth Rehabilitation Hospital for Special Services has requested an exception to the requirements of 28 Pa. Code §§ 107.61 and 107.62 (relating to written orders; and oral orders).



This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980 for Speech and/or Hearing Impaired Persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ROBERT S. MUSCALUS, D.O.,  
Acting Secretary

[Pa.B. Doc. No. 03-574. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Application of Lehigh Valley Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Lehigh Valley Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards) which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: 7.2.A4 (relating to handwashing stations).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980 for Speech and/or Hearing Impaired Persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ROBERT S. MUSCALUS, D.O.,  
Acting Secretary

[Pa.B. Doc. No. 03-575. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Application of Lehigh Valley Hospital—Muhlenberg for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Lehigh Valley Hospital—Muhlenberg has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards) which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: 7.2.A4 (relating to handwashing stations).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980 for Speech and/or Hearing Impaired Persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ROBERT S. MUSCALUS, D.O.,  
Acting Secretary

[Pa.B. Doc. No. 03-576. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Application of Leo McCafferty, M.D. for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Leo McCafferty, M.D. has requested an exception to the requirements of 28 Pa. Code § 571.1 (relating to minimum standards) which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 9.5.F2.c and 9.5.H1 (relating to Class B OR minimum clear area; and width of public corridor).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be

reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980 for Speech and/or Hearing Impaired Persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ROBERT S. MUSCALUS, D.O.,  
*Acting Secretary*

[Pa.B. Doc. No. 03-577. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Application of Memorial Hospital York for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Memorial Hospital York has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards) which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: 9.9.A1 (relating to minimum clear area in procedure room).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980 for Speech and/or Hearing Impaired Persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ROBERT S. MUSCALUS, D.O.,  
*Acting Secretary*

[Pa.B. Doc. No. 03-578. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Application of Mercy Fitzgerald Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Mercy Fitzgerald Hospital has requested an exception to the requirements of 28 Pa. Code § 201.17 (relating to location).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980 for Speech and/or Hearing Impaired Persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ROBERT S. MUSCALUS, D.O.,  
*Acting Secretary*

[Pa.B. Doc. No. 03-579. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Application of Pinnacle Health—Fredricksen Outpatient Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Pinnacle Health—Fredricksen Outpatient Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards) which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 7.33 and 9.2.H1 (relating to the hyperbaric suite; and minimum width of public corridor).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980 for Speech and/or Hearing Impaired Persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ROBERT S. MUSCALUS, D.O.,  
*Acting Secretary*

[Pa.B. Doc. No. 03-580. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Application of Robert Packer Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Robert Packer Hospital has requested an exception to the requirements of 28 Pa. Code § 51.23 (relating to positron emission tomography).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980 for Speech and/or Hearing Impaired Persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ROBERT S. MUSCALUS, D.O.,  
Acting Secretary

[Pa.B. Doc. No. 03-581. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Application of St. Luke's Quakertown Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that St. Luke's Quakertown Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards) which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: 7.32.G2 (relating to nurse call system).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and

Ambulatory Care, (717) 783-8980 for Speech and/or Hearing Impaired Persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ROBERT S. MUSCALUS, D.O.,  
Acting Secretary

[Pa.B. Doc. No. 03-582. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Application of Select Specialty Hospital—Camp Hill for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Select Specialty Hospital—Camp Hill has requested an exception to the requirements of 28 Pa. Code § 107.62 (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980 for Speech and/or Hearing Impaired Persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ROBERT S. MUSCALUS, D.O.,  
Acting Secretary

[Pa.B. Doc. No. 03-583. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Application of Suburban Gastroenterology Associates for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Suburban Gastroenterology Associates has requested an exception to the requirements of 28 Pa. Code § 569.2 (relating to fire safety standards) and 28 Pa. Code § 571.1 (relating to minimum standards) which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: Appendix A Table 4.3 (relating to endoscopy room size).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980 for Speech and/or Hearing Impaired Persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ROBERT S. MUSCALUS, D.O.,  
*Acting Secretary*

[Pa.B. Doc. No. 03-584. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Application of Uniontown Hospital for Exception

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

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980 for Speech and/or Hearing Impaired Persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ROBERT S. MUSCALUS, D.O.,  
*Acting Secretary*

[Pa.B. Doc. No. 03-585. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Correction of Decision on Request for Exception; Long-Term Care Nursing Facilities

In a notice entitled "Decisions on Requests for Exceptions to Health Care Facility Regulations," published at 33 Pa.B. 688 (February 1, 2003), was a listing of decisions on requests for exceptions for long-term care nursing facilities.

In this notice one of the listings was for a "not required" decision on a request for exception to 28 Pa. Code § 205.6(a) (relating to function of building) for Eastwood Nursing and Rehabilitation Center. The decision on this request should have been published as denied.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department of Health and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980, for Speech and/or Hearing Impaired Persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ROBERT S. MUSCALUS, D.O.,  
*Acting Secretary*

[Pa.B. Doc. No. 03-586. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Renal Disease Advisory Committee Meeting

The Renal Disease Advisory Committee, established by 35 P. S. § 6204, will hold a public meeting on Tuesday, April 15, 2003.

The meeting will be held in the Department of Health, Conference Room 907, 9th Floor, Health and Welfare Building, Commonwealth and Forster Streets, Harrisburg, PA, from 10 a.m. to 3 p.m.

For additional information or persons with a disability who wish to attend the meeting and require auxiliary aid, service or other accommodation to do so, contact the Chronic Renal Disease Program at (717) 783-5436 or for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

This hearing and meeting are subject to cancellation without notice.

ROBERT S. MUSCALUS, D.O.,  
*Acting Secretary*

[Pa.B. Doc. No. 03-587. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Requests for Exception; Long-Term Care Nursing Facilities

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 201.17 (relating to location):

Jameson Hospital Transitional Care Unit-South  
1000 South Mercer Street  
New Castle, PA 16101

Mary Evans Extended Care Center  
724 Pershing Street  
Ellwood City, PA 16117

Berwick Retirement Village Nursing Home  
801 East 16th Street  
Berwick, PA 18603

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.27 (relating to lounge and recreation rooms):

Mountain City Nursing and Rehabilitation Center  
1000 West 27th Street  
Hazelton, PA 18201

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the

Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax: (717) 772-2163, paexcept@health.state.pa.us.

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

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

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

ROBERT S. MUSCALUS, D.O.,  
Acting Secretary

[Pa.B. Doc. No. 03-588. Filed for public inspection March 28, 2003, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Midas Touch Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Midas Touch.

2. *Price:* The price of a Pennsylvania Midas Touch instant lottery game ticket is \$2.00.

3. *Play Symbols:* Each Pennsylvania Midas Touch instant lottery game ticket will contain one play area featuring one "Winning Numbers" area, one "Your Numbers" area and a "Bonus Box" area. The play symbols and their captions located in the "Winning Numbers" area and "Your Numbers" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN) and 16 (SIXTN). The play symbols their captions located in the "Bonus Box" area are: Money Bag Symbol (MNYBAG), Rainbow Symbol (RBOW), Crown Symbol (CROWN), Coins Symbol (COINS), Star Symbol (STAR) and Gold Bar Symbol (GOLDBAR).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Your Numbers" area are: \$1.<sup>00</sup> (ONE DOL), \$2.<sup>00</sup> (TWO DOL), \$3.<sup>00</sup> (THR DOL), \$5.<sup>00</sup> (FIV DOL), \$6.<sup>00</sup> (SIX DOL), \$8.<sup>00</sup> (EGT DOL), \$12\$ (TWELV), \$18\$ (EGHTN), \$25\$ (TWY FIV), \$36\$ (TRY SIX), \$50\$ (FIFTY), \$100 (ONE HUN), \$300 (THR HUN) and \$20,000 (TWY THO).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$3, \$5, \$6, \$8, \$12, \$18, \$25, \$36, \$50, \$100, \$300 and \$20,000. The player can win up to eight times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 3,600,000 tickets will be printed for the Pennsylvania Midas Touch instant lottery game.

#### 7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$20,000 (TWY THO) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$20,000.

(b) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$300 (THR HUN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$300.

(c) Holders of tickets with a Gold Bar (GOLDBAR) in the "Bonus Box" area, four prize play symbols of \$50\$ (FIFTY) and four prize play symbols of \$25\$ (TWY FIV) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$300.

(d) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$100 (ONE HUN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(e) Holders of tickets with a Gold Bar (GOLDBAR) in the "Bonus Box" area, five prize play symbols of \$18\$ (EGHTN), a prize play symbol of \$5.<sup>00</sup> (FIV DOL), a prize play symbol of \$3.<sup>00</sup> (THR DOL) and a prize play symbol of \$2.<sup>00</sup> (TWO DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$50\$ (FIFTY) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(g) Holders of tickets with a Gold Bar (GOLDBAR) in the "Bonus Box" area, six prize play symbols of \$5.<sup>00</sup> (FIV DOL), a prize play symbol of \$12\$ (TWELV) and a prize play symbol of \$8.<sup>00</sup> (EGT DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$50.

(h) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$36\$ (TRY SIX) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$36.

(i) Holders of tickets with a Gold Bar (GOLDBAR) in the "Bonus Box" area, four prize play symbols of \$8.<sup>00</sup> (EGT DOL) and four prize play symbols of \$1.<sup>00</sup> (ONE DOL) in the "Your Numbers" area, on a single ticket, shall be entitled to a prize of \$36.

(j) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$25\$ (TWY FIV) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$25.

(k) Holders of tickets with a Gold Bar (GOLDBAR) in the "Bonus Box" area, three prize play symbols of \$5.<sup>00</sup> (FIV DOL), two prize play symbols of \$3.<sup>00</sup> (THR DOL), a prize play symbol of \$2.<sup>00</sup> (TWO DOL) and two prize play

symbols of \$1<sup>00</sup> (ONE DOL) in the “Your Numbers” area, on a single ticket, shall be entitled to a prize of \$25.

(l) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$18\$ (EGHTN) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$18.

(m) Holders of tickets with a Gold Bar (GOLDBAR) in the “Bonus Box” area, six prize play symbols of \$2<sup>00</sup> (TWO DOL) and two prize play symbols of \$3<sup>00</sup> (THR DOL) in the “Your Numbers” area, on a single ticket, shall be entitled to a prize of \$18.

(n) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$12\$ (TWELV) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$12.

(o) Holders of tickets with a Gold Bar (GOLDBAR) in the “Bonus Box” area, four prize play symbols of \$2<sup>00</sup> (TWO DOL) and four prize play symbols of \$1<sup>00</sup> (ONE DOL) in the “Your Numbers” area, on a single ticket, shall be entitled to a prize of \$12.

(p) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$8<sup>00</sup> (EGT DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$8.

(q) Holders of tickets with a Gold Bar (GOLDBAR) in the “Bonus Box” area and eight prize play symbols of \$1<sup>00</sup> (ONE DOL) in the “Your Numbers” area, on a single ticket, shall be entitled to a prize of \$8.

(r) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$6<sup>00</sup> (SIX DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$6.

(s) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$5<sup>00</sup> (FIV DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$5.

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

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

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

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

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

<i>Prize(s) of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 3,600,000 Tickets</i>
\$1 × 2	\$2	1:8.33	432,000
\$2	\$2	1:16.67	216,000
\$2 + \$1	\$3	1:75	48,000
\$1 × 3	\$3	1:75	48,000
\$3	\$3	1:150	24,000
\$3 + \$2	\$5	1:1,500	2,400
\$2 × 2 + \$1	\$5	1:750	4,800
\$1 × 5	\$5	1:93.75	38,400
\$5	\$5	1:1,500	2,400
\$5 + \$3	\$8	1:1,500	2,400
\$3 × 2 + \$1 × 2	\$8	1:500	7,200
\$1 × 8 (GOLD BAR)	\$8	1:100	36,000
\$8	\$8	1:1,500	2,400
\$8 + \$2 × 2	\$12	1:750	4,800
\$2 × 6	\$12	1:1,500	2,400
\$3 × 4	\$12	1:750	4,800
\$2 × 4 + \$1 × 4 (GOLD BAR)	\$12	1:375	9,600
\$12	\$12	1:1,500	2,400
\$12 + \$3 × 2	\$18	1:1,500	2,400
\$3 × 6	\$18	1:1,500	2,400

*When Any of  
Your Numbers  
Match Either  
Winning Number  
Win With*

<i>Prize(s) of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 3,600,000 Tickets</i>
\$6 × 2 + \$3 × 2	\$18	1:1,500	2,400
\$2 × 6 + \$3 × 2 (GOLD BAR)	\$18	1:250	14,400
\$18	\$18	1:1,500	2,400
\$12 + \$8 + \$3 + \$2	\$25	1:1,500	2,400
\$5 × 5	\$25	1:1,500	2,400
\$5 × 4 + \$3 + \$2	\$25	1:1,500	2,400
\$5 × 3 + \$3 × 2 + \$2 + \$1 × 2 (GOLD BAR)	\$25	1:250	14,400
\$25	\$25	1:1,500	2,400
\$12 × 2 + \$2 × 6	\$36	1:4,800	750
\$8 × 4 + \$2 × 2	\$36	1:4,800	750
\$8 × 4 + \$1 × 4 (GOLD BAR)	\$36	1:326.09	11,040
\$36	\$36	1:12,000	300
\$12 × 4 + \$2	\$50	1:4,000	900
\$8 × 6 + \$2	\$50	1:6,000	600
\$5 × 6 + \$12 + \$8 (GOLD BAR)	\$50	1:1,200	3,000
\$50	\$50	1:12,000	300
\$18 × 5 + \$5 + \$3 + \$2 (GOLD BAR)	\$100	1:6,000	600
\$100	\$100	1:24,000	150
\$50 × 4 + \$25 × 4 (GOLD BAR)	\$300	1:45,000	80
\$300	\$300	1:360,000	10
\$20,000	\$20,000	1:1,200,000	3

(GOLD BAR) = bonus play, gold bar wins all 8 prizes

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

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

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

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

GREGORY C. FAJT,  
*Secretary*

[Pa.B. Doc. No. 03-589. Filed for public inspection March 28, 2003, 9:00 a.m.]

### **Pennsylvania Mother's Day Gift Instant Lottery Game**

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

1. *Name:* The name of the game is Pennsylvania Mother's Day Gift.

2. *Price:* The price of a Pennsylvania Mother's Day Gift instant lottery game ticket is \$5.00.

3. *Play Symbols:*

(a) Each Pennsylvania Mother's Day Gift instant lottery game ticket will contain three play areas known as "Game 1," "Game 2" and "Game 3" respectively. Each game has a different game play method and is played separately. Each Pennsylvania Mother's Day Gift instant lottery game ticket will also contain a "Fast Cash Bonus" area.

(b) The play symbols and their captions located in the play area for "Game 1" are: \$5<sup>.00</sup> (FIV DOL), \$6<sup>.00</sup> (SIX DOL), \$7<sup>.00</sup> (SVN DOL), \$10<sup>.00</sup> (TEN DOL), \$12\$ (TWELV), \$15\$ (FIFTN), \$20\$ (TWENTY), \$25\$ (TWY FIV), \$30\$ (THIRTY), \$100 (ONE HUN) and \$50,000 (FTY THO).

(c) The play symbols and their captions located in the play area for "Game 2" are: X Symbol (XXX) and Heart Symbol (HEART).

(d) The play area for "Game 3" will contain a "Lucky Symbol" area and a "Your Symbols" area. The play symbols and their captions located in the "Lucky Symbol" area and the "Your Symbols" area are: Money Symbol (MONEY), House Symbol (HOUSE), Star Symbol (STAR), Necklace Symbol (NCKLACE), Ring Symbol (RING), Candy Symbol (CANDY), Sun Symbol (SUN), Emerald Symbol (EMERALD), Diamond Symbol (DIAMOND), Rose Symbol (ROSE) and Gift Symbol (GIFT).

4. *Prize Play Symbols:*

(a) The prize play symbols and their captions located in the "Prize" area for "Game 2" and in the "Your Symbols" area for "Game 3" are: \$5<sup>.00</sup> (FIV DOL), \$6<sup>.00</sup> (SIX DOL), \$7<sup>.00</sup> (SVN DOL), \$10<sup>.00</sup> (TEN DOL), \$12\$ (TWELV), \$15\$ (FIFTN), \$20\$ (TWENTY), \$25\$ (TWY FIV), \$30\$ (THIRTY), \$100 (ONE HUN) and \$50,000 (FTY THO).

(b) The prize play symbols and their captions located in the "Fast Cash Bonus" area are: \$5<sup>.00</sup> (FIV DOL), \$6<sup>.00</sup> (SIX DOL), \$7<sup>.00</sup> (SVN DOL), \$10<sup>.00</sup> (TEN DOL), \$12\$ (TWELV), \$15\$ (FIFTN), \$20\$ (TWENTY), \$25\$ (TWY FIV), \$30\$ (THIRTY), \$100 (ONE HUN) and NO BONUS (TRY AGAIN).

5. *Prizes:* The prizes that can be won in "Game 1," "Game 2" and "Game 3" are \$5, \$6, \$7, \$10, \$12, \$15, \$20, \$25, \$30, \$100 and \$50,000. The prizes that can be won in "Fast Cash Bonus" area are \$5, \$6, \$7, \$10, \$12, \$15, \$20, \$25, \$30 and \$100. The player can win up to six times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 1,800,000 tickets will be printed for the Pennsylvania Mother's Day Gift instant lottery game.

7. *Determination of Prize Winners:*

(a) Determination of prize winners for "Game 1" are:

(1) Holders of tickets with three matching play symbols of \$50,000 (FTY THO) in the play area, on a single ticket, shall be entitled to a prize of \$50,000.

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

(3) Holders of tickets with three matching play symbols of \$30\$ (THIRTY) in the play area, on a single ticket, shall be entitled to a prize of \$30.

(4) Holders of tickets with three matching play symbols of \$25\$ (TWY FIV) in the play area, on a single ticket, shall be entitled to a prize of \$25.

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

(6) Holders of tickets with three matching play symbols of \$15\$ (FIFTN) in the play area, on a single ticket, shall be entitled to a prize of \$15.

(7) Holders of tickets with three matching play symbols of \$12\$ (TWELV) in the play area, on a single ticket, shall be entitled to a prize of \$12.

(8) Holders of tickets with three matching play symbols of \$10<sup>.00</sup> (TEN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$10.

(9) Holders of tickets with three matching play symbols of \$7<sup>.00</sup> (SVN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$7.

(10) Holders of tickets with three matching play symbols of \$6<sup>.00</sup> (SIX DOL) in the play area, on a single ticket, shall be entitled to a prize of \$6.

(11) Holders of tickets with three matching play symbols of \$5<sup>.00</sup> (FIV DOL) in the play area, on a single ticket, shall be entitled to a prize of \$5.

(b) Determination of prize winners for "Game 2" are:

(1) Holders of tickets with three matching Heart Symbol (HEART) play symbols in the same row, column or diagonal, and a prize play symbol of \$50,000 (FTY THO) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$50,000.

(2) Holders of tickets with three matching Heart Symbol (HEART) play symbols in the same row, column or diagonal, and a prize play symbol of \$100 (ONE HUN) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$100.

(3) Holders of tickets with three matching Heart Symbol (HEART) play symbols in the same row, column or diagonal, and a prize play symbol of \$30\$ (THIRTY) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$30.

(4) Holders of tickets with three matching Heart Symbol (HEART) play symbols in the same row, column or diagonal, and a prize play symbol of \$25\$ (TWY FIV) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$25.

(5) Holders of tickets with three matching Heart Symbol (HEART) play symbols in the same row, column or diagonal, and a prize play symbol of \$20\$ (TWENTY) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$20.

(6) Holders of tickets with three matching Heart Symbol (HEART) play symbols in the same row, column or diagonal, and a prize play symbol of \$15\$ (FIFTN) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$15.

(7) Holders of tickets with three matching Heart Symbol (HEART) play symbols in the same row, column or diagonal, and a prize play symbol of \$12\$ (TWELV) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$12.

(8) Holders of tickets with three matching Heart Symbol (HEART) play symbols in the same row, column or



diagonal, and a prize play symbol of \$10.<sup>00</sup> (TEN DOL) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$10.

(9) Holders of tickets with three matching Heart Symbol (HEART) play symbols in the same row, column or diagonal, and a prize play symbol of \$7.<sup>00</sup> (SVN DOL) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$7.

(10) Holders of tickets with three matching Heart Symbol (HEART) play symbols in the same row, column or diagonal, and a prize play symbol of \$6.<sup>00</sup> (SIX DOL) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$6.

(11) Holders of tickets with three matching Heart Symbol (HEART) play symbols in the same row, column or diagonal, and a prize play symbol of \$5.<sup>00</sup> (FIV DOL) in the "Prize" area for that game, on a single ticket, shall be entitled to a prize of \$5.

(c) Determination of prize winners for "Game 3" are:

(1) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$50,000 (FTY THO) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$50,000.

(2) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$100 (ONE HUN) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(3) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$30\$ (THIRTY) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$30.

(4) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$25\$ (TWY FIV) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$25.

(5) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$20\$ (TWENTY) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(6) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$15\$ (FIFTN) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(7) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$12\$ (TWELV) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$12.

(8) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play

symbol and a prize play symbol of \$10.<sup>00</sup> (TEN DOL) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(9) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$7.<sup>00</sup> (SVN DOL) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$7.

(10) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$6.<sup>00</sup> (SIX DOL) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$6.

(11) Holders of tickets where any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$5.<sup>00</sup> (FIV DOL) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(d) Determination of prize winners for the "Fast Cash Bonus" area are:

(1) Holders of tickets with a prize play symbol of \$100 (ONE HUN) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$100.

(2) Holders of tickets with a prize play symbol of \$30\$ (THIRTY) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$30.

(3) Holders of tickets with a prize play symbol of \$25\$ (TWY FIV) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$25.

(4) Holders of tickets with a prize play symbol of \$20\$ (TWENTY) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$20.

(5) Holders of tickets with a prize play symbol of \$15\$ (FIFTN) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$15.

(6) Holders of tickets with a prize play symbol of \$12\$ (TWELV) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$12.

(7) Holders of tickets with a prize play symbol of \$10.<sup>00</sup> (TEN DOL) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$10.

(8) Holders of tickets with a prize play symbol of \$7.<sup>00</sup> (SVN DOL) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$7.

(9) Holders of tickets with a prize play symbol of \$6.<sup>00</sup> (SIX DOL) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$6.

(10) Holders of tickets with a prize play symbol of \$5.<sup>00</sup> (FIV DOL) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$5.

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

<i>Fast \$ Bonus</i>	<i>Game 1</i>	<i>Game 2</i>	<i>Game 3</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 1,800,000 Tickets</i>
\$5				\$5	1:27.27	66,000
	\$5			\$5	1:30	60,000
		\$5		\$5	1:30	60,000

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<i>Fast \$ Bonus</i>	<i>Game 1</i>	<i>Game 2</i>	<i>Game 3</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 1,800,000 Tickets</i>
			\$5	\$5	1:60	30,000
\$6				\$6	1:120	15,000
	\$6			\$6	1:120	15,000
		\$6		\$6	1:120	15,000
			\$6	\$6	1:120	15,000
\$7				\$7	1:200	9,000
	\$7			\$7	1:300	6,000
		\$7		\$7	1:300	6,000
			\$7	\$7	1:200	9,000
\$10				\$10	1:300	6,000
	\$10			\$10	1:300	6,000
		\$10		\$10	1:300	6,000
			\$10	\$10	1:300	6,000
\$5	\$5			\$10	1:200	9,000
\$5		\$5		\$10	1:200	9,000
\$5			\$5	\$10	1:200	9,000
			\$5 × 2	\$10	1:200	9,000
\$12				\$12	1:300	6,000
	\$12			\$12	1:600	3,000
		\$12		\$12	1:600	3,000
			\$12	\$12	1:300	6,000
\$6			\$6	\$12	1:300	6,000
	\$6	\$6		\$12	1:300	6,000
	\$6			\$12	1:300	6,000
\$7	\$5		\$6	\$12	1:300	6,000
\$7		\$5		\$12	1:300	6,000
\$7			\$5	\$12	1:300	6,000
			\$6 × 2	\$12	1:300	6,000
\$15				\$15	1:200	9,000
	\$15			\$15	1:300	6,000
		\$15		\$15	1:600	3,000
			\$15	\$15	1:300	6,000
\$5	\$5	\$5		\$15	1:200	9,000
\$5		\$5	\$5	\$15	1:200	9,000
\$10	\$5			\$15	1:300	6,000
\$10		\$5		\$15	1:300	6,000
\$10			\$5	\$15	1:300	6,000
\$20				\$20	1:600	3,000
	\$20			\$20	1:600	3,000
		\$20		\$20	1:600	3,000
			\$20	\$20	1:600	3,000
\$10	\$10			\$20	1:600	3,000
\$10		\$10		\$20	1:600	3,000
\$10			\$10	\$20	1:600	3,000
\$15	\$5			\$20	1:600	3,000
\$15		\$5		\$20	1:600	3,000
\$15			\$5	\$20	1:600	3,000
\$25				\$25	1:300	6,000
	\$25			\$25	1:600	3,000
		\$25		\$25	1:600	3,000
			\$25	\$25	1:600	3,000
\$20	\$5			\$25	1:600	3,000
\$20		\$5		\$25	1:600	3,000
\$20			\$5	\$25	1:600	3,000
\$15			\$5 × 2	\$25	1:300	6,000
\$30				\$30	1:960	1,875
	\$30			\$30	1:960	1,875
		\$30		\$30	1:960	1,875
			\$30	\$30	1:960	1,875
\$20			\$5 × 2	\$30	1:960	1,875
\$15			\$5 × 3	\$30	1:960	1,875
\$12			\$6 × 3	\$30	1:960	1,875
			\$5 × 6	\$30	1:960	1,875
\$100				\$100	1:36,000	50
	\$100			\$100	1:36,000	50

<i>Fast \$ Bonus</i>	<i>Game 1</i>	<i>Game 2</i>	<i>Game 3</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 1,800,000 Tickets</i>
		\$100		\$100	1:36,000	50
			\$100	\$100	1:36,000	50
			\$20 × 5	\$100	1:36,000	50
			\$25 × 4	\$100	1:36,000	50
	\$50,000			\$50,000	1:1,800,000	1
		\$50,000		\$50,000	1:1,800,000	1
			\$50,000	\$50,000	1:1,800,000	1

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

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

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

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

GREGORY C. FAJT,  
*Secretary*

[Pa.B. Doc. No. 03-590. Filed for public inspection March 29, 2003, 9:00 a.m.]

## DEPARTMENT OF STATE

### State Plan Advisory Board Meeting

On Thursday, April 3, 2003, the State Plan Advisory Board (Board) will meet from 10 a.m. to 3 p.m. in Room 303, North Office Building, Harrisburg. The Board is responsible for developing a plan which details how the Commonwealth will use grants from the Federal government to meet the requirements of the Federal Help America Vote Act of 2002 and "to carry out other activities to improve the administration of elections." Persons wishing to attend the meeting should contact, by April 1,

2003, Barbara Smotherman, (717) 787-3796, bsmotherma@state.pa.us.

BENJAMIN RAMOS,  
*Acting Secretary of the Commonwealth*

[Pa.B. Doc. No. 03-591. Filed for public inspection March 28, 2003, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Finding Montgomery County

Under section 2002(b) of The Administrative Code of 1929 (71 P. S. § 512(b)), the Secretary of Transportation makes the following written finding:

The Federal Highway Administration and the Department of Transportation plan to replace Camp Road Bridge over the East Branch of the Perkiomen Creek in Franconia and Salford Townships, Montgomery County.

The subject project will require use of Franconia Township Park. The project will require acquisition of 0.34 hectare (0.85 acre) of land from the Laurel Train Station adjacent to SR 2075.

The environmental, economic, social and other effects of the proposed project as enumerated in section 2002 of The Administrative Code of 1929 have been considered. It has been concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize effects. As a measure to minimize impacts to the park, the existing bridge will be demolished along with its approach roadways. The area will be graded and seeded, and the excess right-of-way resulting from this demolition will be turned over to the park therefore reducing the actual net loss of the Section 4(f) resource.

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

ALLEN D. BIEHLER, P. E.  
*Secretary*

[Pa.B. Doc. No. 03-592. Filed for public inspection March 28, 2003, 9:00 a.m.]

# FISH AND BOAT COMMISSION

## 2003 Changes to the List of Class A Wild Trout Waters

The Fish and Boat Commission (Commission) is considering changes to its list of Class A Wild Trout Streams. Under 58 Pa. Code § 57.8a (relating to Class A wild trout streams), it is the Commission's policy to manage self-sustaining Class A wild trout populations as a renewable natural resource to conserve that resource and the angling it provides. Class A wild trout populations represent the best of this Commonwealth's naturally reproducing trout fisheries. The Commission manages these stream sections solely for the perpetuation of the wild trout fishery with no stocking.

Criteria developed for Class A wild trout fisheries are species specific. Wild Trout Abundance Class Criteria include provisions for:

(i) *Wild Brook Trout Fisheries.*

(A) Total brook trout biomass of at least 30 kg/ha (26.7 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Brook trout biomass must comprise at least 75% of the total trout biomass.

(ii) *Wild Brown Trout Fisheries.*

(A) Total brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Brown trout biomass must comprise at least 75% of the total trout biomass.

(iii) *Mixed Wild Brook and Brown Trout Fisheries.*

(A) Combined brook and brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(D) Brook trout biomass must comprise less than 75% of the total trout biomass.

(E) Brown trout biomass must comprise less than 75% of the total trout biomass.

(iv) *Wild Rainbow Trout Fisheries.*

Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 2.0 kg/ha (1.78 lbs/acre).

For a water to be removed from the Class A Wild Trout Streams designation, total trout biomass must be documented below the set criteria for two consecutive stream examinations.

The Commission intends to consider changes to its list of Class A Wild Trout Streams at its meeting on April 27 and 28, 2003. Persons with comments, objections or suggestions concerning the changes are invited to submit comments in writing to Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, by 4 p.m. on April 25, 2003. Comments submitted by facsimile will not be accepted.

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

*Additions*

The Commission will consider adding the following waters to the current list of Class A Wild Trout Waters:

<i>County</i>	<i>Stream</i>	<i>Limits</i>	<i>Length</i>
Berks	Unnamed Tributary Allegheny Creek	From headwaters downstream to mouth	1.9 miles
Bradford	Satterlee Run	From headwaters downstream to mouth	4.4 miles
Columbia	Lick Run	From headwaters downstream to junction SR 0042 and T-645	2.2 miles
Forest	Logan Run	From headwaters downstream to mouth	1.8 miles
Perry	Sherman Creek	From Big Spring Run and Hemlock Run downstream to lower Tuscarora State Forest boundary	3.3 miles
Somerset	Higgins Run	From stone bridge borehole downstream to mouth	1.8 miles

*Removals*

None

PETER A. COLANGELO,  
*Executive Director*

[Pa.B. Doc. No. 03-593. Filed for public inspection March 28, 2003, 9:00 a.m.]

## Consideration of Changes to Special Regulation Designations

The Fish and Boat Commission (Commission) has approved guidelines with regard to encouraging public

participation on possible changes to the designation of stream sections or lakes for special regulation programs. Under 58 Pa. Code Chapter 65 (relating to special fishing regulations), the Commission designates certain streams, stream sections and lakes as being subject to special

fishing regulations. These designations are effective after Commission approval when they are posted at the site and a notice is published in the *Pennsylvania Bulletin*. Under the Commission's guidelines, a notice concerning the proposed designation or redesignation of a stream section or lake under special regulations ordinarily will be published in the *Pennsylvania Bulletin* before the matter is reviewed by the Commissioners.

At the next Commission meeting on April 27 and 28, 2003, the Commission will consider designating the following lake as a water subject to special fishing regulations under 58 Pa. Code Chapter 65, effective January 1, 2004:

*58 Pa. Code § 65.10. Select Trout Stocked Lake Program.*

The Commission will consider adding the following lake to the list of waters regulated and managed under the Select Trout Stocked Lake Program under 58 Pa. Code § 65.10:

<i>County</i>	<i>Water</i>
Sullivan	Hunters Lake

At this time, the Commission is soliciting public input concerning the designation. Persons with comments, objections or suggestions concerning the designation are invited to submit comments in writing to Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, by 4 p.m. on April 25, 2003. Comments submitted by facsimile will not be accepted.

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

PETER A. COLANGELO,  
*Executive Director*

[Pa.B. Doc. No. 03-594. Filed for public inspection March 28, 2003, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Notice of Filing of Final Rulemakings

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

#### *Final-Omit*

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
#18-371	Department of Transportation Liquid Fuels Tax Funds	3/17/03

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 03-595. Filed for public inspection March 28, 2003, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Alleged Violation of Insurance Laws; Willis Zeddie Kelley; Doc. No. SC03-03-027

Notice is hereby given of the Order to Show Cause issued on March 17, 2003, by the Deputy Insurance Commissioner in the previously referenced matter. Violation of the following is alleged: section 604 of the Insurance Department Act of 1921 (40 P. S. § 234) and 31 Pa. Code §§ 37.42—37.44 and 37.46—37.48.

Respondent shall file a written answer to the Order to Show Cause within 20 days of the date of issue. If Respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), 31 Pa. Code Chapter 56 (relating to special rules of administrative practice and procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency ADA Coordinator at (717) 787-4298.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 03-596. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Application and Request for Plan Approval of a Mutual-to-Stock Conversion

Neffsville Mutual Fire Insurance Company, a Pennsylvania domiciled mutual fire insurance company, has submitted a Plan of Mutual-to-Stock Conversion, whereby it proposes to convert from a mutual insurance company to an insurer organized as a stock company. The initial filing was made under requirements set forth under the Insurance Company Mutual-to-Stock Conversion Act (40 P. S. §§ 911-A—929-A). Persons wishing to comment on the grounds of public or private interest to the issuance of the Insurance Department's (Department) order approving of this conversion is invited to submit a written statement to the Department within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Written statements must include name, address and telephone number of the author, identification of the application to which the statement is addressed and a concise statement with sufficient detail to inform the Department of the exact basis of the statement and the relevant facts upon which it is based. Written statements should be directed to Robert Brackbill, Company Licensing Division, Insur-

ance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, rbrackbill@state.pa.us.

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 03-597. Filed for public inspection March 28, 2003, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Protests should indicate whether it applies to the temporary authority application, the permanent authority application, or both. 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 April 21, 2003. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

#### Applications of the following for approval to *begin* operating as *common carriers* for transportation of *persons* as described under each application.

**A-00119631. Duron Herman Johnson** (P. O. Box 2744, Cinnaminson, NJ 08077)—persons in paratransit service, from points in the City and County of Philadelphia, to all State correctional institutions located in Pennsylvania, and return.

**A-00108126, Folder 2. Vintage Limousine Service, Inc.** (4397 Twin Oaks Drive, Murrysville, Westmoreland County, PA 15668), a Delaware corporation—persons in group and party service, using vehicles with a seating capacity of 15 passengers or less, including the driver, between points in the County of Westmoreland, and from points in the Counties of Allegheny and Westmoreland, to points in Pennsylvania, and return. *Attorney:* William A. Gray, 2310 Grant Bldg., 310 Grant Street, Pittsburgh, PA 15219.

#### Application of the following for approval to *begin* operating as *contract carriers* for transportation of *persons* as described under the application.

**A-00119636. Executive Protection Services, Inc.** (501 Davis Avenue, Linwood, NJ 08221), a corporation of the State of New Jersey—persons for Cigna and Ace Ina, between points in Pennsylvania. *Attorney:* Richard T. Mulcahey, Jr., Two Penn Center—Suite 1400, 1500 John F. Kennedy Boulevard, Philadelphia, PA 19102-1890.

#### Application of the following for *amendment* to the certificate of public convenience approving the operation of motor vehicles as *common carriers* for transportation of *persons* as described under this application.

**A-00118512, Folder 1, Am-A. Restaurant Valet, LLC** (459 Carpenters Cove Lane, Downingtown, Chester

County, PA 19335), a limited liability company of the Commonwealth, persons in paratransit service, between points in the Township of Uwchlan, Chester County, and within an airline distance of 20 statute miles of the limits thereof: *So As To Permit* the transportation of persons in paratransit service, between points in the Township of Uwchlan, Chester County, and within an airline distance of 5 statute miles of the limits thereof. *Attorney:* Christopher P. Gerber, 941 Pottstown Pike, P. O. Box 630, Exton, PA 19341.

#### Application of the following for approval of the *beginning* of the exercise of the right and privilege of operating motor vehicles as *common carriers* for the transportation of *persons* by *transfer of rights* as described under the application.

**A-00119629. Adnan Alawi and Chafik AL Sirawan, Copartners** (5916 Torresdale Avenue, P. O. Box 17738, City and County of Philadelphia, PA 19135)—persons in airport transfer service, from points in the City and County of Philadelphia, to the Philadelphia International Airport, in the City and County of Philadelphia and the Township of Tinicum, Delaware County; which is to be a transfer of all the rights at A-00119629 to Maxi Taxi, Inc., subject to the same limitations and conditions.

#### Application of the following for approval of the *beginning* of the exercise of the right and privilege of operating motor vehicles as *contract carriers* for the transportation of *household goods* as described under the application.

**A-00119632 Dale W. Kilgariff** (201 East Roland Road, Parkside, Delaware County, PA 19015)—household goods in use, between points in the Counties of Delaware and Chester, and from points in said counties, to points in Pennsylvania, and vice versa.

#### Complaint

March 17, 2003  
A-00010363C0101

A-00010363

Fs. 1, 4, 6, 7, 9, 10, 11, 12, 13, 14, 15, 16

DELAWARE VALLEY TRANSPORTATION COMPANY  
T/A POCONO MOUNTAIN TRAILS  
PO BOX W  
BLAIRSTOWN NJ 07825

Re: Delaware Valley Transportation Company, t/a Pocono Mountain Trails

Dear Respondent:

On May 24, 2001, the Bureau of Transportation and Safety instituted a Complaint against Delaware Valley Transportation Company, t/a Pocono Mountain Trails, respondent, alleging failure to pay outstanding assessments of \$16, a violation of the Public Utility Code at 66 Pa.C.S. § 510(c).

In accordance with 52 Pa. Code § 5.61, the Notice of the Complaint notified respondent that it must file an Answer to the Complaint within twenty (20) days of the date of service. The Notice further specified that, if respondent failed to answer the Complaint within twenty (20) days, the Bureau of Transportation and Safety would request the Commission to cancel respondent's Certificate of Public Convenience, direct the Pennsylvania Department of Transportation to put an administrative hold on the respondent's motor vehicle registrations and notify the Pennsylvania Department of Revenue and respondent's insurance carriers that respondent's Certificate is revoked.

The Complaint was published on February 15, 2003 in the *Pennsylvania Bulletin*. To date, more than twenty (20) days later, respondent has failed to file an Answer to the Complaint.

Therefore, the allegations in the Complaint are deemed to be admitted. The Complaint is hereby sustained and the Certificate of Public Convenience, issued to respondent at A-00010363, Fs. 1, 4, 6, 7, 9, 10, 11, 12, 13, 14, 15, 16 is hereby canceled.

Furthermore, this Commission will put an administrative hold on respondent's vehicle registrations. Respondent will NOT be able to register any new vehicles or renew any existing vehicle registrations until all past due assessments are paid, all past due fines are paid, all insurance filings are up to date, and it holds an active Certificate of Public Convenience issued by this Commission.

This Secretarial Cancellation Letter will also be served on:

The Department of Revenue  
Bureau of Audit Programs  
Sales and Use Taxes  
Tenth Floor, Strawberry Square  
Harrisburg, PA 17128-1061

and on respondent's insurance carriers:

Clarendon National Insurance Company  
1177 Avenue of Americas  
New York, NY 10036

Additionally, respondent is hereby notified to cease and desist from further violations of the Public Utility Code, 66 Pa.C.S. §§ 1.1 et seq. and the regulations of the Commission, 52 Pa. Code §§ 1.1 et seq. In view of the cancellation of respondent's Certificate of Public Convenience, it is specifically prohibited from rendering service as a common carrier by motor vehicle in intrastate commerce in the Commonwealth of Pennsylvania.

Respondent may, in accordance with the provisions of 52 Pa. Code § 5.41(a) and 1 Pa. Code § 35.17, file a Petition for Reinstatement of its Certificate of Public Convenience for good cause. Said Petition shall be filed with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265.

James J. McNulty  
Secretary

### Complaint

March 18, 2003

THOMAS NOVAK  
T/A LEE S MOVING  
1950 HAMILTON STREET  
ALLENTOWN PA 18102

In re: Pennsylvania Public Utility Commission  
v.

Thomas Novak, t/a Lee's Moving  
C-20016179

Dear Respondent:

On September 28, 2001, the Bureau of Transportation and Safety instituted a complaint against Thomas Novak, t/a Lee's Moving, respondent, alleging:

"That respondent's employee, on August 21, 2001, held out to provide transportation by giving an estimate to Enforcement Officer Ronald Schreiber to move three rooms of furniture from Allentown to Bethlehem, Pennsylvania. Respondent quoted a price

of two men at a rate of \$65 per hour. When asked if respondent would supply the driver as a third man the rate went up to \$75 per hour and if a fourth man is needed, it would be \$85 per hour. Respondent was warned in June 1998 that he could not provide transportation of household goods.

That respondent, in performing the act described in Paragraph 3 of this complaint, violated the Public Utility Code, 66 Pa.C.S. § 1101, in that respondent held himself out to provide transportation of household goods for compensation between points in the Commonwealth of Pennsylvania while not then holding a certificate of public convenience issued by this Commission. Penalty is \$500."

Respondent was duly notified that, if an answer was not filed within twenty (20) days of receipt of the complaint, the penalty would be imposed.

The complaint and notice were published in the *Pennsylvania Bulletin* on December 8, 2001; and, more than thirty (30) days later, no response has been received from respondent.

Therefore, the allegations in the complaint are admitted and the complaint is sustained.

Respondent, within twenty (20) days from the date of service of this letter, shall pay a fine of five hundred dollars (\$500) by certified check or money order payable to the Pennsylvania Public Utility Commission at P. O. Box 3265, Harrisburg, PA 17105-3265, as provided in the Public Utility Code, 66 Pa.C.S. §§ 3301 and 3315, shall cease and desist from further violation of the Public Utility Code, 66 Pa.C.S. § 1101, et seq., and the Regulations of this Commission, 52 Pa. Code §§ 1.1, et seq.

James J. McNulty  
Secretary

### Complaint

*Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. American Trans-Freight, Inc.; Doc. No. A-00099350C02*

### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the 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 American Trans-Freight, Inc., respondent, maintains its principal place of business at P. O. Box 299, 1801 S. Pennsylvania Avenue, Morrisville, PA 19067.
2. That respondent was issued a certificate of public convenience by this Commission on February 12, 1983, at Docket No. A-00099350.
3. That, on September 10, 2002, respondent was sent an initial assessment of \$2,211. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$2,211.
4. That respondent has an outstanding assessment of \$2,211.
5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

WHEREFORE, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue a Secretarial Letter which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked and (5) imposes an additional fine on the respondent.

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, Director

#### NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three 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 days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

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 the Commission to issue a Secretarial Letter imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

#### Complaint

*Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Debarato, Louis J. T/A Flood City Limousine Service; Doc. No. A-00112321C02*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the 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 Debarato, Louis J., T/A Flood City Limousine Service, respondent, maintains his principal place of business at 129 Jaycee Drive, Johnstown, PA 15904.

2. That respondent was issued a certificate of public convenience by this Commission on April 11, 1996, at Docket No. A-00112321.

3. That, on September 10, 2002, respondent was sent an initial assessment of \$270. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$270.

4. That respondent has an outstanding assessment of \$270. Furthermore, respondent does not have current evidence of insurance on file with this Commission.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

7. That respondent, by failing to maintain evidence of insurance on file with this commission, violated 52 Pa. Code §§ 32.2 and 32.11.

WHEREFORE, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue a Secretarial Letter which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of



Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked and (5) imposes an additional fine on the respondent.

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, Director

#### NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three 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 days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

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 the Commission to issue a Secretarial Letter imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

#### Complaint

*Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Jimmy's Transport, LTD.;*  
*Doc. No. A-00109490C02*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the 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 Jimmy's Transport, LTD., respondent, maintains its principal place of business at 205 West Lancaster Avenue, Wayne, PA 19087.

2. That respondent was issued a certificate of public convenience by this Commission on September 30, 1991, at Docket No. A-00109490.

3. That, on September 10, 2002, respondent was sent an initial assessment of \$791. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$791.

4. That respondent has an outstanding assessment of \$791.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

WHEREFORE, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue a Secretarial Letter which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked and (5) imposes an additional fine on the respondent.

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, Director

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three 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 days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed  
 Pennsylvania Public Utility Commission  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265

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 the Commission to issue a Secretarial Letter imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

**Complaint**

*Pennsylvania Public Utility Commission Bureau of Transportation and Safety v. Mark E. Singer t/a Singer Trucking; Doc. No. A-00114572C02; A-00114572*

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the 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 responsi-

bilities. 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 Mark E. Singer, t/a Singer Trucking, respondent, maintains his principal place of business at 208 East Howard Avenue, Altoona, PA 16601.

2. That respondent was issued a certificate of public convenience by this Commission on March 11, 1998, at Application Docket No. A-00114572.

3. That respondent abandoned or discontinued service without having first submitted a letter to this Commission containing a statement that the service is no longer being rendered. Respondent has not reported intrastate revenue for the years 1999, 2000 and 2001.

4. That respondent, by failing to submit a letter to this Commission containing a statement that the service is no longer being rendered, violated 52 Pa. Code § 3.381(a)(5) and, by failing to maintain adequate, efficient and safe service and facilities, violated 66 Pa.C.S. § 1501.

WHEREFORE, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission revoke respondent's Certificate of Public Convenience at A-00114572.

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, Director

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date, as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three 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 days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty, which will include the revocation of your Certificate of Public Convenience.

C. If you file an answer which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue

a Secretarial Letter imposing a penalty, which may include the revocation of your Certificate of Public Convenience.

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

E. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at 717-787-1168.

### Complaint

*Pennsylvania Public Utility Commission Bureau of Transportation and Safety v. McDonald Trucking Company, Inc.; Doc. No. A-00100329C02; A-00100329*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the 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 McDonald Trucking Company, Inc., respondent, maintains its principal place of business at Star Route, Box 53, Curwensville, PA 16833.

2. That respondent was issued a certificate of public convenience by this Commission on September 21, 1977, at Application Docket No. A-00100329.

3. That respondent abandoned or discontinued service without having first submitted a letter to this Commission containing a statement that the service is no longer being rendered. Respondent has not reported intrastate revenue for the years 1999, 2000 and 2001.

4. That respondent, by failing to submit a letter to this Commission containing a statement that the service is no longer being rendered, violated 52 Pa. Code § 3.381(a)(5) and, by failing to maintain adequate, efficient and safe service and facilities, violated 66 Pa.C.S. § 1501.

WHEREFORE, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission revoke respondent's Certificate of Public Convenience at A-00100329.

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, Director

#### NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is

the mailing date, as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three 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 days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty, which will include the revocation of your Certificate of Public Convenience.

C. If you file an answer which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty, which may include the revocation of your Certificate of Public Convenience.

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

E. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at 717-787-1168.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 03-598. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Telecommunications

**A-311255F7007. CTSI, LLC and Allentown SMSA Limited Partnership d/b/a Verizon Wireless.** Joint petition of CTSI, LLC and Allentown SMSA Limited Partnership d/b/a Verizon Wireless for approval of a negotiated interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

CTSI, LLC and Allentown SMSA Limited Partnership d/b/a Verizon Wireless, by its counsel, filed on March 11, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a negotiated 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 CTSI, LLC and Allentown SMSA Limited Partnership d/b/a Verizon Wireless 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. 03-599. Filed for public inspection March 28, 2003, 9:00 a.m.]

## Telecommunications

**A-310489F7007. CTSI, LLC and CELLCO Partnership d/b/a Verizon Wireless.** Joint petition of CTSI, LLC and CELLCO Partnership d/b/a Verizon Wireless for approval of a negotiated interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

CTSI, LLC and CELLCO Partnership d/b/a Verizon Wireless, by its counsel, filed on March 11, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a negotiated 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 CTSI, LLC and CELLCO Partnership d/b/a Verizon Wireless 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. 03-600. Filed for public inspection March 28, 2003, 9:00 a.m.]

## Telecommunications

**A-311255F7003. Commonwealth Telephone Company and Allentown SMSA Limited Partnership d/b/a Verizon Wireless.** Joint petition of Commonwealth Telephone Company and Allentown SMSA Limited Partnership d/b/a Verizon Wireless for approval of a negotiated interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Commonwealth Telephone Company and Allentown SMSA Limited Partnership d/b/a Verizon Wireless, by its counsel, filed on March 11, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a negotiated 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 Commonwealth Telephone Company and Allentown SMSA Limited Partnership d/b/a Verizon Wireless 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. 03-601. Filed for public inspection March 28, 2003, 9:00 a.m.]

## Telecommunications

**A-310489F7003. Commonwealth Telephone Company and Cellco Partnership d/b/a Verizon Wireless.** Joint petition of Commonwealth Telephone Company and Cellco Partnership d/b/a Verizon Wireless for approval of a negotiated interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Commonwealth Telephone Company and Cellco Partnership d/b/a Verizon Wireless, by its counsel, filed on March 11, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a negotiated 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 Commonwealth Telephone Company and Cellco Partnership d/b/a Verizon Wireless 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. 03-602. Filed for public inspection March 28, 2003, 9:00 a.m.]

## Telecommunications

**A-310640F7001. Verizon North Inc. and Covista, Inc.** Joint petition of Verizon North Inc. and Covista, Inc. for approval of adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon North Inc. and Covista, Inc., by its counsel, filed on March 13, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of adoption of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and Covista, 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. 03-603. Filed for public inspection March 28, 2003, 9:00 a.m.]

## Telecommunications

**A-311228F7001. Verizon North Inc. and New Rochelle Telephone Corp.** Joint petition of Verizon North Inc. and New Rochelle Telephone Corp. for ap-

proval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and New Rochelle Telephone Corp., by its counsel, filed on March 12, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and New Rochelle Telephone Corp. 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. 03-604. Filed for public inspection March 28, 2003, 9:00 a.m.]

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### Telecommunications

**A-310640F7000. Verizon Pennsylvania Inc. and Covista, Inc.** Joint petition of Verizon Pennsylvania Inc. and Covista, Inc. for approval of adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Covista, Inc., by its counsel, filed on March 13, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of adoption of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and Covista, 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. 03-605. Filed for public inspection March 28, 2003, 9:00 a.m.]

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### Telecommunications

**A-311228F7000. Verizon Pennsylvania Inc. and New Rochelle Telephone Corp.** Joint petition of Verizon Pennsylvania Inc. and New Rochelle Telephone Corp. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and New Rochelle Telephone Corp., by its counsel, filed on March 12, 2003, at the Pennsylvania Public Utility Commission (Commission), a

joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and New Rochelle Telephone Corp. 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. 03-606. Filed for public inspection March 28, 2003, 9:00 a.m.]

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### Telecommunications

**A-310872F7000. Verizon Pennsylvania Inc. and QuantumShift Communications Inc.** Joint petition of Verizon Pennsylvania Inc. and QuantumShift Communications Inc. for approval of adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and QuantumShift Communications Inc., by its counsel, filed on March 14, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of adoption of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and QuantumShift Communications 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. 03-607. Filed for public inspection March 28, 2003, 9:00 a.m.]

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## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #02-108.1, Roof Replacement—Building #2A, Packer Ave. Marine Terminal (PAMT), until 2 p.m. on Thursday, April 17, 2003. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Avenue, 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available April 1, 2003. The cost of the bid document is \$35

(includes 7% PA Sales Tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Contractor must comply with all applicable equal opportunity laws and regulations.

A mandatory prebid job site meeting will be held April 10, 2003, at 11 a.m. at the PAMT South Gate, 1/2 mile south of Columbus Blvd. and Packer Ave., Philadelphia, PA 19148.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 03-608. Filed for public inspection March 28, 2003, 9:00 a.m.]

### Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #03-066.5, Asbestos Removal and Boiler Demolition, Pier 38 South, until 2 p.m. on Tuesday, April 8, 2003. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Avenue, 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available April 1, 2003. The cost of the bid document is \$35 (includes 7% PA sales tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Contractor must comply with all applicable equal opportunity laws and regulations.

A mandatory prebid job site meeting will be held April 3, 2003, at 10 a.m. at Pier 38 South, Columbus Blvd. and Christian St., Philadelphia, PA 19147.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 03-609. Filed for public inspection March 28, 2003, 9:00 a.m.]

## TURNPIKE COMMISSION

### Retention of Two Surveying Firms

#### Open End Contracts to Provide Surveying Services

##### Reference No. 1-128

The Turnpike Commission (Commission) will retain two engineering/surveying firms for open-end contracts to provide surveying services. One contract will be for surveying services throughout the eastern portion of the Turnpike System (System), generally Districts 3—5, and one contract will be for surveying services throughout the western portion, generally Districts 1 and 2, of the System. These surveying services may include: baseline stakeout, level runs, metes and bounds surveys, right-of-way surveys, topographic surveys, cross-section surveys, wetland location surveys, GPS surveys, aerial photogrammetry control surveys and construction surveys. The work to be performed on each specific project may include any or all of the previously listed phases of work on various projects located throughout the eastern or western portions of the System. Each contract will be for a maximum cost of \$500,000, or for a period of 2 years, whichever occurs first. Specify interest in the western contract, eastern contract, or both.

The surveying work must be performed in accordance with the requirements of applicable sections of the "Surveying And Mapping Manual," Publication 122M, Depart-

ment of Transportation, Bureau of Design and/or the "Specifications For Aerial Photography, Field Control Surveys, and Topographic Mapping" contained in Form 442, Department of Transportation, Bureau of Design Specifications for Consultant Engineering Agreements, as directed by the Commission. The services will encompass a wide range of design related surveying efforts with the possibility of several different types of survey projects under short simultaneous completion schedules.

The firm may be required to provide topographic surveys, GIS data, aerial photogrammetry control surveys, survey worksheets and GPS survey data in AutoCAD, DXF, ARC/INFO and Microstation formats. Translation capability to other CADD systems may be required.

The following factors will be considered by the Commission during the evaluation of the firms submitting letters of interest for this project:

a. Specialized experience and technical competence of prime consultant and subconsultants. Firms should have prior experience in large-scale GPS control surveys for highway design.

b. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on similar projects. The consultant should identify similar projects that have been completed by that firm as the prime, the magnitude of the project and the client.

c. The specific experience and number of individuals who constitute the firm. Firms should have sufficient qualified permanent full-time personnel to complete survey assignments with short delivery schedules utilizing current state-of-the-art surveying instruments, equipment and software under the direct supervision of a Commonwealth registered professional land surveyor.

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 letter of interest.

Questions and inquiries concerning this project should be directed to Robert W. Long, P.L.S., Right-of-Way/Utility Manager, Turnpike Commission, (717) 939-9551, Ext. 5760, or [rlong@paturndpike.com](mailto:rlong@paturndpike.com). Direct contractual questions to George M. Hatalowich, (717) 986-8737, or [ghatalow@paturndpike.com](mailto:ghatalow@paturndpike.com).

#### General Requirements and Information

Firms interested in providing the previous work and services are invited to submit a statement of interest with the required information. The statements of interest must include the following:

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. Any deviation from the subconsultants 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 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 inch 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.

Small firms, disadvantaged business enterprise (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 these 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 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 Thursday, April 17, 2003. 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 this solicitation, two firms will be selected for this contract. The order of preference will be established for the purpose of negotiating an agreement with the highest ranked firms 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.

MITCHELL RUBIN,  
*Chairperson*

[Pa.B. Doc. No. 03-610. Filed for public inspection March 28, 2003, 9:00 a.m.]